

Resolution No. 30-2015

**A RESOLUTION SETTING FORTH THE INTENTION OF THE CITY OF DERBY, KANSAS, TO CONSIDER ANNEXATION OF CERTAIN LANDS, ALL PURSUANT TO K.S.A. 12-519 ET SEQ.**

**WHEREAS**, the City of Derby, Kansas (the "City"), seeks to plan for incorporation of certain unincorporated lands into the City and for extension of municipal services to such lands; and

**WHEREAS**, K.S.A. 12-519 *et seq.* provides a process by which unincorporated areas may be annexed into a city.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF DERBY, KANSAS:**

**SECTION 1.** A public hearing shall be conducted to consider annexation and incorporation of certain lands, hereinafter described, into the City of Derby, Kansas. Such public hearing shall be held in the Council Room at City Hall, 611 N. Mulberry, Derby, Kansas 67037, and shall commence at 6:30 p.m., Tuesday, January 12, 2016.

**SECTION 2.** The Governing Body finds and determines that the place designated for such hearing is the most convenient place reasonably available to accommodate all persons who may be interested in the proposed annexation, and that adequate facilities for the conduct of such hearing are not available within the lands to be considered for annexation. The Governing Body further finds and determines that the time and date of the hearing, being a regular meeting date for the City Council, is most convenient for the greatest number of interested persons.

**SECTION 3.** At such public hearing, the Governing Body will consider annexation of the following described lands which meet one or more of the conditions set forth in K.S.A. 12-520(a), as amended:

"Huckleberry Addition" to Sedgwick County, Kansas, including all Lots, Blocks, Streets and Reserves platted therein, said plat being located within the Southeast Quarter (SE/4) of Section Thirty-five (35), Township Twenty-eight (28) South, Range One (1) East of the Sixth Principal Meridian, Sedgwick County, Kansas, said plat containing the following property, to-wit:

All of Lots 1 through 30, inclusive, Block A, TOGETHER with all of Lots 1-6, inclusive, Block B, TOGETHER with all of Lots 1 through 15, inclusive, Block C, TOGETHER with all of Lots 1 through 12, inclusive, Block D, TOGETHER with all of Reserves A, B, and C, TOGETHER with all other public rights-of-way, all in Huckleberry Addition, Sedgwick County, Kansas;

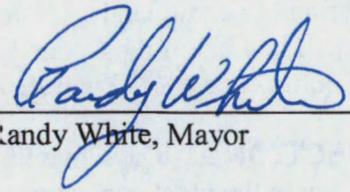
Said lands being generally located east of the Arkansas River and west of K-15 Highway and platted as "Huckleberry Addition" with an entrance near the intersection of Oliver Street and 69<sup>th</sup> Street South (Red Powell Drive).

**SECTION 4.** The City's plans for the extension of major municipal services to the lands proposed to be annexed, as required under the provisions of K.S.A. 12-520b, are available for inspection during regular office hours in the office of the city clerk.

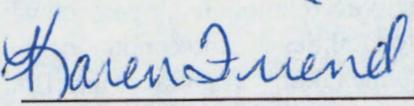
**SECTION 5.** A copy of this resolution, together with a sketch clearly delineating the lands proposed for annexation, shall be mailed by certified mail to each owner of land proposed to be annexed and to all other persons or entities entitled by law to notice thereof, on or before November 20, 2015.

**SECTION 6.** This resolution, together with a sketch clearly delineating the area proposed for annexation, shall be published once in the official newspaper of the City on December 30, 2015.

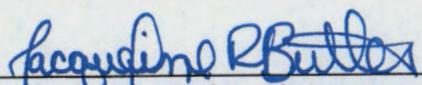
**ADOPTED BY THE GOVERNING BODY** of the City of Derby, Kansas, this 10<sup>th</sup> day of November, 2015.

