

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

BOOK 284 PAGE 614

RESOLUTION NO. 18- 02

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 Whitaker Aggregates to rezone approximately 109.00 acres, described as Tract, from an I-1 (Light Industrial) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

TRACT 1:

All that part of the South Half of Section 6, Township 17 South, Range 20 East, in Franklin County Kansas, more particularly described as follows:

All that part of the East Half of the East Half of the Southwest Quarter of said Section 6, EXCEPT that part thereof lying in the Missouri Pacific Railroad right-of-way, as now established; and all that part of the West Half of the Southeast Quarter of said Section 6, lying South of and adjacent to the South line of said railroad right-of-way and lying West of and adjacent to the West right-of-way line of Interstate 35, as now established; and also, all that part of a tract of land described in the General Warranty Deed, filed in Book 240 at Page 688 in the Office of the Register of Deeds, Franklin County Kansas lying in the East Half of the Southeast Quarter of said Section 6, more particularly described as follows: Beginning at the intersection of the South line of said railroad right-of-way and the West line of the East Half of the Southeast Quarter of said Section 6; THENCE South, along the West line of said tract of land, a distance of 800 feet; THENCE East along the South line of said tract of land, a distance of 355 feet; THENCE Northeasterly, along the Southeasterly line of said tract of land, to a point on the East line of the Southeast Quarter of said Section 6; THENCE North, along the East line of the Southeast Quarter of said Section 6, to a point on the South line of said railroad right-of-way; THENCE Westerly, along the South line of said railroad right-of-way, to the point of beginning, EXCEPT that part lying in said Interstate 35, all subject to that part thereof within street right-of-way.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 21st day of November, 2017, notice of public hearing for said Zoning Change Request; and

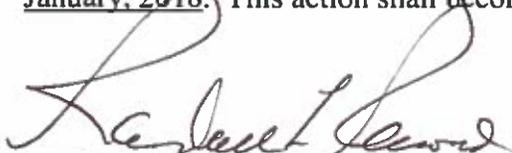
WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on December 21st, 2017 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on December 21st, 2017 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 "I-1" Light Industrial District to an "A-2" Transitional Agriculture 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 10th day of January, 2018. This action shall become effective upon publication in the official county newspaper.



Randall L. Renoud
Chairman

Received and recorded this the 10th day of January, 2018.


Janet Paddock
County Clerk

FILED FOR RECORD
TIME 12:10 P.M.

MISC JAN 10 2018
Book 284 Page 614
REGISTER OF DEEDS, FRANKLIN CO., KS
INSTRUMENT # 100

(Original compared with record)