

MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m. April 17, 2012, in regular session at the Sheridan County Courthouse, Sheridan, Wyoming. Chairman Mike Nickel called the meeting to order and led everyone in the Pledge of Allegiance. Members present were Commissioners Terry Cram, Steve Maier, Mike Nickel, Tom Ringley, and Bob Rolston.

CONSENT AGENDA

Commissioner Rolston made a motion to approve the (7) consent agenda items as published and authorize the Chairman to sign documents as required.

- a. Minutes from Regular Session, April 3, 2012;
- b. Sheridan County Master License Agreement #M12-01 and License Agreement #1202LA with Apache Foundation to cross Coal Creek Road, CR#195, with a 2" poly pipeline for stock water; fee paid;
- c. Affirm Gravel Purchase Agreement with Garber Agri-Business, Inc. for crushed base gravel for use on Red Grade Road, County Road #26;
- d. Ratify Wyoming State Forestry Division Interagency Cooperative Fire Management Agreement to provide fire protection;
- e. Renewal of Public Official Bond for Don Julian, Treasurer, Sheridan Recreation District, from March 18, 2012 to March 18, 2013;
- f. Partial Release of Mortgage to Woodland Park LLC for Lot 4, Block 4, Woodland Park Subdivision – Phase One;
- g. Affirm Findings of Fact for CU-12-003: Bartlow Custom Cutlery CUP.

Commissioner Maier seconded the motion, all Commissioners voted in favor, and the motion passed.

AGENDA

Commissioner Maier moved to approve the agenda as published and authorize the Chairman to sign documents as required, Commissioner Ringley seconded the motion and it passed following a unanimous vote.

ANNOUNCEMENTS

Chairman Nickel announced the following: replica light fixtures from the historic courthouse are for sale; the Planning & Zoning Commission will consider amending the Rules and Regulations Governing Zoning to address permitting Small Wind Energy Systems 5/3/12 at 5:30 p.m.; there's a Riparian Area open house and discussion at the library 4/24/12; and there are vacancies on the Hospital and Fair boards.

PUBLIC COMMENTS

There were no public comments.

RETAIL LIQUOR LICENSE RENEWALS

Chairman Nickel stated all liquor license renewals have been approved by the County Attorney and Sheriff and required advertising and fees have been paid. He opened a public hearing at 9:02 a.m. there were no comments from the public or the board and he closed the hearing at 9:03 a.m.

Commissioner Rolston moved to approve the following 2012-2013 Retail Liquor License Renewals:

Arrowhead Lodge Wyoming LLC dba Arrowhead Lodge
Blair Hotels Inc dba The Ranch at Ucross
Bozeman Trail Inn Inc dba Bozeman Trail Inn
B-Y Ranch Associates Inc dba Bear Lodge
Chuckwagon Country Store LLC dba Chuckwagon Store
Crystal Springs Inc dba Parkman Bar
D&Gs Tunnel Vision Inc dba Tunnel Inn
Eaton Brothers Inc dba Eaton's Ranch
Elk View Inn LLC dba Elk View Inn
Jon Scherry dba Last Chance Bar
Patrick L Green dba My Buddy's Place
Peri J Thomas dba Lodore Supper Club & Saloon
Powder Horn Ranch LLC dba The Powder Horn Golf Club
Roger Rathbun dba Leiterville Country Club
Wagon Box Properties LLC dba Wagon Box Inn
Wyarno LLC dba Wyarno Bar
Y Business LLC dba The Big Horn Y

The motion was seconded by Commissioner Maier and it passed with a unanimous vote.

LIMITED RETAIL LIQUOR LICENSE RENEWAL

Chairman Nickel opened a public hearing at 9:06 a.m. no comments were made and he closed the hearing at 9:07 a.m. Commissioner Ringley explained the lack of public or board comments is due to the work done by the Clerk's office managing liquor licenses, Commissioner Cram also mentioned there have been no complaints about the establishments. Commissioner Ringley made a motion to approve the 2012-2013 Limited Retail Liquor License Renewal for the Big Horn Equestrian Center, following a second by Commissioner Maier the motion passed unanimously.

RETAIL MALT BEVERAGE PERMIT RENEWAL

A public hearing was opened by Chairman Nickel at 9:08 a.m. and closed at 9:09 a.m. with no comments made. Commissioner Maier moved to approve the 2012-2013 Retail Malt Beverage Permit Renewal for Dennis A Wood dba Arvada Bar. The motion passed following a second by Commissioner Ringley.

