Planning • Building

MEMORANDUM

| TO: | Laramie County Board of Commissioners |
|--------|--|
| FROM: | Bryce Hamilton, Associate Planner |
| DATE: | April 15, 2025 |
| TITLE: | PUBLIC HEARING regarding a Vacation and Administrative Plat of a Portion of Tract 5, O'Connor Ranchettes, Laramie County, WY. |

EXECUTIVE SUMMARY

Jones Land Surveying, on behalf of Osvaldo Peralta Guerrero, has submitted an Administrative Plat Application for this property located in O'Connor Ranchettes Subdivision north of the intersection of Bade Road and Happy Jack Road. The application asks to vacate a portion of Tract 5 and subdivide it into two parcels.

BACKGROUND

The property is currently assessed as residential vacant land and is located within the LU – Land Use Zone District. It is accessed from Bade Road to the east of the property. The administrative plat known as O'Connor Ranchettes, 2nd Filing would subdivide the property into two parcels and leave an access easement for the resulting parcel on the western side. The resulting parcels would be 5.25 acres on the eastern tract, and 14.76 acres on the western tract. The Board approved O'Connor Ranchettes on September 17th, 1974, and must approve the vacation of the relevant portion of Tract 5 of that plat for the administrative plat to be approved.

Pertinent Laramie County Land Use Regulations include:

Wyoming Statutes § 34-12-108.

Section 2-1-101(m), governing Board vacation of a subdivision plat. Section 2-1-102, governing the criteria for an administrative plat. Section 4-2-114, governing the LU – Land Use Zone District

DISCUSSION

The Laramie County Comprehensive Plan identifies the area as RAI – Rural Ag Interface Residential uses are primarily anticipated in these areas. Limited service commercial and retail uses are anticipated at major intersections. For example, a gas station, repair shops, lodging, and restaurants may be appropriate along a highway or interstate interchange when adequate buffering from adjacent residential uses is provided. Commercial uses should provide evidence that they will not significantly impact surrounding residential uses. Density of uses shall be foremost based on availability and access to water, and development is encouraged on existing rights-of-way where possible. The proposed plat is residential in nature and complies with the AMEC memo, making it comport well with the Plan. The PlanCheyenne Future Land Use Plan does not give a designation for the existing property.

A request to waive traffic and drainage requirements was submitted, with which the County Engineer concurred. The property is bordered by the LU Zone District on all sides and is located within AMEC Memo Zone 2, requiring a minimum of 5.25 acres. The average lot size for the area is roughly 10 acres, with nearby uses being primarily residential. The new tracts would be serviced by the Laramie County Fire Authority for fire services. Both tracts would require onsite water and sewer services permitted and constructed to the standards of the Wyoming State Engineer and the Cheyenne/Laramie County Environmental Health Department, respectively.

Agency review comments addressed minor plat corrections and the width of the access easement to Tract 2. The easement was widened during the review process and a plat note was added to require a setback from the north property line for a future driveway in compliance with the LCLUR. Public notice was provided per Section 1-2-104 of the Land Use Regulations. Staff received no public comments or inquiries in regard to the proposed subdivision.

RECOMMENDATION and FINDINGS

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

- a. This application meets the criteria for vacation of a subdivision plat pursuant to Section 2-1-101(m) of the Laramie County Land Use Regulations.
- **b.** This application fulfills the intent of **Wyoming State Statute 34-12-108** as it does not abridge any of the rights of properties situated in the same subdivision.
- **c.** This application meets the criteria of **Section 4-2-114** of the Laramie County Land Use regulations, governing the LU Zone District.

and that the Board may approve the Vacation of a portion of Tract 5, O'Connor Ranchettes, to become effective upon recordation of the Administrative Plat known as O'Connor Ranchettes, 2nd Filing.

