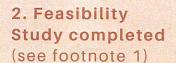
## **HB 115S03 Municipal Boundary Modifications**

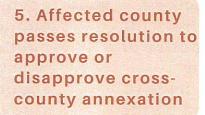
## **Cross-County Annexation**

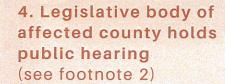
1. Applicant files petition to legislative body of each municipality with property in their expansion area and with the affected county



3. 15 days prior to public hearing, notice sent to each property owner and resident located within the proposed area and within 300 ft of the proposed area

6. Parties adversely affected by the decision have 30 days to file a petition with the district court who reviews whether the decision was arbitrary, capricious, or unlawful







- Whether annexation creates an unincorporated peninsula
- The fiscal impact on affected counties, municipalities, public utilities, and entities
- The estimated cost that the annexing municipality would incur
- The estimated revenue that the annexing municipality would receive
- Each entity, and the methods under which they have provided municipal-type services to the area proposed to be annexed
- The feasibility of the proposed annexing municipality providing municipal-type services in the area proposed to be annexed

#### 2. The county may not reject the annexation petition unless:

- The applicant didn't properly send written notice to each affected municipality; or
- The feasibility study finds that:
  - The annexation would impose substantial burden on the affected county;
  - The estimated revenue exceeds the estimated cost to provide government services by more than 5%; or
  - It would not be feasible for the proposed annexing municipality to provide services.

### **HB 115S03 Municipal Boundary Modifications**

# Incorporation

- 1. Petitioners file request for incorporation and request feasibility study
- 2. Notice sent to each property owner and resident located within the incorporation area and within 300 ft of the incorporation area
- 3. Following receipt of notice, specified landowners have 30 days to file notice of exclusion; annexations to other municipalities can begin
- 4. Lieutenant
  governor excludes
  property if it
  qualifies. Boundaries
  are now set until
  after 1st LG public
  hearing

- 8. After 30 days, boundaries are set until election
- 7. Following Public hearing, specified landowners have 30 days to file notice of exclusion; any annexations have to be completed by the end of the 30 day period
- 6. Lieutenant
  governor holds first
  public hearing. The
  public has the right
  to ask questions
  about the feasibility
  study
- 5. Initial feasibility study is completed

- 9. Feasibility study is updated if any changes to the boundaries have been made by exclusion or annexation
- 10. Lieutenant governor holds 2nd public hearing with either initial or modified feasibility study
- 11. Citizens review final feasibility study and are provided with voter information pamphlets by the county clerk
- 12. Election by citizens