



Legislation Text

File #: 21-528, **Version:** 1

A resolution finding a petition for annexation of the area known as Park Vista Addition No. 9 consisting of 1.29 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of December 14, 2021 for the Colorado Springs City Council to consider the annexation of the area.

(Legislative)

Presenter:

Katie Carleo, Planning Manager, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Summary:

Applicant: Hammers Construction, Lisa Peterson
Owners: Lighthouse Baptist Church, Nathan Scholz
Location: 4397, 4391, 4383, 4373, 4365, 4359, 4351 Siferd Blvd.

This is a request to approve a resolution finding the Park Vista Addition No. 9 Annexation petition to be in substantial compliance with C.R.S. section 31-12-107, setting a public hearing date of December 14, 2021 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 1.29 acres and located southwest of Hopeful Drive and Siferd Boulevard.

Previous Council Action:

On July 14, 2020, 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 park Vista Addition No. 9 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: November 13, 2021, November 20, 2021, November 27, 2021 and December 4, 2021 to adhere to the statute requirements for the December 14, 2021 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:

Approve a 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 December 14, 2021 for consideration of the Park Vista Addition No. 9 Annexation, and directing the Clerk to provide notice in accord with C.R.S. section 31-12-108.

N/A