ATTACHMENTS



Laramie County Wyoming MapServer

PZ-25-00013

O'CONNOR RANCHETTES ADMIN PLAT AND BOARD VACATION

2 TRACT SUBDIVISION

LU - LAND USE ZONE DISTRICT

LCFA - LARAMIE COUNTY FIRE AUTHORITY

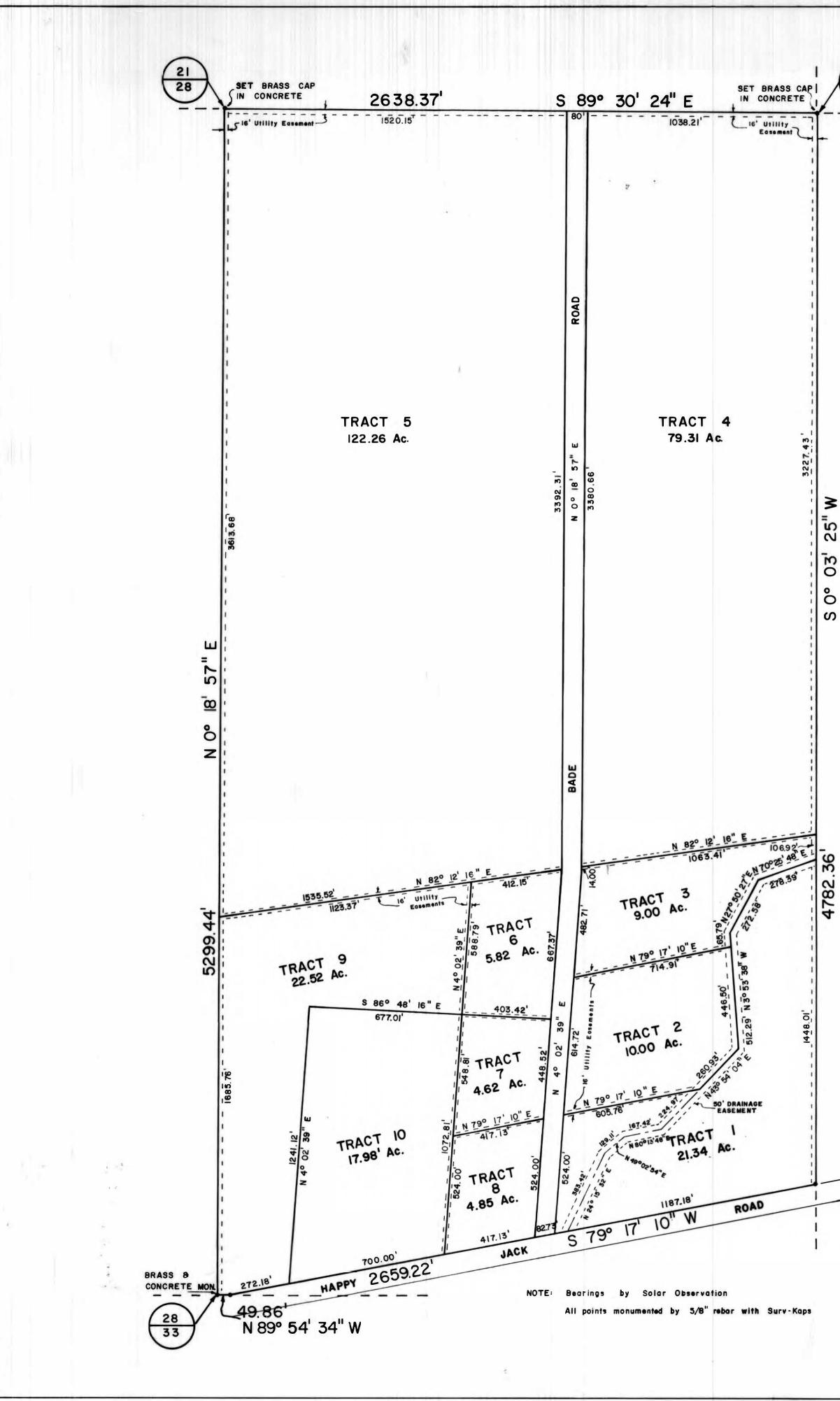
INDIVIDUAL WELL & SEPTIC

AMEC ZONE 2

Township Line
 City/Cnty 100YR Floodplain
 FEMA 100YR Floodplain
 FEMA 500YR Floodplain
 FEMA Floodway
 Interstate
 Major Road
 imps only



This map/data is made possible through the Cheyenne and Laramie County Cooperative GIS (CLCCGIS) Program and is for display purposes only. The CLCCGIS invokes its sovereign and governmental immunity in allowing access to or use of this data, and makes no warranties as to the validity, and assumes no liability associated with the use or misuse of this information. printed 4/9/2025



