

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

RESOLUTION NO. 07-062 __

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 Ellis Properties, property owner of record, to rezone approximately 3.00 acres from an A-1 (Agriculture) District to an R-3A (Single Family Residential Three Acre) District. The property described below lies outside any incorporated city and is described as follows:

Tract 1:

Commencing at the Southeast Corner of the Northeast Quarter (NE ¼) of Section 27, Township 17 South, Range 18 East, Franklin County Kansas; THENCE North along the East line of said Northeast Quarter (NE ¼) on an assumed bearing of North 00 degrees 25 minutes 20 seconds East 353.69 feet to the True Point of Beginning; THENCE South 88 degrees 39 minutes 28 seconds West along an existing fence 435.11 feet; THENCE North 00 degrees 25 minutes 20 seconds East 306.95 feet to a fence; THENCE South 89 degrees 38 minutes 10 seconds East along said fence 434.91 feet to the East line of said Northeast Quarter (NE ¼); THENCE South 00 degrees 25 minutes 20 seconds West 294.00 feet to the Point of Beginning. Said tract contains 3.00 acres, subject to all easements and restrictions of record.

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 "R-3A"

Single Family Residential Three Acre 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 3rd day of October 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

Absent
Donald R. Stottlemire
Commissioner District 5

Received and recorded this the 3rd day of October 2007.

Nicole Roecker

/s/ Nicole Roecker
Deputy County Clerk