

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE APPROVING AND AUTHORIZING THE ANNEXATION OF TERRITORY SOLELY OWNED BY THE CITY OF GILLETTE TO BE KNOWN AS THE SHOSHONE AVENUE RIGHT OF WAY ANNEXATION TO THE CITY OF GILLETTE, WYOMING, IN ACCORDANCE WITH W.S. 15-1-407, CONTIGUOUS AND ADJOINING THE PRESENT BOUNDARIES AND ESTABLISHING AN R-1 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

A TRACT OF LAND GENERALLY LOCATED IN A PORTION OF THE W1/2 OF SECTION 3, T49N, R72W OF THE 6TH P.M., CAMPBELL COUNTY, WYOMING, AS RECORDED IN BOOK 2253 OF PHOTOS, PAGE 674 OF THE CAMPBELL COUNTY CLERKS RECORDS

WHEREAS, the City of Gillette, Wyoming is the sole owner of land described within the attached Annexation Plat labelled Exhibit "A";

WHEREAS, pursuant with W.S. 15-1-407, the Governing Body of the City of Gillette may annex territory solely owned by the City of Gillette without notice or public hearing as provided in W.S. 15-1-405;

WHEREAS, pursuant with W.S. 15-1-407, the Governing Body of the City of Gillette may annex territory solely owned by the City of Gillette without preparing the annexation report or providing the estimates required by W.S. 15-1-402(c) and (e) and 15-1-404(a)(ii)(C) and (D);

WHEREAS, the City of Gillette Planning Commission conducted a Public Hearing during its January 10, 2017 regular meeting, said Public Hearing was duly advertised; and

WHEREAS, the City of Gillette Planning Commission by a majority vote of its members on January 10, 2017, reviewed and recommended that the Annexation be approved by the Gillette Governing Body and further recommended that the tract to be annexed be zoned R-1, Single Family Residential Zoning District.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GILLETTE, WYOMING:

Section 1. Pursuant to W.S. 15-1-407 there is hereby annexed to and included in the boundaries of the City of Gillette, Wyoming, the tract of land more fully described within the Annexation Plat labelled as Exhibit "A", attached hereto and incorporated herein by this reference.

Section 2. That all previous Ordinances defining the boundaries of the said City of Gillette, Wyoming, 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the area as herein described; and all Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed to the extent of any inconsistency.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 3. That an area of land known as the Shoshone Avenue Right of Way Annexation, as shown on the Annexation Plat, known as Exhibit "A". Campbell County, Wyoming is composed of one tract of land. The parcel of land for the Annexation is to be zoned R-1, Single Family Residential Zoning District. The property to be zoned is legally described as follows:

R-1, SINGLE FAMILY ZONING DISTRICT

A tract of land located in a portion of the W1/2 of Section 3, T49N, R72W of the 6th P.M., Campbell County, Wyoming, as recorded in Book 2253 of Photos, Page 674 of the Campbell County Clerks records, being more particularly described as follows:

Commencing at the center west sixteenth corner of said Section 3, being monumented by a 2 inch iron pipe;

Thence S00°09'08"W, 274.93 feet to a point on a non - tangent circular

curve concave to the north, being the northwest corner of said annexation and being a point on the north right of way of Shoshone Avenue, monumented by an aluminum cap stamped PELS 2395 and being the point of beginning;

Thence along said north right of way, through said curve with a delta angle of  $13^{\circ}04'32''$ , a radius length of 850.24 feet, an arc length of 194.04 feet, a chord bearing of  $S83^{\circ}24'12''E$  and a chord length of 193.61 feet to an aluminum cap stamped PELS 2395;

Thence continuing along said north right of way,  $S89^{\circ}56'31''E$ , 321.87 feet to a non - tangent circular curve concave to the north, monumented by an aluminum cap stamped PELS 2395;

Thence continuing along said north right of way, through said curve with a delta angle of  $17^{\circ}12'24''$ , a radius length of 850.24 feet, an arc length of 255.34 feet, a chord bearing of  $N81^{\circ}28'28''E$  and a chord length of 254.38 feet to an aluminum cap stamped PLS 6872;