SURVEYOR'S CERTIFICATE

I, Robert C. Corbet, a Licensed Land Surveyor in the State of Wyoming, do hereby certify that this plat of O'CONNER RANCHETTES was made from notes taken during actual surveys made by me during April of 1973, and during June and July of 1974, and that it shows accurately the Tracts, Roads, and Easements as marked an the ground by 5/8" re-bar with Surv-Kaps set at all corners, except where shown otherwise, and that the land embraced in this plat is a portion of the East 1/2 of Section 28, T.14N., R.68W., 6th PM., Laramie County, Wyoming, being mare particularly described as follows; Beginning at the Northeast corner of said Section 28; thence S 0° 03' 25" W, along the East boundary of said Section 28, a distance of 4782.36 feet to a point on the Narth right-of-way line of Happy Jack Road; thence S 79° 17' 10" W, along said North right-of-way line, a distance af 2659.22 feet ta a paint on the South boundary of said Section 28; thence N 89° 54' 34" W, along said South boundary, a distance of 49.86 feet to the South 1/4 corner of said Section 28; thence N 0° 18' 57" E, along the North-South centerline of said Section 28, a distance of 5299.44 feet to the North 1/4 corner of said Section 28; thence S 89° 30' 24" E, along the North boundary of said Section 28, a distance of 2638.37 feet to the point of beginning, said parcel bounding 306.92 acres more or less.

Notory Jublic 1974. 337965 as wither Contin of Larainie folder CORBET LAND SURVEYING 1605 CENTRAL AVENUE CHEYENNE, WYOMING

DEDICATION

KNOW ALL MEN BY THESE PRESENTS that William C. Bade and Margaret E. Bade, husband and wife, John Earl O'Connor and Jeanine Ruth O'Connor, husband and wife, James I. O'Connor and Loretta O'Connor, husband and wife, and Leo W. Lish and June B. Lish, husband and wife, owners in fee simple of the land embraced in this plat of O'CONNER RANCHETTES do hereby declare the subdivision of said land to be their free act and deed and In accordance with thier desires and do hereby dedicate to the use of the public forever the Streets and Easements hereon.

Witness: Becky Jones Braman William C. Bade Witness: Becky Jones Bromes Margaret E. Bade Margaret E. Bade Witness: Becky Jones Brance John Earl O'Cormon Witness: Bucky Jones Branne Quanine Ruth O'Connor Witness: <u>Becky Jour Brannen</u> James J. D'Connor James I. O'Connor Witness: <u>Becky Jour Brannen</u> <u>Joures</u> John Connor Witness: <u>Becky Jour Brannen</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u> <u>Joures</u>

ACKNOWLEDGEMENT

STATE of WYOMING County of Laramie SS

The foregoing instrument was acknowledged before me by William C. Bade, Margaret E. Bade, John Earl O'Connor, Jeanine Ruth O'Connor, James I. O'Connor, Loretta O'Connor, Leo W. Lish, and June B. Lish this _______day af ________,1974.

april 23, 197; My Commission Expires : .

APPROVALS

Approved by the Cheyenne-Laramie County Regional Planning Commission this _______d db___ d

Jun R. Mee Attest: Vice - Chairmon

Approved by the Board of County Commissioners of Laramie County this _

Huismon

Chairman of the Bog

O'CONNOR RANCHETTES

A SUBDIVISION OF A PORTION OF THE EAST 1/2, SECTION 28,T.14N., R.68W., 6th P.M., LARAMIE COUNTY, WYOMING.

SCALE 1"= 300'

JULY 29,1974



6750 Say Kally Rd., Cheyenne, Wyoming 82009

Off. (307) 637-7107 FA

FAX (307) 778-3979

www.joneslandsurvey.com

February 21, 2025

Laramie County Planning 3931 Archer Parkway Cheyenne, WY 82009

<u>RE</u>: O'Connor Ranchettes, 2nd Filing

To whom it may concern,

Jones Land Surveying, Inc. on behalf of the Mr. Guerrero is seeking a recommendation of approval for the Administrative Plat of O'Connor Ranchettes. 2nd Filing. It is our intent to submit a Subdivision Permit and Plat for the property which is currently located west of Cheyenne along Bade Road and consists of 20 acres of vacant agricultural land.

The final plat is proposing 2 tracts, Tract 1 being 5.25 acres and Tract 2 being 14.76 acres.

We are required to meet the minimum acreage of 5.25 gross acres per tract which is reflected in a total acreage of each on the proposed plat. Access to the tracts will be from Bade Road.

Please feel free to contact my office with any questions regarding the Final Plat Application.

Regards,

Cotton D. Jones, P.L.S.

