

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 ASPEN HEIGHTS II ANNEXATION, ENTIRELY ADJACENT AND CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF GILLETTE, WYOMING, PURSUANT TO W.S. 15-1-403, AND ESTABLISHING A C-1, GENERAL COMMERCIAL ZONING DISTRICT, SUBJECT TO ALL PLANNING REQUIREMENTS

ANNEXATION PLAT PARCEL LOCATED IN THE SE1/4 OF SECTION 3, TOWNSHIP 49 NORTH, RANGE 72 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CAMPBELL COUNTY, WYOMING

WHEREAS, The Landowner has initiated the annexation of a tract of land entirely adjacent and contiguous to the City of Gillette, Wyoming pursuant to Wyoming Statute 15-1-403, known as the Aspen Heights II Annexation;

WHEREAS, The Governing Body of the City of Gillette passed and approved Resolution No. 2715 at its regular meeting on December 17, 2019; 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 January 21, 2019 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 December 27, 2019 and January 3, 2020; 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 January 21, 2020, in the City Council Chambers, City Hall, Gillette, Wyoming, 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 December 17, 2019 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 January 21, 2020 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 January 14, 2020 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-1, General Commercial Zoning 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 Aspen Heights II 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-1, General Commercial Zoning District. The property to be zoned is legally described as follows:

The following property is to be zoned C-1, General Commercial Zoning District:

Legal Description

A tract of land being a part of the SE1/4 of Section 3, T49N, R72W of the Sixth Principal Meridian, Campbell County, Wyoming. Said tract of land being described more particularly as follows:

Beginning at the Southeast corner of said Section 3;

Thence S89°51'51" W along the South line of said Section 3 a distance of 531.56 feet to the North right of way of Southern Drive;

Thence N78°57'15" W along the said North right of way of Southern Drive a distance of 64.12 feet;

Thence S89°51'54" W along the said North right of way of Southern Drive a distance of 736.36 feet;

Thence N00°12'19" E a distance of 652.36 feet;

Thence N89°47'45" E a distance of 352.67 feet to the Southwest corner of Aspen Heights Addition;

Thence N89°48'45" E along the South line of said Aspen Heights Addition a distance of 321.39 feet to the Southeast corner of said Aspen Heights Addition;

Thence N00°10'27" E along the East line of said Aspen Heights Addition a distance of 677.24 feet to the South line of Sunburst Subdivision No. 4;

Thence N89°48'07" E along the said South line of Sunburst Subdivision No. 4 a distance of 657.80 feet to the East line of said Section 3;

Thence S00°13'50" W along the said East line of Section 3 a distance of 1343.48 feet to the POINT OF BEGINNING.

Said tract of land contains 30.339 Acres, more or less, subject to all rights, restrictions, reservations and/or easements of sight and record.

Section 4. That the Annexation Plat of the Aspen Heights II Annexation, Campbell County, Wyoming as prepared by Doyle Surveying, Inc., Signed by Richard T. Doyle, Registered Land Surveyor, Wyoming Registration No. 2333, 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 _____, 2020.

CITY OF GILLETTE, WYOMING

Louise Carter-King, Mayor

(S E A L)

ATTEST:

Cindy Staskiewicz, City Clerk

Publication Date:

State of Wyoming)
) ss.
County of Campbell)

On this ____ day of _____, 2020, 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:
