

October 20, 2010

NOTICE OF FINDING - Valley Center Ordinance No. 1090-05

City of Valley Center Landowners in the areas shown in Exhibit A
121 S. Meridian
Valley Center, KS 67147

Notice to Interested Parties: The Sedgwick County Board of Sedgwick County Commissioners (the Board), on August 25, 2010, held a public hearing pursuant to K.S.A. 12-531. The Board deferred action on the matter until October 6, 2010. On that date the Board made a finding that the City of Valley Center has not provided services in accordance with the service plan prepared for the annexation that became effective on publication of Park City Ordinance No. 1090-05.

The finding that the City of Valley Center has not provided services in accordance with services plan prepared for the annexation is limited to those properties located in the Ranchos Del Rio Addition, the Ranchos Del Rios 2d Addition and the Isham Addition, as further described in City of Valley Center Ordinance No. 1090-05. The legal descriptions of those tracts are provided in the Ordinance as Exhibit A to this notice.

The services identified by landowners testifying at the hearing as not being provided were streetlight plans and siren location review, police, road maintenance and animal control. There was also testimony regarding the lack of any estimated cost of extending water and sewer services to the area.

The only evidence presented at the hearing regarding the other tracts covered by the ordinance, 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.

Commissioners Present and Voting:	David M. Unruh	<u>Aye</u>
	Tim R. Norton	<u>Aye</u>
	Karl Peterjohn	<u>Aye</u>
	Kelly Parks	<u>Aye</u>
	Gwen Welshimer	<u>Abstain</u>

Sedgwick County Board of County Commissioners Attest:

Karl Peterjohn, Chairman, Third District

Kelly B. Arnold, County Clerk