

LARAMIE COUNTY PLANNING & DEVELOPMENT DEPARTMENT

Planning • Building

MEMORANDUM

TO: Laramie County Board of County Commissioners

FROM: Bryce Hamilton, Associate Planner

DATE: July 18th, 2023

TITLE: PUBLIC HEARING regarding a Vacation and replat of High Prairie

Mennonite Church Cemetery, Situated at 4083 Rd 207, Carpenter, WY

82054

EXECUTIVE SUMMARY

Steil Surveying, on behalf of High Prairie Mennonite Church, has submitted a vacation of High Prairie Mennonite Church Cemetery, located at 4083 Rd 207, Carpenter, WY 82054. The vacation has been submitted in order to perform an Administrative Plat which would subdivide and plat the parcel as two (2) lots known as High Prairie Mennonite Church, as well as allocating portion of the parcel to the east to the new plat.

BACKGROUND

The subject property is a church, a cemetery, and vacant land currently situated in the LU – Land Use Zone District. It is currently platted as High Prairie Mennonite Church Cemetery, Laramie County, Wyoming, a subdivision which obtained Board of County Commissioners approval on May 20th, 2008.

Pertinent Statutes and Regulations include:

W.S. § 34-12-101 thru 34-12-115.

LCLUR Section 1-2-100, governing Board Approval Process.

LCLUR Section 1-2-104, governing Public Notice.

LCLUR Section 2-1-101(m), governing Board vacation of a subdivision plat.

LCLUR Section 4-2-114, governing the LU Zoning District.

DISCUSSION

The property was originally platted as High Prairie Mennonite Church Cemetery, which was approved by the Board on May 20th, 2008. The replat will primarily move lot lines in the original plat and will also allocate a portion of the parcel to the east into the new plat.

The Laramie County Comprehensive Plan identifies the area as Rural Ag Interface (RAI). This area is intended to comprise primarily rural residential uses, and the current use of the lot in question is a church, a cemetery, and vacant agricultural land. In the proposed replat, the improvements would be situated on the surrounding parcel, while the cemetery would be situated on the enclave parcel. The Comprehensive Plan also recommends development on existing rights-of-way; the existing 80-ft ROW known as Road 207 would continue to serve the church parcel, while a new 40-ft access and utility easement across the church parcel would serve the cemetery.

Certified letters were mailed to neighboring property owners on June 8th, 2023. A legal ad was printed in the Wyoming Tribune Eagle on June 14th, 2023. Staff did not receive any phone calls or written communication from the public about the proposal. Agency review comments received addressed minor plat corrections. No agency comments required any major revisions and Staff has determined that all agency comments have been addressed.

RECOMMENDATION and FINDINGS

Based on evidence provided, staff recommends the Board find that:

- **a.** This application meets the criteria for Board Approval pursuant to **Section 1-2-100** of the Laramie County Land Use Regulations.
- **b.** This application meets the criteria for vacation of a plat pursuant to **Section 2-1-101(m)** of the Laramie County Land Use Regulations.
- **c.** The application fulfills the intent of **Wyoming Statute 34-12-108** as it does not abridge any of the rights of properties situated in the same subdivision.

and that the Board approve the Vacation of High Prairie Mennonite Church Cemetery, Laramie County, WY, and approve the Administrative Plat for High Prairie Mennonite Church.

PROPOSED MOTION

I move to adopt the findings of facts a, b, and c of the staff report, to approve the Vacation of High Prairie Mennonite Church Cemetery, Laramie County, WY which shall become effective upon recording of the Administrative Plat of High Prairie Mennonite Church, and to approve the Administrative Plat of High Prairie Mennonite Church.

ATTACHMENTS

Attachment 1: Project Map

Attachment 2: Applicant Narrative

Attachment 3: Agency Review Comments With Applicant Responses

Attachment 4: To Be Vacated – High Prairie Mennonite Church Cemetery
Attachment 5: Final Plat Revised 6/27/23 – High Prairie Mennonite Church

Attachment 6: Resolution





May 16, 2023

Laramie County Planning & Development Office 3966 Archer Parkway Cheyenne, WY 82007 (307) 633-4303

InRe: LETTER OF JUSTIFICATION – HIGH PRAIRIE MENNONITE CHURCH REPLAT

Steil Surveying Services, agent for the owner, intends to VACATE and REPLAT all of Tracts 1 and 2, High Prairie Mennonite Church Cemetery AND a portion (said portion is being added to the current property) of the NE½ of Section 14, T13N, R64W, of the 6th P.M., Laramie County, Wyoming, for Church use, Current use is Church.

