

RESOLUTION NO. 2024-01-_____

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS DEEMING IT ADVISABLE TO ANNEX LAND NOT ADJOINING THE CITY, AS HEREIN DESCRIBED AND REQUESTING THE BOARD OF COWLEY COUNTY COMMISSIONERS TO MAKE A DETERMINATION 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 PURSUANT TO THE PROVISIONS OF K.S.A 12-520c.

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 land to be annexed is located within Cowley County, Kansas, which is the same County in which the City of Arkansas City is located, in accordance with K.S.A. 12-520c(a)(1); and

WHEREAS, the City of Arkansas City desires to assist the Etzanoa Conservancy with the development of the future home of the Etzanoa Cultural & Immersion Center which will benefit the City and surrounding area with economic development related to tourism.

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

SECTION ONE: After due investigation and consideration, it is deemed advisable and in the public use and interest of the City to be subversed to Annex the following described real estate, not adjoining the City, in accordance with the provisions of K.S.A. 12-520c, satisfying the following statutory conditions:

The land is located within Cowley County, Kansas, which is the same County in which the City of Arkansas City is located; and

The Owners of the real estate have Consented in writing to such Annexation; and

By this Resolution, the City requests the Board of Cowley County Commissioners to make 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.

The land under consideration is the proposed site for the Etzanoa Cultural & Immersion Center and is more specifically described as follows:

Owned by ETZANOA CONSERVANCY, INC.

Consisting of approximately 4.97 acres

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

SECTION TWO: The City Clerk shall file a certified copy of this Resolution with the Board of Cowley County Commissioners who are directed by K.S.A. §12-520c(c) to make findings and notify the Governing Body of the City of Arkansas City within thirty (30) days thereof as to their findings which are required by statute to be spread at length upon the journal of proceedings of said Board of County Commissioners.

PASSED AND RESOLVED by the Governing Body of the City of Arkansas City, Kansas this 16th day of January 2024.

(Seal)

Jay Warren, Mayor

ATTEST:

Tiffany Parsons, City Clerk

APPROVED AS TO FORM

Larry Schwartz, City Attorney

CERTIFICATE

I, hereby certify that the above and foregoing is a true and correct copy of the Ordinance No. 2024-01-____ of the City of Arkansas City, Kansas adopted by the governing body on January 16, 2024 as the same appears of record in my office.

DATED: _____.

Tiffany Parsons, City Clerk