
ZONING - WYOMING

Tarver v. City of Sheridan Bd. of Adjustments

Supreme Court of Wyoming - June 5, 2014 - P.3d - 2014 WY 71

Neighbors petitioned for review of city board of adjustments approval of a request for a special exemption to operate a bed and breakfast in an area zoned residential. The District Court affirmed the board's decision, and neighbors appealed.

The Supreme Court of Wyoming held that:

- Applicants' second application for a special exception to operate a bed and breakfast in a residential area was not barred by res judicata or collateral estoppel;
- City board of adjustments had the power to impose parking restrictions on applicants' bed and breakfast as a condition of granting a special exemption to operate a bed and breakfast in an area zoned residential; and
- Evidence was sufficient to support city board of adjustment's finding that applicants' use of their property as a bed and breakfast met the standards set out in the relevant statutes and city ordinances, and that, with parking restrictions, was consistent with city's master plan.

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