

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

RESOLUTION NO. 08-044

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 Linda Wisely to rezone approximately 10.00 acres from an A-1 (Agriculture) District to an R-E (Residential Estate) District. The property described below lies outside any incorporated city and is described as follows:

Tract 1:

Commencing at a ½” rebar at the Northwest Corner of the Southeast Quarter of Section 24, Township 17 South, Range 20 East of the Sixth Principal Meridian, in Franklin County Kansas; THENCE South 00 degrees 18 minutes 09 seconds West for a distance of 498.50 feet along the West line of said Southeast Quarter to a ½” rebar at the Point of Beginning; THENCE North 89 degrees 48 minutes 08 seconds East for a distance of 874.25 feet to a ½” rebar; THENCE South 00 degrees 12 minutes 45 seconds West for a distance of 498.04 feet to a ½” rebar; THENCE South 89 degrees 48 minutes 08 seconds West for a distance of 875.03 feet to a ½” rebar on the West line of said Southeast Quarter; THENCE North 00 degrees 18 minutes 09 seconds East for a distance of 498.04 feet to the Point of Beginning; Subject to covenants, easements and restrictions of record. Said property contains 10.00 acres, more or less, 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 18h day of June 2008, 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 July 10th, 2008 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on July 10th, 2008 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 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 24th day of September 2008. This action shall become effective upon publication in the official county newspaper.

/s/ Karen S Farrell
Karen S. Farrell
Chairperson

Received and recorded this the 24th day of September 2008.

/s/ Shari Perry
Shari Perry
County Clerk