

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

RESOLUTION NO. 06-067

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 Denis and Kathryn Schlotzhauer, property owner of record, to rezone approximately 5 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:

Commencing at the Southeast Corner of the Southeast Quarter of Section 36, Township 15 South, Range 18 East of the Sixth P.M. being marked with an existing 2" aluminum Franklin County Cap; THENCE North 01 degrees 36 minutes 11 seconds West 1186.56 feet on the East line of the Southeast Quarter of said Section 36 to the Point of Beginning being marked with a ½" iron bar; THENCE North 73 degrees 06 minutes 17 seconds West 478.02 feet to a ½" iron bar; THENCE North 85 degrees 22 minutes 17 seconds West 297.45 feet to a ½" iron bar; THENCE North 01 degrees 36 minutes 11 seconds West 300.00 feet on a line parallel with the East line of said Southeast Quarter to a ½" iron bar; THENCE South 77 degrees 28 minutes 24 seconds East 394.58 feet to a ½" iron bar; THENCE South 85 degrees 44 minutes 22 seconds East 368.29 feet to the East line of said Southeast Quarter being marked with a ½" iron bar; THENCE South 01 degrees 36 minutes 11 seconds East 350.00 feet to the TRUE POINT OF BEGINNING, containing 5.00 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 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 8th day of November 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 8th day of November 2006.

Shari Perry

/s/ Shari Perry

County Clerk