RETAIL LIQUOR LICENSE TRANSFER OF OWNERSHIP AND RENEWAL

Chairman Nickel opened a public hearing at 9:10 a.m., once again, no public comments were made and it closed at 9:11 a.m. Commissioner Rolston moved to approve the 2012-2013 Retail Liquor License Renewal and Transfer of Ownership for Story Store @ The Old Firehall Inc. dba Story Store. His motion passed unanimously after it was seconded by Commissioner Maier.

CU-12-002: SMALL SEASONAL ANTIQUE & ART SHOW CUP

A public hearing was opened at 9:12 a.m. by Chairman Nickel to consider the Small Seasonal Antique & Art Show Conditional Use Permit. Concerns were expressed by Gillian Malone and Molly Clark. Both are neighbors of the proposed permit and both wished to maintain the character of the area located on Brinton Road. Commissioners described the conditions placed on approval of the permit alleviating the concerns expressed. Applicant, Jill Small, addressed the board and admitted she has operated shows in the past without realizing a permit is required, she stated her past shows have not caused any problems for her neighbors. With no further comments, Chairman Nickel closed the hearing at 9:31 a.m. Commissioner Rolston moved to approve Item CU-12-002: Small Seasonal Antique & Art Show CUP with the (13) conditions as recommended by the Planning & Zoning Commission and as stated in the staff report. Commissioner Ringley seconded the motion and it passed with all voting in favor. Following are the (13) conditions for CU-12-002: Small Seasonal Antique & Art Show CUP:

1. The applicants are permitted to host up to two (2), 2 day antique and art shows a year at 148 and 150 Brinton Road.
2. The event may consist of several antique, art and food vendors.
3. The applicants shall apply for and receive a Sheridan County Zoning Permit for the change in use and pay all fees associated with the permit within 30 days of approval by the BOCC.
4. Structure modifications or additions to the existing structures may require Sheridan County Building permits and may require amending the original CUP.
5. Additional structures for the business shall require amending the original CUP.
6. Hours of operation shall be 7:30 a.m. to 8:00 p.m. Saturday and Sunday.
7. Prior to operational season each year the applicant shall submit a proposed calendar to the County Planning Office for the proposed dates of the two day events, not to exceed two times a year. The applicants may change these dates by notifying the County Planning Office in advance in writing.
8. No parking along Brinton Road or in the access easement in conjunction with the antique and art shows shall be permitted.
9. There shall be no storage of merchandise or supplies outside of the barn relative to the antique and art show other than a day before and a day after the event.
10. No permanent additional lighting or signage shall be added to the site. The applicant may put up temporary signage during the event for advertising and way-finding for parking etc.
11. Should unsafe traffic conditions increase in that area along Brinton Road during the events; consistent parking issues arise on Brinton Road or the access easement; or significant noise or sanitary conditions or other possible neighborhood impacts become evident, after notification to the applicants, the Public Works staff may schedule a review of this CUP before the Planning & Zoning Commission and the BOCC anytime during the lifetime of this CUP if approved.

Following such review, the BOCC may choose to amend, add or delete any of the permit's conditions.

12. Should the owner sell the property; the new owner(s) shall contact the Sheridan County Public Works office as to the change in ownership and to receive a copy of the conditions of the CUP.
13. Should the site cease to be used for barn and outdoor antique and art shows, the applicants shall have one year to remove all elements that pertain to this business.

Commissioner Rolston recognized Planning & Zoning Commission member Phil Zerwas for his attendance at the meeting and thanked them for their work prior to planning items coming before the board. Chairman Nickel stated the board would issue Findings of Fact Conclusions of Law supporting this decision.

BIG HORN SCHOOL SIDEWALK MAINTENANCE AGREEMENT

Following a staff report from Rod Liesinger, Public Works Director, Commissioner Ringley moved to approve the Safe Routes to School Project Agreement between Sheridan County; the Wyoming Department of Transportation; and Sheridan County School District #1 to add a crosswalk and extend the sidewalk from the Big Horn School Campus to just east of the Big Horn Valley Estates subdivision. The sidewalk shall be located on the North side of Highway 335 allowing students to walk safely to school. Sheridan County agrees to fund long term maintenance of this section of sidewalk. Commissioner Rolston seconded the motion and it passed with all voting in favor.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:52 a.m.

BOARD OF COUNTY COMMISSIONERS
Sheridan County, Wyoming

Attest:

Mike Nickel, Chairman

Eda Schunk Thompson, County Clerk