

ORIGINAL ORDINANCE NO.: 1824
ENROLLED ORDINANCE NO.: 1596

INTRODUCED BY: Paulekas

AN ORDINANCE AMENDING TITLE 15 OF LARAMIE MUNICIPAL CODE.

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 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 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, the Laramie City Council was held on a public hearing on April 18, 2011 to take and consider public comments;

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

Section 1. That LMC 15.02.060.D.2.a is amended to read as follows: “Final plats of subdivisions approved and recorded prior to the effective date of this code shall be permitted to retain their approved minimum lot area, minimum lot width, and minimum required yards.”;

Section 2. That LMC 15.06.030.D.5 is amended to read as follows: “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.”;

Section 3. That LMC 15.06.030.D.1 is amended to read as follows: “General Notice Requirements Timing of the Notice. Unless otherwise stated in this code, notice for all public hearings shall be held pursuant to subsection 15.06.030.D. Notice of the time and place of the hearing, including a general description of the area affected, shall be given at least 15 calendar days before the hearing by publication at least once in a newspaper of general circulation that is published or circulated in the city of Laramie.”;

Section 4. That LMC 15.06.030.E.2 is amended as follows: “Withdrawal of Application by

Applicant. An applicant shall have the right to withdraw an application, without prejudice, at any time prior to placing the application on the official agenda. The applicant shall submit in writing the withdrawal request to the department, and after such withdrawal, the city shall not take further action on the application. To re-initiate review, the applicant shall resubmit the application that in all respects shall be treated as a new application for purposes of review, scheduling, and payment of application fees. Withdrawal of an application from a public hearing or meeting agenda is at the review or decision-making authority's discretion.”;

Section 5. That LMC 15.06.060.J.3.d is amended to read as follows: “Step 4: Applicable. The following procedures shall apply and take precedence over those in Section 15.06.030.D. ”;

Section 6. That LMC 15.06.060.J.3.d(i) is created to read as follows: “The Department shall notify adjacent property owners by mailed notice at least ten days prior to rendering the decision.”;

Section 7. That LMC 15.06.060.J.3.d(ii) is created to read as follows: “Objections shall be deemed untimely unless received in writing during such ten day period and shall be directly related to concerns regarding the request as determined by the Director. General objections regarding existing land use conditions or issues not related to the request will not be considered grounds for denial.”;

Section 9. That LMC 15.060.060.K.1 is amended as follows: “Purpose. Alternative equivalent compliance is a procedure that allows development to meet the intent of the design-related provisions of this chapter through an alternative design. It is not a general waiver or weakening of regulations. Rather, the procedure permits a site-specific plan that is qualitatively equal to or better than the strict application of a design standard specified in this code. This procedure is not intended as a substitute for a variance or administrative modification or a vehicle for relief from standards in this chapter.”

Section 10 That LMC 15.06.060.O.4.e is amended to read as follows: “Applicable pursuant to subsection 15.06.030.E. At the applicant's request, a Design Review application may be run concurrently with a building permit or other applicable development application. The following other procedures shall apply:”;

Section 11. That LMC 15.06.060.O.2.b is amended to read as follows: “Design review shall not be required for single family detached / attached, IBC / IRC modular home, manufactured homes, and two-family / duplex, multifamily developments with less than four units, or accessory structures associated with the preceding uses, unless required pursuant to subsection 15.06.060.Y, Design Review, Tree Area Overlay.”;

Section 12. That LMC 15.060.060.O.3.b is amended to read as follows: “Any proposed redevelopment that meets or exceeds the 25 percent market-value threshold as specified in subsection 15.14.010.B.2.b of this Title”;

Section 13. That LMC 15.060.060.O.3.d is deleted in its entirety.;

Section 14. That LMC 15.060.060.O.3.e is deleted in its entirety;

Section 15. That LMC 15.060.060.O.3.f is deleted in its entirety;

Section 16. That LMC 15.060.060.O.3.g is deleted in its entirety;

Section 17. That LMC 15.060.060.O.3.h is deleted in its entirety;

Section 18. That LMC 15.060.060.O.3.i is deleted in its entirety;

Section 19. That LMC 15.060.060.N.3.e(i) is amended to read as follows: “Planning Commission Action. Additions by plat shall be reviewed and considered by the planning commission concurrently with the preliminary plat. The planning commission shall recommend authorization of the future addition by plat only if the planning commission recommends approval or conditional approval of the preliminary plat to the city council. The planning commission shall not recommend approval of the final plat unless the planning commission determines that the final plat meets all the criteria in paragraph iii below.”