The overall density of the replat is 12.08 acres. The proposed replat will consist of TWO (2) tracts. The largest tract will be used for the church and its members, the smallest tract is an EXEMPT cemetery lot for burial of church members. The cemetery lot and plots are not for sale or profit, which allows the cemetery lot to be EXEMPT.

Please contact me with any questions or concerns.

Sincerely,

Shane Hansen

Director Planning and Development Steil Surveying Services, LLC shansen@steilsurvey.com

Michael S. Harom

Approved:

issued:

 Permit Number:
 PZ-23-00075
 Parcel Number:
 13641410100100
 Submitted: 05/23/2023

 Site Address:
 4083 County Road 207
 Technically Complete: 05/24/2023

Applicant: HANSEN, MICHEAL SHANE Carpenter, WY 82054

Owner: HIGH PRAIRIE MENNONITE CHURCH
Project Description: VACATE CURRENT FILING, THEN MERGE THREE ADJACENT PARCELS INTO TWO

Troject Description. VACATE CONCENT FIELDO, THEN WEIGHT HINCE ADDADENT FANCEED INTO TWO

Begin Date 10/10/1910	End Date	Permit Area Parcels	<u>Subject</u> 13641230000300	Note Type GENERAL	Note Text Permit: 13641230000300 Attributes ATTRIBUTE: Ward VALUE: 0 ATTRIBUTE: Lot SqFt VALUE: 51429549.60 ATTRIBUTE: Map Page VALUE: B ATTRIBUTE: HistDist VALUE: N ATTRIBUTE: Jurisdiction VALUE: COUNTY ATTRIBUTE: Flood Zone VALUE: A ATTRIBUTE: ZoneDI VALUE: N ATTRIBUTE: Lot Acres VALUE: 1180.66 ATTRIBUTE: Firm Panel VALUE: 56021C1450F ATTRIBUTE: TaxDist VALUE: 0204 ATTRIBUTE: Zoning VALUE: UNZONED ATTRIBUTE: ZoneCHR VALUE: N ATTRIBUTE: School District VALUE: LCSD #2 ATTRIBUTE: Fire District VALUE: FD-4	Created By MIGRATION
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10/10/1910	Parcels	13641410100200	GENERAL	Permit: 13641410100200 Attributes ATTRIBUTE: School District VALUE: LCSD #2 ATTRIBUTE: Fire District VALUE: FD-4 ATTRIBUTE: TaxDist VALUE: 0204 ATTRIBUTE: Lot Acres VALUE: 1.06 ATTRIBUTE: ZoneCHR VALUE: N ATTRIBUTE: Firm Panel VALUE: 56021C1425F ATTRIBUTE: Zoning VALUE: UNZONED ATTRIBUTE: ZoneDI VALUE: N ATTRIBUTE: Map Page VALUE: B ATTRIBUTE: Lot SqFt VALUE: 46173.60 ATTRIBUTE: Ward VALUE: 0 ATTRIBUTE: Flood Zone VALUE: UNDETERMINED ATTRIBUTE: HistDist VALUE: N ATTRIBUTE: Jurisdiction VALUE: COUNTY	MIGRATION

