

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

RESOLUTION NO. 06-055

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 William McNish and Margaret Payne, property owners of record, to rezone approximately 7.23 acres from a C-2 (Highway Commercial) District to an I-1 (Light Industrial) District. The property described below lies outside any incorporated city and is described as follows:

A tract of land in the Southeast Quarter of Section 30, Township 16 South, Range 20 East of the Sixth P.M., Lying East of the Right of way of I-35 Highway in the South Half of the Southeast Quarter of said Section 30 being more particularly described as follows: Commencing at the Southeast Corner of said Southeast Quarter Section 30; THENCE North 01 degrees 27 minutes 24 seconds West 200.00 feet on said East line to the TRUE POINT OF BEGINNING; THENCE North 01 degrees 27 minutes 24 seconds West 1126.87 feet on said East line to the Northeast Corner of the South Half of the Northeast Quarter; THENCE South 88 degrees 33 minutes 15 seconds West 384.90 feet (Deed – Measured) to the East right of way of I-35 Highway; THENCE South 00 degrees 26 minutes 27 seconds East 114.56 feet (114.23' Deed) to an existing KDOT monument on said right of way; THENCE South 15 degrees 07 minutes 45 seconds East 1079.02 feet (1079.21' Deed) to an existing KDOT monument on said right of way; THENCE North 88 degrees 47 minutes 42 seconds East 80.78 feet; THENCE North 38 degrees 29 minutes 00 seconds East 47.21 feet; THENCE North 87 degrees 59 minutes 20 seconds East 20.80 feet to the POINT OF BEGINNING, containing 7.23 acres, more or less, all in Franklin County Kansas.

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 June 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 July 13th, 2006 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on July 13th, 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 "C-2" Highway Commercial District to a "I-1" Light Industrial 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 Aug ust 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