Section 20. That LMC 15.06.060.N.3.e(ii) is amended to read as follows: “City Council Action. Additions by plat shall be reviewed and considered by the city council concurrently with the preliminary plat. The city council shall authorize future addition by plat only if the city council approves or conditionally approves the preliminary plat. The city council shall not approve the final plat unless the city council determines that the final plat meets all the criteria in paragraph iii below.”;

Section 21. That LMC 15.06.060.Q.2.d.(ii) is amended to read as follows: “the same or related applicants, or”;

Section 22. That LMC 15.06.060.R.2.b.(iii) is amended to read as follows: “The adjustment or consolidation will create only *de minimis* negative impacts on existing facilities, adjacent properties, or local public service providers; and”;

Section 23. That LMC 15.06.060.R.2.b.(iv) is amended to read as follows: “There will be no modifications to the design standards in chapter 15.16, Subdivision or 15.18 Improvements.”;

Section 24. That LMC 15.06.060.R.4.a is amended to read as follows: “Following the approval of an adjustment or consolidation, which shall have all permitted modifications or variances expressly noted thereon, the adjustment or consolidation shall be signed by the director and the city engineer. The applicant shall then record the adjustment or consolidation and other required documents in the office of the county clerk and pay all required recording fees.”;

Section 25. That LMC 15.06.060.R.4.b is amended to read as follows: “A final adjustment or

consolidation shall be presented to the department no later than 60 calendar days after the department has approved the adjustment or consolidation. The adjustment or consolidation shall be recorded no later than ten business days after the director and city engineer have signed adjustment or consolidation, or the adjustment or consolidation shall be considered void and a new application shall be required. A copy of the recorded adjustment or consolidation and any documents recorded with the adjustment or consolidation shall be provided by the applicant to the department.”;

Section 26. That LMC 15.06.060.S.a is amended to read as follows: “Administrative Replats. Administrative replats involve only minor changes to lot line configurations on recorded plats as determined by the department. Upon receipt of the application, the department shall notify the applicant in writing within ten calendar days if the request shall be processed as an administrative replat or a major replat as set forth in subsection 15.06.060.S.b. No preliminary plat shall be required for administrative replats. The procedure for such replats shall follow the procedures set forth for minor subdivisions in subsection 15.06.060.Q.”;

Section 27. That LMC 15.06.060.T.3.e.(ii)(5) is amended to read as follows: “The existing dimensional standards of the property are in conformance with provisions contained in applicable sections of this code, including but not limited to, density and setbacks.”;

Section 28. That LMC 15.08.040.A.3.g is amended as follows: ““Development” means the preliminary and final platting of land, construction, reconstruction, conversion, structural alteration, relocation, enlargement of any structure, or project requiring design review; any mine, excavation, landfill; and/or any change in use, or alteration or extension of the use of land; excluded from this definition are additions to single family residences that do not increase the amount of wastewater effluent, above the capacity of the permitted small wastewater system (effluent amount determined by number of bedrooms), residential accessory buildings, construction of a single-family home on an existing lot that will be attached to a municipal or centralized sewer collection line, or construction that does not require a building permit.”;

Section 29. That LMC 15.08.040.B.3.b is amended to read as follows: “Chapter 15.14 Development Standards and the standards of this chapter are applicable to development in the TTO. In addition, the following specific development standards shall apply in the TTO: (i) For front-loading garages of single-family detached dwelling units, the garage façade shall not be closer to the front setback line than the exterior wall of the dwelling closest to the front setback line. Front loading garages for single-family attached dwelling units shall be allowed closer to the front setback line than the front exterior wall, provided that adjacent attached dwelling structures shall be offset a minimum of five feet from each other relative to the front setback line. For purposes of this subsection, ‘Adjacent attached dwelling structures’ are those physically separated structures that are on one or two sides of an attached dwelling structure, on the same block, and on the same side of the street.”;

