# LARAMIE COUNTY CLERK BOARD OF COUNTY COMMISSIONERS AGENDA ITEM PROCESSING FORM

1. I	DATI	E OF PROPOSED	ACTION:	De	ecember 5, 20	)17		
2. AGENDA ITEM:  Appointments  Bids/Purchases  Claims  Contracts/Agreements/Leases  Grants  Land Use: Board App/Subdivision/ZC  Proclamations  Public Hearings/Rules & Reg's  Reports & Public Petitions  Other								
3. DEPARTMENT: Planning & Development Office								
APP	LICA	Granite Pea ANT: LP	aks Development		GENT: A	VI, PC.		
4. ]	DESC	CRIPTION:		10 1 W				
Consideration of a Subdivision Permit and Plat application for approval of Swan Ranch Rail Park, Twelfth Filing, for a portion of Sections 27 and 28, T.13N., R.67W., of the 6th P.M., Laramie County, WY.								
					TO FOR	ND APPROVED AS M ONLY BY THE DUNTY ATTORNEY		
Amo	ount	\$	Fron	n	1		1 5 5 5 6 5 6 5 6 5 6 5 6 5 6 5 6 5 6 5	
5.	DOC	UMENTATION:	1 Orig	ginals	0	_ Copies		
Clerks Use Only:								
		Commissioner			<u>Signatures</u>			
		Thompson	<u> </u>		Co Atty			
		Kailey Ash			Asst Co Atty Grants Mana			
		Heath			Grams Iviana	ger		
		Holmes						
		Action			Outside Age	ncy		
							i	



# LARAMIE COUNTY PLANNING & DEVELOPMENT DEPARTMENT

# Planning • Building

#### **MEMORANDUM**

**TO:** Laramie County Board of Commissioners

FROM: Nancy M. Trimble, Associate Planner

DATE: December 5, 2017

TITLE: Review and action of a Subdivision Permit and Plat for Swan Ranch Rail

Park, Twelfth Filing, in a portion of Sections 27 and 28, T.13N., R.67W., of

the 6th P.M., Laramie County, WY.

#### **EXECUTIVE SUMMARY**

AVI, PC, on behalf of Granite Peak Development LP, has submitted a Subdivision Permit and Plat application for approval of Swan Ranch Rail Park, Twelfth Filing, for a portion of Sections 27 and 28, T.13N., R.67W., of the 6th P.M., Laramie County, WY, located northwest of the intersection of Berwick and Tundra Drives, at 5648 Berwick Drive. The application has been submitted for the purpose of platting the area currently being used as the Cheyenne Rail Hub into a single lot.

#### **BACKGROUND**

A Subdivision Permit application was submitted for the proposed platting of this property on January 30, 2015, to be known as Swan Ranch Rail Park 10<sup>th</sup> Filing. The Laramie County Board of Commissioners approved the application on April 21, 2015; however, the recordation of the subdivision permit and plat did not occur before the recordation period expired on October 21, 2016.

This subdivision is occurring within a mile of the City and requires Governing Body review (W.S. 18-5-308(b) and approval. This plat has been submitted to the City and is processing concurrently with the County.

## **Pertinent Regulations**

**Section 2-1-101** (a-e) of the Laramie County Land Use Regulations governing the criteria for a subdivision permit and plat.

**Section 4-2-112** of the Laramie County Land Use Regulations governing the PUD – Planned Unit Development zone district; *more specifically*, the Swan Ranch Rail Park North PUD.

#### **DISCUSSION**

The Laramie County Comprehensive Plan identifies the area as Urban Rural Interface (URI), which is intended to accommodate a mix of more intensive land uses than other areas.

PlanCheyenne contemplates Industrial as the future land use. The Industrial category provides for a range of employment-focused uses, which may have impacts such as noise, outdoor storage, and freight needs that make them incompatible in other areas of the community.

The property is zoned Planned Unit Development (PUD); more specifically, Swan Ranch North PUD. This zone allows for industrial, community open space, and commercial uses. The Swan Ranch North PUD does not establish minimum or maximum lot size, but rather setbacks, open space, and landscaping requirements based on lot size and building coverage percentages.

