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Sedgwick Co. Clerk



**Cody Bird  
City Planner**

February 6, 2014

To: Governmental Agencies, Utility Companies & Other Interested Persons

Dear Sir or Ma'am:

Enclosed is a copy of City of Derby Resolution No. 1-2014, setting out the City's intention to consider annexation of certain lands. Also enclosed are maps of the areas proposed for annexation. Your agency or firm may provide services or have responsibilities within the lands being considered for annexation. A plan for extension of municipal services to these lands is available for inspection at 611 Mulberry Road, Derby, Kansas at City Hall in the office of the City Clerk.

The City Council will conduct a public hearing with respect to this proposed annexation on Tuesday, April 8, 2014 at 6:30 p.m. in the Council Room at City Hall, 611 Mulberry Road, in Derby.

Thank you for your attention. I can be reached at (316) 788-6632 or via email at [codybird@derbyweb.com](mailto:codybird@derbyweb.com) should you have questions or concerns.

Sincerely,

A handwritten signature in black ink that reads "Cody Bird". The signature is written in a cursive, flowing style.

Cody Bird  
City Planner

Enclosures: Resolution No. 1-2014  
Maps of proposed annexation areas

Resolution No. 1-2014

**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;

**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, April 8, 2014.

**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:

Beginning at a Point 285.00 feet West of the Northeast corner of the Northwest Quarter, Section 25, Township 28 South, Range 1 East, of the 6<sup>th</sup> Principal Meridian, Sedgwick County, Kansas; thence South 687.06 feet; thence West 317.00 feet; thence North 687.06 feet; thence East 317.00 feet to the Point of Beginning;

AND,

Beginning at a Point 10.00 rods North of the Southwest Corner of the Southwest Quarter, Section 29, Township 28 South, Range 2 East, of the 6<sup>th</sup> Principal Meridian, Sedgwick County, Kansas; thence East 22.40 rods; thence North 10.00 rods; thence West 22.40 rods; thence South 10.00 rods to the Point of Beginning;

EXCEPT for the South 10.00 feet; AND EXCEPT for the West 45.00 feet of road right-of-way;

AND,

Lot 1, Block 1, Hullett Addition, Sedgwick County, Kansas;

AND,

Beginning at a Point 1056.00 feet South of the Northwest Corner of the Southwest Quarter, of the Northwest Quarter, Section 8, Township 29 South, Range 2 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence East 660.00 feet; thence South 200.00 feet; thence West 660.00 feet; thence North 200.00 feet to the Point of Beginning; EXCEPT for the West 60.00 feet of road right-of-way;

AND,

Beginning at a Point 1056.00 feet South of the Northwest Corner of the Southwest Quarter, of the Northwest Quarter, Section 8, Township 29 South, Range 2 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence East 660.00 feet; thence South 200.65 feet to a creek; thence Southerly, Westerly and Northwesterly along said creek to the West line of the Northwest Quarter of the Southwest Quarter; thence North 279.90 feet to the Northwest Corner of the Southwest Quarter; thence North 268.73 feet to the Point of Beginning; EXCEPT for the North 200.00 feet; AND EXCEPT for road right-of-way to the West;

AND,

That land lying within the South 313.38 feet of the East 142.00 feet of the West half of the Southwest Quarter, Section 8, Township 29 South, Range 2 East, of the 6th Principal Meridian, Sedgwick County, Kansas; along with the South 313.38 feet of the West 136 feet of the East half of the Southwest Quarter, Section 8, Township 29 South, Range 2 East, of the 6th Principal Meridian, Sedgwick County, Kansas; EXCEPT the road right-of-way to the south;

which lands meet one or more of the conditions set forth in K.S.A. 12-520(a), as amended.

**SECTION 4.** The City's plans for the extension of 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 February 7, 2014.

