

ORDINANCE NO.

AN ORDINANCE APPROVING AND AUTHORIZING THE EXTENSION OF THE BOUNDARIES OF THE CITY OF GILLETTE, WYOMING, AND ANNEXATION OF A TRACT OF LAND KNOWN AS THE WEST 12<sup>TH</sup> STREET ANNEXATION, ENTIRELY ADJACENT AND CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF GILLETTE, WYOMING, PURSUANT TO W.S. 15-1-404, AND ESTABLISHING A C-O, OFFICE AND INSTITUTION ZONING DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

ANNEXATION PLAT PARCEL LOCATED IN THE NE1/4 OF SECTION 28, TOWNSHIP 50 NORTH, RANGE 72 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CAMPBELL COUNTY, WYOMING

WHEREAS, The City of Gillette has initiated the annexation of a tract of land entirely adjacent and contiguous to the City of Gillette, Wyoming pursuant to Wyoming Statute 15-1-404, known as the West 12<sup>th</sup> Street Annexation;

WHEREAS, The Governing Body of the City of Gillette passed and approved Resolution No. 2600 at its regular meeting on January 17, 2017; directing the preparation and distribution of an Annexation Report in accordance with Wyoming Statutes; directing the publication of a public hearing notice, establishing a date for a public hearing at the hour of 7:00 o'clock p.m., on April 4, 2017 in the City Council Chambers, City Hall, Gillette, Wyoming and ordering that Notice be sent to the owners of the tracts described therein;

WHEREAS, a Notice of Hearing in compliance with Wyoming Statutes 15-1-405, was published in the Gillette News Record on March 10, 2017 and March 17, 2017; and the public hearing notice were mailed to the owners of the tracts of land as required by law, by certified mail at least 15 business days prior to the public hearing along with a copy of the Annexation Report pursuant to Wyoming Statutes 15-1-402; the public hearing was held as advertised, on April 4, 2017, in the City Council Chambers, City Hall, Gillette, Wyoming, ~~at which time no objections were filed and~~ at which time the City Council did unanimously find that the requirements of Wyoming Statutes 15-1-402, were satisfied and that the area to be annexed is adjacent and contiguous to the corporate limits of the City of Gillette and that said areas should be annexed to the City;

WHEREAS, the City Council did find by Resolution dated April 4, 2017 the necessary tests enunciated by Wyoming Statutes 15-1-402 were satisfied; and that the said Governing Body has determined that the area should be included within the corporate limits of said City of Gillette, Wyoming;

WHEREAS, a Public Hearing for the March 28, 2017 City of Gillette Planning Commission Meeting was duly advertised; and

WHEREAS, the City of Gillette Planning Commission by a majority vote of its members on March 28, 2017 reviewed the request and recommended that the request for Annexation be approved by the Gillette Governing Body and further recommended that the tract to be annexed be zoned C-O, Office and Institution District.

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

Section 1. That pursuant to the petition filed with the City Council of the City of Gillette, Wyoming, 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 West 12<sup>th</sup> Street 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 C-O, Office and Institution District. The property to be zoned is legally described as follows:

A portion of land located in the NE1/4 of Section 28, T50N, R72W of the 6<sup>th</sup> P.M., Campbell County, Wyoming, as recorded in Book 1836 of Photos, Page 648 and Book 2230 of Photos, Page 309 of the Campbell County Clerks records, being more particularly described as follows:

Commencing at the east quarter corner of said Section 28, being monumented by a brass cap stamped LS 567;

Thence N78°40'04"W, 578.10 feet to the southeast corner of Tract "A" of the New Baldwin Addition, as recorded in the Book 1 of Plats, Page 76 of the Campbell County Clerks records, monumented by a bare rebar and being the point of beginning;

Thence along the east boundary of said Tract "A", N00°23'42"W, 30.61 feet to a point along said east boundary, monumented by a 1/2" iron pipe;

Thence continuing along said east boundary of said Tract "A", N00°22'52"W, 279.01 feet to the northeast corner of said Tract "A", monumented by a plastic cap stamped RLS 2333;

Thence along the southerly boundary of Tract "B" of said New Baldwin Addition, S88°59'55"W, 149.85 feet to the southwest corner of said Tract "B", monumented by a plastic cap stamped RLS 2333;

Thence along the west boundary of said Tract "B", N00°01'33"W, 85.03 feet to the northwest corner of said Tract "B", monumented by an aluminum cap stamped PLS 6872;

Thence along the northerly boundary of aforementioned Tract "A", S89°00'03"W, 567.80 feet to the northwest corner of said Tract "A", monumented by a plastic cap stamped RLS 2333;

Thence along the west boundary of said Tract "A", S00°05'22"W, 64.78 feet to the southwest corner of said Tract "A", also being the northerly right of way of I-90, monumented by an aluminum cap stamped PLS 6872, from which a plastic cap stamped RLS 2333 lies N00°05'22"E, 2.02 feet;

Thence along said northerly right of way, S50°21'32"E, 507.61 feet to the southerly corner of said Tract "A", monumented by a plastic cap stamped LS 567;

Thence leaving said northerly right of way, along the south boundary of Tract "A", N88°52'05"E, 328.50 feet to the point of beginning.

Said zoning area contains 4.75 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 West 12<sup>th</sup> Street Annexation, Campbell County, Wyoming as prepared by David L. Vliem, signed by David L. Vliem, Registered Land Surveyor, Wyoming Registration No. 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:

\_\_\_\_\_