O'Conhore RANCHETTES ZND Permit Notes

10 ce 10

| Permit Number: Applicant: Dwner: Project Descrip | Jones Land S GUERRERO. | OSVALDO PERA | | Parcel Number: Site Address: | 14682810201100 UNKNOWN Laramie County, WY 00000 | Submitted Technically Complete Approved Issued | 2.11,2,4 | |
|---|---------------------------|--------------|---|---------------------------------|--|--|--|-----------|
| Begin Date | End Date | Permit Area | Subject | Note Type | Note Text | | Created By | |
| 02/21/2025 | 02/25/2025 | Parcels | 14682810201100 | POP₊UP | SITE PLAN AND FOUNDATION PLAN A POP-UP, SENT BY ENGINEER, FOR A THIS PROPERTY, NO PERMIT STARTE | NSFR BUILD ON | BEAU.SAINDON@L ARAMIECOUNTYW Y.GOV | |
| 02/27/2025 | | Application | PZ-25-00013 | GENERAL | BOCC 4/15 FOR VACATION | | BRYCE.HAMILTON @LARAMIECOUNT YWY.GOV | |
| 03/03/2025 | | Workflow | COUNTY ASSESSOR REVIEW | GENERAL | Observation: Discrepancy in Dedication s OSVALDO PERALTA GUERRERO. Disc Block for T.14.N, R.68.W. No further com | crepancy in Title | CINDY.KEMIVES@ LARAMIECOUNTY WY.GOV | Courter |
| 03/04/2025 | | Workflow | GIS REVIEW | GENERAL | Shouldn't the title block include that this in 5, O'Connor Ranchettes, and not simply the Township and Range? Also, this is located to the state of the state o | he Section, | CAMBIA.MCCOLLO M@LARAMIECOU NTYWY.GOV | Collecter |
| 03/04/2025 | ********** | Workflow | WYDOT REVIEW | GENERAL | No comment. | | TAYLOR.MCCORT @LARAMIECOUNT YWY.GOV | |
| 03/05/2025 | | Application | PZ-25-00013 | GENERAL | WAPA has no conflict with this project. | | ROGERS@LARAMI ECOUNTYWY.GOV | |
| 03/11/2025 | | Workflow | PLAN REVIEW BY ENVIRONMENTA L HEALTH | GENERAL | If developed, septic permits will be requir Septic systems must be kept out of easer property lines, and 100 ft from wells. Sig be submitted to this office prior to applica | ments, 50 ft from ned final plat must | TIFFANY.GAERTN ER@LARAMIECOU NTYWY.GOV | |