  
\_\_\_\_\_  
Randy White, Mayor

Attest:

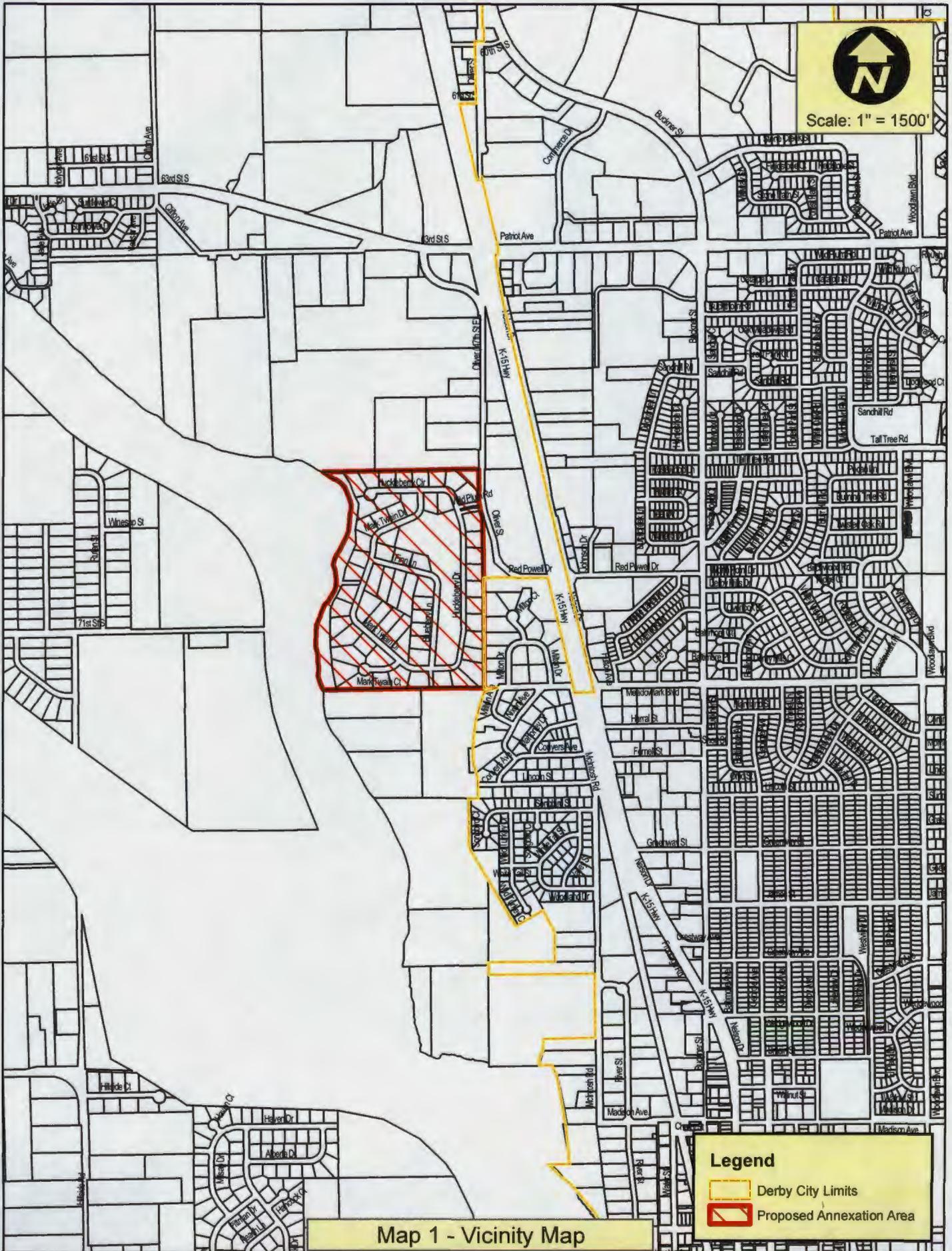
  
\_\_\_\_\_  
Karen Friend, City Clerk

Approved as to form:

  
\_\_\_\_\_  
Jacqueline R. Butler, City Attorney



Scale: 1" = 1500'



Map 1 - Vicinity Map

**Legend**

-  Derby City Limits
-  Proposed Annexation Area