

## Save Historic Jackson Hole

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Box 8205; Jackson, WY 83002 • Preserving Our Way of Life • Telephone: 307-733-4392

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April 4, 2012

Mayor and Town Council  
Jackson, Wyoming 83001

Dear Mayor and Town Council,

Together with the Teton County Commissioners, you have been working on the Jackson/Teton County Comprehensive Plan for five years now. Much time and energy has gone into the plan including: meetings, professional survey, use of outside contractors, joint planning and zoning committee work, public comment, workshops, thousands of staff hours, etc. You would probably agree it has been the single most time consuming and important task that Jackson Hole government has tackled in the last five years.

Yet, my understanding is you plan to use a ‘resolution’ for your final adoption of the plan. For what is probably your most important and impactful work product of the last decade, you plan to use a resolution for the final approval? This just doesn’t seem right.

The Wyoming Supreme Court has ruled that “a resolution, generally speaking, is simply... ministerial in character and relating to the administrative business of the municipality.” The dictionary defines ministerial as “requiring the following of instructions, without power to exercise any personal discretion in doing so.” Plan approval will hardly be “ministerial.” On the contrary, it will be a hugely impactful act of personal discretion.

After adoption, Land Development Regulations will flow from the new plan and each of the new/revised LDRs will be adopted by ordinance. Wouldn’t you want to adopt the plan by ordinance as well? Since it is the new plan that will trigger the rewriting of the LDRs throughout town, the plan appears to be more impactful than the LDRs.

For the reasons stated above and to avoid possible legal complications, we strongly urge you to adopt the new plan by ordinance.

Respectfully,

*Electronic copy via email transmission*

Louis Wang, Chairman  
Save Historic Jackson Hole

.cc Kevin Huelsmann  
Tram Whitehurst