Section 30. That LMC 15.08.040.D.2 is amended to read as follows: “The provisions of this section shall apply to all property, lots, and developments that require design review under this

Title, that abut or take primary or secondary access from the gateway corridor's arterial right-of-way. Developments that meet any of these criteria are required to apply the Gateway development standards to the entire project regardless of the location of some of the property outside of the Gateway boundaries.”;

Section 31. That LMC 15.08.040.D.3.a is amended to read as follows: “East Grand. Grand Avenue from the east city limits to Boulder Drive. The approximate location of this district is illustrated in Map 15.08.060-3 located in subsection 15.08.060.C.”;

Section 32. That LMC 15.08.040.D.3.b is amended to read as follows: “South 287. Third Street from the south city limits to Interstate 80. The approximate location of this district is illustrated in Map in Map 15 08.060-4 located in subsection 15.08.060.C.”;

Section 33. That LMC 15.08.040.D.3.c is amended to read as follows: “Curtis Street. Curtis Street from the westernmost city limits to Railroad Street, excluding the Interstate 80 Interchange right-of-way. The approximate location of this district is illustrated in Map 15.08.060-5 located in subsection 15.08.060.C.”;

Section 34. That LMC 15.08.040.D.3.d is amended to read as follows: “North 287. Third Street from the north city limits to Curtis Street. The approximate location of this district is illustrated in Map 15.08.060-5 located in subsection 15.08.060.C.”;

Section 35. That LMC 15.08.040.D.3.e is amended to read as follows: “Snowy Range Road. Snowy Range Road from Interstate 80 to the westernmost boundary of the Henry D. Hodgeman's Addition at Snowy Range Road. The approximate location of this district is illustrated in Map 15.08.060-6 located in subsection 15.08.060.C.”;

Section 36. That LMC 15.08.040.D.3.f is amended to read as follows: “Highway 130. Snowy Range Road from the west city limits to Welsh Lane. The approximate location of this district is illustrated in Map 15.08.060-7 located in subsection 15.08.060.C.”;

Section 37. That LMC 15.08.040.D.3.g is amended to read as follows: “Highway 230. Jackson Street from the west city limits to Snowy Range Road. The approximate location of this district is illustrated in Map 15.08.060-8 located in subsection 15.08.060.C.”;

Section 38. That LMC 15.10.000.E (Table 15.10-1), Use Category “Vehicles and Equipment” to read as follows “Parking lot commercial”;

Section 39. That LMC 15.10.020.C.3 is amended to read as follows: “Size and Quantity. The following standards shall apply to accessory buildings in the RR, LR, R1, R2, R2M, and R3 Districts: The maximum total building footprint of all accessory buildings shall be either: (a) one thousand (1,000) square feet, or (b) the building footprint of the principal structure, whichever is less. Larger accessory building footprint(s) may be approved by conditional use permit, subject to the approval process and applicable criteria as specified in Sec. 15.06.060.E. A maximum of

two (2) accessory buildings shall be permitted on a site. Additional accessory buildings may be approved by conditional use permit, subject to the approval process and applicable criteria as specified in Sec. 15.06.060.E. No accessory building shall exceed the height of the site's principal structure or the maximum accessory-building height limitations in subsection 15.12.000.B (Table 15.12-2), whichever is less.”;

Section 40. That LMC 15.10.020.D.3.f is amended as follows: “No storage of any items shall occur within the front setback area or within the one-half of each side setback nearest the applicable side street frontage.”;

Section 41. That LMC 15.12.010.B.2.is created to read as follows: “Minimum Front Setbacks on Established Residential Blocks. In any LR, R1, R2 or R3 District where lots comprising fifty (50) percent or more of the frontage on one side of a street between intersecting streets have been improved with buildings at the effective date of this code per Sec. 15.02.030, the minimum front setback of new construction shall be the same as the minimum front setback of any existing buildings in the block, or the minimum front setback for the district specified in Sec. 15.12.000.B, whichever is less.”;

