



## Legislation Details (With Text)

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**File #:** 16-229      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Passed

**File created:** 5/16/2016      **In control:** City Council

**On agenda:** 5/17/2016      **Final action:** 5/17/2016

**Title:** City Attorney's Office recommending that the City Council approve corrected Ordinance #16-23.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Corrected Ordinance 16-23, 2. Resolution 16-20C, 3. Public Notice, 4. Notice of Impending Boundary Action

Date	Ver.	Action By	Action	Result
5/17/2016	1	City Council	adopted	Pass

### **Agenda Item Title**

City Attorney's Office recommending that the City Council approve corrected Ordinance #16-23.

### **Presenter**

James Sorensen

### **Description/Background:**

On April 26, 2016 the City Council conducted a public hearing for the Hirschi Annexation. Section 6 of Ordinance #16-18 noted that, "...no written protests to the proposed annexation were filed by owners of private real property that is located within the Areas." This language is part of the basic annexation template, and was reflected in the initial draft of Ordinance #16-18. Prior to the hearing however, two formal protests were correctly filed with the City Recorder. Other letters of opposition were also received but were not correctly filed with the City Recorder. All correspondence was provided to the Council at the time of the public hearing.

The number of formal protests received was insufficient to compel an alternative course of action on the annexation. Due to the fact that two protests were correctly filed at the time of the hearing, the City Attorney's Office recommends amending Section 6 of Ordinance #16-18 to state that, "insufficient written protests to the proposed annexation were filed by owners of private real property that is located within the Areas."

### **Recommended Action and/or Suggested Motion:**

Motion to adopt corrected Ordinance #16-18.