



## Board of Alderman Request for Action

**MEETING DATE:** 12/21/2021

**DEPARTMENT:** Development

**AGENDA ITEM:** Bill No. 2926-21, Annexation of Lot 24 Lakeside Crossing – 15705 North Wabash Street – 2<sup>nd</sup> Reading

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**REQUESTED BOARD ACTION:**

A motion to approve Bill No. 2926-21 for second reading by title only.

**SUMMARY:**

Approving this ordinance would annex Lot 24 of Lakeside Crossing 1<sup>st</sup> Plat into the City.

**BACKGROUND:**

This is one of the remaining lots in Lakeside Crossing that was requested to voluntarily annex in accordance with a Sewer Service Agreement for the subdivision executed in 1996. This represents the final property involved in the City's legal action to finalize these annexations. Upon completion of the annexation process, the legal action can be dismissed.

**PREVIOUS ACTION:**

none

**POLICY ISSUE:**

Annexation

**FINANCIAL CONSIDERATIONS:**

Would increase general tax revenues and reduce sewer use fees.

**ATTACHMENTS:**

- ☒ Ordinance
- ☐ Resolution
- ☐ Staff Report
- ☒ Other

- ☐ Contract
- ☐ Plans
- ☐ Minutes

**BILL NO. 2926-21**

**ORDINANCE NO. XXXX-21**

**AN ORDINANCE ANNEXING CERTAIN ADJACENT TERRITORY INTO THE CITY OF SMITHVILLE, MISSOURI**

**WHEREAS**, on the 1<sup>st</sup> day of November 2021, a verified petition was signed by all owners of the real estate hereinafter described, requesting annexation of said territory into the City of Smithville, Missouri and filed with the City Clerk; and

**WHEREAS**, said real estate as hereinafter described is adjacent to and contiguous with to the present corporate limits of the City of Smithville, Missouri; and

**WHEREAS**, a public hearing concerning said matter was held at City Hall in Smithville, Missouri, at the hour of 7 p.m. on the 7<sup>th</sup> Day of December 2021; and

**WHEREAS**, notice of said public hearing was given by publication of notice hereof on the 11<sup>th</sup> day of November 2021 in the Courier Tribune, a weekly newspaper of general circulation, in the County of Clay, State of Missouri; and

**WHEREAS**, at said public hearing all interested persons, corporation or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation, and whereas no written objection to the proposed annexation was filed with the Board of Aldermen of the City of Smithville, Missouri, within fourteen (14) days after the public hearing; and

**WHEREAS**, the Board of Aldermen of the City of Smithville, Missouri, does find and determine that said annexation is reasonable and necessary to the proper development of the City; and

**WHEREAS**, the City is able to furnish normal municipal services to said area within a reasonable time after annexation.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SMITHVILLE, MISSOURI AS FOLLOWS:**

SECTION 1. Pursuant to the provisions of Section 71.012 RSMo 1969, as amended by laws of 1976, the following described real estate is hereby annexed into the City of Smithville, Missouri, to wit:

Lot 24, Lakeside Crossing 1<sup>st</sup> Plat

SECTION 2. The boundaries of the City of Smithville, Missouri, are hereby altered so as to encompass the above-described tract of land lying adjacent to and contiguous with the present corporate limits.

SECTION 3. The City Clerk of the City of Smithville, Missouri, is hereby ordered to cause three (3) certified copies of this ordinance to be filed with the Clay County Clerk.

SECTION 4. This ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval by the Mayor, only if no written objection is received within fourteen (14) days of the public hearing as provided by Section 71.012.

PASSED THIS 21<sup>st</sup> DAY OF DECEMBER 2021.

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Damien Boley, Mayor

ATTEST

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Linda Drummond, City Clerk

First Reading: 12/07/2021

Second Reading: 12/21/2021



## **STAFF REPORT**

December 7, 2021

Annexation of Parcel Id # 05-908-00-03-011.00

**Bill No. 2926-21**

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Application for Voluntary Annexation of Land to the City

Code Sections: State Law Section 71-012 Annexation

Property Information: Address: 15705 N. Wabash St.

Owner: Jeff and Jami Coulter

Notice Date: November 11, 2021

### **GENERAL DESCRIPTION:**

The applicant seeks to annex Lot 24 of Lakeside Crossing into the city.

### **COMPLIANCE WITH COMPREHENSIVE PLAN**

Voluntary annexation is a request by a property owner and is subject to the discretion of the City. The Comprehensive Plan currently identifies certain areas that can be considered for annexation. The subject property is surrounded by the city limits on three sides and a part of the Lakeside Crossing subdivision.

### **CONTIGUOUS AND COMPACT**

Property meets the State law requirement of 15% of the boundary be contiguous.

### **ABILITY TO PROVIDE SERVICES**

All utilities and services are provided in the subdivision at this time.

### **STAFF RECOMMENDATION:**

Staff recommends APPROVAL of the proposed annexation.

Respectfully Submitted,

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Zoning Administrator