

HOUSE BILL NO. HB0034

Subdivisions-consideration of schools.

Sponsored by: Representative(s) Throne and Senator(s) Ross

A BILL

for

1 AN ACT relating to subdivisions; requiring an analysis of a
2 potential subdivision's impact on local school districts;
3 providing for review and recommendations; authorizing
4 withholding of subdivision approval as specified; and
5 providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 18-5-306(b), 18-5-308 by creating a
10 new subsection (d) and 18-5-316(c) are amended to read:

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12 **18-5-306. Minimum requirements for subdivision**
13 **permits.**

14

15 (b) The board shall require the applicant to obtain
16 review and recommendations from:

17

1 (i) The local conservation district regarding
2 soil suitability, erosion control, sedimentation and
3 flooding problems. The review and recommendations shall be
4 completed within sixty (60) days;~~;~~ and

5
6 (ii) The school board of any school district in
7 which the subdivision will be located regarding the
8 potential impacts of the subdivision on the schools within
9 the district, including an analysis of whether land in the
10 subdivision should be dedicated for building of a school
11 facility. The review and recommendations shall be
12 completed within sixty (60) days of application.

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14 **18-5-308. Approval by the board.**

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16 (d) The board of county commissioners may make the
17 approval of any subdivision application contingent on the
18 dedication of lands for public schools if the review
19 pursuant to W.S. 18-5-306(b)(ii) or 18-5-316(c)(ii) calls
20 for such a recommendation. The board shall adopt
21 regulations which shall include, as a minimum, provisions
22 governing:

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1 (i) Sites and land areas for schools when such
2 are reasonably necessary to serve the proposed subdivision
3 and the future residents thereof. Such provisions may
4 include:

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6 (A) Reservation of sites and land areas for
7 acquisition by the county;

8
9 (B) Dedication of the sites and land areas
10 to the county or to a school district or, in lieu thereof,
11 payment of a sum of money not exceeding the fair market
12 value of the site and land area of the dedication. Any
13 sum, when required may, if approved by the board of county
14 commissioners, be paid directly to a school district. If
15 the site and land area is dedicated, the board or the
16 school district may, at the request of the affected entity,
17 sell the land; and

18
19 (C) Standards regarding the amount and
20 location of lands or areas necessary to achieve, but not
21 greater than, the recommendation of the school district as
22 provided in W.S. 18-5-306(b)(ii) or 18-5-316(c)(ii).

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1 **18-5-316. Requirements for large acreage subdivision**
2 **permits.**

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4 (c) The board shall require the applicant to obtain
5 review and recommendations from:

6
7 (i) The local conservation district regarding
8 soil suitability, erosion control, sedimentation and
9 flooding problems. The review and recommendations shall be
10 completed within sixty (60) days; ~~and~~ and

11
12 (ii) The school board of any school district in
13 which the subdivision will be located regarding the
14 potential impacts of the subdivision on the schools within
15 the district, including an analysis of whether land in the
16 subdivision should be dedicated for building of a school
17 facility. The review and recommendations shall be
18 completed within sixty (60) days of application.

19
20 **Section 2.** This act shall apply to subdivision
21 applications filed after the effective date of this act.

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1 **Section 3.** This act is effective July 1, 2012.

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(END)