

Memorandum

City of Lawrence

Planning and Development Services

TO: David L. Corliss, City Manager

FROM: Planning Staff

Date: For November 5, 2013 City Commission meeting

RE: A-13-00443-Annexation request for approximately 21.17 acres.
The property is located along the Naismith Valley Creek north of 31st Street.

The City of Lawrence has acquired 21.17 acres ("the subject property") located along Naismith Valley Creek. The subject property is intended to extend the existing Naismith Valley Park eastward toward Lawrence Avenue.

Under K.S.A. 2012 Supp. 12-520(a)(2), a City may unilaterally annex property that it owns. *See also* K.S.A. 2012 Supp. 12-520a(f). Because the subject property is within the certified territory of Westar Energy, a retail electrical supplier, the City must notify Westar Energy under K.S.A. 66-1,176 of its intent to annex the subject property. However, because the subject property is not located within the territory of a rural water district, notice under K.S.A. 2012 Supp. 12-539 is not required. There are no improvements on the subject property.

City policy requires that the Planning Commission review and make recommendations regarding all annexation requests involving 10 acres or more. The current annexation request is accompanied by a rezoning request that is scheduled to be considered at the December, 2013, Planning Commission meeting.

Requested Action:

Refer the request for annexation to the Planning Commission for review and recommendation and authorize the City Manager to notify Westar Energy under K.S.A. 66-1,176 of the City's intent to annex the subject property.

