

Franklin County Agenda Cover Sheet



To: Franklin County Board of County Commissioners
From: Larry D. Walrod
Department: Planning & Building
Date: Wednesday, April 4, 2018

AGENDA ITEM NARRATIVE

Consider for Approval Rezoning Application #1802-1567 (Weigand) to rezone approximately 8.63 acres from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District.

BACKGROUND

The applicant is requesting to rezone approximately 8.63 acres from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District. The property is located on the West side of California Road between Jackson Road and Haskell Road.

The purpose for the rezoning is to permit the division of approximately 8.63 acres, with the existing residence and outbuildings, to sell. The applicant would retain the remaining approximately 30.00 acres for agricultural purposes.

The Planning Commission recommended approval of rezoning application #1802-1567 (Weigand) to rezone approximately 8.63 acres from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District.

STAFF RECOMMENDATION

Staff recommends that the County Commissioners accept the Planning Commission's recommendation and adopt the attached resolution for the approval of rezoning application #1802-1567 (Weigand) to rezone approximately 8.63 acres from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District and to amend the Official County Zoning Map accordingly.

SPECIFIC ACTION REQUESTED

An Affirmative motion in support of this item would read as follows: "I make a motion to approve rezoning application #1802-1567 (Weigand) to rezone approximately 8.63 acres from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District and to amend the Official County Zoning Map accordingly".

ATTACHMENTS

Aerial photos (2)
Survey
Resolution

**BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS**

RESOLUTION NO. 18- _____

A RESOLUTION AMENDING THE
OFFICIAL ZONING DISTRICT MAP OF FRANKLIN COUNTY, KANSAS

WHEREAS, the Franklin County Planning Commission of Franklin County, Kansas, received an application for a Zone Change from Mark Weigand to rezone approximately 8.63 acres, described as New Tract, from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District. The property described below lies outside any incorporated city and is described as follows:

NEW TRACT:

Beginning at a ½” iron bar at the Northeast Corner of the Southeast Quarter of Section 36, Township 17 South, Range 17 East of the Sixth P.M.; THENCE South 00 degrees 34 minutes 02 seconds East 553.97 feet on the East line of the Southeast Quarter to a ½” iron bar and the True Point of Beginning; THENCE South 00 degrees 34 minutes 02 seconds East 774.46 feet on the East line of the Southeast Quarter to the Southeast Corner of the Northeast Quarter of the Southeast Quarter of Section 36 being marked with a ½” iron bar; THENCE South 89 degrees 31 minutes 41 seconds West 483.23 feet on said South line to a ½” iron bar; THENCE North 01 degrees 47 minutes 55 seconds West 755.43 feet along an existing fence to a ½” iron bar; THENCE North 88 degrees 14 minutes 06 seconds East 499.49 feet to the Point of Beginning, containing 8.63 acres, more or less all in Franklin County Kansas.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the February 20, 2018, notice of public hearing for said Zoning Change Request; and

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on March 15, 2018 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on March 15, 2018 in regular session and by a unanimous vote of those members present, approved said Zoning Change request based upon certain findings of fact, whereby recommending that the Official Zoning District Map of Franklin County, Kansas be amended; and

WHEREAS, the Franklin County Board of County Commissioners, after duly reviewing the recommendation of the Planning Commission and considering all public comments and concerns regarding said Zoning Change, find that the rezoning of said property would not be detrimental to the surrounding properties and would be in compliance with the provisions of K.S.A. 12-753, the purpose and intent of the Franklin County Comprehensive Plan and the general welfare of the citizens of Franklin County.

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of County Commissioners does hereby approve the rezoning of the above described tract of land from an “A-1” Agriculture District to an “R-E” Residential Estate District and that the Official Zoning District Map of Franklin County, Kansas be amended to reflect the approved zoning change.

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 4th day of April, 2018. This action shall become effective upon publication in the official county newspaper.

Randall L. Renoud
Chairman

Received and recorded this the 4th day of April, 2018.

Janet Paddock
County Clerk