

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

RESOLUTION NO. 07- 043

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 Dora Ann Lingo, 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:

A tract of land in the East Fractional Half of the Northwest Quarter of Section 30, Township 16 South, Range 19 East of the Sixth P.M., being more particularly described as follows: Commencing at the Southwest Corner of the Northwest Fractional Quarter of said Section 30; THENCE North 88 degrees 44 minutes 54 seconds East 1705.48 feet on the South line of the Northwest Fractional Quarter of said Section 30 to the West line of the Ottawa Indian Reservation and the True Point of Beginning being marked with a ½" iron bar; THENCE North 02 degrees 47 minutes 14 seconds West 660.25 feet on said West line of the Indian Reservation line, being marked with a ½" iron bar; THENCE North 88 degrees 44 minutes 54 seconds East 660.00 feet on a line parallel to the South line of said Quarter Section, said point falls in a pond; THENCE South 02 degrees 47 minutes 14 seconds East 660.25 feet to the South line of said Quarter Section being marked with a ½" iron bar; THENCE South 88 degrees 44 minutes 54 seconds West 660.00 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 27th day of April 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 May 17th, 2007 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on May 17th, 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 11th day of July 2007. This action shall become effective upon publication in the official county newspaper.

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

Absent  
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 11th day of July 2007.

Shari Perry

/s/ Shari Perry  
County Clerk