

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

RESOLUTION NO. 07- 057

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 Giles Harber, property owner of record, to rezone approximately 40.00 acres 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:

A tract of land being a part of Lot 5 in the West Half (W ½) of the Southwest Quarter (SW ¼) in Section 14, Township 17 South, Range 17 East of the 6th Principal Meridian Franklin County Kansas and more particularly described as follows: Beginning at the Southwest Corner of the Southwest Fractional Quarter of said Section 14; THENCE North 00 degrees 00 minutes 00 seconds East for a distance of 1349.34 feet along the West line of the Southwest Fractional Quarter of said Section 14; THENCE North 89 degrees 57 minutes 24 seconds East for a distance of 1299.96 feet to the East line of Lot 5 in the Southwest Fractional Quarter of said Section 14; THENCE South 00 degrees 03 minutes 02 seconds West for a distance of 1349.35 feet to the Southeast Corner of Lot 5 in the Southwest Fractional Quarter of said Section 14; THENCE South 89 degrees 57 minutes 24 seconds West for a distance of 1298.77 feet along the South line of the Southwest Fractional Quarter of said Section 14 to the Point of Beginning. Together with and subject to covenants, easements and restrictions of record. Said property contains 40.25 acres, more or less.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 25th day of July 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 August 16th, 2007 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on August 16th, 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 "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 5th day of September 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 5th day of September 2007.

Shari Perry

/s/ Shari Perry
County Clerk