

ORIGINAL ORDINANCE NO.: 2063  
ENROLLED ORDINANCE NO.: 1827

INTRODUCED BY: RICHARDSON

AN ORDINANCE AMENDING TITLE 15 OF LARAMIE MUNICIPAL CODE FOR THE PURPOSES OF UPDATING THE NOTICE REQUIREMENTS FOR ANNEXATION PROCEDURES DUE TO LANGUAGE IN WYOMING STATE STATUTE 15-1-402.

WHEREAS, on August 21, 2007, the City Council adopted the Laramie Comprehensive Plan which lists as one of its recommendations to create a unified development code that would combine the zoning and subdivision ordinances in into a single, unified document consisting of multiple parts or sections, including administrative procedures, zoning, subdivision regulations and improvement standards;

WHEREAS, on June 22, 2009 the Laramie Planning Commission affirmatively voted to recommend to the Laramie City Council adoption of the Unified Development Code subject to modifications;

WHEREAS, on March 2, 2010, the City Council adopted the Unified Development Code with an effective date of July 1, 2010;

WHEREAS, 15.02.050 of the Laramie Municipal Code (LMC) calls for the Unified Development Code to be amended from time to time so as to become or remain consistent with the Comprehensive Plan, and should be regularly reviewed, evaluated and amended, if necessary, based on private and city economic conditions, vision for the community, changing planning and zoning principles, frequent difficulty in implementing or enforcing any specific standard(s), or changes in the state, federal or case law;

Whereas, enrolled act No. 32—Original House Bill No HB0142—of the Wyoming House of Representatives changed the notice requirements for specific landowners prior to the annexation of territory.

WHEREAS, on May 8, 2023, the Laramie Planning Commission affirmatively voted to recommend to the Laramie City Council adoption of amendments to the Unified Development Code as shown in this ordinance; and

WHEREAS, the Laramie City Council held a public hearing on June 20, 2023 to take and consider public comments;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LARAMIE:

**Section 1.** That LMC 15.06.030.D.5 is **amended** to read as follows:

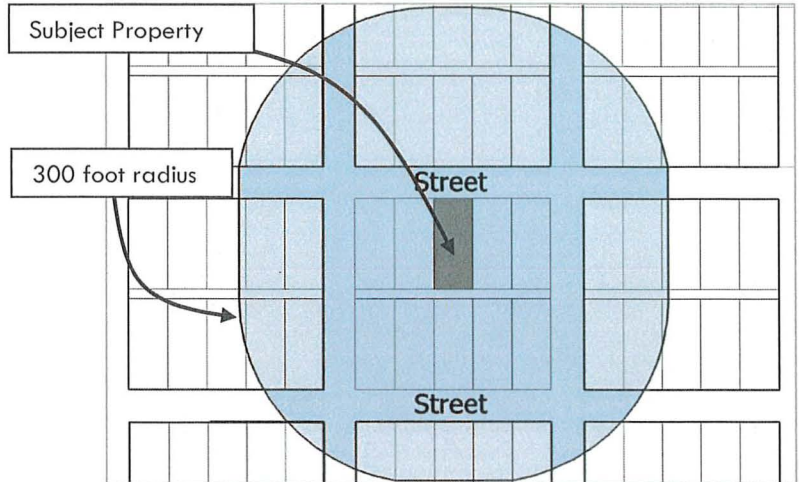
**1. Written (Mailed) Notice**

When the provisions of this code require that written or mailed notice be provided, the department shall be responsible for preparing and mailing the written notice (Ord. 1596 § 2, 2011).

a. Written notice shall be provided to the property owners as specified in Table 15.06-1.

b. The owner of the property for which the approval is sought, and all property owners within 300 feet of the subject property, including streets, alleys, and other rights-of-way, shall be notified of the public hearing by mail.

c. The notification of property owners shall apply only to the initial presentation of the proposed development to the public hearing unless otherwise directed by the city.



d. The applicant shall be responsible for additional postage fees for the purposes of renotifying adjacent property owners pursuant to this subsection 15.06.030.D.5.e if the hearing is postponed, continued or tabled at the applicant's request. The department shall be responsible for preparing and mailing additional notices.

Figure 15.06-1: When written (mailed) notice is required for an application, all property owners within 300 feet shall be notified.

e. If, for any reason, an item scheduled for initial presentation at a public hearing is postponed or tabled without having been presented, then the applicant shall be responsible for the required postage fees for the purposes of renotifying adjacent property owners of the future meeting at which the item will be considered in accordance with this section.

f. The letters to the adjacent property owners shall be postmarked no later than 15 calendar days prior to the hearing at which the item will be considered. **In the case of an Annexation, the written notice as outlined in 15.06.030.5 will be 20 calendar days prior to the public hearing in accordance with Wyoming State Statute 15-1-402.**

**Section 2.** That if any section, subsection, sentence, clause, phrase, graphic, or portion of this ordinance is for any reason held invalid or deemed unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall be deemed a separate and distinct and independent provision and such holding shall not affect the validity of the remaining provisions of this ordinance; and

**Section 3.** That this ordinance shall become effective after its passage, approval and its publication.

Passed and approved this 5<sup>th</sup> day of July, 2023.



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Brian Harrington, Mayor and President of the  
City Council

Attest:



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Nancy Bartholomew, CMC, City Clerk

First Reading: June 6, 2023

Public Hearing: June 20, 2023

Second Reading: June 20, 2023

Third Reading and Final Action: July 5, 2023

Duly published in the Laramie Boomerang this 12<sup>th</sup> day of July, 2023.