Permit Notes

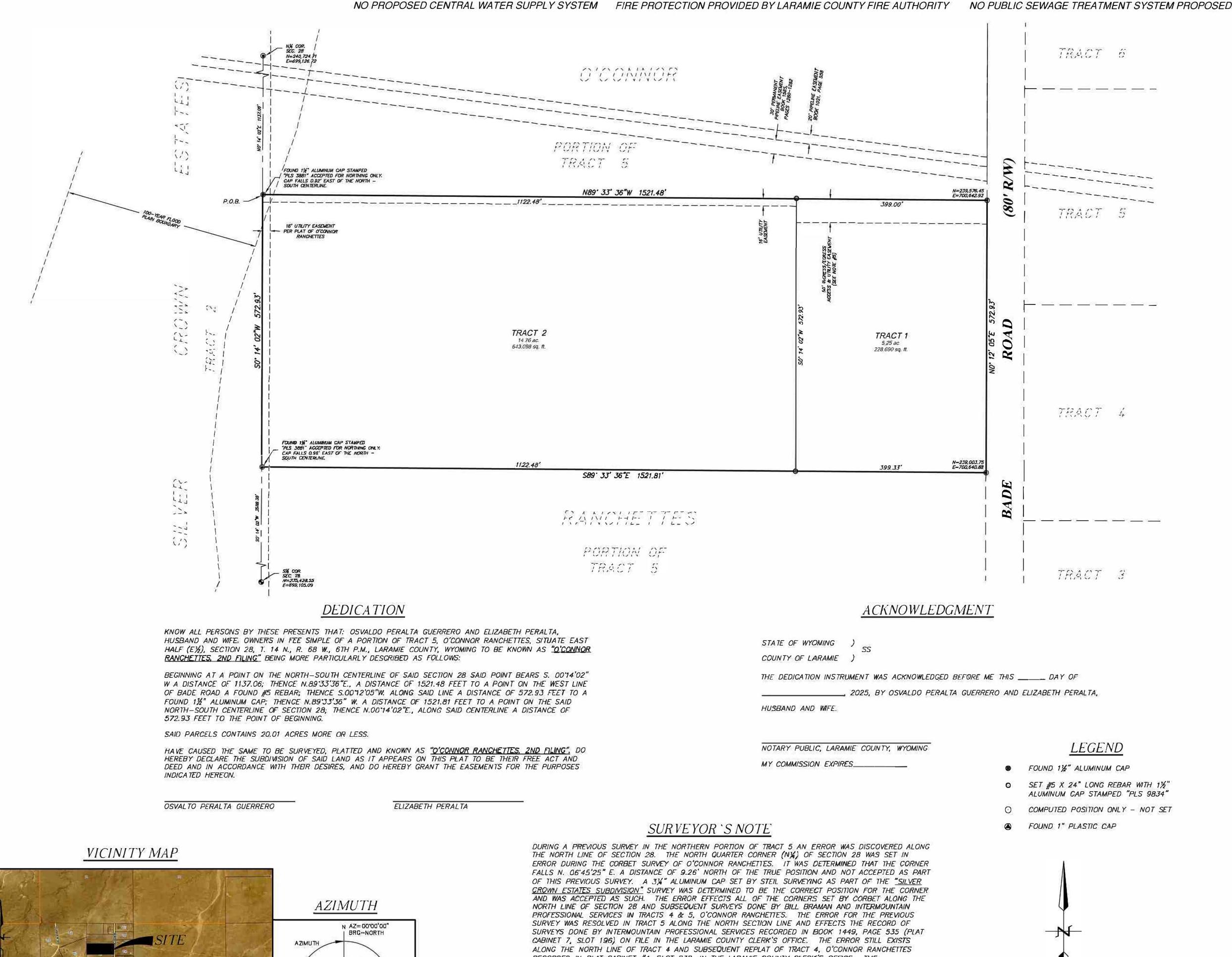
| 03/12/2025 | Workflow | PUBLIC WORKS REVIEW | GENERAL | development. This could include but is not limited to access, right ofway (road construction), re-vegetation and signage. Permit applications through Public Works will be required at the time of development. 2. Any internal roadways on the tracts shall comply with the needs of emergency services. 3. Due to Bade Road being dedicated to the public, access permit applications through Public Works will be required for each tract. If a shared access will be used one permit will be required. Please apply for your Public Works access permit on the SmartGov Portal. Call (307-633-4302) or emait (permits@laramiecountywy.gov) Public Works with any questions. | MOLLY.BENNETT @LARAMIECOUNT YWY.GOV |
|-----------------------|---------------|--|---------|---|--|
| 03/13/2025 | Application | PZ-25-00013 | GENERAL | | LARAMIECOUNTY ATTORNEY@LARA MIECOUNTYWY.G OV |
| 03/13/2025 | Workflow | PLAN REVIEW BY PLANNING AND ZONING | GENERAL | 1. Please address all agency commentary. Planning approval | BRYCE.HAMILTON @LARAMIECOUNT YWY.GOV |
| 03/13/2025 03/13/2025 | 5 Application | PZ-25-00013 | GENERAL | Engineer Review | - CORRECTED - CORRECTED - ADDED 10'TO THE EASEMENT + NITE- TO INDICATE RAD TO BE FULLT IN THE SOUTH 25: - CORRECT IN |