Due to the existing development of the site, a request for waiver of the drainage and traffic studies was submitted with the application. The County Engineer has concurred with the waiver request. Should additional construction on the site be contemplated, a site plan application submittal would be required and would ensure that drainage and traffic impacts are evaluated.

A development action sign was posted on the property and notifications were sent to the adjacent property owners regarding the application. No comments were received.

Staff received agency comments confirming the application is in process with the City, requesting updated trip generation information, and requiring mapping revisions. A revised plat was submitted on October 30, 2017 and has been included with this staff report.

The Laramie County Planning Commission held a public hearing of this application on November 9, 2017. No public comment was received. The Planning Commission voted 5-0 to recommend approval of the subdivision permit and plat to the Board with no conditions.

Staff finds the proposal to be in general conformance with the plans and policies of the Laramie County Land Use Regulations, PlanCheyenne, and the Swan Ranch Rail Park North PUD zone district.

#### **RECOMMENDATION and FINDINGS**

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

**a.** This application meets the criteria for a subdivision permit and plat pursuant to section 2-1-101 (a-e) of the Laramie County Land Use Regulations.

**b.** This application is in conformance with the Swan Ranch Rail Park North PUD zone district.

and that the Board approve the Subdivision Permit and Plat for Swan Ranch Rail Park, Twelfth Filing, in a portion of Sections 27 and 28, T.13N., R.67W., of the 6th P.M., Laramie County, WY, with no conditions.

### **PROPOSED MOTION**

I move to approve the Subdivision Permit and Plat for Swan Ranch Rail Park, Twelfth Filing, and adopt the findings of facts a and b of the staff report.

#### **ATTACHMENTS**

Attachment 1: Location Map Attachment 2: Aerial Map

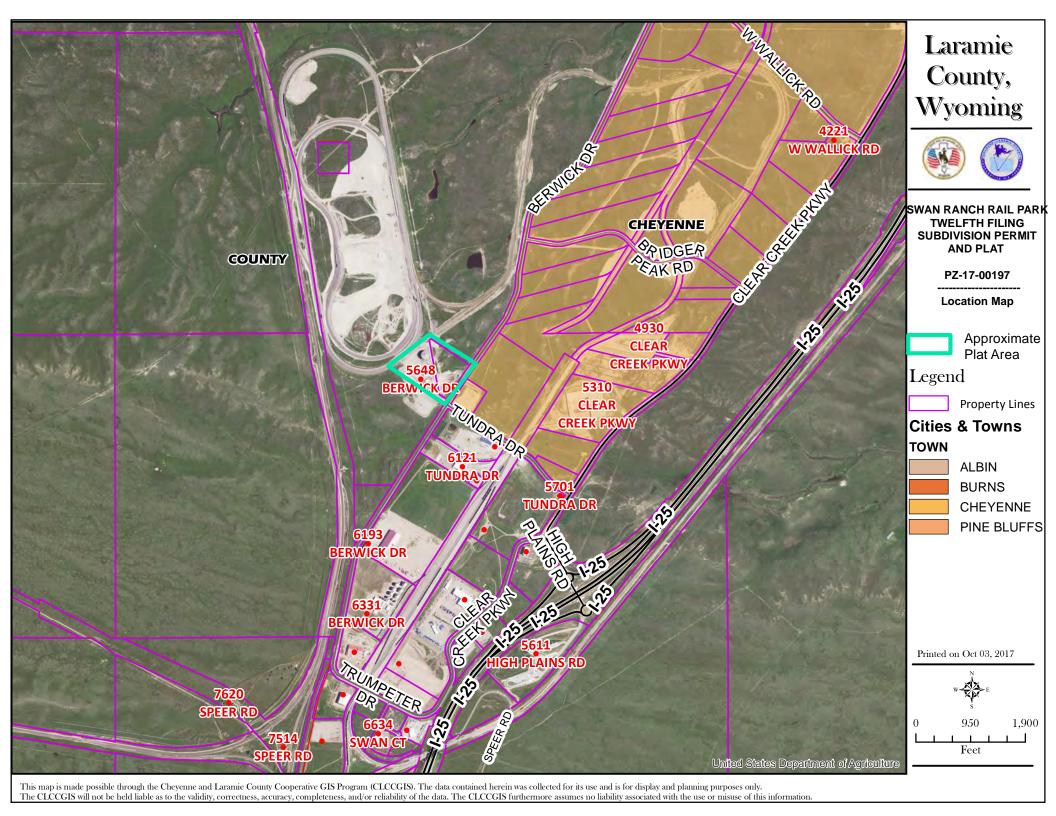
**Attachment 3: Comprehensive Plan Map** 

