



Legislation Details (With Text)

File #: ANEX-23-0019R **Version:** 1 **Name:** Dublin Park Addition No. 1 Petition for Annexation

Type: Planning Case **Status:** Agenda Ready

File created: 5/28/2024 **In control:** City Council

On agenda: 7/23/2024 **Final action:**

Title: A resolution finding a petition for annexation of the area known as Dublin Park Addition No. 1 Annexation consisting of 2.058 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of July 23, 2024, for the Colorado Springs City Council.

(Legislative)

Presenter:
Chris Sullivan, Senior Planner, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Sponsors: Planning Department

Indexes:

Code sections:

Attachments: 1. Resolution Setting Hearing Date_05102024, 2. Annexation Petition_Dublin Park Addition, 3. Annexation Plat_Dublin Park Addition No 1, 4. Attachment 1- Vicinity Map_Dublin Park Addition No 1, 5. EXHIBIT 12A_Planner Affidavit_05212024 (Signed), 6. EXHIBIT 12C_Surveyor Affidavit_05162024 (Signed), 7. PUBLIC NOTICE_Dublin Park Addition No. 1_04302024, 8. City Clerk Memo to Advertise_04302024, 9. Signed Resolution No. 53-24.pdf

Date	Ver.	Action By	Action	Result
6/11/2024	1	City Council	approved on first reading	Pass

A resolution finding a petition for annexation of the area known as Dublin Park Addition No. 1 Annexation consisting of 2.058 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of July 23, 2024, for the Colorado Springs City Council.

(Legislative)

Presenter:
Chris Sullivan, Senior Planner, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Summary:
Applicant: City of Colorado Springs
Owners: City of Colorado Springs
Location: Tax Schedule No. 6309400006 (125 feet west of the west end of Integrity Court)

This is a request to approve a resolution finding the Dublin Park Addition No. 1 petition to be in substantial compliance with C.R.S. section 31-12-107, setting a public hearing date of July 23, 2024 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 2.058 acres and located 125 feet west of Integrity Court.

Previous Council Action:

On October 24, 2023, 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 Dublin Park 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: June 22, 2024, June 29, 2024, July 6, 2024, and July 13, 2024 to adhere to the statute requirements for the July 23, 2024 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 to this application per comments received by City Budgeting.

Board/Commission Recommendation:

Utilities Board recommended approval on April 17, 2024; Planning Commission recommended approval on May 8, 2024 with a unanimous approval on consent.

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 July 23, 2024 for consideration of the Dublin Park Addition No. 1 Annexation, and directing the Clerk to provide notice in accord with C.R.S. section 31-12-108.

N/A