



Legislation Details (With Text)

File #: 15-00658 **Version:** 1 **Name:**
Type: Resolution **Status:** Mayor's Office
File created: 10/19/2015 **In control:** City Council
On agenda: 10/27/2015 **Final action:** 10/27/2015

Title: A resolution finding a petition for annexation of the area known as Mountain Valley Preserve consisting of 44.716 acres to be in substantial compliance with Section 31-12-107(1), C.R.S. and setting a hearing date of December 8, 2015 for the Colorado Springs City Council to consider the annexation of the area (Legislative)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Mountain Valley Preserve -Public Notice_Org, 2. Mountain Valley Preserve_City Clerk Memo, 3. Request Hrg Date-Resolution, 4. Resolution Exhibit A_Annexation Legal, 5. State Statute 31-12-107 & 108, 6. vicinity map, 7. Signed Resolution_107-15

Date	Ver.	Action By	Action	Result
10/27/2015	1	City Council	adopted	Pass

A resolution finding a petition for annexation of the area known as Mountain Valley Preserve consisting of 44.716 acres to be in substantial compliance with Section 31-12-107(1), C.R.S. and setting a hearing date of December 8, 2015 for the Colorado Springs City Council to consider the annexation of the area (Legislative)

From:

Peter Wysocki, Planning and Development Director, Planning and Development Department
Meggan Herington, Principal Planner, Planning and Development Department

Summary:

This is a request to approve a resolution setting a public hearing date of December 8, 2015, and direct the City Clerk to advertise the hearing for the Mountain Valley Preserve Annexation. The annexation area is 44.716 acres and located east of Marksheffel Road and south of Dublin Boulevard.

Previous Council Action:

Not Applicable

Background:

Colorado State Statute provisions require that the City Council adopt a resolution that sets the hearing date and directs the City Clerk to advertise the pending annexation for four 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. The annexation can be advertised on the following dates: November 7, 2015, November 14, 2015, November 21, 2015 and November 28, 2015 to adhere to the statute requirements for the December 8, 2015 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:

The City Planning Commission considered and recommended approval of the annexation and associated zoning and concept plan applications on September 17, 2015. The CPC Record-of-Decision of the meeting provides the discussion of the application and will be provided with the annexation hearing information packet.

Stakeholder Process:

The standard City notification process for the internal review and CPC hearing was used, which included posting the property with a notice poster and mailing postcards to 189 property owners within 500 feet of the project area.

Alternatives:

City Council can approve or deny the resolution setting the date and authorizing advertisement 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 setting December 8, 2015 as the hearing date for consideration of the Mountain Valley Preserve Annexation.

Not applicable.