

ORIGINAL ORDINANCE NO.: 1781

INTRODUCED BY: Vitale

ENROLLED ORDINANCE NO.: 1557

AN ORDINANCE APPROVING AND AUTHORIZING THE ANNEXATION OF TWO TRACTS OF LAND: AN AREA APPROXIMATELY 10.75 ACRES IN SIZE, GENERALLY KNOWN AS COUGHLIN-POLE MOUNTAIN 4TH ADDITION BLOCKS 1-4; AND AN ADJOINING TRACT OF LAND APPROXIMATELY 1.41 ACRES IN SIZE, GENERALLY KNOWN AS THE INTERSECTION OF BEAUFORT STREET AND NORTH 22ND STREET AND VICINITY, INTO THE BOUNDARIES OF THE CITY OF LARAMIE, WYOMING

Whereas, on January 29, 2009, BLT LLC (Brett Vizina and J.D. Romsa) filed a petition for the Annexation (Petition) with the Clerk of the City of Laramie, Wyoming, to annex the area generally known as Coughlin-Pole Mountain 4th Addition Blocks 1-4 (Annexation Area), which is more fully described in Section 2 of this Ordinance, to the City; and whereas a concurrent application was filed by the applicant with City for the establishment of R1 (One-Family) zoning of the Annexation Area, subject to City Council approving the annexation of the tract of land to the City;

Whereas, on March 23, 2009, the City Planning Commission reviewed the annexation proposal and by majority vote of its members recommended the annexation of the Annexation Area to City;

Whereas, at the request of the property owners and upon recommendation of the Planning Commission at its March 23, 2009 meeting, the area encompassing the proposed intersection of Beaufort Street and North 22<sup>nd</sup> Street and vicinity was made part of the accompanying development proposal and hence the Annexation Area;

Whereas, City Clerk gave notice of a public hearing in compliance with Wyo. Stat. § 15-1-405 by publishing the required notice in the *Laramie Boomerang* on April 26, 2009, and May 3, 2009;

Whereas, a public hearing was held on May 19, 2009, which notice shall be given at least fifteen (15) business days prior to the public hearing in compliance with Wyo. Stat. § 15-1-405.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LARAMIE, WYOMING:

**Section 1.** That the foregoing recitals are incorporated in and made a part of this Ordinance by this reference.

**Section 2.** That the Annexation Area is annexed to and included in the boundaries of the City of Laramie, Wyoming, which Area is more fully described as follows:

[COUGHLIN-POLE MOUNTAIN 4TH ADDITION BLOCKS 1-4:]

A TRACT OF LAND LOCATED IN THE E1/2 OF THE NW 1/4 OF SECTION 27, T16N, R73W OF THE 6TH. P.M. ALBANY COUNTY WYOMING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT FROM WHICH THE S1/4 CORNER OF SAID SECTION BEARS S 15° 58' 49" E 3849.11 FEET, SAID POINT OF BEGINNING BEING THE SE CORNER OF LOT 49, BLOCK 3 AS SHOWN ON THE PLAT OF BLOCK 3 BURKERT-RICHARDS 2ND ADDITION AND BLOCK 6 BURKERT-RICHARDS ADDITION TO THE CITY OF LARAMIE WYOMING;

THENCE N 0° 10' 12" W 100.00 FEET (FORMERLY CALLED N 0° 01' 00" W) ALONG THE BOUNDARY OF SAID BLOCK 3;

THENCE N 89° 49' 48" E 85.00 FEET (FORMERLY CALLED N 89° 59' 00" E) ALONG SAID BOUNDARY;

HENCE N 0° 10' 12" W 400.00 FEET (FORMERLY CALLED N 0° 01' 00" W) ALONG SAID BOUNDARY AND SAID BOUNDARY EXTENDED;

THENCE N 78° 51' 16" E 224.05 FEET;

THENCE S 89° 38' 43" E 229.96 FEET;

THENCE S 67° 52' 25" E 273.12 FEET;

THENCE S 0° 10' 12" E 138.26 FEET;

THENCE N 89° 46' 31" E 318.46 FEET;

THENCE S 0° 14' 20" E 299.35 FEET TO THE INTERSECTION OF THE EXTENSION OF THE WEST LINE OF 22ND STREET AND THE NORTH LINE OF BEAUFORT STREET AS PLATTED;

THENCE S 89° 46' 31" W (FORMERLY CALLED S 89° 44' 13" W) 390.00 FEET ALONG SAID NORTH SIDE OF BEAUFORT STREET AS PLATTED AND EXTENDED;

THENCE S 89° 55' 11" W 481.42 FEET (FORMERLY CALLED S 89° 49' 36" W 481.87') ALONG SAID NORTH LINE OF BEAUFORT STREET;

THENCE S 89° 49' 48" W (FORMERLY CALLED S 89° 44' 13" W) 235.00 FEET ALONG SAID NORTH LINE OF BEAUFORT STREET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 10.75 ACRES MORE OR LESS

BASIS OF BEARING FOR DESCRIPTION IS TRUE NORTH AS DETERMINED BY GPS MEASUREMENTS.