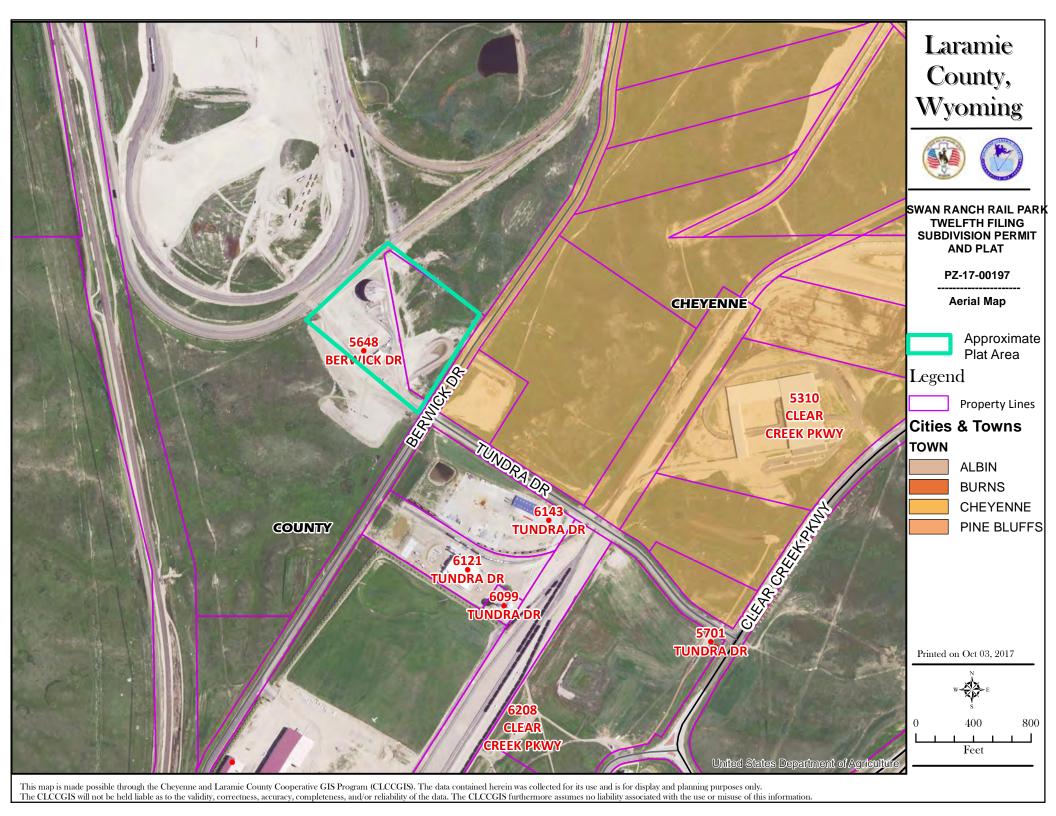
**Attachment 4: PlanCheyenne Map** 

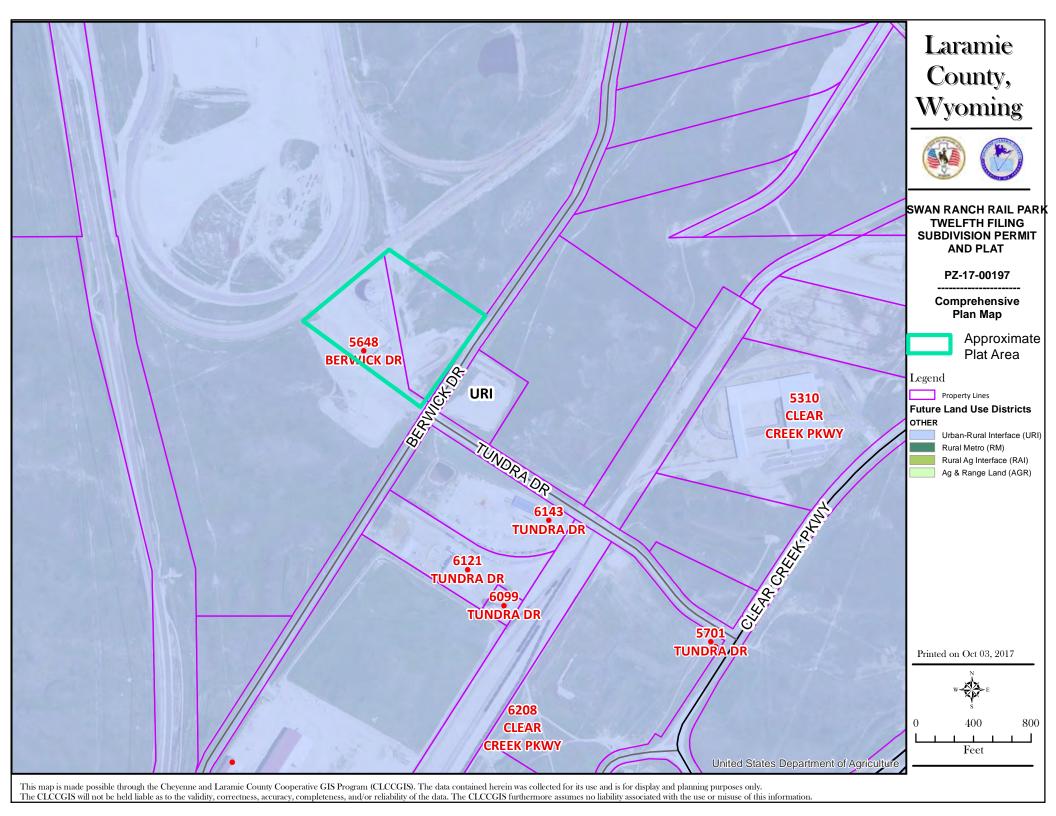
**Attachment 5: Zoning