Section 42. That LMC 15.12.010.A.1.a is amended to read as follows: “Where an individual lot was held in separate ownership from adjoining properties, or was platted and recorded as of the effective date of this Code, and has less area and/or less width than required in other sections of this chapter, such a lot may be occupied according to the permitted uses provided for the district in which such lot is located, provided that development shall be in conformity with all remaining applicable dimensional standards in this Chapter. For purposes of this exception, two adjacent platted lots each 24 feet in width may be considered one 48 foot lot.”;

Section 43. That LMC 15.12.010.B.1.d.(iv) to read as follows: “Unroofed Landings, Decks, Stairs, and Balconies. Unroofed landing, decks, and stairs shall not project into more than 50% of a required setbacks, provided that no portion other than a handrail shall extend higher than 30 inches above the finished grade level. Unroofed balconies may project into a required side or rear setback provided these projections are at least five feet from the lot line.”

Section 44. That LMC 15.14.110.B.3 is amended to read as follows “Total Light Output. Total light output of any development project(excluding streetlights for public right-of-ways and single-family, and/or two-family development projects), shall not exceed 40,000 lumens per acre, averaged over the entire project. A lighting study shall may be submitted as part of the design review plan application, as determined by the department in its sole discretion.”;

Section 45. That LMC 15.14.040.D.11.C shall be amended to read as follows: “Nonresidential parking spaces and multi-family parking spaces shall be clearly outlined with single lines, four inches in width and of white color on the surface of the lot so that each parking space is clearly identified.”;

Section 46. That LMC 15.14.050.E.1 is amended to read as follows: “Applicability. The

front-yard areas between the building and back of curb within all new developments containing three or fewer dwelling units on lots or parcels less than 16,000 square feet in size shall be landscaped pursuant to this subsection. The landscaping shall be located within the entirety of the front yard between the front plane of the building or front fence(s), whichever is greater, and the roadway. For the purposes of calculating landscape area, driveways and sidewalks shall not be included.”;

Section 47. That LMC 15.14.090.D.1.a is amended to read as follows “All primary exterior building materials shall be durable, economically maintained, and of a high quality that will retain its appearance over time, including but not limited to, brick, sandstone, natural or synthetic stone, and tinted/textured concrete masonry units. Building materials shall not include smooth-faced concrete block, smooth- faced tilt-up concrete panels, or prefabricated steel panels. Architectural aluminum or steel panels (designed to ensure absence of any —oil canning) shall be permitted, but use of architectural aluminum or steel panels should be limited to specific architectural elements or features. This section shall not prohibit the use of metal siding designed to look like clapboard siding. Exceptions to these material requirements may be made by the department for the I1, I2, AE, AV, and AG districts.”;

Section 48. That LMC 15.14.090.D.1.b is deleted in its entirety. 15.14.090.D.1.c is renumbered accordingly.;

Section 49. That LMC 15.14.090.E.1.b is amended to read as follows: “Lots with lot areas greater than 50,000 square feet shall provide an additional central gathering place or community amenity for each 25,000 square feet or fraction thereof of lot area over 50,000 square feet. No more than four central gathering places shall be required.”;

Section 50. That LMC Table 15.14.050-1 Applicability and Landscaping Provisions is amended to read as shown in Attachment A, which is attached to this Ordinance hereto and incorporated herein by reference;

Section 51. That LMC Table 15.14.050-1 Applicability and Landscaping Provisions is amended to read as shown in Attachment B, which is attached to this Ordinance hereto and incorporated herein by reference;

Section 52. That LMC 15.22.010 is amended to read as follows: “Nonconforming Lots. Notwithstanding limitations imposed by other provisions of this Code, a nonconforming lot may be developed with a permitted use on any single lot of record at the effective date of adoption or amendment of this Code; provided, however, that the requirements specified in 15.12.010.A.1.a shall apply. Such lot shall be in separate ownership and not of continuous frontage with other lots in the same ownership.”;

