

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

RESOLUTION NO. 07-039

A RESOLUTION DENYING REZONING APPLICATION #0704-740 (HASTY) TO REZONE APPROXIMATELY 5.00 ACRES FROM "R-E" RESIDENTIAL ESTATE ZONE TO "I-1" LIGHT INDUSTRIAL ZONE

WHEREAS, Franklin County, Kansas is a county municipal government, organized pursuant to K.S.A. 19-101; and

WHEREAS, The Franklin County Board of County Commissioners did adopt Resolution # 23-91 creating the Franklin County Planning Commission as provided in K.S.A. 12-744; and

WHEREAS, the Franklin County Planning Commission did publish notice on April 27th, 2007, that a public hearing would be held to consider Rezoning application #0704-740 (Hasty) as required by K.S.A. 12-757 and Article 17, Section 17-3.01 of the Franklin County Zoning Regulations; and

WHEREAS, the Planning Commission did on May 17th, 2007 hold a public hearing for the consideration of Rezoning Application #0704-740 (Hasty) to rezone 5.00 from "R-E" Residential Estate Zone to "I-1" Light Industrial Zone; and

WHEREAS, the Planning Commission, after reviewing and considering all reports and testimonies did by a majority vote of those present, deny said Rezoning Application based on certain findings; and

WHEREAS, the Board of County Commissioners of Franklin County, after duly reviewing the recommendation of the Planning Commission together with all public comments for and against said Rezoning Application finds:

- A. That the rezoning from "R-E" to "I-1" would not be in conformance with the County Comprehensive Plan;
- B. That the rezoning from "R-E" to "I-1" would not be consistent with the residential character of the surrounding community;
- C. That the rezoning from "R-E" to "I-1" would not be compatible with adjoining properties;
- D. That the rezoning from "R-E" to "I-1" would unduly impact or overburden the County roads,
- E. That the rezoning from "R-E" to "I-1" would not be in the public interest and would not promote the health, safety, and general welfare of the citizens of Franklin County.

NOW, THEREFORE, Be It Resolved, that the Franklin County Board of County Commissioners does hereby deny Rezoning Application #0704-740 (Hasty) to rezone 5.00 acres from "R-E" Residential Estate Zone to "I-1" Light Industrial Zone.

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 6th day of June 2007. This action shall become effective upon publication in the official county newspaper.

/s/ Karen S Farrell  
Karen S. Farrell

/s/ John E Taylor  
John E. Taylor

Commissioner District 1

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

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

Received and recorded this the 6th day of June 2007.

Shari Perry

Commissioner District 2

Voted "no"  
Donald C. Hay  
Commissioner District 4

/s/ Shari Perry

County Clerk