

Memorandum

City of Lawrence

Planning and Development Services

TO: David L. Corliss, City Manager

FROM: Planning Staff

Date: For August 6, 2013 City Commission meeting

RE: Annexation request for approximately 25.81 acres located southeast of Mary's Lake between Haskell Avenue and O'Connell Road.

The city, with the consent of the Kansas Department of Transportation, desires to annex approximately 25.81 acres located southeast of Mary's Lake between Haskell Avenue and O'Connell Road for the construction of the extension of E 31st Street to tie into N 1300 Road east of the E 1600 Road/O'Connell Road intersection. The city is constructing this portion of 31st Street and the city and KDOT have entered into an agreement authorizing the State to acquire the property needed for the project and bid the project. The property will eventually be deeded to the city for right-of-way. The request for annexation will permit the city to proceed with approving the necessary funding for 31st Street.

Since the land proposed to be annexed is owned by the State of Kansas, and adjoins the city, it may be unilaterally annexed by the city pursuant to K.S.A. 12-520(a)(3). Notice will be sent to the applicable utility provider, however, since the land is not located within the territory of a rural water district, notice under K.S.A. 12-539 to a rural water district is not required. Per City policy, the request will need to be reviewed by the Planning Commission because the land proposed to be annexed is larger than ten (10) acres.

Requested Action:

Refer the request to the Planning Commission for review and authorize the City Manager to notify Atmos Energy of the City's intent to annex the subject property.

