

NOTICE OF FINDING

September 15, 2010

City of Park City
6110 N. Hydraulic
Park City, KS 67219

Landowners in the areas shown in Attachment
Park City Ordinance No. 694-05

Notice to Interested Parties:

The Sedgwick County Board of Sedgwick County Commissioners (the Board), on September 1, 2010, held a public hearing pursuant to K.S.A. 12-531. After the close of a public hearing the Board made a finding that the City of Park City has not provided services in accordance with the service plan prepared for the annexation that became effective on publication of Park City Ordinance No. 694-05.

The finding that the City of Park City has not provided services in accordance with services plan prepared for the annexation is limited to those properties located near the intersection of E. 93rd and N. Broadway, as further described in City of Park City Ordinance No. 694-05. The legal descriptions of those tracts are provided in Exhibit A to this notice.

The services identified by landowners testifying at the hearing as not being provided were storm drainage services. The service plan stated those services would be provided as follows:

Storm Drainage services would be constructed after annexation when problems occur or when requested by 100% developer and/or landowner.

The City would maintain all existing ditches.

The only evidence presented at the hearing regarding the other tracts covered by the ordinance, located by the intersection of E. 101st N. and I-135, as further described in Exhibit A, was from the city, which indicated the services had been provided in accordance with the service plans prepared. The BoCC hereby finds the City has provided services to those tracts in accordance with the service plan prepared for the annexation.

If the services are not provided in accordance with the service plans as required by K.S.A. 12-532 within two and one half (2 1/2) years of the date of the Board's finding, the properties may be deannexed as provided for by K.S.A. 12-532. If, after the two and one half (2 1/2) year period the city has not provided the services, any owner of land annexed may petition the Board to exclude their land from the boundaries of the city. Following receipt of the petition the Board will set the matter for public hearing and proceed according to K.S.A. 12-532.

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| Commissioners Present and Voting: | David M. Unruh | <u>No</u> |
| | Tim R. Norton | <u>Aye</u> |
| | Karl Peterjohn | <u>Aye</u> |
| | Kelly Parks | <u>Aye</u> |
| | Gwen Welshimer | <u>Aye</u> |

Sedgwick County Board of County Commissioners

Karl Peterjohn, Chairman, Third District

Attest:

Kelly B. Arnold,
County Clerk