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05/31/2023		Application	PZ-23-00075	GENERAL	BOCC 7/18/23 FOR VACATE	BRYCE.HAMILTON@ LARAMIECOUNTYW Y.GOV
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05/31/2023		Application	PZ-23-00075	GENERAL	WILL POST FEES, SEND LETTERS/LEGAL/REVIEWS AS SOON AS ISSUES FIXED IN SMARTGOV	BRYCE.HAMILTON@ LARAMIECOUNTYW Y.GOV
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06/08/2023	06/08/2023	Application	PZ-23-00075	GENERAL	NO COMMENT	DAWN.LANNING@LA RAMIECOUNTYWY.G OV
06/08/2023	06/08/2023	Application	PZ-23-00075	GENERAL	NO COMMENT	DAWN.LANNING@LA RAMIECOUNTYWY.G OV
06/12/2023		Workflow	PLAN REVIEW BY PLANNING AND ZONING	GENERAL	ALL AGENCY COMMENTS TO BE ADDRESSED.	BRYCE.HAMILTON@ LARAMIECOUNTYW Y.GOV
06/12/2023		Workflow	PLAN REVIEW BY PLANNING AND ZONING	GENERAL	ALL AGENCY COMMENTS TO BE ADDRESSED.	BRYCE.HAMILTON@ LARAMIECOUNTYW Y.GOV
06/13/2023	06/13/2023	Application	PZ-23-00075	GENERAL	No Comments	MATTHEW.BUTLER @LARAMIECOUNTY WY.GOV
06/13/2023	06/13/2023	Application	PZ-23-00075	GENERAL	No Comments	MATTHEW.BUTLER @LARAMIECOUNTY WY.GOV
06/19/2023	06/19/2023	Workflow	ENGINEERS REVIEW	GENERAL	Engineer Review 1. I concur with the request for a waiver of a detailed Drainage	SCOTT LARSON@LA RAMIECOUNTYWY.G

- 1. The names of this subdivision and the subdivision being re-platted are very similar. former subdiVision is being Vacated
- 2. In the metes and bounds legal description of the 5.72 acre portion of this subdivision included in the Dedication, there is a course calling out "...a distance of 500 feet to the East line of Tract 2,". As shown on the plats, High Prairie Mennonite Church and High Prairie Mennonite Church Cemetery, it appears that the course actually intersects the East line of Tract 1. corrected
- 3. It would help one to follow the metes and mounds description in the Dedication if the Point of Beginning of the legal description of the 5.72 acre portion of this subdivision were labeled and the location dimensioned on the plat drawing. the pob of the 5.72 acre parcel is not monumented on the section line, nothing to label or dimension
- 4. For clarification/identification of the parcels included in this subdivision, the closing course of the legal description of the 5.72 acre portion of this subdivision (N011'36" along said East line, a distance of 496.79 feet) should be dimensioned and identified on the plat. the 5.72 acre parcel becomes part of Tract 1. this is not necessary.
- 5. There is no boundary tie shown for the north end of the 40' Access and Utility Easement. Is the easement the west 40' of the 5.72 acre parcel? yes.

Study and Traffic Study since this development will have negligible OV impact on both. thank you

2. The plat drawing indicates this property is served by LCFD No. 2, but it should be LCFD No. 4. corrected

Surveyor Review

06/19/2023

06/19/2023

Workflow

ENGINEERS REVIEW **GENERAL**

Engineer Review

- 1. I concur with the request for a waiver of a detailed Drainage RAI Study and Traffic Study since this development will have negligible OV impact on both. thank you
- 2. The plat drawing indicates this property is served by LCFD No. 2, but it should be LCFD No. 4. corrected

