

Legal Publication

(Published in The Derby Informer on December 28, 2011)

Resolution No. 43-2011

A RESOLUTION SETTING FORTH THE INTENTION OF THE CITY OF DERBY, KANSAS, TO CONSIDER ANNEXATION OF CERTAIN LANDS, ALL PURSUANT TO K.S.A. 12-519 ET SEQ.

WHEREAS, the City of Derby, Kansas (the "City"), seeks to plan for incorporation of certain unincorporated lands into the City, and for extension of municipal services to such lands; and **WHEREAS**, K.S.A. 12-519 et seq., provides a process by which unincorporated areas may be annexed;

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF DERBY, KANSAS:

SECTION 1. A public hearing will be conducted to consider annexation and incorporation of certain lands, hereinafter described, into the City of Derby, Kansas. Such public hearing shall be held in the Council Room at City Hall, 611 North Mulberry, Derby, Kansas 67037, and shall commence at 6:45 p.m., Tuesday, January 10, 2012.

SECTION 2. The Governing Body finds and determines that the place designated for such hearing is the most convenient place reasonably available to accommodate all persons who may be interested in the proposed annexation, and that adequate facilities for the conduct of such hearing are not available within the lands to be considered for annexation. The Governing Body further finds and determines that the time and date of the hearing, being a regular meeting date for the City Council, is most convenient for the greatest number of interested persons.

SECTION 3. At such public hearing, the Governing Body will consider annexation of the following described lands:

Hillsdale Addition, Sedgwick County, Kansas; which lands meet one or more of the conditions set forth in K.S.A. 12-520(a), as amended.

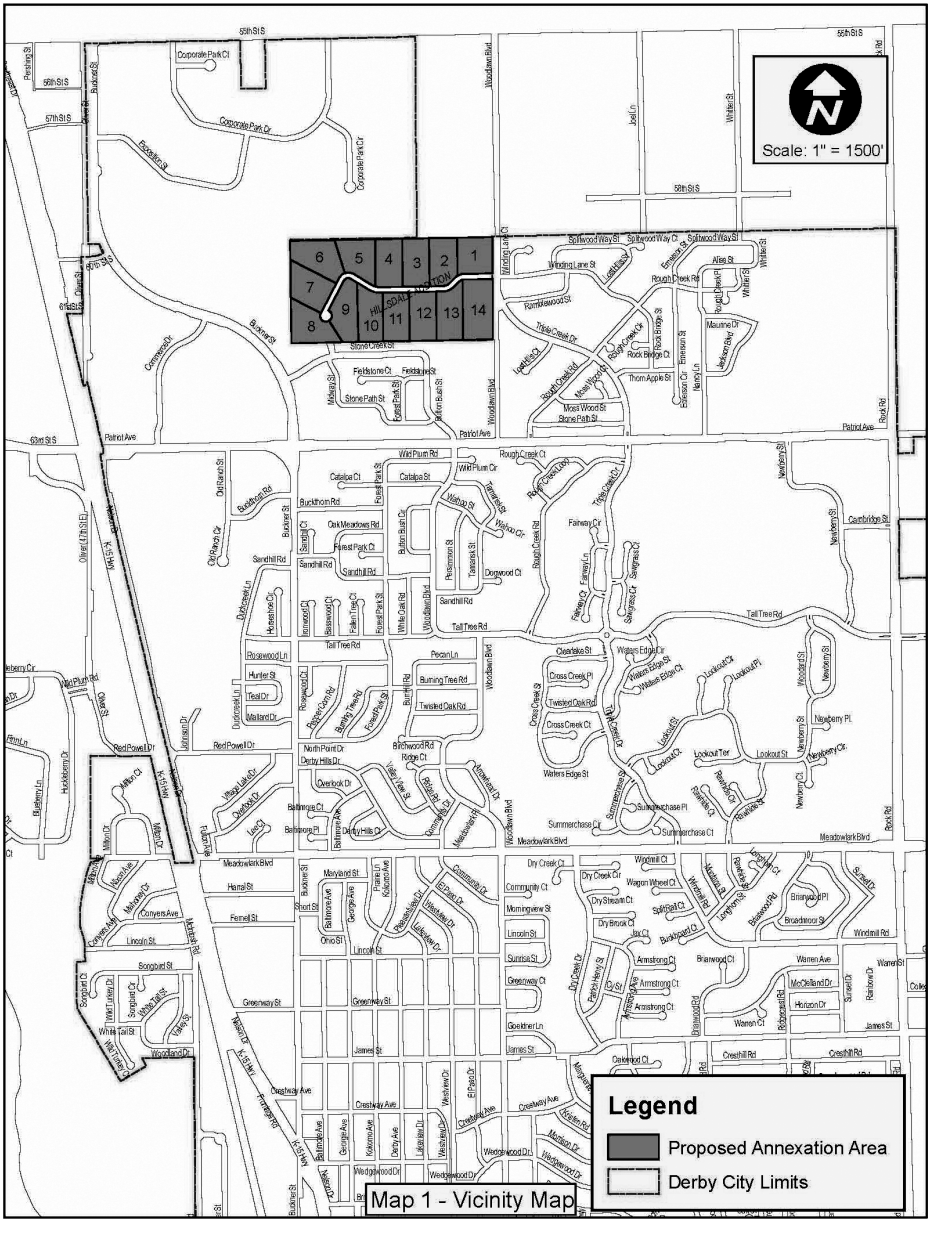
SECTION 4. The City's plans for the extension of services to the lands proposed to be annexed, as required under the provisions of K.S.A. 12-520b, are available for inspection during regular office hours in the office of the city clerk.