Map** 

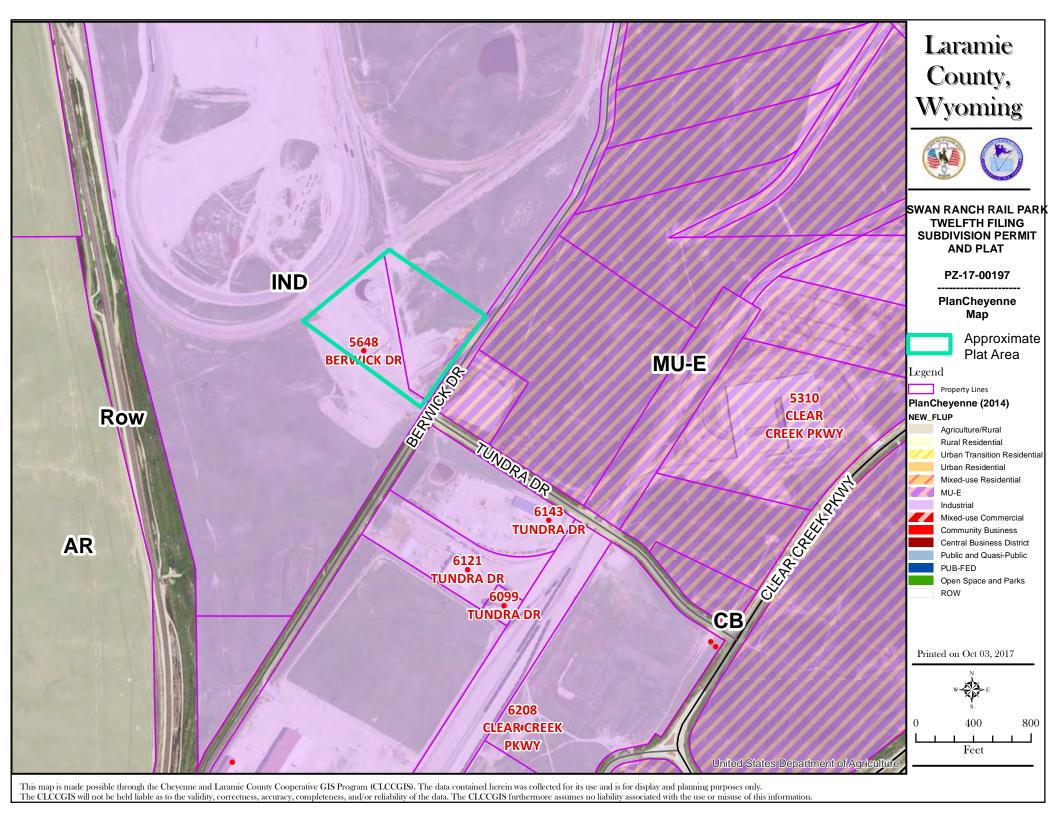
Attachment 6: Agency Review Comments Report Attachment 7: Revised Plat – October 30, 2017

