



Legislation Details (With Text)

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On agenda: 5/26/2020 **Final action:** 5/26/2020

Title: A resolution finding a petition for annexation of the area known as Sorpresa East Addition No. 1 Annexation consisting of 8.83 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of June 23, 2020 for the Colorado Springs City Council to consider the annexation of the area.

(Legislative)

Presenter:
Katie Carleo, Principal Planner, Planning and Community Development
Peter Wysocki, Planning and Community Development Director

Sponsors:

Indexes:

Code sections:

Attachments: 1. RES_SorpresaEastAdditionNo.1HearingDates, 2. Exhibit A_Petition to Annex_Sorpresa East, 3. Legal Description_Sorpresa East, 4. Vicinity and Surrounding Uses, 5. Vicinity Map_Sorpresa East Annex, 6. Public Notice_Sorpresa East Annex, 7. Clerk Memo to Advertise_Sorpresa East, 8. Signed Resolution 29-20.pdf

Date	Ver.	Action By	Action	Result
5/26/2020	1	City Council	adopted	Pass

A resolution finding a petition for annexation of the area known as Sorpresa East Addition No. 1 Annexation consisting of 8.83 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of June 23, 2020 for the Colorado Springs City Council to consider the annexation of the area.

(Legislative)

Presenter:

Katie Carleo, Principal Planner, Planning and Community Development
Peter Wysocki, Planning and Community Development Director

Summary:

Owner: CHALLENGER COMMUNITIES LLC
Developer: CHALLENGER COMMUNITIES LLC
Representative: LAND PATTERNS INC., Dave Morison
Location: Southeast of Tutt Boulevard and Sorpresa Lane (at Sorpresa Lane current terminus)

This is a request to approve a resolution finding the Sorpresa East Addition No. 1 Annexation petition to be in substantial compliance with C.R.S. section 31-12-107, setting a public hearing date of June 23, 2020 to consider the annexation, and directing the City Clerk to provide notice of the hearing in accordance with C.R.S. section 31-12-108. The annexation area is 8.83 acres and located southeast

of Tutt Boulevard and Sorpresa Lane

Previous Council Action:

On July 9, 2019, City Council accepted the original petition for annexation.

Background:

The Colorado Municipal Annexation Act of 1965 (the “Act”) provisions require that once a petition has been reviewed and is found to be in substantial compliance with the requirements of C.R.S. 31-12-107(1), the City Council must set a hearing to consider the annexation and publish notice of the annexation hearing for four (4) weeks prior to the public hearing. In addition, the hearing date must be no less than thirty (30) days or more than sixty (60) days after the effective date of the resolution setting the hearing. City staff has reviewed the Sorpresa East Addition No. 1 Annexation Petition and has found it to be in substantial compliance with C.R.S. section 31-12-107(1). City staff recommends that City Council find the petition to be in substantial compliance, set a hearing date on the petition, and direct the Clerk to give notice in accord with C.R.S. section 31-12-108, as required by the Act. The notice of the annexation hearing can be published on the following dates: May 30, 2020; June 6, 2020; June 13, 2020; and June 20, 2020 to adhere to the statute requirements for the June 23, 2020 City Council meeting. Approving the resolution and setting a public hearing for the proposed annexation does not obligate the City Council to approve the annexation in the future.

Financial Implications:

Not applicable at this time. A fiscal impact analysis has been prepared and will be provided to the City Council with the annexation hearing information packet.

Board/Commission Recommendation:

N/A

Stakeholder Process:

N/A

Alternatives:

City Council can approve, modify or deny the resolution finding the petition to be in substantial compliance, setting the hearing date and directing the Clerk to give notice of the public hearing for the annexation. If the resolution is not approved and the hearing is not scheduled, the annexation cannot be considered.

Proposed Motion:

Move to approve the resolution finding the petition for annexation to be in substantial compliance with C.R.S. section 31-12-107(1), setting the hearing date of June 23, 2020 for consideration of the Sorpresa East Addition No. 1 Annexation, and directing the Clerk to provide notice in accord with C.R.S. section 31-12-108.

N/A