

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

RESOLUTION NO. 06-013

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 Zoning Change from Jessie Herring, property owner of record, to rezone approximately 6.00 acres from an "A-1" Agriculture District to a "R-E" Residential Estate District. The property described below lies outside any incorporated city and is described as follows:

Beginning at a ½" rebar at the Southeast Corner of the Southwest Quarter of Section 17, Township 18 South, Range 19 East of the 6th Principal Meridian, Franklin County, Kansas; THENCE North 01 degrees 09 minutes 28 seconds West for a distance of 395.40 feet along the East line of said Southwest Quarter to a ½" rebar, said rebar being 2248.67 feet South of the Northeast Corner of said Southwest Quarter; THENCE South 88 degrees 48 minutes 51 seconds West for a distance of 661.01 feet parallel with the South line of said Southwest Quarter to a ½" rebar on the West line of the East Half of the East Half of said Southwest Quarter; THENCE South 01 degrees 09 minutes 40 seconds East for a distance of 395.40 feet along said West line to a ½" rebar at the Southwest Corner of the East Half of the East Half of said Southwest Quarter; THENCE North 88 degrees 48 minutes 51 seconds East for a distance of 660.98 feet along said South line to the POINT OF BEGINNING. Together with and subject to covenants, easements and restrictions of record. Said property contains 6.00 acre, more or less, in Franklin County, Kansas as shown on survey by Taylor Design Group, P.A. dated December, 2005.

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 December 2005, 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 January 19th, 2006 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on January 19th, 2006 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 a "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 13th day of February 2006. This action shall become effective upon publication in the official county newspaper.

/s/ Donald E. Waymire
Donald E. Waymire
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 13th day of February 2006.

/s/ Shari Perry
Shari Perry
County Clerk