

CITY OF ANTHONY
ORDINANCE NO. G-2874

AN ORDINANCE CALLING FOR AN ELECTION TO BE HELD ON NOVEMBER 5, 2024, FOR THE PURPOSE OF VOTING ON A PROPOSITION TO AUTHORIZE THE CITY OF ANTHONY, KANSAS, TO SELL TWELVE (12) ACRES +/- OF CITY OWNED PARKLAND AT ANTHONY LAKE, HARPER COUNTY, KANSAS.

WHEREAS, the City of Anthony completed a Housing Assessment in 2023 which identified the need for more quality 3+ bedroom mid-priced housing as the top priority goal; and

WHEREAS, the Governing Body of the City of Anthony has established incentive programs to encourage private investment of new development to meet the objectives of the Housing Assessment and provide solutions to local business recruitment and retention needs; and

WHEREAS, the Governing Body of the City of Anthony has received a proposal to construct additional residential housing on twelve (12) +/- acres of undeveloped parkland at Anthony Lake as show in Exhibit A; and

WHEREAS, K.S.A. 12-1301 et seq., as amended, authorizes cities to sell parkland after publishing notice of such proposal for two consecutive weeks in the official city paper, notice of which did officially publish in the Anthony Republican on July 10, 2024, and July 17, 2024; and

WHEREAS, K.S.A. 12-1301 et seq. further directs that if a protest petition is filed in the office of the City Clerk within 30 days from the date of the last publication of such notice, no such sale shall be made until the Governing Body shall be instructed so to do by a majority of all votes cast on the proposition at a regular or special election, such qualifying protest petition was received by the Anthony City Clerk on August 12, 2024; and

WHEREAS, the Governing Body has determined it is in the best interests of the City to consider opportunities of development that meet established housing goals and positively impact the long-term economic sustainability for the community; and

WHEREAS, the Governing Body has further determined it is in the best interests of the City to call for an election for authorization to sell said parkland for economic development purposes.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANTHONY, KANSAS:

SECTION ONE:

An election is hereby called to be held in the manner prescribed by law on the 5th day of November 2024 for the purpose of submitting to the qualified electors of the City of Anthony, Kansas, a special question regarding the sale of parkland at Anthony Lake as set out in Section Two hereof, in accordance with K.S.A. 10-120 et seq., and all other provisions of law.

SECTION TWO:

At the election, the following special question shall be submitted:

Should the City of Anthony sell 12 +/- acres of city-owned parkland at Anthony Lake?

SECTION THREE:

If approved by a majority of the electors voting thereon, the Governing Body of the City of Anthony shall proceed with the process of allowing the negotiation and sale of undeveloped parkland at Anthony Lake as determined in the best interests of the city.

SECTION FOUR:

The election is requested to be conducted as a part of the November General Election by the Harper County Election Officer in accordance with notice published in accordance with K.S.A. 12-1301 et seq., and K.S.A. 10-120, et seq., as required by law.

SECTION FIVE:

Upon adoption of this Ordinance, the City Clerk is hereby directed to deliver a certified copy of this Ordinance to the Harper County Election Officer. Notice of the election shall be published once each week for two consecutive weeks in accordance with K.S.A. 10-120 et seq.

SECTION SEVEN: This ordinance shall take effect and be in full force from and after its passage.

Passed, approved, and adopted this 20th day of August 2024.

Gregory Cleveland, Mayor

ATTEST:

Cyndra Kastens, City Clerk/Administrator

Exhibit A – Approximately 12+/- Acres located in the City of Anthony, just north of West Deer Creek Trail located in the NW1/4 of 11-33-7 Harper County, KS.

