

Resolution 2016-016

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS FOR ALBANY COUNTY FOR THE REPEAL OF ALBANY COUNTY RULES OF PRACTICE AND PROCEDURE GOVERNING APPEALS BEFORE THE ALBANY COUNTY BOARD OF EQUALIZATION

WHEREAS, pursuant to Wyo. Stat. Ann. § 16-3-103, the Albany County Board of County Commissioners held a public hearing on September 6, 2016 which said hearing was advertised by public notice at least forty-five (45) days prior to said hearing;

WHEREAS, at the public hearing, the Albany County Board of County Commissioners provided the opportunity for the public to comment and for the Albany County Board of Commissioners to consider any comments which were made on the proposed repeal of rules of practice and procedure governing appeals before the Albany County Board of Equalization;

WHEREAS, the Wyoming statute governing appeals has been updated and modified since rules governing appeals were last adopted by Albany County;

WHEREAS, Wyo. Stat. Ann. § 39-13-109(b)(i) was amended to include the requirement that the State Board of Equalization adopt rules to be followed by a county board of equalization when conducting such appeal;

WHEREAS, the Albany County Board of County Commissioners is desirous of maintaining consistency with legislative and/or regulation changes and to allow the Albany County Board of Equalization to follow the State Board of Equalization's procedure to clarify and simplify the appeal process;

WHEREAS, the Rules adopted by Albany County must be repealed as authorized by Wyo. Stat. Ann. §§16-3-101 through 16-3-115, the Wyoming Administrative Procedure Act;

WHEREAS, pursuant to and in accordance with Wyo. Stat. Ann. §16-3-101(b)(i), the Board of Albany County Commissioners meets the definition of an agency responsible for rulemaking in accordance with the Wyoming Administrative Procedures Act;

WHEREAS, the Board of County Commissioners, sitting as the Albany County Board of Equalization, believes that maintaining consistency with legislative and/or regulation changes and to allow the Albany County Board of Equalization to follow the State Board of Equalization's procedure to clarify and simplify the appeal process shall serve to protect the rights and interests of the citizens of Albany County.

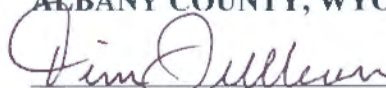
NOW THEREFORE THE BOARD OF COUNTY COMMISSIONERS OF ALBANY COUNTY, WYOMING, RESOLVES:

Section 1. That the foregoing recitals are incorporated in and made a part of this resolution by this reference.

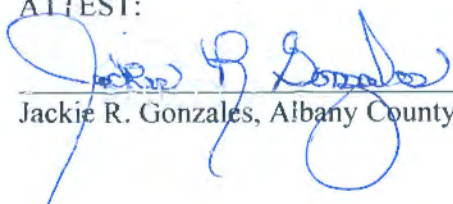
Section 2. That Albany County Resolution which established rules governing practice and procedure for appeals before the Albany County Board of Equalization is hereby repealed, to allow conformance with the State Board of Equalization's promulgated procedure for the appeal process. These rules are REPEALED by the Albany County Board of Commissioners, after public hearing on said matter.

PASSED, APPROVED, AND ADOPTED THIS 6 day of September 2016.

THE BOARD OF COUNTY COMMISSIONERS OF ALBANY COUNTY, WYOMING


Tim Sullivan, Chairperson

ATTEST:


Jackie R. Gonzales, Albany County Clerk