

**Park County Board of County Commissioners
June 9, 2009
Regular Meeting**

Proceedings of a regular meeting of the Board of County Commissioners of Park County, Wyoming, held in Cody, Wyoming Tuesday, June 9, 2009. Present were Chairman Bill Brewer, Commissioners Tim French, Dave Burke, Jill Shockley Siggins and Bucky Hall, and County Clerk Kelly Jensen.

Cattleguard

County resident Don Schmaltz met with the Board of County Commissioners to express concern about traffic speeds on Stagecoach Trail since the road was improved. Schmaltz has cattle in open range along the road and is concerned he may have animals hit due to the amount of traffic and speed of the vehicles. Schmaltz installed signs warning drivers of open range. Schmaltz is willing to install fencing to the cattleguard at his own expense if the County will install the cattleguard.

Commissioner Siggins made a motion, seconded by Hall, to purchase and install a cattleguard on Stagecoach Trail and directed Mr. Schmaltz to work with the County Engineer to ensure the fencing he agreed to install to the cattleguard is built to State and County requirements. Voting in favor of the motion were Commissioners Siggins, Hall and French. Opposed was Commissioner Burke, expressing concern it may lead to more requests for County cattleguards. Motion carried.

Approve Minutes

Commissioner Hall made a motion, seconded by French, to approve the minutes of the June 2, 2009 meeting. Motion carried.

Malt Beverage Permit – Jake Clark’s Mule Days

Commissioner French made a motion, seconded by Burke, to approve and allow the Chair to sign a malt beverage permit for Jake Clark’s Mule Days June 17-21, 2009 in Ralston. Motion carried.

CTA Contract for Powell Shop Building

Commissioner Hall made a motion, seconded by Siggins, to approve and allow the Chair to sign the Standard Form of Agreement between Park County and CTA Architects for design of the new Powell shop. Motion carried.

Public Hearing - Jody Lane Road Variance

Commissioner Burke made a motion, seconded by Siggins, to open a public hearing to consider the appeal of Robert and Beth Friedman regarding the denial of administrative relief of a variance to a portion of the road design and construction standards for Jody Lane. Motion carried.

Assistant County Planner Jeff Goodrich presented the Friedmans’ application. It is on land described as Lot 37-J of Lot 37, T52N, R103W, 6th P.M. Park County, Wyoming, excepting that portion of Lot 37-J included in portions of Lots 8 and 9 of the Callen West Subdivision, located at 26 Jody Lane, north of Road 6UU.

Commissioners received comments from the petitioner, concerned the regulations were not required in two prior splits on Jody Lane and stating the cul-de-sac requires roughly one acre of land. Two neighboring landowners spoke in opposition to administrative relief, expressing concern about additional development on Jody Lane, which is narrow. County Engineer Dave Kieper stated his office provided administrative relief on some of the Friedmans’ requests, but not the cul-de-sac, which is necessary for emergency vehicle access.

Deputy County Attorney Jim Davis recommended the County follow the rules adopted by the Board. There being no further comments, Commissioner French made a motion, seconded by Siggins, to close the public hearing. Motion carried.

Commissioner Burke made a motion, seconded by Hall, to deny the variance request for Dr. Friedman, SS-184, under **RESOLUTION 2009-32, UPHOLDING COUNTY ENGINEER’S DENIAL OF ADMINISTRATIVE RELIEF TO R.H. AND M. BETH FRIEDMAN FOR A VARIANCE TO A PORTION OF ROAD DESIGN AND CONSTRUCTION STANDARDS**. Voting in favor of the motion were Commissioners Hall, Siggins and Burke. Opposed was Commissioner French. Motion carried.

Public Hearing – Adams Special Use Permit

Commissioner French made a motion, seconded by Hall, to open the public hearing to consider the application of Grace, Inc. dba Capstone Construction, on

property owned by Ronald and Janis Adams, for a Special Use Permit and Site Plan Review for a large rock products mine.

Assistant County Planner Jeff Goodrich presented the application of Grace, Inc. for a Special Use Permit and Site Plan Review on land owned by Ronald and Janis Adams at 640 Lane 11, south of Powell, described as a parcel of land within Section 30, Lot 72-F and 72-G, T55N, R98W, 6th P.M., Park County, Wyoming in the GR-P zoning district.

A neighboring landowner presented a petition signed by 38 individuals opposing the large rock products mine, stating it jeopardizes the safety, health and welfare of area residents. Commissioners received comments in opposition to the Special Use Permit from five area residents, stating concern about road width, heavy truck traffic, potential groundwater contamination, noise, air quality and the safety of area residents. Applicant Tye Whitlock of Capstone Construction spoke in favor of the application, describing the location of the pit, the operation plans and efforts to locate a property with the least possible residential impact.

There being no further comments, Commissioner Hall made a motion, seconded by Burke, to close the public hearing. Motion carried.

Commissioner French made a motion, seconded by Hall, to approve **RESOLUTION 2009-33**, APPROVAL OF A SPECIAL USE PERMIT AND SITE PLAN REVIEW TO ALLOW A LARGE ROCK PRODUCTS MINE WITHIN LOT 72-F AND 72-G, T55N, R98W, 6TH P.M., PARK COUNTY, WYOMING, and to restrict the hours of crushing to 8:00 a.m. - 5:00 p.m. Monday through Friday with an hour before and after crushing for maintenance and preparation (not crushing), and to allow the reasonable maintenance agreements for Lane 11. Motion carried.

Library Board Appointments

Commissioner Hall made a motion, seconded by Siggins, to reappoint Anna Sapp (Powell) and Jessie Wagner (Meeteetse) to serve three-year terms on the Park County Library Board. Motion carried.

Museum Board Appointments

Commissioner Hall made a motion, seconded by Burke, to reappoint Terry Hinkle (Cody) and Bob Smith (Powell) to serve three year terms on the Park County Museum Board. Motion carried.

Animals at Large

County Attorney Bryan Skoric presented and outlined potential enforcement of a draft proposal for Park County animal regulations dealing with at-large and vicious animals. No action taken.

Adjournment

There being no further business to come before the Board, Commissioner Hall made a motion, seconded by Burke, to adjourn the meeting. Motion carried

Bill Brewer, Chairman

Bucky Hall, Vice Chairman

Jill Shockley Siggins, Commissioner

Dave Burke, Commissioner

Tim French, Commissioner

Attest:

Kelly Jensen, County Clerk