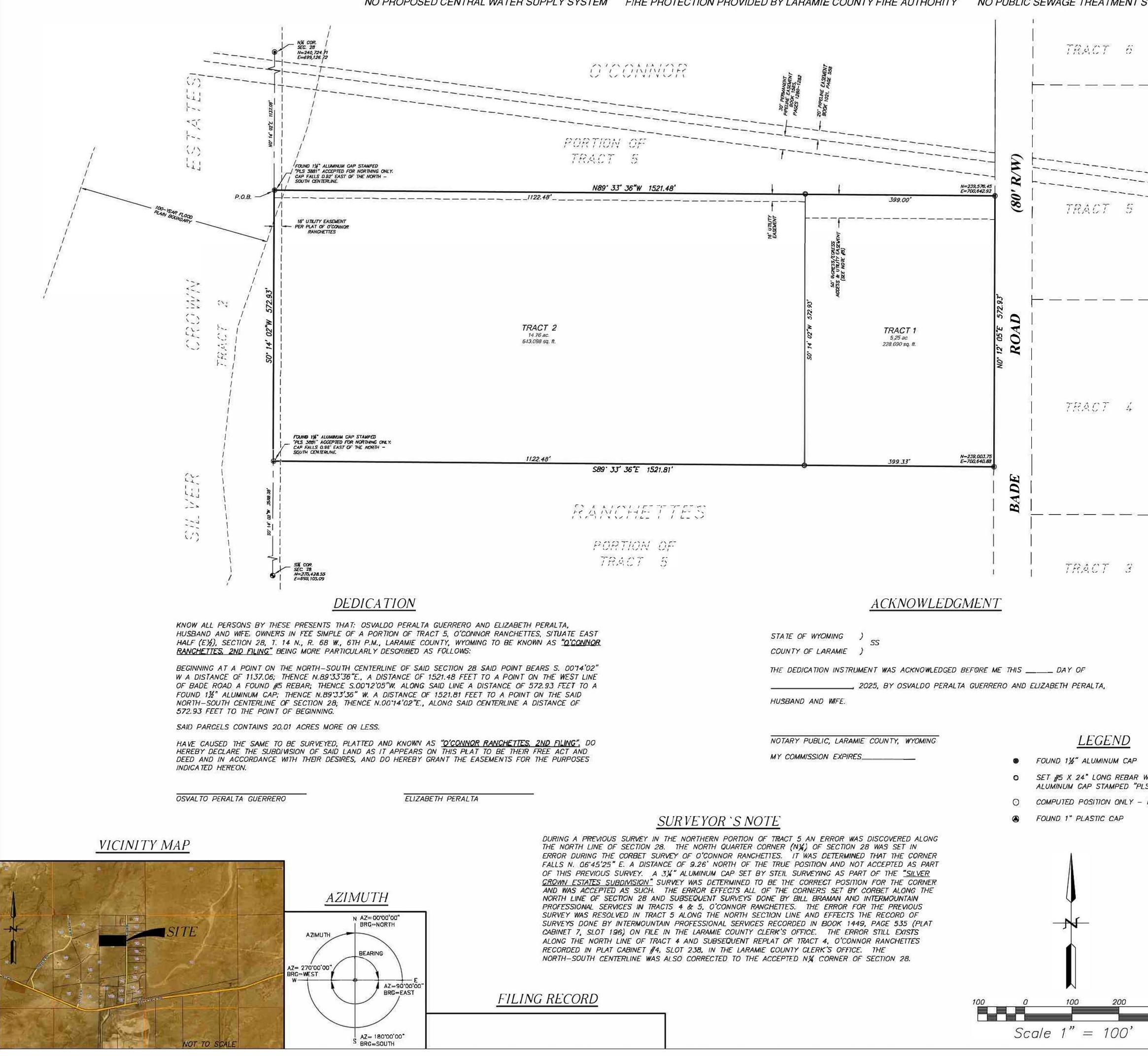
Permit Notes

-

| | | | | | on the plat shows that bearing of that line as S.893336E., 2 different. 2.This plat appears to be a VACATION and REPLAT of a portion of TRACT 5, OCONNOR RANCHETTES. Should there be a Statement to Vacate? 3.The Vicinity Map would be more congruent with the Title Block requirements if one were to add 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. | NIC |
|------------|------------|-------------|-------------|---------|---|--|
| 03/13/2025 | 03/13/2025 | Application | PZ-25-00013 | GENERAL | No comments | MATTHEW.BUTLE R@LARAMIECOUN TYWY.GOV |

THE SURFACE ESTATE OF THE LAND TO BE SUBDIVIDED IS SUBJECT TO FULL AND EFFECTIVE DEVELOPMENT OF THE MINERAL ESTATE





APPROVALS

| APPROVED BY THE LARAMIE COUNTY PLANNING DEPARTMENT, | |
|---|-------|
| LARAMIE COUNTY, WYDMING THIS DAY OF | 2025. |
| | |
| JUSTIN ARNOLD, PLANNING DIRECTOR | |

APPROVED BY THE LARAMIE COUNTY PUBLIC WORKS, LARAMIE COUNTY, WYOMING, THIS _____ DAY OF _____ ____ 2025.

MOLLY BENNETT, PUBLIC WORKS DIRECTOR

ACKNOWLEDGMENTS

STATE OF WYOMING) SS

COUNTY OF LARAMIE)

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF

_ AND .

