

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

RESOLUTION NO. 06-026

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 East Kansas Land, Inc., property owner of record, to rezone approximately 3 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:

Commencing at a 5/8" rebar at the Northeast Corner of the Northeast Quarter of Section 35, Township 15 South, Range 20 East of the 6th Principal Meridian, Franklin County Kansas; THENCE North 90 degrees 00 minutes 00 seconds West for a distance of 2384.22 feet along the North line of said Section 35 to a 1/2" rebar, the POINT OF BEGINNING. THENCE South 00 degrees 05 minutes 13 seconds West for a distance of 435.60 feet to a 1/2" rebar; THENCE North 90 degrees 00 minutes 00 seconds West for a distance of 300.00 feet parallel with said North line to a 1/2" rebar; THENCE North 00 degrees 05 minutes 13 seconds East for a distance of 435.60 feet to a 1/2" rebar on said north line; THENCE South 90 degrees 00 minutes 00 seconds East for a distance of 300.00 feet to the POINT OF BEGINNING. Together with and subject to covenants, easements and restrictions of record. Said property contains 3.00 acres more or less, in Franklin County Kansas, as shown on survey by Taylor Design Group, P.A. dated March, 2006.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 22nd day of February 2006, 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 March 16th, 2006 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on March 16th, 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 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 12th day of April 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 12th day of April 2006.

/s/ Shari Perry  
Shari Perry  
County Clerk