[INTERSECTION OF BEAUFORT STREET AND NORTH 22ND STREET AND VICINITY:]

BEGINNING AT THE NE CORNER OF THE FINAL PLAT OF BLOCK 1, LOTS 10-13, BLOCK 2, LOT 13, BLOCK 3, LOTS 10-13, AND BLOCK 11, LOTS 2-8, COUGHLIN-POLE MOUNTAIN 2<sup>ND</sup> ADDITION TO THE CITY OF LARAMIE, WYOMING FROM WHICH THE S1/4 CORNER OF SECTION 27, T16N, R73W OF THE 6TH P.M., ALBANY COUNTY, WYOMING BEARS S 3° 53' 30" 3507.58 FEET;

THENCE N 89° 51' 21" W 300.00 FEET (FORMERLY CALLED N 89° 43' 22" W) ALONG THE NORTH LINE OF SAID FINAL PLAT TO A POINT ON THE EAST LINE OF THE FINAL PLAT OF LOTS 1-9, BLOCK 1 & LOTS 13-15, BLOCK 2, COUGHLIN-POLE MOUNTAIN 2<sup>ND</sup> ADDITION;

THENCE N 0° 08' 39" W 204.10 FEET (FORMERLY CALLED N 0° 16' 38" W 203.68') ALONG SAID EAST LINE TO A POINT ON THE NORTH LINE OF BEAUFORT STREET;

THENCE N 89° 46' 31" E 300.00 FEET;

THENCE S 0° 08' 39" E 204.52 FEET TO THE POINT OF BEGINNING.

[SAID TRACT CONTAINS 1.41 ACRES MORE OR LESS.]

**Section 3.** That all previous ordinances defining the boundaries of the said City shall be and the same are hereby amended to include the area as herein described; and all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of any inconsistency.

**Section 4.** That the City assumes no obligation, without the express consent of City Council, for the construction of such improvements and facilities as may be required by City for the extension of franchise, sanitary, and utility services as are required to be extended pursuant to Wyo. Stat. 15-1-410, or for the construction of streets, curb and gutter, sidewalk, storm sewer, or water mains.

**Section 5.** That the municipal election precincts designated as follows shall be changed so as to include the Annexation Area within their boundaries, according to the following assigns:

All of the Annexation Area lying EAST of the centerline of the North 22<sup>nd</sup> Street right-of-way: Albany County Voting Precinct 41-2  
All of the Annexation Area lying WEST of the centerline of the North 22<sup>nd</sup> Street right-of-way: Albany County Voting Precinct 41-1

**Section 6.** That the City Council wards designated as follows shall be changed so as to include the Annexation Area within their boundaries, according to the following assigns:

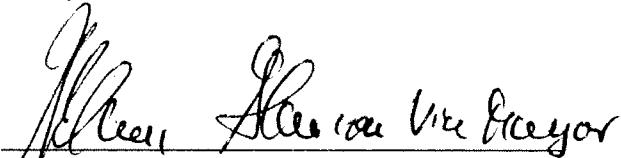
All of the Annexation Area lying EAST of the centerline of the North 22<sup>nd</sup> Street right-of-way: Ward Seven (7)  
All of the Annexation Area lying WEST of the centerline of the North 22<sup>nd</sup> Street right-of-way: Ward Two (2)

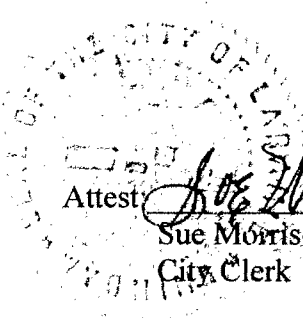
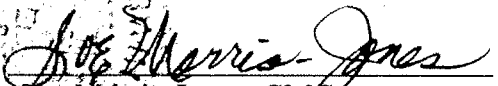
**Section 7.** That the annexation of the Coughlin-Pole Mountain 4th Addition Blocks 1-4 area, and an adjoining tract of land generally known as the intersection of Beaufort Street and North 22<sup>nd</sup> Street and vicinity, upon filing with the Albany County Clerk, shall authorize the Mayor and Clerk to record partial releases with the Albany County Clerk against each lot with a recorded annexation agreement in the Coughlin-Pole Mountain 4th Addition Blocks 1-4 area and an adjoining tract of land generally known as the intersection of Beaufort Street and North 22<sup>nd</sup> Street and vicinity, once the annexation is effective and the appeal period has expired, or when the annexation ordinance is sustained after an appeal.

**Section 7.** That the following stipulation shall apply to the annexation established by this ordinance:

The petitioner shall install appropriate erosion and sediment controls along the entire southerly boundary of the area being annexed within 30 days of the effective date of the annexation ordinance, or stand the cost thereof.

Passed and approved this 02th day of June, 2009.

  
\_\_\_\_\_  
Jodi Guerin, Mayor and President of the  
City Council

  
Attest:   
\_\_\_\_\_  
Sue Morris-Jones, CMC  
City Clerk

Duly published in the *Laramie Boomerang* this 07<sup>th</sup> day of June, 2009.

First Reading: April 21, 2009  
Public Hearing: May 19, 2009  
Second Reading: May 19, 2009  
Third Reading and Final Action: June 02, 2009