

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

RESOLUTION NO. 06-050

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 Roy Spencer, property owner of record, to rezone approximately 8.47 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 Southwest Corner of the Southwest Quarter of Section 13, Township 18 South, Range 20 East of the 6th Principal Meridian, Franklin County, Kansas; THENCE North 01 degrees 44 minutes 23 seconds West for a distance of 472.00 feet along the West line of said Southwest Quarter to a ½" rebar; THENCE North 88 degrees 28 minutes 46 seconds East for a distance of 782.00 feet parallel with the South line of said Southwest Quarter to a ½" rebar; THENCE South 01 degrees 44 minutes 23 seconds East for a distance of 472.00 feet parallel with said West line to a ½" rebar on said South line; THENCE South 88 degrees 28 minutes 46 seconds West for a distance of 782.00 feet along said South line to the POINT OF BEGINNING. Together with and subject to covenants, easements and restrictions of record. Said property contains 8.47 acres, more or less, in Franklin County Kansas as shown on survey by Taylor Design Group, P.A. dated June, 2006.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 23rd day of May 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 June 15th, 2006 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on June 15th, 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 2nd day of August 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 2nd day of August 2006.

Shari Perry

/s/ Shari Perry
County Clerk