Section 53. That LMC 15.28.030.A.247: “.28.030.A.247 (p. 28): “Nonconforming Buildings or Structure. ‘Nonconforming buildings or structure means a building or structure or portion thereof built in conformance with applicable city ordinances prior to the effective date of the

ordinance codified in this division, or any amendment thereto, and conflicting with the provisions of the ordinance codified in this division applicable to the zone in which it is situated.”;

Section 54. That LMC 15.28.030.A.322 is amended to read as follows “See “Design Review Plan”;

Section 55. That LMC 15.14.080.C.4 is amended to read as follows:

“4. Garages

- a. All single family dwellings_ in the LR and R1 districts shall have a garage. This requirement may be waived by the department for permanent affordable or work force housing.
- b. In all zone districts-single-family dwellings (attached and detached) and duplex units with-garages, the street-facing garage shall be no more than twelve (12) feet closer to the front property line than other elements of the structure. The following special setback provisions shall also apply:
 - (i) In the RR and LR Zoning Districts: A new single-family dwelling with attached garage shall be allowed to encroach into the required minimum front setback by up to ten (10) feet; provided however, that the front of the garage shall be set back by a compensating additional distance from the minimum, such that the additional garage setback is equal to or greater than the front-setback encroachment (see Figure 15.14.080-5). A new single-family dwelling with only a detached alley-facing garage shall be allowed to encroach into the required minimum front setback by up to ten (10) feet.
 - (ii) In the R1, R2, R2M, and R3 Zoning Districts: A new single-family dwelling or duplex unit with attached garage shall be allowed to encroach into the required minimum front setback by up to five (5) feet; provided however, that the front of the garage shall be set back by a compensating additional distance from the minimum, such that the additional garage setback is equal to or greater than the front-setback encroachment (see Figure 15.14.080-5). A new single-family dwelling or duplex unit with only a detached alley-facing garage shall be allowed to encroach into the required minimum front setback by up to five (5) feet.
- c. For single-family dwellings or duplex unit with street-facing attached two-car garage doors shall not comprise more than 45 percent of the

facade width of each dwelling or 18 feet of each dwelling, whichever is lesser (see Figure 15.14.080-6); and attached three-car garage doors shall not comprise more than 55 percent of the facade width of each dwelling or 27 feet of each dwelling, whichever is lesser. This standard may be changed through a minor modification process for pre-existing narrow lots.

- d. The use of side-loading garages shall be permitted (See Figure 15.14.080-7.). The outside wall of a street-facing side-loading garage shall have a minimum of two of these design features:
 - (i) Siding materials identical to that found on the primary façade;
 - (ii) Two or more windows of a size and design similar to those found on the primary façade;
 - (iii) A permanent trellis covering a minimum of 25 percent of the wall area. One vine for every eight linear feet of trellis shall be planted at its base. Appropriate vine species are as approved by the department; or
 - (iv) Garage or living area facade offset from the other a minimum of four feet.”;

Section 56. That LMC 15.14.100.B.2 is amended to read as follows: “No fence or wall shall exceed six feet in height when located between the front building line or front setback whichever distance is greater, and a line forty-five feet from the front lot line; and no wall or fence shall exceed eight feet in height when located more than forty-five feet from the front lot line. Fences exceeding six feet in height shall require a building permit.”;

Section 57. That LMC 15.14.100.D is amended to read as follows:

“1. Walls and fences shall be constructed with any one or more of the following materials:

- a. Integrally-colored, split-face, or ground-face concrete masonry units (CMU);
- b. Concrete masonry units that have been painted, stuccoed, or faced with another permitted material;
- c. Stone (natural or simulated);
- d. Brick;
- e. Vinyl pursuant to the provisions of 15.14.100.D.5.c, below;
- f. Wrought-iron or other decorative metal (see Figure 15.14.100-2);
- g. Wood (painted or stained),

- h. other materials as approved by the planning commission; or
- i. Barbed wire pursuant to the provisions of 15.14.100.D. 3 and 5 below; or
- j. Chain link (or fencing with a similar appearance) pursuant to the provisions of 15.14.100.D. 2 and 5 below.”;

