

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

RESOLUTION NO. 07-032

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 James and Nichole Rubick, property owner of record, 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" iron bar at the Southeast Corner of the Southeast Quarter of Section 1, Township 18 South, Range 17 East of the Sixth P.M.; THENCE North 89 degrees 36 minutes 25 seconds West 1049.60 feet on the South line of the Southeast Quarter to a ½" iron bar and the TRUE POINT OF BEGINNING. THENCE North 00 degrees 23 minutes 35 seconds East 726.00 feet to a ½" iron bar; THENCE North 89 degrees 36 minutes 25 seconds West 600.00 feet on a line parallel with the South line of the Southeast Quarter to a ½" iron bar; THENCE South 00 degrees 23 minutes 35 seconds West 726.00 feet to the South line of the Southeast Quarter being marked with a ½" iron bar; THENCE South 89 degrees 36 minutes 25 seconds East 600.00 feet on said South line to the TRUE POINT OF BEGINNING, containing 10.00 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 28th day of March 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 April 19th, 2007 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on April 19th, 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 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 23rd day of Ma  
y 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 23rd day of May 2007.

Shari Perry

/s/ Shari Perry  
County Clerk