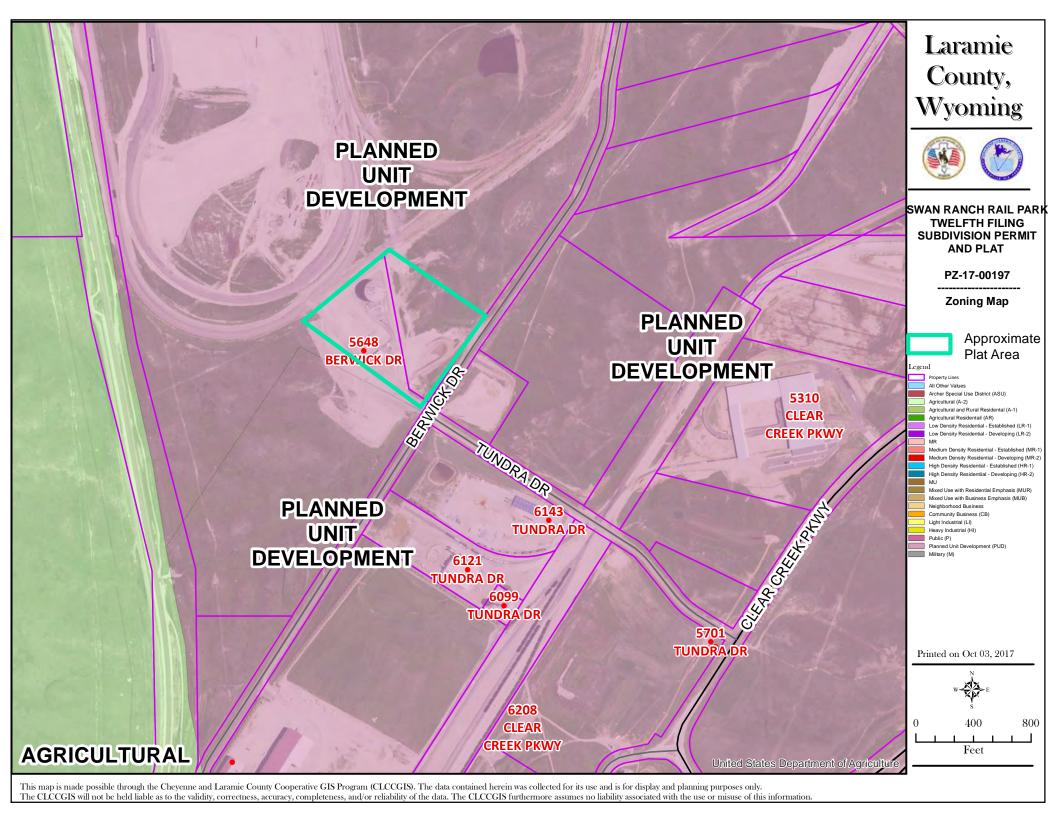
**Attachment 8: Resolution** 











# PZ-17-00197 SWAN RANCH RAIL PARK 12<sup>TH</sup> FILING SUB PERMIT/PLAT

<u>Cheyenne Development Services:</u> Lisa Pafford COMMENTS ATTACHED 10/16/2017 This subdivision is occurring within a mile of the City and requires Governing Body review (W.S. 18-5-308(b) and approval. This plat has been submitted to the City and is processing concurrently with the County.

<u>County Real Estate Office:</u> Laura Pate COMMENTS ATTACHED 10/13/2017 Shouldn't there be an Approval from County Planning and the Commissioners in addition to the Approval that is on there for the City?