**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 March 26, 2014.

**ADOPTED BY THE GOVERNING BODY** of the City of Derby, Kansas, this 28<sup>th</sup> day of January, 2014.

  
\_\_\_\_\_  
Dion P. Avello, Mayor

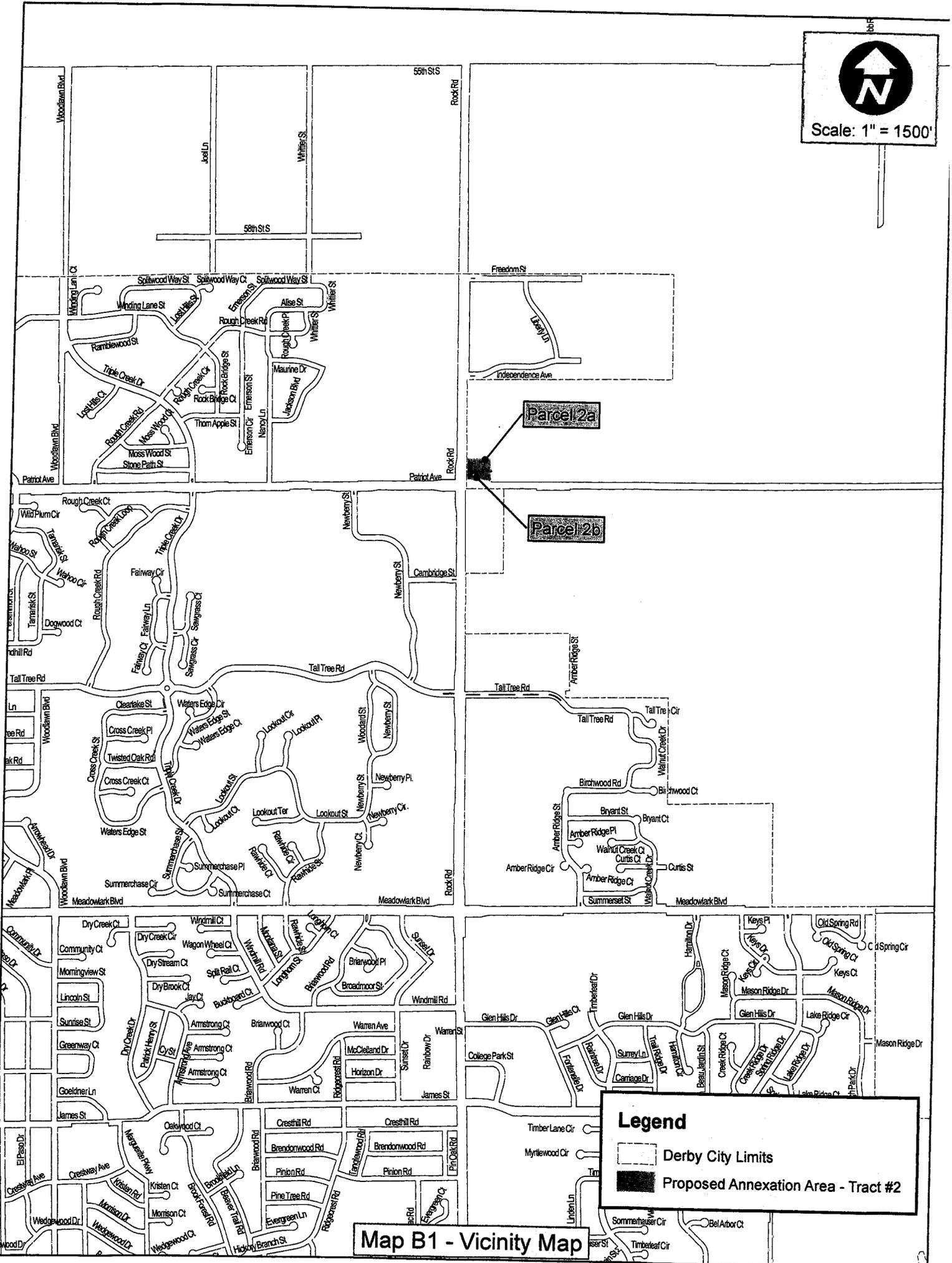
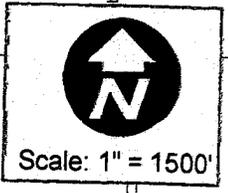
Attest:

  
\_\_\_\_\_  
Jean Epperson, City Clerk

Approved as to form:

