

CITY OF BEL AIRE

CONSENT TO AND AGREEMENT FOR ANNEXATION

This consent to and agreement for annexation is made and entered into as of the 6th day of February, 2023, by and between the City of Bel Aire, Kansas, a municipal corporation of the State of Kansas, and R. Kevin + Sherlyn Bryant who hold(s) fee simple title to the real property hereinafter described.

WHEREAS, Kevin + Sherlyn Bryant who hold(s) fee simple title to the real property hereinafter described, desires the annexation of said real property into the corporate boundaries of the City of Bel Aire, Kansas; and

WHEREAS, the Governing Body of the City of Bel Aire, Kansas desires to annex said real property into the corporate boundaries of the City of Bel Aire, Kansas;

WHEREAS, Parties agree to the following conditions of Annexation:

1. Property Owner(s) may elect when to attach to City water and sewer services unless the City determines there is a demonstrable need to require the property be attached at a specific time, and if so determined by the City Engineer, owner(s) shall be required to connect to City water and/or sewer services upon written City request.
2. Upon written request of the property owner(s), the City shall grant the legally described property a 5 year rebate for City taxes. Bel Aire taxes may be rebated in the following increments for the first 5 tax years following this annexation:

YEAR 1: 100 percent of Bel Aire tax portion

YEAR 2: 100 percent of Bel Aire tax portion

YEAR 3: 75 percent of Bel Aire tax portion

YEAR 4: 50 percent of Bel Aire tax portion

YEAR 5: 25 percent of Bel Aire tax portion

3. Upon initial annexation, property will be zoned AG. The City shall support a onetime rezoning of the property to a C-1, C-2, or an M-1 designation upon request of the property owner(s). Property owner(s) shall submit a site plan for City approval if intended zoning use is a C-2 or M-1 designation.

NOW, THEREFORE, Kevin & Sherlyn Bryant who hold(s) fee simple title to the following real property, does hereby request, petition and consent to the annexation, pursuant to K. S. A. 12-520 (7), into the corporate boundaries of the City of Bel Aire, Kansas by the Governing Body of the City of Bel Aire, Kansas, of the following real property, to-wit:

[N 150 FT W 340 FT N1/2 SW1/4 EXC W 60 FT FOR RD SEC 21-26-2E]

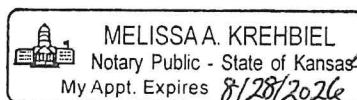
WHEREFORE, the parties hereto agree that the provisions contained herein shall inure to and run with said real property and as such shall be binding upon their heirs and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

R. Kevin Bryant
R. Kevin Bryant Property Owner
Sherlyn Bryant
Sherlyn Bryant Property Owner

State of Kansas
County of Sedgwick

This instrument was acknowledged before me on February 6, 2023
by R. Kevin Bryant and ^{mk} Sherlyn Bryant.



Melissa A. Krehbiel
NOTARY PUBLIC

(Notary stamp)
My appointment expires: 8/28/2026

THIS AGREEMENT was approved by vote the City Council of the City of Bel Aire, Kansas on the ____ day of _____, 2023 and is hereby executed on this ____ day of _____, 2023.

MAYOR, JIM BENAGE

SEAL

ATTEST:

CITY CLERK, MELISSA KREHBIEL

State of Kansas
County of Sedgwick

This instrument was acknowledged before me on _____
by _____.

NOTARY PUBLIC
(Notary stamp)

My appointment expires: _____

CITY OF BEL AIRE

CONSENT TO AND AGREEMENT FOR ANNEXATION

This consent to and agreement for annexation is made and entered into as of the 6th day of February, 2023, by and between the City of Bel Aire, Kansas, a municipal corporation of the State of Kansas, and R. Kevin & Sherlyn Bryant who hold(s) fee simple title to the real property hereinafter described.

WHEREAS, Kevin & Sherlyn Bryant who hold(s) fee simple title to the real property hereinafter described, desires the annexation of said real property into the corporate boundaries of the City of Bel Aire, Kansas; and

WHEREAS, the Governing Body of the City of Bel Aire, Kansas desires to annex said real property into the corporate boundaries of the City of Bel Aire, Kansas;

WHEREAS, Parties agree to the following conditions of Annexation:

1. Property Owner(s) may elect when to attach to City water and sewer services unless the City determines there is a demonstrable need to require the property be attached at a specific time, and if so determined by the City Engineer, owner(s) shall be required to connect to City water and/or sewer services upon written City request.
2. Upon written request of the property owner(s), the City shall grant the legally described property a 5 year rebate for City taxes. Bel Aire taxes may be rebated in the following increments for the first 5 tax years following this annexation:

YEAR 1: 100 percent of Bel Aire tax portion

YEAR 2: 100 percent of Bel Aire tax portion

YEAR 3: 75 percent of Bel Aire tax portion

YEAR 4: 50 percent of Bel Aire tax portion

YEAR 5: 25 percent of Bel Aire tax portion

3. Upon initial annexation, property will be zoned AG. The City shall support a onetime rezoning of the property to a C-1, C-2, or an M-1 designation upon request of the property owner(s). Property owner(s) shall submit a site plan for City approval if intended zoning use is a C-2 or M-1 designation.

NOW, THEREFORE, Kevin & Sherlyn Bryant who hold(s) fee simple title to the following real property, does hereby request, petition and consent to the annexation, pursuant to K. S. A. 12-520 (7), into the corporate boundaries of the City of Bel Aire, Kansas by the Governing Body of the City of Bel Aire, Kansas, of the following real property, to-wit:

**[BEG NW COR SW1/4 E TO MOPAC ROW SWLY ALG ROW TO W LI SW1/4 N TO
BEG EXC W 340 FT N 150 FT SEC 21-26-2E]**

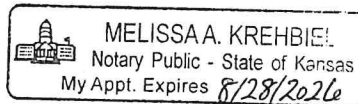
WHEREFORE, the parties hereto agree that the provisions contained herein shall inure to and run with said real property and as such shall be binding upon their heirs and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

R. Kevin Bryant
R. Kevin Bryant / Property Owner
Sherlyn Bryant
Sherlyn Bryant / Property Owner

State of Kansas
County of Sedgwick

This instrument was acknowledged before me on February 6, 2023,
by R. Kevin Bryant and Sherlyn Bryant.
mk



Melissa A. Krehbiel
NOTARY PUBLIC

(Notary stamp)
My appointment expires: 8/28/2026

THIS AGREEMENT was approved by vote the City Council of the City of Bel Aire, Kansas on the ____ day of _____, 2023 and is hereby executed on this ____ day of _____, 2023.

MAYOR, JIM BENAGE

SEAL

ATTEST:

CITY CLERK, MELISSA KREHBIEL

State of Kansas
County of Sedgwick

This instrument was acknowledged before me on _____
by _____.

NOTARY PUBLIC
(Notary stamp)

My appointment expires: _____