



Legislation Details (With Text)

File #: 19-503 **Version:** 1 **Name:**
Type: Resolution **Status:** Mayor's Office
File created: 8/12/2019 **In control:** City Council
On agenda: 8/27/2019 **Final action:** 8/27/2019

Title: A resolution finding a petition for annexation of the area known as the Church for All Nations consisting of 52.78 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of September 24, 2019 for the Colorado Springs City Council to consider the annexation of the area.

(Legislative)

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

Sponsors:

Indexes: Annexation

Code sections:

Attachments: 1. RES_CFAN_Annex_SetHearingDate, 2. Exhibit A - CFN Annexation Petition, 3. LEGAL_Annexation Boundary, 4. Vicinity, 5. PUBLIC NOTICE_CFAN Annexation, 6. City Clerk Memo to Advertise_CFAN Annexation, 7. Signed Resolution 79-19.pdf

Date	Ver.	Action By	Action	Result
8/27/2019	1	City Council	adopted	Pass

A resolution finding a petition for annexation of the area known as the Church for All Nations consisting of 52.78 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of September 24, 2019 for the Colorado Springs City Council to consider the annexation of the area.

(Legislative)

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

Summary:
Applicant: Classic Consulting Engineers and Surveyors
Owners: CFAN THC Inc.
Location: Northeast of Dublin Boulevard and Powers Boulevard

This is a request to approve a resolution finding the Church for All Nations Annexation petition to be in substantial compliance with C.R.S. section 31-12-107, setting a public hearing date of September 24, 2019 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 52.78 acres and located

northeast of Dublin Boulevard and Powers Boulevard.

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 Church for All Nations 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: August 31, 2019, September 7, 2019, September 14, 2019, and September 21, 2019 to adhere to the statute requirements for setting the September 24, 2019 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.

Previous Council Action:

In April 2013 City Council accepted the original petition for annexation.

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 September 24, 2019 for consideration of the Church for All Nations Annexation, and directing the Clerk to provide notice in accord with C.R.S. section 31-12-108.

N/A