

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

RESOLUTION NO. 07-022

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 Orvel and Paula Calvert, property owner of record, to rezone approximately 8.14 acres, described in Tract A 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 Northeast Corner of the Southeast Quarter of Section 6, Township 16 South, Range 21 east of the 6th Principal Meridian, Franklin County, Kansas; THENCE South 00 degrees 38 minutes 15 seconds East along the East line of said Southeast Quarter for a distance of 431.34 feet to a ½" rebar on the North right of way line of Highway I-35; THENCE South 89 degrees 21 minutes 43 seconds West along said North right of way for a distance of 25.00 feet to a ½" rebar; THENCE South 07 degrees 52 minutes 38 seconds West along said North right of way for a distance of 101.30 feet to a ½" rebar; THENCE South 01 degrees 54 minutes 25 seconds West along said North right of way for a distance of 102.27 feet to a ½" rebar at the POINT OF BEGINNING; THENCE South 01 degrees 54 minutes 25 seconds West along said North right of way for a distance of 348.13 feet to a ½" rebar; THENCE South 27 degrees 59 minutes 30 seconds West along said North right of way for a distance of 211.00 feet to a ½" rebar; THENCE South 52 degrees 50 minutes 40 seconds West along said North right of way for a distance of 253.82 feet to a ½" rebar on the South line of the North Half of said Southeast Quarter; THENCE North 89 degrees 41 minutes 38 seconds West along said South line for a distance of 268.79 feet to a ½" rebar; THENCE North 00 degrees 38 minutes 15 seconds West for a distance of 679.60 feet to a ½" rebar; THENCE North 89 degrees 21 minutes 43 seconds East for a distance of 589.30 feet to the POINT OF BEGINNING. Together with and subject to covenants, easements and restrictions of record. Said property contains 8.14 acres, more or less, in Franklin County, Kansas as shown on survey by Taylor Design Group, P.A., dated March 2007.

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 February 2007, 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 15th, 2007 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on March 15th, 2007 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 tracts 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 2007. This action shall become effective upon publication in the official county newspaper.

/s/ Karen S. Farrell
Karen S. Farrell
Commissioner District 1

/s/ John E. Taylor
John E. Taylor
Commissioner District 2

/s/ Roy C. Dunn
Roy C. Dunn
Commissioner District 3

/s/ Donald C. Hay
Donald C. Hay
Commissioner District 4

/s/ Donald R. Stottlemire
Donald R. Stottlemire
Commissioner District 5

Received and recorded this the 4th day of April 2007.

Shari Perry

/s/ Shari Perry
County Clerk