OF THE LARAMIE COUNTY. WYOMING PLANNING AND DEVELOPMENT OFFICE.

_ 2025, BY _____

NOTARY PUBLIC, LARAMIE COUNTY, WYOMING

MY COMMISSION EXPIRES ____

NOTES

1.) BASIS OF BEARINGS AND COORDINATE VALUES ARE BASED ON WYOMING STATE PLANE EAST ZONE NADB3. ALL DISTANCES AS SHOWN ARE U.S SURVEY FEET GROUND.

2.) SUBJECT PROPERTY DOES FALL WITHIN THE SPECIAL 100-YEAR FLOOD HAZARD AREA AS SHOWN ON F.E.M.A. MAP PANEL No. 56021C1045F, DATED JANUARY 17, 2007.

- 3.) ALL LOT AND TRACT CORNERS TO BE MONUMENTED WITH A 11/2" ALUMINUM CAP ON #5 X 24" REBAR STAMPED "P.L.S. 9834 AND APPROPRIATE DATA.
- 4.) THERE SHALL BE NO PUBLIC MAINTENANCE OF INTERNAL ROADWAYS/ACCESS EASEMENTS.
- 5.) ACCESS ROAD SHALL BE BUILT IN THE SOUTH 25' OF THE ACCESS EASEMENT

VACATION STATEMENT

THE PURPOSE OF THIS REPLAT IS TO VACATE A PORTION OF TRACT 5. O'CONNOR RANCHETTES AND CREATE THE NEW TRACTS AS SHOWN WITHIN THE BOUNDS OF THIS REPLAT.

CERTIFICATE OF SURVEYOR

I COTTON D. JONES, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF WYOMING, HEREBY STATE THAT THIS REPLAT OF "O'CONNOR RANCHETTES, 2ND FILING", WAS PREPARED FROM OFFICIAL PLATS AND DEEDS OF RECORD AND FROM NOTES OF A FIELD SURVEY CONDUCTED BY ME OR UNDER MY DIRECT SUPERVISION DURING THE MONTH OF DECEMBER 2024, THAT THE MONUMENTS ARE SET OR FOUND AS SHOWN AND THAT THIS PLAT CORRECTLY REPRESENTS SAID SURVEY OF THE LAND DEPICTED HEREON TO THE BEST OF MY KNOWLEDGE.

300

O'CONNOR RANCHETTES, 2ND FILING

ADMINISTRATIVE REPLAT BEING A PORTION OF TRACT 5, O'CONNOR RANCHETTES SITUATE IN THE NE¹/4, SECTION 28, T. 14 N., R. 68 W., 6TH P.M., LARAMIE COUNTY, WYOMING.

NY, CO. MT. SD.

ND, ID, UT, NV

PREPARED JANUARY 2025

LAND SURVEYING, INC. 6750 Say Kally Rd.,

Chevenne, WY 82009

Email: cotton.jones@msn.com

Ph: 307-637-7107

Cell:307-630-8550

REV. 3/28/25

RESOLUTION NO. _____

A RESOLUTION TO APPROVE A VACATION OF A PORTION OF TRACT 5, O'CONNOR RANCHETTES, TO BECOME EFFECTIVE UPON RECORDATION OF THE ADMINISTRATIVE PLAT KNOWN AS "O'CONNOR RANCHETTES, 2ND FILING."

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 previously 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 Body approved the subdivision plat known as O'Connor Ranchettes on September 17th, 1974; and

WHEREAS, this Resolution shall vacate a portion of Tract 5, O'Connor Ranchettes.

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

The Laramie County Board of Commissioners finds that:

- a. The 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 O'Connor Ranchettes, 2nd Filing.
- d. This vacation will become effective only upon recording of the Administrative Plat
- e. known as O'Connor Ranchettes, 2nd Filing.

And the Board approves the Vacation of a Portion of Tract 5, O'Connor Ranchettes, to become effective upon the recording of the Administrative Plat known as O'Connor Ranchettes, 2nd Filing.

PRESENTED, READ AND ADOPTED THIS _____ DAY OF

_____, 2025.

LARAMIE COUNTY BOARD OF COMMISSIONERS

Gunnar Malm, Chairman

ATTEST:

Debra K. Lee, Laramie County Clerk

Reviewed/and approved as to form:

Laramie County Attorney's Office