# <u>County Engineer:</u> Scott Larson COMMENTS ATTACHED 10/19/2017 Engineer Review

- 1. Note 1 on the plat drawing indicates there is a FEMA special flood hazard area within the platted area but it is not shown. The floodplain area shall be included on the plat and labeled.
- 2. I concur with the request for a waiver of a detailed Drainage Study and Traffic Study as they shall be included with the Site Plan application.

  Surveyor Review
- 1. Plat requirements include dedication and acknowledgment statements must be executed by all owners of legal and equitable interests in the property being subdivided/developed. In the last sentence of the DEDICATION, "PURPOSED" should be "PURPOSES". In the ACKNOWLEDGEMENTS, "MEMBER" should be "MANAGING MEMBER".
- 2. Plat requirements include signature blocks for use by the Chairman of the Planning Commission, the Chairman of the Board and County Clerk for Laramie County, Wyoming, as well as the Mayor and Clerk of the appropriate city or town, should the subdivision/development be located within one (1) mile of the city/town limits. Signature blocks are not provided for Chairman of the Board or County Clerk.
- 3. Plat layouts require the area of each lot or tract in square feet and/or acres. Lot 1 is extremely 'chopped up' by easements. It seems like would only be fair and a good idea to indicate the gross area of the lot and the net usable area after deducting the area consumed by easements.
- 4. Plat layouts require a vicinity map indicating the location of the proposed subdivision development with respect to the surrounding area. The Vicinity Map would be easier to read and it would be more useful to the 'lay public' if one were to add some information such as, at a minimum, the Section, Township and Range data with enough detail to indicate the location of the subdivision within the Section. It is helpful to identify where the subdivision is located with respect to nearest well known community or significant area feature that the general public is familiar with and can relate to.
- 5. Plat layouts require any recorded easements or restrictions applicable to the subdivision shall be noted by reference to Register's book and page number. The County will not be involved in the enforcement of deed restriction or covenant instruments. There is a "40' PIPELINE EASEMENT" shown in the northwest corner of Lot 1 that does not reference the Register's book and page number.

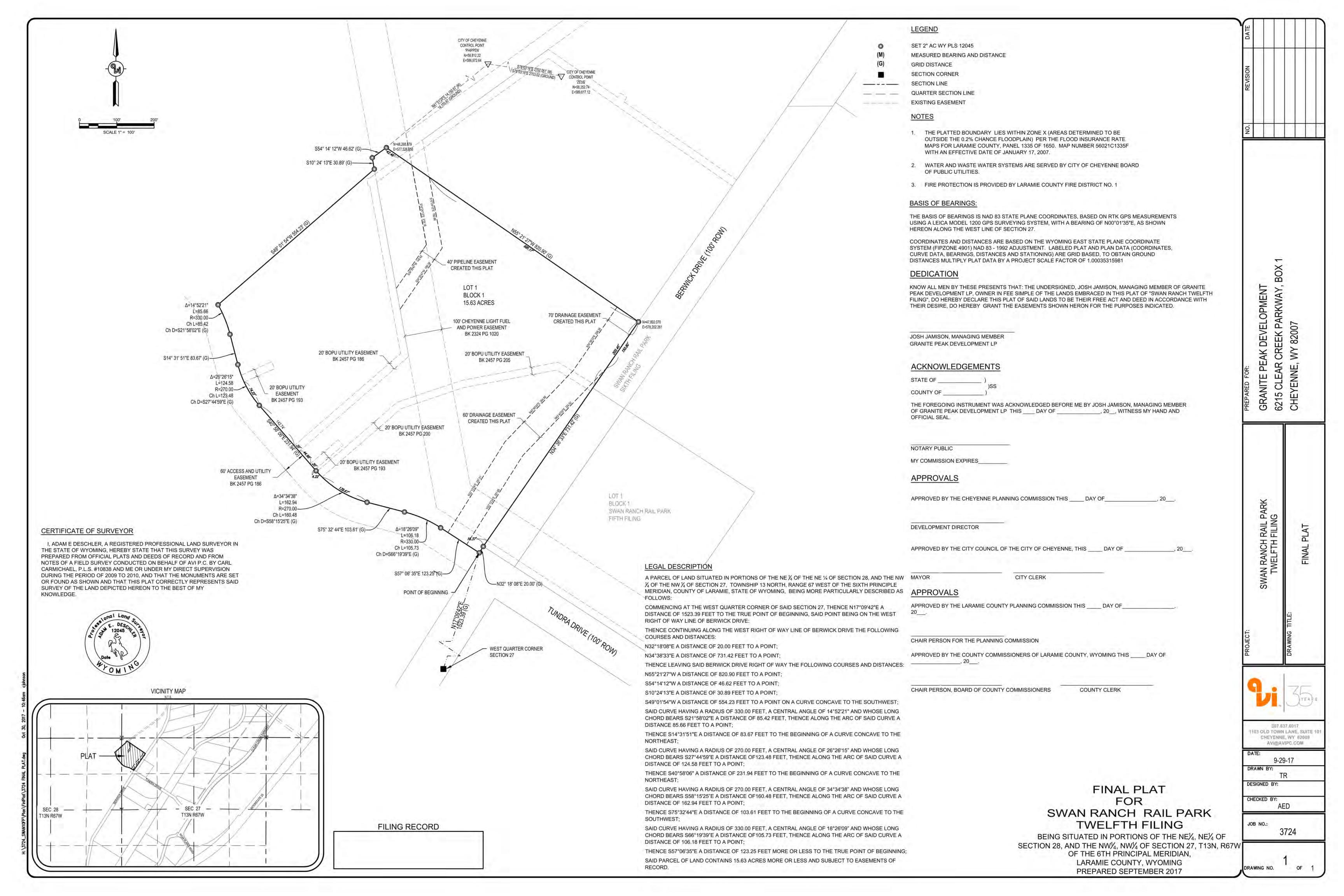
6. I did not see any mention of irrigation water rights on the subdivision so I assume there aren't any on the subdivision.