Section 58. That LMC 15.28.030.A.22 is amended as follows: ““Front lot line” means the property dividing a lot from a street. On a corner lot only one street line shall be considered as a front line. The front lot line shall be the shorter street frontage or alternatively designated pursuant to subsection 15.12.010.B.1.”;

Section 59. That LMC 15.12.010.B.1.e Amend the title to read as follows: “Double-Frontage Lots, Excluding Corner Lots”. The remainder of the subsection shall remain.;

Section 60. That LMC 15.12.010.B.1.f.(iii) is created to read as follows:

“ (iii) Alternative Front Lot Line

The procedure for alternative front lot line designation shall follow the procedures set forth for conditional use in subsection 15.06.060.E.3; provided, however, that the provisions of 15.06.060.E.3.d shall not apply as they pertain to published and posted public-notice requirements. The provisions of 15.06.060.E.3.d shall apply as they pertain to written public-notice requirements, except that written notice of the request need only be mailed to adjacent property owners not including consideration of right-of-way at least ten days prior to scheduled consideration by the planning commission. The planning commission shall accept and consider written and/or oral public comment in consideration of the request; however, the consideration shall not be deemed a “public hearing” under 15.06.060.E.3.e.(i) or as elsewhere determined by this Title.”;

Section 61. That LMC 15.24.010.F is amended to read as follows:

“15.24.010.F Moving Buildings

1. Building defined

For the purposes of this division, the term “building” means any permanent structure for the shelter or enclosure of persons, animals or property.

2. Permit

a. Required

No person shall move any building over, along or across any street or alley in the city without obtaining a permit from the building official.

Exceptions:

1. Mobile, manufactured or modular buildings designed to be moved on streets and highways, provided they utilize the original manufacturer’s chassis or off-

frame equipment. Movements are subject to chapter 12.18 of the Laramie municipal code as it applies to vehicle size and weight limits.

2. Garden sheds and accessory buildings being transported between a manufacturing facility or retail sales location to a point of customer sale. Movements may be subject to chapter 12.18 of the Laramie municipal code as it applies to vehicle size and weight limits.
3. Buildings that do not exceed eight feet six inches in width, and do not have a transportable height exceeding fourteen feet.

Exemptions from permit requirements shall not be deemed to grant authorization for any movements to be done in an unsafe manner or in violation of any other laws, rules, codes or ordinances.

b. Application

(i) Filing

A person seeking issuance of a permit under this division shall file an application for such permit with the building official.

(ii) Form

The application shall be made in writing, upon forms provided by the building official and shall be filed with the building official.

(iii) Contents

The application shall set forth:

- (1) A description of the building proposed to be moved, giving the street number, construction materials, dimensions, number of rooms and condition of exterior and interior;
- (2) A legal description of the lot from which the building is to be moved;
- (3) A legal description of the lot to which the building is to be moved;
- (4) The streets and alleys over, along or across which the building is proposed to be moved;
- (5) Proposed moving date, length of time and anticipated hours of moving;
- (6) The approval of the fire chief, chief of police, the Wyoming Department of Transportation, the local franchised utility companies when required by the building official;
- (7) Any additional information which the building official finds necessary for a determination of whether a permit should be issued.

(iv) Accompanying papers

The application shall be supplemented by sufficient evidence

acceptable to the building official that all taxes and city charges against the building to be moved are paid in full and a signed statement by the owner of the building that the mover is entitled to move same. The application shall be accompanied by:

(1) A non-refundable permit fee in the amount of one hundred dollars;

(2) A certificate of insurance, acceptable to the city attorney as to company, form and content, indicating a commercial auto liability policy with \$1,000,000 combined single limit bodily injury and property damage;

(3) A corporate surety bond, with a company and in form and content acceptable to the city attorney in the amount of \$10,000 dollars, running to the city as an indemnity to insure compliance with the requirements in 15.24.010.F.4.

c. Inspection—Grounds for refusal.

