

RESOLUTION # _____

“RESOLUTION GRANTING A VARIANCE FOR A SEPTIC SYSTEM PERMIT”

WHEREAS, Wyoming Statute § 35-11-304 authorizes the Laramie County Board of Commissioners to the extent requested, authority to enforce and administer Small Wastewater Regulations; and

WHEREAS, the Laramie County Board of Commissioners determined in September, 2018 that Larry Mallery inquired about obtaining a permit and was advised his acreage did not meet minimum lot size and would need a variance;

THEREFORE:

The Laramie County Board of Commissioners hereby finds and determines that Mr. Mallery has requested a lot size variance in Pine Grove Estates; and

- (i) in the opinion of the City of Cheyenne-Laramie County Department of Health or any other relevant agency of the county, state or federal government granting of the variance would not harm the public health, safety and welfare including, but not limited to, negative impacts on ground water; and
- (ii) would not alter the essential character of the neighborhood or district in which the lot is located; and
- (iii) would not substantially or permanently impair the reasonable use and enjoyment or development of adjacent property; and
- (iv) would be the minimum variance that would afford relief and would be the least modification of the applicable provisions of these regulations; and
- (v) that the system proposed would comply with any design criteria designated by the City/County Health Department or any other relevant agency;

The Laramie County Board of Commissioners, has held a public hearing on the request for variance and did consider and review all pertinent information and come to a decision;

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING that the variance is granted to allow Mr. Mallery to be issued a septic permit for a holding tank provided that all rules and regulations are followed in the installation and use of the small wastewater facility.

PRESENTED, READ AND ADOPTED this 7th day of September, 2018.

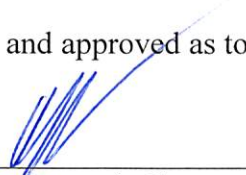
BOARD OF LARAMIE COUNTY COMMISSIONERS

Buck Holmes, Chairman

ATTEST:

Debra Lee, Laramie County Clerk

Reviewed and approved as to form:



Mark Voss, Laramie County Attorney

Lot 52 Pine Grove Estates containing .84 acres +/- has an existing weekend log cabin. No well nor septic system is on the property. The owner Larry Mallery would like to install a holding tank for occasional and or intermittent use. The property does not meet minimum lot size of 1 acre for previously platted land to obtain a septic system permit. Taking into consideration $\frac{1}{2}$ of the road way a 60' ROW aka, Lookout Drive the property gross goes to above .93 acres approximately. There are no plans to dig a well as water will be supplied from Lots 28 & 29 also owned by Mr. Mallery.

A holding tank with appropriate water level alarms to be pumped and serviced as needed appears to be an appropriate variance request.

Larry Mallery
1040 Trails End Dr.
Lots 28 & 29
1038 Lookout Dr.
Lot 52



Legend

- Septic
- address
- streets



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