<u>WYDOT:</u> Randy Griesbach COMMENTS ATTACHED 10/11/2017 Request that the spreadsheet tracking trip generation for specific developed sites associated with Swan Ranch be updated to reflect the difference with the original ITS assumptions for lot usage. Transportation Worksheet was included in City review documents for the 12th filing and showed 90 daily trips.

<u>Planner:</u> Nancy Trimble COMMENTS ATTACHED 10/19/2017 Clerical errors on the plat shall be corrected prior to recordation.

<u>Agencies responding with No Comment</u>: Environmental Health Dept., Board of Public Utilities, Cheyenne MPO, Fire District No. 1, Cheyenne Light Fuel & Power, Building Dept.

<u>Agencies not responding</u>: County Assessor, County Public Works Dept., County Treasurer, US Post Office, Combined Communications Center, Emergency Management, Sheriff's Office.



RESOLUTION NO.	
KESULULUN NU	

# A RESOLUTION TO APPROVE A SUBDIVISION PERMIT AND PLAT FOR SWAN RANCH RAIL PARK, TWELFTH FILING, IN A PORTION OF SECTIONS 27 AND 28, T. 13 N., R. 67 W., OF THE 6TH P.M., LARAMIE COUNTY, WY

WHEREAS, Wyoming State Statutes §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 subdivision and plat is in accordance with section 2-1-101 (a-e) of the Laramie County Land Use Regulations; and

WHEREAS, the proposed subdivision is in conformance with the plans and policies of the Swan Ranch Rail Park North PUD zone district; and

WHEREAS, this resolution is the subdivision permit for Swan Ranch Rail Park, Twelfth Filing.

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 section 2-1-101 (a-e) of the Laramie County Land Use Regulations.
- b. This application is in conformance with the Swan Ranch Rail Park North PUD zone district.

And the Board approves the Subdivision Permit and Plat for Swan Ranch Rail Park, Twelfth Filing.

PRESENTED, READ AND ADOPTE	ED THISD	AY OF
, 2017.		
	LARAMIE COUNTY BOARD	OF COMMISSIONERS
ATTEST:	Troy Thompson, Chairman	
Debra K. Lee, Laramie County Clerk	<del>-</del>	
Reviewed and approved as to form:		
Mark T. Voss, Laramie County Attorney	7	