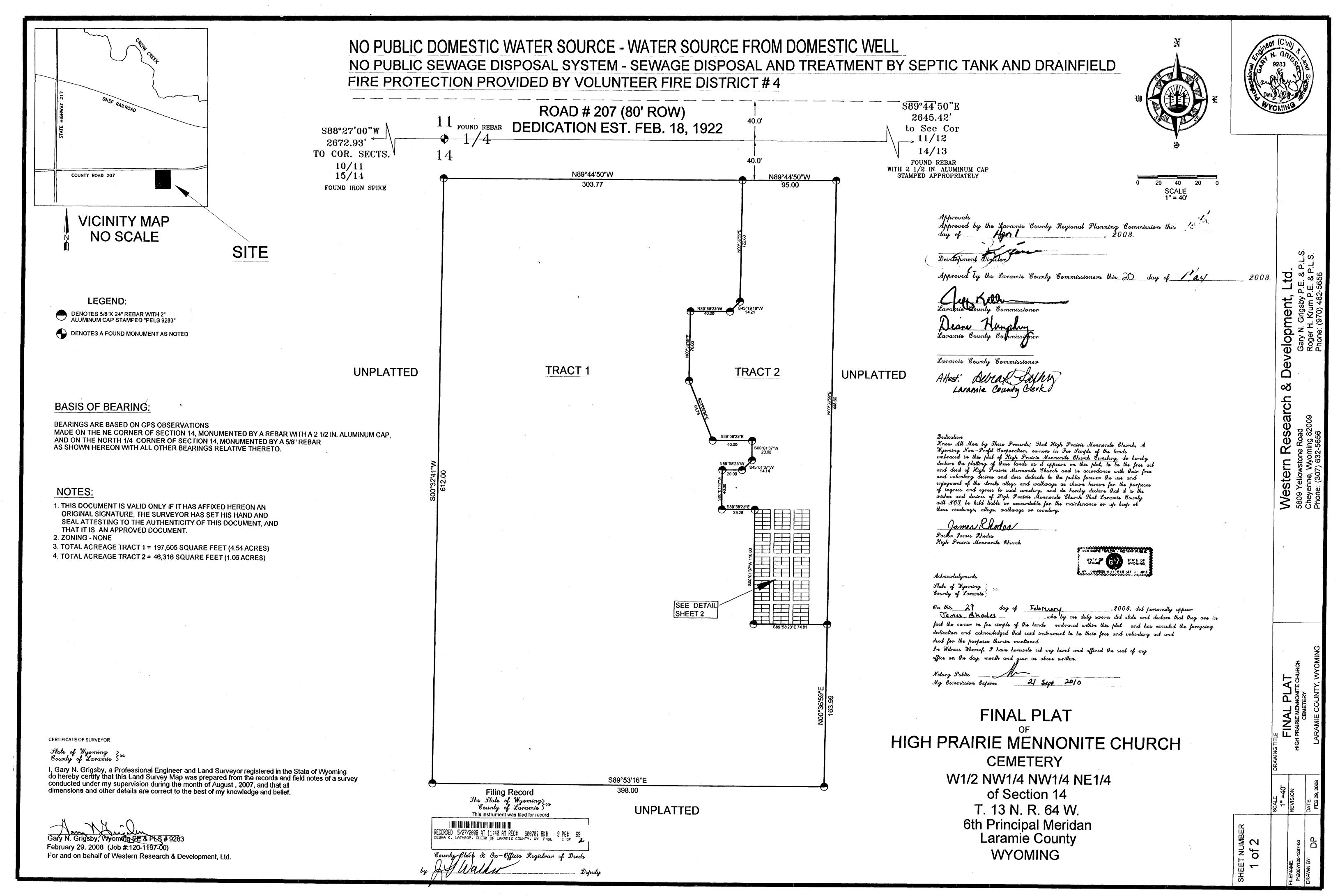
Surveyor Review

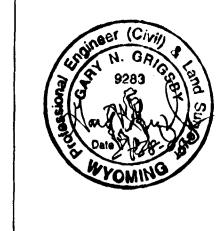
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SCOTT.LARSON@LA

RAMIECOUNTYWY.G

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06/26/2023	06/26/2023	Fees	COMMUNITY FACILITY FEE	ADJUST AMOUNT	CFF CALCULATIONS CORRECTED 6/22, AFTER APPLICATION ENTRY	BRYCE.HAMILTON@ LARAMIECOUNTYW Y.GOV
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Cemetery

N 89°58'23"W

CEMETERY

15 BLOCKS

10 LOTS PER BLOCK

TOTAL INTERNMENT LOTS - 150 SITES

NOTE: ALL BLOCKS ARE 16.00' X 20.00'

ALL PLOTS ARE 4.00' X 8.00'

TRACT 1

20.00' 18.81' 56.0'

NOTE: BLOCK CORNERS ARE MONUMENTED WITH 2" ALUMINUM CAPS ON 5/8"X24" REBAR STAMPED WITH BLOCK NUMBERS AS SHOWN.

