

1 Page 2-lines 1 through 22 Delete entirely including the House
 2 standing committee amendment
 3 (SF0049HS001/AE) within these lines
 4 and further amend as follows:
 5

6 Page 3-lines 1 through 8 Delete entirely and insert:
 7

8 "18-5-201. Authority vested in board of county
 9 commissioners; inapplicability of chapter to incorporated cities
 10 and towns and mineral resources; private schools.
 11

12 (a) To promote the public health, safety, morals and general
 13 welfare of the county, each board of county commissioners may
 14 regulate and restrict the location and use of buildings and
 15 structures and the use, condition of use or occupancy of lands for
 16 residence, recreation, agriculture, industry, commerce, public use
 17 and other purposes in the unincorporated area of the county, except
 18 as otherwise provided by this section. ~~However,~~ Nothing in W.S.
 19 18-5-201 through 18-5-208 shall be construed to contravene any
 20 zoning authority of any incorporated city or town. ~~and~~
 21

22 (b) No zoning resolution or plan shall prevent any use or
 23 occupancy reasonably necessary to the extraction or production of
 24 the mineral resources in or under any lands subject thereto.
 25

26 (c) No zoning resolution or plan shall regulate or restrict,
 27 in any manner different from that applicable to a public school,
 28 the location or use of buildings or structures of a private school
 29 or the use, condition of use or occupancy of lands for a private
 30 school, provided that the private school meets all of the following
 31 requirements:
 32

33 (i) Is certified by the professional engineer or
 34 architect of record for the private school as being substantially
 35 similar to school facility commission guidelines for education
 36 buildings and siting and is designed to be constructed with
 37 appropriate materials, means and methods;
 38

39 (ii) Has capacity for fifty (50) students or more;
 40

41 (iii) Is owned and operated by a not for profit Wyoming
 42 corporation.
 43

1 (d) When a property that once contained a private school no
2 longer contains a private school that meets the requirements of
3 subsection (c) of the section, subsection (c) shall not apply to
4 the county commissioners' governance of that property. The county
5 commissioners may regulate and restrict the location and use of
6 buildings and structures and the use, condition of use or occupancy
7 of lands for residence, recreation, agriculture, industry,
8 commerce, public use and other purposes on the property as it may
9 for any other property in the unincorporated area of the county.

10
11 (e) As used in this section, "private school" means as defined
12 in W.S. 21-4-101(a)(iii).". CRANK