

BOARD OF COUNTY COMMISSIONERS  
OF  
FRANKLIN COUNTY, KANSAS

BOOK 284 PAGE 622

RESOLUTION NO. 18-05

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 Jack and April Wilhite to rezone approximately 45.00 acres, described as New Tract, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

TRACT 1:

The South Half (S ½) of Lots Three (3) and Four (4) of the Southeast Quarter (SE ¼) of Section 35, Township 16 South, Range 20 East, Franklin County Kansas.

TRACT 2:

A tract of land in the Southeast Quarter (SE ¼) of Section 35, Township 16 South, Range 20 East AND in the Northeast Quarter of Section 2, Township 17 South, Range 20 East described as follows: Beginning 608 feet West of the Southeast Corner of Section 35, Township 16 South, Range 20 East; THENCE North 330 feet; THENCE West 712 feet; THENCE South 330 feet to the South Section line of said Section 35; THENCE West 300 feet to the Reserve line; THENCE 395 feet to the center of the County Road; THENCE East 1042 feet; THENCE North 395 feet to the Place of Beginning all in Franklin County Kansas.

EXCEPTING THEREFROM TRACT 1 AND TRACT 2 ALL OF THE FOLLOWING: A tract of land in the Southeast Quarter (SE ¼) of Section 35, Township 16 South, Range 20 East AND in the Northeast Quarter (NE ¼) of Section 2, Township 17 South, Range 20 East being more particularly described as follows: Beginning at the Northeast Corner of the Northeast Quarter (NE ¼) of Section 2, Township 17 South, Range 20 East; THENCE 88 degrees 55 minutes 39 seconds West for a distance of 608.00, deed and measured, feet along the North line of said Quarter Section to the True Point of Beginning; THENCE North 02 degrees 00 minutes 53 seconds West for a distance of 8.94 feet parallel to the East line of the Southeast Quarter (SE ¼) of Section 35, Township 16 South, Range 20 East; THENCE South 88 degrees 55 minutes 39 seconds West for a distance of 1077.35 feet parallel to the North line of said Section 2 to a point on the Reserve Line; THENCE South 03 degrees 04 minutes 11 seconds East for a distance of 8.95 feet along said Reserve Line to a point on the North line of said Section 2; THENCE South 03 degrees 04 minutes 11 seconds East for a distance of 395 feet, by deed, 411.40 feet, measured, along said Reserve Line to the center line of the existing County Road; THENCE North 87 degrees 25 minutes 47 seconds East for a distance of 1042 feet, by deed, 1067.38 feet, measured, along said center line; THENCE North 01 degrees 41 minutes 43 seconds West for a distance of 395 feet, by deed, 383.27 feet, measured, parallel to the East line of said Quarter Section to the True Point of Beginning, Franklin County Kansas, as shown in Warranty Deed, dated June 15, 1999, and recorded June 18, 1999, in Franklin County Kansas, at Deed Book 257, Page 665.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 28<sup>th</sup> 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 21<sup>st</sup>, 2017 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on December 21<sup>st</sup>, 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 "A-1" Agriculture 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 10<sup>th</sup> 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 10<sup>th</sup> day of January, 2018.



(Original compared with record)

  
Janet Paddock  
County Clerk

FILED FOR RECORD  
TIME 12:25 P.M.

MISC

JAN 10 2018

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REGISTER OF DEEDS, FRANKLIN CO., KS  
INSTRUMENT # 103

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