FINAL PLAT
OF
HIGH PRAIRIE MENNONITE CHURCH
CEMETERY
CEMETERY LOTTING DETAILS

RECORDED 5/27/2008 AT 11:40 AM REC# 500701 BK# 9 PG# 69 A

SCALE 100MBER SCALE 100MBER SCALE 110 11 = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10 | 1" = 10

FINAL PLAT

□ NO PROPOSED CENTRAL WATER SUPPLY SYSTEM □ NO PROPOSED CENTRALIZED SEWAGE SYSTEM □ FIRE PROTECTION TO BE PROVIDED BY FIRE DISTRICT #4 □ □ THE SURFACE ESTATE OF THE LAND TO BE SUBDIVIDED IS SUBJECT TO FULL AND EFFECTIVE DEVELOPMENT OF THE MINERAL ESTATE □ DEDICATION ROAD 207 (80' R/W) KNOW ALL PERSONS BY THESE PRESENTS THAT: HIGH PRAIRIE MENNONITE CHURCH. owner in fee simple of Tracts 1 and 2, High Prairie Mennonite Church Cemetery, and a N_4 COR. N89° 49′ 38″E 898.97′ portion of the NE1/4 of Section 14, Township 13 North, Range 64 West of the 6th P.M., Laramie County, Wyoming, more particularly described as follows: 40' DEDICATED RIGHT OF WAY - 0.83 ACRES Tracts 1 and 2, High Prairie Mennonite Church Cemetery and A tract of land situated in the Northeast Quarter (NE¼) of Section 14, T13N, R64W, 6th P.M., Laramie County, N89° 49' 38"E Wyoming, more particularly described as follows: 898.91 N89*44'50"W (R) Beginning at a point from which the North Quarter (N¼) corner of said Section 14, bears S89°49'38"W, a distance of 398.96 feet; thence along the North line of said Section 14, N89°49'38'E, a distance of 500.01 feet; thence S0°11'36"W, a distance of 500 feet; thence N89'48'19"W, a distance of 500 feet; to the East line of Tract 1, High Plains Mennonite Church Cemetery, thence N0°11'36"E, along said East line, a distance of 496.79 feet to the Point of Beginning. Containing 5.72 acres more or less. AND UTILITY
FASEMENT Has caused the same to be vacated, surveyed, re-platted, and known as HIGH PRARIE MENNONITE CHURCH, and do hereby declare the subdivision of said land as it appears on this plat, to be their free act and deed and in accordance with their desires and do hereby dedicate to the public the Rights-of-Way as shown and do furthermore grant the easements for the purposes indicated hereon. Dennis Lee Baer, Trustee, High Prairie Mennonite Church TRACT 1 **ACKNOWLEDGEMENT** 10.65 ACRES STATE OF WYOMING (11.68 ACRES) COUNTY OF LARAMIE The foregoing instrument was acknowledged before me this ____ day of _____ by Dennis Lee Baer, Trustee, High Prairie Mennonite Church... Notary Public, Laramie County, Wyoming My Commission Expires: ___ S89° 36′ 42″W TRACT 2 **APPROVALS** exempt cemetery lot per state Approved by the Board of Commissioners of Laramie County, statute Wyoming this ____ day of _____, 2023. 18-5-303 (ix) (0.20 ACRES) N89° 36' 42"E N89° 48' 19"W 500.00' Approved by the Laramie County Planning Director this UNPLATTED Justin Arnold, Planning Director, Laramie County, Wyoming Approved by the Director of Laramie County Public Works this __day of _____, 2023. Molly Bennett, Director of Public Works, Laramie County, Wyoming ⁻S89°40′40″W 397.91′ S89*53'16"E 398.00' (R) HIGH PRAIRIE **LEGEND** GENERAL NOTES CERTIFICATE OF SURVEYOR CHURCH SET 1½" ALUMINUM CAP STAMPED "SSS PLS 5910" ON %" x 24" REBAR 1. BASIS OF BEARINGS: WYOMING STATE PLANE COORDINATES, EAST ZONE, NAD83-2011, US SURVEY FEET, GRID DISTANCES. SITE COMBINATION FACTOR = 0.9997050474. FOUND 2" ALUMINUM CAP "PELS 9283" I, Jeffrey B. Jones, A Professional Land Surveyor in the State of Wyoming, for and on behalf of Steil Surveying Services, LLC, 2. ALL TRACT CORNERS, ANGLE POINTS AND CURVE POINTS TO BE MONUMENTED WITH A 11/2" ALUMINUM FOUND 2½" ALUMINUM CAP STAMPED "PLS 9954" A REPLAT OF TRACTS 1 AND 2, HIGH PRAIRIE MENNONITE hereby state, to the best of my knowledge, information and CAP STAMPED "SSS PLS 5910 ON %" x 24" REBAR. VICINITY MAP belief, that this map was prepared from field notes taken during DENOTES RECORD DATA CHURCH CEMETERY, AND A PORTION OF THE NE1/4 OF 3. A PORTION OF THIS PLAT FALLS WITHIN A FEMA 100-YEAR SFHA PER F.I.R.M PANEL No.56021C1425F; an actual survey made by me or under my direct supervision; NET ACREAGE OF TRACT _.__ ACRES SECTION 14, TOWNSHIP 13 NORTH, RANGE 64 WEST DATED JANUARY 17, 2007. and that this map correctly shows the results of said survey 4. SUBJECT PROPERTY DOES NOT FALL WITHIN THE CWPP. GROSS ACREAGE OF TRACT OF THE 6^{TH} P.M. and that the monuments found or set are as shown. (TO € OF ADJACENT ROAD R/W) LARAMIE COUNTY, WYOMING VACATION STATEMENT PREPARED MAY 2023 IT IS THE INTENT OF THIS REPLAT TO VACATE ALL OF TRACTS 1 AND 2, HIGH PRAIRIE MENNONITE CHURCH CEMÉTERY. EXISTING EASMENTS TO REMAIN.

