

(First Published in the *Cowley CourierTraveler*, March \_\_\_\_, 2024)

**ORDINANCE NO. 2024-03-\_\_\_\_\_**

**AN ORDINANCE ANNEXING, INCORPORATING WITHIN, AND ADDING TERRITORY TO THE CITY OF ARKANSAS CITY, COWLEY COUNTY, KANSAS, A MUNICIPAL CORPORATION IN CONFORMITY WITH THE PROVISIONS OF K.S.A § 12-520c AND ALL ACTS AMENDATORY THEREOF OR SUPPLEMENTAL THERETO, AT A LOCATION COMMONLY KNOWN AS, 28379 81<sup>ST</sup> RD., ARKANSAS CITY, KS.**

**WHEREAS**, a Consent for Annexation of the following described land adjoining the City has been signed by the owner thereof and has been filed with the City of Arkansas City, Cowley County, Kansas pursuant to K.S.A. §12-520c; and

**WHEREAS**, the Governing Body of the City of Arkansas City, Kansas, finds it advisable to annex such land and, the preparation of a plan for extension of services is excused a result of said Consent to Annexation in accordance with K.S.A. §12-520b(c); and

**WHEREAS**, pursuant to K.S.A. §12-520c, on the 16<sup>th</sup> day of January 2024 in its Regular Session, the Governing Body of the City of Arkansas City, Kansas adopted Resolution No. 2024-01-3593, requesting the Board of County Commissioners of Cowley County, Kansas, to make findings as required by K.S.A. §12-520c(c); and

**WHEREAS**, this land annexation is the proposed site for the Etzanoa Cultural & Immersion Center, owned by Etzanoa Conservancy, Inc., who have petitioned in writing of such annexation consisting of approximately 4.97 acres, at a location commonly known as, 28379 81<sup>st</sup> Rd., Arkansas City, KS; and

**WHEREAS**, on the 6<sup>th</sup> day of February 2024, the Board of County Commissioners of Cowley County, Kansas, in its Regular Session made a finding that the Annexation of such land will not hinder or prevent the proper growth and development of the area or that of any other incorporated City located within Cowley County, Kansas and on the 20<sup>th</sup> day of February 2024, passed Resolution No. 2024-04 officially documenting such findings.

**NOW THEREFORE, IN CONSIDERATION OF THE AFORESTATED PREMISES, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:**

**SECTION ONE:** The following described property is hereby annexed to, incorporated within, and made a part of the City of Arkansas City, Kansas to all intents and for all purposes contemplated in and under the laws by which said City was originally established and now exists, to-wit:

SEE EXHIBIT A WHICH IS INCORPORATED BY REFERENCE AS IF FULLY SET FORTH HEREIN

**SECTION TWO:** That this annexation is authorized and in conformity with the provisions of K.S.A. §12-520 and all acts amendatory thereof and supplemental thereto in that the real estate as hereinabove described meets one or more of the classifications for annexation as described by law.

**SECTION THREE:** The City Clerk shall make proper publication of this Ordinance which shall be published once in the official City newspaper and which shall be effective from and after said publication and shall thereafter file a certified copy of such Annexation Ordinance with the Cowley County Clerk, the Cowley County Register of Deeds, and the Cowley County Election Officer (Cowley County Clerk) (serving in such capacity) in accordance with K.S.A. §12-522, and all acts amendatory thereof or supplemental thereto.

**PASSED AND ORDAINED** by the Governing Body of the City of Arkansas City, Kansas this 5<sup>th</sup> day of March 2024.

(Seal)

\_\_\_\_\_  
Jay Warren, Mayor

ATTEST:

\_\_\_\_\_  
Tiffany Parsons, Clerk

APPROVED AS TO FORM

\_\_\_\_\_  
Larry R. Schwartz, City Attorney

**CERTIFICATE**

I, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 2024-03-\_\_\_\_\_ of the City of Arkansas City, Kansas adopted by the governing body on March 5, 2024 as the same appears of record in my office.

DATED: \_\_\_\_\_.

\_\_\_\_\_  
Tiffany Parsons, Clerk