



Legislation Text

File #: 2015-2289, **Version:** 1

Consider a resolution authorizing the Mayor to execute an Annexation Development Agreement with Cressman Enterprises LP for an approximate 8.505 acres located along East Palm Valley Blvd.

The approximate 8.505 acre tract is comprised of two smaller tracts north of East Palm Valley Blvd. and bisected by Kenney Fort Blvd. Based on the City Council direction as part of the Strategic Plan and the Annexation Prioritization study presented to City Council in 2014, this property was identified as a feasible and logical property to be annexed due to the frontage on US 79/East Palm Valley Blvd. However, prior to annexation of an area that is appraised for ad valorem tax purposes as agricultural, wildlife management, or timber management, the City is required by statute to offer the land owner an annexation development agreement. This agreement guarantees the land's immunity from annexation for a period of 15 years, as long as the land is used for agricultural, wildlife management or timber production only. This agreement also authorizes the City to enforce all regulations and planning authority of the city, except those that would interfere with agricultural purposes, wildlife management or timber production. The landowner accepted the agreement on April 22, 2015.

By accepting the agreement, the landowner agrees that the city's AG-Agricultural zoning requirements apply to the property, and that the property will only be used for AG zoning uses. This agreement runs with the land for a period of 15 years. If the current or a future landowner violates the agreement, that action will constitute a petition for voluntary annexation, and the property will be subject to annexation at the direction of the City Council. Within 30 days of annexation, the property will be zoned in conformance with the City's General Plan, or as agreed to by the City and the Owner. The current version of the Future Land Use Map shows the property to have a commercial designation.

Staff recommends approval.