

10-10-08

CD

(a/k/a Cedar Lake Estates)

**RESOLUTION NO. 2008-09**

**A RESOLUTION OF THE CITY OF BASEHOR, KANSAS, REGARDING PUBLIC HEARING TO CONSIDER ANNEXATION OF CERTAIN PROPERTY ADJOINING THE CITY.**

**WHEREAS**, the Governing Body is considering annexation of the Cedar Lake Estates Subdivision, which is a platted subdivision adjoining the City, generally located in the Southwest ¼ of Section 11, Township 11S, Range 22E.

**WHEREAS**, the Governing Body has prepared a report regarding the annexation that contains all of the information required by K.S.A. 12-520a (1), including a plan for extension of services to the area proposed to be annexed, which report is available for inspection in the City Clerk's office during normal business hours; and

**WHEREAS**, a public hearing on the proposed annexation will be held pursuant to K.S.A. 12-520a.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS:**

**SECTION 1.** The Governing Body of the City of Basehor, Kansas is considering the annexation of the following described land:

A tract of land located in Southwest Quarter of Section 11, Township 11 South, Range 22 East, and being all of Cedar Lake Estates, Cedar Lake Estates – Phase 2, Cedar Lake Estates Phase 3, and Cedar Lake Estates Phase 4 Subdivision, all subdivisions in the County of Leavenworth, Kansas according to the recorded plats thereof and being more particularly described as follows:

COMMENCING at the Southeast corner of the Southwest Quarter of said Section 11; thence North 00°19'04" East, along the East line of said Southwest Quarter, a distance of 706.58 feet to the POINT OF BEGINNING; thence continuing North 00°19'04" East, along said East line, a distance of 1932.89 feet to the Northeast corner of the Southwest Quarter of said Section 11; thence North 89°13'03" West, along the North line of the Southwest Quarter of said Section 11, a distance of 2286.87 feet; thence South 00°00'43" West, a distance of 725.99 feet; thence South 89°13'03" West, a distance of 125.00 feet; thence South 00°00'43" West, a distance of 275.00 feet; thence South 89°13'03" West, a distance of 200.00 feet to the East right-of-way line of 158<sup>th</sup> Street as shown on the recorded plat; thence South 00°00'43" West, along said right-of-way line, a distance of 150.00 feet; thence South 89°59'17" East, a distance of 300.00 feet; thence South 00°00'43" West, a distance of 829.00 feet; thence South 90°00'00" East, a distance of 843.87 feet; thence South 01°36'23" East, a distance of 174.00 feet; thence South 17°13'37" West, a distance of 164.54 feet; thence South 03°22'07" West, a distance of 134.25

feet; thence South 90°00'00" East, a distance of 51.56 feet; thence North 13°43'52" East, a distance of 134.52 feet; thence North 46°47'14" East, a distance of 278.31 feet; thence North 68°12'43" East, a distance of 103.13 feet; thence South 70°56'34" East, a distance of 169.45 feet; thence South 14°02'43" East, a distance of 75.39 feet; thence North 86°52'48" East, a distance of 91.62 feet; thence South 51°41'08" East, a distance of 91.16 feet; thence South 45°26'02" West, a distance of 106.06 feet; thence South 44°27'07" East, a distance of 252.25 feet; thence North 84°10'39" East, a distance of 290.03 feet; thence North 43°06'36" East, a distance of 99.95 feet; thence North 29°54'56" East, a distance of 108.63 feet; thence North 19°36'26" East, a distance of 386.05 feet; thence North 89°53'53" East, a distance of 143.97 feet to the point of beginning and containing 5,021,508.21 square feet or 115.28 acres more or less.

**SECTION 2.** The Governing Body finds that the above described property adjoins the City of Basehor.

**SECTION 3.** To properly consider the proposed annexation of the land described above, the Governing Body orders the following:

- a. A public hearing on the proposed annexation will be held on September 8, 2008 beginning at 6:00 p.m. at the Glenwood Ridge Elementary School, located at 17550 157<sup>th</sup> Terrace, Bonner Springs, KS 66012 for the purpose of the Governing Body determining the advisability of such annexation.
- b. A copy of this Resolution, and a sketch of the land proposed to be annexed, shall be sent by certified mail to each owner of the land proposed to be annexed.
- c. A copy of this Resolution, and a sketch of the land proposed to be annexed, shall be published in the official City newspaper not less than one week, but no more than two weeks, before the public hearing.
- d. A copy of this Resolution shall also be sent, no later than 10 days following its adoption, by certified mail to the following (if applicable):
  1. The board of county commissioners.
  2. The governing body of any township where the land to be annexed is located.
  3. Any special assessment district or governmental unit providing municipal services to the area proposed to be annexed including, but not limited to, sewer districts, rural water districts, fire districts or improvement districts.
  4. Any utilities having facilities within the area proposed to be annexed.

5. The governing body of any school district in the area proposed to be annexed.
6. Any city, county, township or joint planning commission having jurisdiction over the area proposed to be annexed.
7. Any other political or taxing subdivision located within the area proposed to be annexed.

**SECTION 4.** At the public hearing, a representative of the City will present the City's proposal for annexation, including the plan of the City for the extension of services to the land proposed for annexation. In determining the advisability of annexation, the Governing Body will consider the criteria set forth in K.S.A. 520a(e).

**ADOPTED AND APPROVED** by the Governing Body of the City of Basehor, Kansas, this 7<sup>th</sup> day of July, 2008.



Chris Garcia – Mayor

ATTEST:

  
Mary Mogle – City Clerk

APPROVED AS TO FORM:

  
Patrick G. Reavey – City Attorney