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





Parcel 2a

Parcel 2b

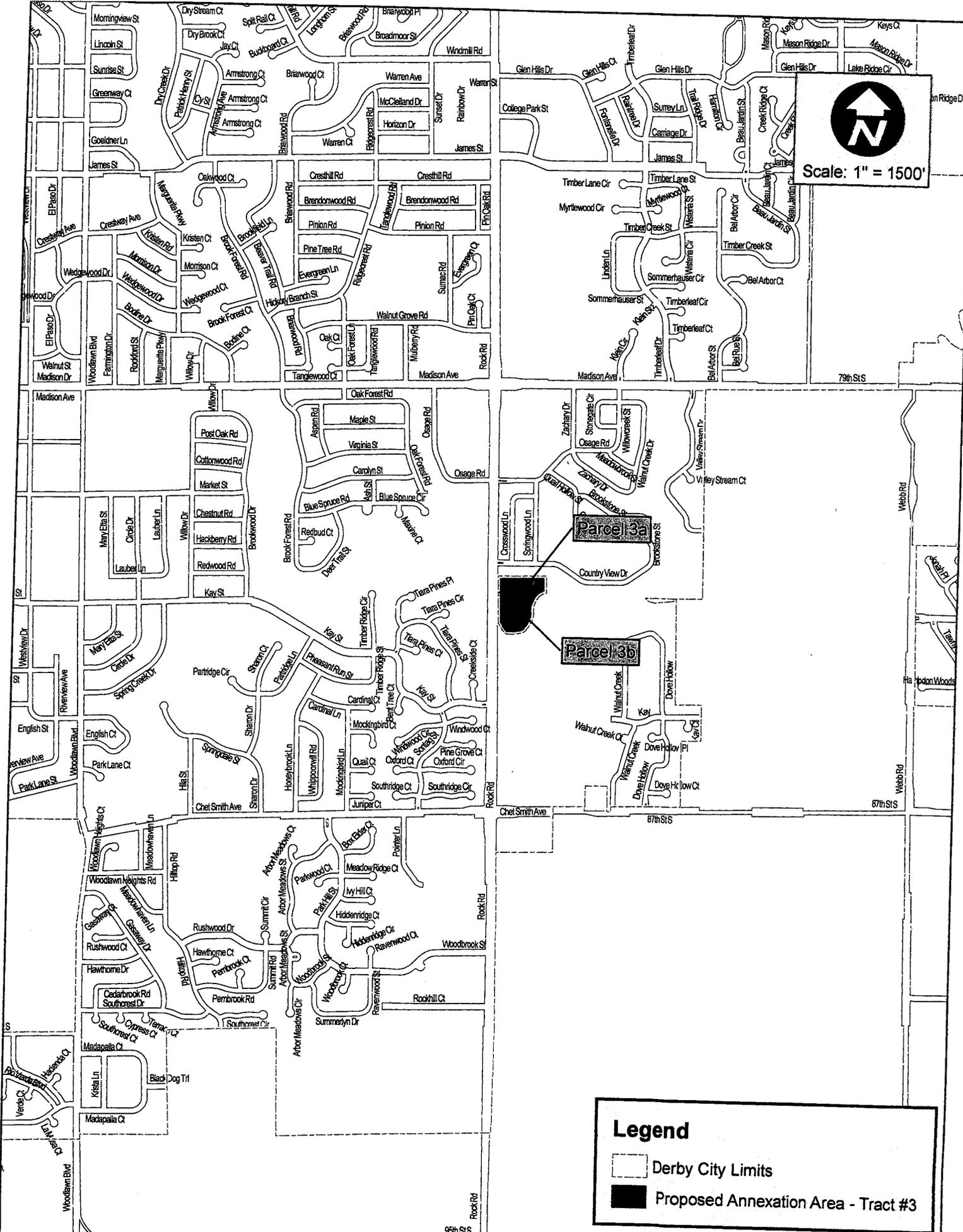
**Legend**

- Derby City Limits
- Proposed Annexation Area - Tract #2

**Map B1 - Vicinity Map**



Scale: 1" = 1500'