SECTION 5. A copy of this resolution, together with a sketch clearly delineating the lands proposed for annexation, shall be mailed by certified mail to each owner of land proposed to be annexed and to all other persons or entities entitled by law to notice thereof, on or before November 18, 2011.

SECTION 6. This resolution, together with a sketch clearly delineating the area proposed for annexation, shall be published once in the official newspaper of the City on December 28, 2011.

ADOPTED BY THE GOVERNING BODY of the City of Derby, Kansas, this 8th day of November, 2011.

Dion P. Avello, Mayor
Attest:
Jean Epperson, City Clerk
Approved as to form:
Philip H. Alexander, City Attorney



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NOTICE OF NUISANCE

(FROM BOARD OF DIRECTORS TO PROPERTY OWNER)

Property Location: 5006 Elmhurst
Owner of Record: Crystal Chapman & William Weatherly
Date of Inspection: 12-06-11
Date of Board Determination regarding appearance of nuisance: 12-07-11

Violation - You are maintaining on the property as identified above, a nuisance that is in violation of Article 2.01(a) of Resolution No.10-20-04(a) of the Board of Directors of the Oaklawn Improvement District: For your information, Resolution No.10-20-04(a) is attached hereto.

Narrative description of condition that constitutes nuisance: There is tires, trash, furniture & Miscellaneous junk on the Property.

Date that nuisance must be abated: 01-09-12

In lieu of abating the nuisance you may make a written request to the Board of Directors of the Oaklawn Improvement District for a hearing at which the Board of Directors will determine whether or not a nuisance, as described above, exists on your property. The written request shall be sent or hand-delivered to the Board of Directors, Oaklawn Improvement District, 2937 Oaklawn Dr., Wichita, Kansas 67216. If you have any questions you may contact Sherrie Hopkins, Clerk of the Board at (316) 524-0281. If the Board of Directors determines that a nuisance exists, as described herein, then the Board of Directors will set a date that the nuisance must be abated. If unabated on that date, then the nuisance will be abated by the District.

Finally, this is notice that if the Board of Directors abates the nuisance then the cost of the abatement will be assessed against the above-described property and placed on tax rolls in a manner that such will be collected by the County Treasurer and paid to the District as other taxes are collected and paid.