The building official shall inspect the building and the applicant's equipment to determine whether the standards for issuance of a permit are met. He shall refuse to issue a permit if he finds:

(i) That any application requirement or any fee or deposit requirement has not been complied with;

(ii) That the building is too large to move without endangering persons or property in the city;

(iii) That the building is in such a state of deterioration or disrepair or is otherwise so structurally unsafe that it could not be moved without endangering persons and property in the city;

(iv) That the applicant's equipment is unsafe and that persons and property would be endangered by its use;

(v) That zoning or other ordinances would be violated by the building in its new location;

(vi) That for any other reason, persons or property in the city would be endangered by the moving of the building.

d. Issuance.

Upon determination that all standards for issuance of the permit are met, the building official shall issue the permit and deposit the surety bond and evidence of auto liability insurance in force with the city treasurer.

3. Assurance of public safety

The building official and the chief of police shall act to assure maximum safety to

persons and property in the city and to minimize congestion in traffic hazards on public streets.

4. Permittee's duties

Every permittee under this section shall:

- a. Move a building over only the streets or alleys designated for such use in the written permit;
- b. Notify the building official in writing of a desired change in moving date and hours as proposed in the application;
- c. Notify the building official in writing of any and all damage done to property belonging to the city or other persons or their property within twenty-four hours after the damage or injury has occurred;
- d. Provide flagmen, warning lights or flares as required by the chief of police to warn the public of the obstruction and to protect the public from damage or injury by reason of the removal of the building;
- e. Comply with the fire and building codes, the zoning ordinances and all other applicable ordinances and laws upon relocating the building in the city;
- f. Remove all rubbish and materials, fill all excavations as required by section 8.64 of the Laramie municipal code, and provide erosion prevention measures as described by section 15.14.020.E, of the unified development code. Excavations may be fenced or barricaded, and materials may be stored on such site, as directed by the building official where a valid building permit has been issued for new construction;
- g. Ensure that the sewer and water service lines are abandoned, as required by the utility. Permittee shall notify the telephone, television, gas and electric service companies to remove their services;
- h. Not permit the building being removed; to remain on any street or alley of the city between the hours of sunset and sunrise unless authorized in writing by the building official.

5. Permittee's liability

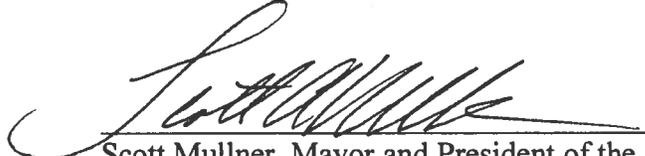
The permittee shall be liable for damage to any street, alley, or improvement, including damage to trees, landscaping, signs, utility poles and lines, traffic signals and other public or private improvements.";

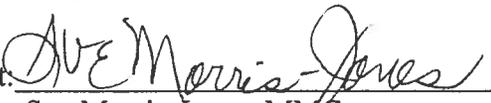
Section 62. That LMC Table 15.12.000.D is amended to read as shown in Attachment C, which is attached to this Ordinance hereto and incorporated herein by reference;

Section 63. 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 64. That this ordinance shall become effective after its passage, approval and its publication.

Passed and approved this 3rd day of May, 2011.


Scott Mullner, Mayor and President of the
City Council

Attest: 
Sue Morris-Jones, MMC
City Clerk

First Reading: April 5, 2011
Public Hearing: April 18, 2011
Second Reading: April 19, 2011
Third Reading and Final Action: May 3, 2011

Duly published in the Laramie Boomerang this 12th day of May, 2011.

Attachment A

Table 15.14.050-1 Applicability of Landscape Provisions			
	Single Family, Two Family and Multifamily Developments (Less than four dwelling units)	Multifamily (four or more dwelling units) and Mixed Use	Commercial, Institutional and Industrial
Landscape Area (15.14.050.C)		✓	✓
Landscape Material (15.14.050.D)		✓	✓
Residential Front-Yard Landscaping (15.14.050.E)	✓		
Site Perimeter Landscaping (15.14.050.F)		✓	✓
Off-Street Parking Lot (15.14.050.G)		✓	✓
Screening (15.14.050.H)		✓	✓
Off-Street Utility Dumpster, Recycling, Trash Handling and Recycling Facilities (15.14.050.I)		✓	✓