Thence continuing along said north right of way,  $N72^{\circ}49'31''E$ , 215.48 feet to a non - tangent circular curve concave to the south, monumented by an aluminum cap stamped PELS 2395;

Thence continuing along said north right of way, through said curve with a delta angle of  $17^{\circ}14'28''$ , a radius length of 930.24 feet, an arc length of 279.92 feet, a chord bearing of  $N81^{\circ}25'56''E$  and a chord length of 278.87 feet to an aluminum cap stamped PELS 2395;

Thence continuing along said north right of way,  $S89^{\circ}51'19''E$ , 53.00 feet to the northeast corner of aforementioned annexation, monumented by an aluminum cap stamped PELS 2395;

Thence leaving said north right of way,  $S00^{\circ}27'11''W$ , 79.91 feet to the southeast corner of said annexation, being a point on the south right of way of aforementioned Shoshone Avenue, monumented by an aluminum cap stamped PELS 2395;

Thence along said south right of way,  $N89^{\circ}58'30''W$ , 52.60 feet to a non - tangent circular curve concave to the south, monumented by an aluminum cap stamped PELS 2395;

Thence continuing along said south right of way, through said curve with a delta angle of  $17^{\circ}14'06''$ , a radius length of 850.24 feet, an arc length of 255.76 feet, a chord bearing of  $S81^{\circ}26'32''W$  and a chord length of 254.80 feet to an aluminum cap stamped PELS 2395;

Thence continuing along said south right of way,  $S72^{\circ}49'46''W$ , 215.43 feet to a non - tangent circular curve concave to the north, monumented by an aluminum cap stamped PELS 2395;

Thence continuing along said south right of way, through said curve with a delta angle of  $17^{\circ}12'39''$ , a radius length of 930.24 feet, an arc length of 279.43 feet, a chord bearing of  $S81^{\circ}26'51''W$  and a chord length of 278.38 feet to an aluminum cap stamped PELS 2395;

Thence continuing along said south right of way,  $N89^{\circ}57'04''W$ , 321.93 feet to a non - tangent circular curve concave to the north, monumented by an aluminum cap stamped RLS 2333;

Thence continuing along said south right of way, through said curve with a delta angle of  $11^{\circ}56'18''$ , a radius length of 930.24 feet, an arc length of 193.83 feet, a chord bearing of  $N83^{\circ}56'41''W$  and a chord length of 193.48 feet to the southwest corner of aforementioned annexation, monumented by an aluminum cap stamped PELS 2395;

Thence leaving said south right of way,  $N00^{\circ}09'42''E$ , 81.93 feet to the point of beginning.

Said annexation contains 2.42 acres more or less.

All areas are computed at ground. All measured distances are grid, for conversion to ground, multiply by 1.00026964. The basis of bearing for this legal description is the City of Gillette Horizontal Control Network.

Section 4. That the Annexation Plat of the Shoshone Avenue Right of Way Annexation, Campbell County, Wyoming as prepared by PCA Engineering Inc., signed by David L. Vliem, Professional Land Surveyor, Wyoming Registration Number LS 6872, is made a part hereof and incorporated herein by this reference and is hereby approved for filing with the Campbell County Clerk and Ex-Officio Recorder of Deeds.

PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2017.

CITY OF GILLETTE, WYOMING

\_\_\_\_\_  
Louise Carter-King, Mayor

(S E A L)

ATTEST:

\_\_\_\_\_  
Karlene Abelseth, City Clerk

Publication Date:

State of Wyoming            )  
  ) ss.  
County of Campbell         )

On this \_\_\_\_ day of \_\_\_\_\_, 2017, before me personally appeared Louise Carter-King, to me personally known, who being by me duly sworn, did say that she is the Mayor of the City of Gillette, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its City Council, and said Louise Carter-King acknowledged said instrument to be a free act and deed of said corporation.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

My Commission Expires:

\_\_\_\_\_