

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

RESOLUTION NO. 06-057

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 Joe Ferguson, property owner of record, to rezone approximately 10 acres from an A-1 (Agriculture) District to an 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 21, Township 17 South, Range 20 East of the Sixth Principal Meridian, in Franklin County, Kansas; THENCE North 00 degrees 00 minutes 00 seconds East for a distance of 763.00 feet along the West line of said Southwest Quarter to a ½" rebar; THENCE South 89 degrees 49 minutes 32 seconds East for a distance of 570.91 feet parallel with the South line of said Southwest Quarter to a ½" rebar; THENCE South 00 degrees 00 minutes 00 seconds West for a distance of 766.00 feet parallel with said West line to a ½" rebar on the South line of said Southwest Quarter; THENCE North 89 degrees 49 minutes 32 seconds West for a distance of 570.91 feet to the Point of Beginning; Subject to covenants, easements and restrictions of record. Said property contains 10.00 acres, more or less, in Franklin County Kansas, according to a survey prepared by Taylor Design Group, P.A. in August, 2006.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 19th 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 "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 23rd 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 23rd day of August 2006.

/s/ Shari Perry
Shari Perry
County Clerk