Attachment B

TABLE 15.14.050-3: SPECIFICATIONS FOR SITE PERIMETER LANDSCAPING

Requirement	L1 Edge Treatment	L2 Buffer	L3 Separation	L4 Screening [2]
Planting Area Width (minimum average) [1]	5 ft	8 ft	15 ft	30 ft.
Planting Area Width (minimum at any point) [1]	5 ft	8 ft	12 ft	20 ft
Total Landscape Units[4] Required per linear foot of property line or street frontage	0.30 units per linear foot	0.40 units per linear foot	1.1 units per linear foot	2.2 units per linear foot
Minimum number of landscape units that shall be trees	none	25% of the total required units,	50% of the total required units,	40% of the total required units,
Minimum number of landscape units that shall be evergreen trees	none	none	30% of the total required units,	40% of the total required units,
Minimum number of landscape units that shall be shrubs	20% of the total required units, either hedge or fence	5% of the total required units,	10% of the total required units,	10% of the total required units,
Additional Standards:				
<p>[1] Minimum width of planting area shall be measured as the width of the planting beds between the back of edge curbing. Where there will be vehicle overhang along any curb edge, add two feet to the required minimum width.</p> <p>[2] No sign of any kind is permitted along freeways within the planting area of L4 Screening perimeter landscaping.</p> <p>[3] Existing natural vegetation in any required L4 Screening perimeter landscaping area shall not be disturbed, provided that, if that vegetation does not meet the standards for L4 Screening, screening landscaping shall be planted. Existing vegetation cannot be disturbed to achieve the screening standard through supplemental plantings. If disturbed, it shall be restored.</p> <p>[4] Landscape units are identified in Table 15.14.050-4 Landscape Units Awarded.</p>				

Attachment C

TABLE 15.12-5: DIMENSIONAL REQUIREMENTS – OVERLAY AND OTHER DISTRICTS

District		Lot Dimensions		Setbacks			Max Height (ft)
		Min. Lot Area (sq ft)	Min. Lot Width (ft)	Front. (ft)	Side (ft)	Rear (ft)	
TTO		See underlying zone district	See underlying zone district	40 [1]	20 [1]	20 [1]	40
GO		See underlying zone district	See underlying zone district	20	See underlying zone district	3	See underlying zone district
ROB		See R3 or B1/B2 dimensional standards set forth in Table 15.12-2 or Table 15.12-3, as applicable to use(s)					
PUD		As determined pursuant to subsection 15.08.040.C					
AV	Airport Runways, Taxiways, and Related Facilities	N/A	N/A	750	750	750	50, or as restricted by FAA requirements
	Helicopter Take Off and Landing Areas	N/A	N/A	300	300	300	50, or as restricted by FAA requirements
	All Other Buildings	N/A	N/A	25 from local street on corner lot, 50 from collector, arterial, or state highway	15 25 from local street on corner lot, 50 from collector, arterial, or state highway	15	50, or as restricted by FAA requirements
AE	Airport Runways, Taxiways, and Related Facilities	3,000	30	750	750	750	50, or as restricted by FAA requirements
	Helicopter Take Off and Landing Areas	3,000	30	300	300	300	50, or as restricted by FAA requirements
	All Other Buildings	3,000	30	25 from local street on corner lot, 50 from collector, arterial, or state highway	15, 25 from local street on corner lot, 50 from collector, arterial, or state highway	15	50, or as restricted by FAA requirements

[1] The dimensional standards for the Turner Tract Overlay District are applicable only to non-residential structures.

Attachment A

Table 15.14.050-1 Applicability of Landscape Provisions			
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Landscape Material (15.14.050.D)		✓	✓
Residential Front-Yard Landscaping (15.14.050.E)	✓		
Site Perimeter Landscaping (15.14.050.F)		✓	✓
Off-Street Parking Lot (15.14.050.G)		✓	✓
Screening (15.14.050.H)		✓	✓
Off-Street Utility Dumpster, Recycling, Trash Handling and Recycling Facilities (15.14.050.I)		✓	✓

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	Helicopter Take Off and Landing Areas	N/A	N/A	300	300	300	50, or as restricted by FAA requirements
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[1] The dimensional standards for the Turner Tract Overlay District are applicable only to non-residential structures.