FILING RECORD

S14-T13N-R64W

REVISED: 06/27/2023

NNONITE CHURCH T1&2, HIGH PRAIRIE MC\3. DWG\23180 MENNONITE CHURCH REPLAT.dwg

STEIL SURVEYING SERVICES, LLC PROFESSIONAL LAND SURVEYORS PLANNING & DEVELOPMENT SPECIALISTS

1102 WEST 19th ST. CHEYENNE, WY. 82001 o (307) 634 -7273 756 GILCHRIST ST. WHEATLAND, WY. 82201 o (307) 322 - 9789 www.SteilSurvey.com o info@SteilSurvey.com

RESOLUTION NO.	
RESOLUTION NO.	

RESOLUTION TO APPROVE A VACATION AND REPLAT OF HIGH PRAIRIE MENNONITE CHURCH CEMETERY, LOCATED AT 4083 ROAD 207, CARPENTER, WY 82054.

WHEREAS, W.S. §18-5-201 to 18-5-208; §18-5-301 to 18-5-315 authorize Laramie County, in promoting the public health, safety, morals and general welfare of the county, to regulate the use of land through zoning in unincorporated Laramie County; and

WHEREAS, the Laramie County Board of Commissioners adopted the Laramie County Land Use Regulations; and

WHEREAS, the proposed Vacation is in accordance with W.S. §34-12-106 to §34-12-111; and

WHEREAS, the proposed Vacation is in accordance with the Laramie County Land Use Regulations, Section 2-1-102 (m); and

WHEREAS, this resolution concerns the Vacation of High Prairie Mennonite Church Cemetery, located at 4083 Road 207, Carpenter, WY 82054.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING, as follows:

The Laramie County Board of Commissioners finds that:

- a. This application is in conformance with W.S. §34-12-106 to §34-12-111.
- **b.** The application is in conformance with Section 2-1-102(m) of the Laramie County Land Use Regulations.
- **c.** The vacation has been submitted to create an Administrative Plat known as Aspen hills, 2nd Filing.
- **d.** This vacation will become effective only upon recording of the Administrative Plat known as Aspen Hills, 2nd Filing.

And the Board approves the Vacation High Prairie Mennonite Church Cemetery, and will become effective upon the recording of the Administrative Plat known as High Prairie Mennonite Church. This vacation does not abridge or modify any existing covenants and consistent with W.S. § 34-12-108 does not abridge or modify any rights and privileges of any proprietors of the plat.

PRESENTED, READ AND ADOPTED THIS DAY OF				
, 2023.				
	LARAMIE COU	NTY BOARD OF COMMISSIONERS		
	Troy Thompson,	Chairman		
ATTEST:				
Debra K. Lee, Laramie County Clerk				
Reviewed and approved as to form:				
Laramie County Attorney's Office				