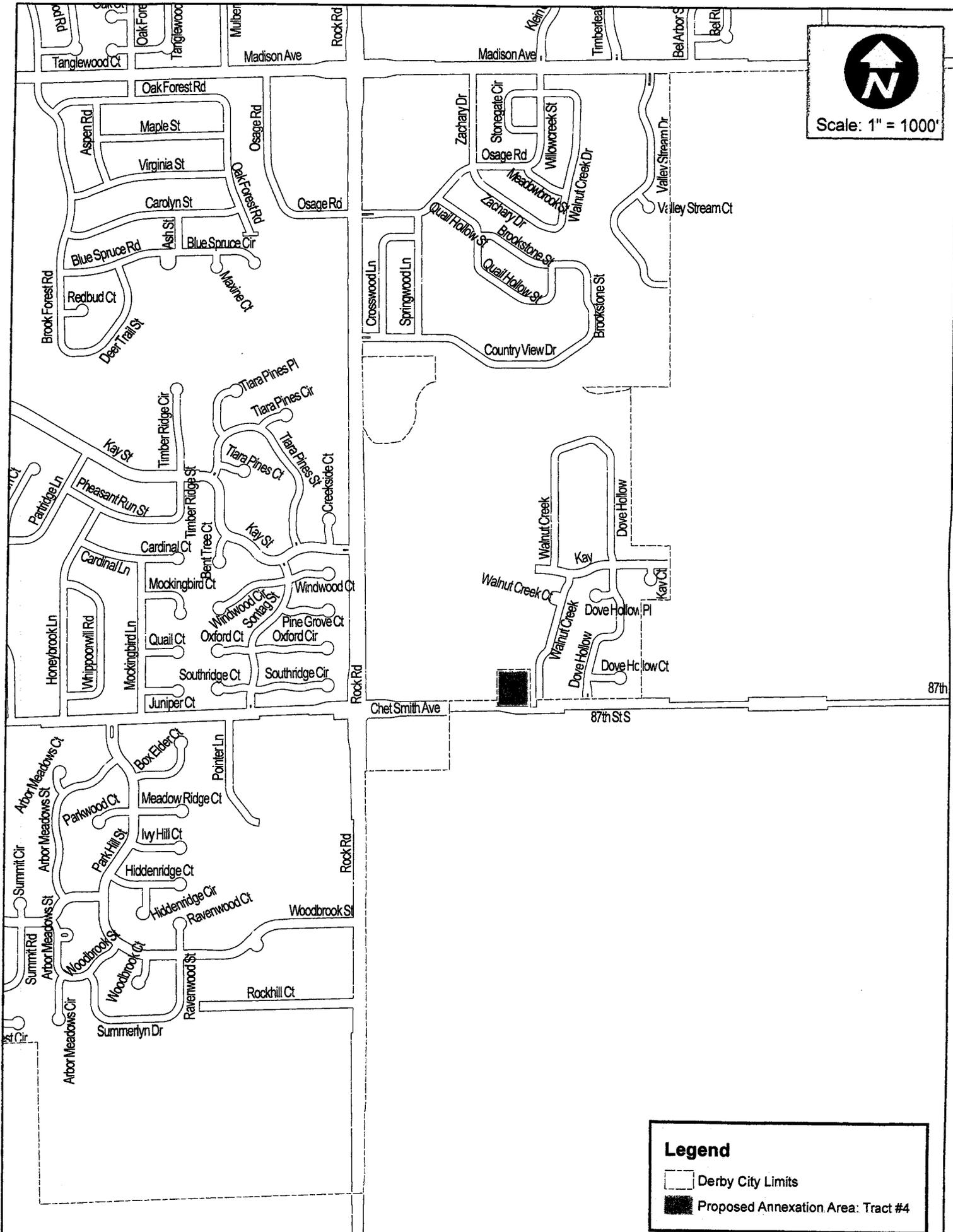
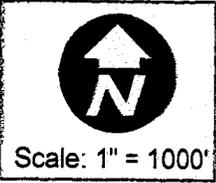


**Legend**

- Derby City Limits
- Proposed Annexation Area - Tract #3

Map C1 - Vicinity Map

95th St S



**Legend**

- Derby City Limits
- Proposed Annexation Area: Tract #4

Map D1 - Vicinity Map