



Legislation Text

File #: 23-300, **Version:** 1

A resolution finding a petition for annexation of the area known as Hope Chapel Addition No. 2 consisting of 9.8807-acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of July 25, 2023, for the Colorado Springs City Council to consider the annexation of the area.

(Legislative)

Related Files: 23-280

Presenter:

Gabe Sevigny, Planning Supervisor, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Summary:

Applicant: NES, Inc
Owners: Hope Chapel of Colorado Springs
Location: 2210 Old Ranch Road

This is a request to approve the resolutions finding the Hope Chapel Addition No. 2 Annexation petitions to be in substantial compliance with C.R.S. section 31-12-107, setting a public hearing date of July 25, 2023, 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 a total of 14.4943 and located at 2210 Old Ranch Road.

Previous Council Action:

On October 12, 2021, 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 Hope Chapel Addition No. 1 and Hope Chapel Addition No. 2 Petitions and has found them 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 17, 2023, June 24, 2023, July 1, 2023, and July 8, 2023, to adhere to the statute requirements for the July 25, 2023, 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. A full fiscal impact analysis has not been prepared as the proposal falls below the threshold for a full analysis.

Board/Commission Recommendation:

Utilities Board met on May 17, 2023, to take action per City Code 12.4.305.A., extending water into any area not within either the existing City limits or the water service boundary is subject to the recommendation of approval by the Utilities Board and approval by City Council. The Utilities Board recommended approval with a unanimous vote.

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 25, 2023, for consideration of the Hope Chapel Addition No. 2 Annexation, and directing the Clerk to provide notice in accord with C.R.S. section 31-12-108.

N/A