

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

RESOLUTION NO. 06-073

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 Darrell L. Salsbury, property owner of record, to rezone approximately 54.91 acres from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

Tract 1:

Beginning at the Northeast Corner of the Northeast Quarter of Section 33, Township 15 South, Range 20 East of the Sixth P.M. Being marked with an existing ½" iron bar; THENCE South 01 degrees 49 minutes 37 seconds East 533.00 feet (Deed – Measured) on the East line of the Northeast Quarter to a ½" iron bar; THENCE South 88 degrees 17 minutes 54 seconds west 1808.21 feet Measured (1802.00 feet Deed) to a ½" iron bar; THENCE North 01 degrees 51 minutes 39 seconds West 533.00 feet (Deed – Measured) to the North line of the Northeast Quarter, said point is 843.00 feet East of the Northwest Corner of the Northeast Quarter of said Section 33 and being marked with a ½" iron bar; THENCE North 88 degrees 17 minutes 54 seconds East 1808.53 feet (1802.00 feet Deed) to the Point of Beginning, containing 22.13 acres, more or less, all in Franklin County, Kansas.

Tract 2:

Beginning at an existing ½" iron bar at the Northwest Corner of the Northeast Quarter of Section 33, Township 15 South, Range 20 East of the Sixth P.M.; THENCE North 88 degrees 17 minutes 54 seconds East 843.00 feet (Deed – Measured) on the North line of the Northeast Quarter to a ½" iron bar, said point is 1808.53 feet West of the Northeast Corner of the Northeast Quarter; THENCE South 01 degrees 51 minutes 39 seconds East 1694.00 feet (Deed – Measured) to a ½" iron bar; THENCE South 88 degrees 17 minutes 54 seconds West 843.00 feet on a line parallel with the North line of said Northeast Quarter of said Section 33 to the West line of the Northeast Quarter of said Section 33 being marked with a ½" iron bar; THENCE North 01 degrees 51 minutes 39 seconds West 1694.00 feet on said West line to the Point of Beginning, containing 32.78 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 25th day of October 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 November 16th, 2006 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on November 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 "A-2" Transitional Agriculture 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 6th day of December 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 6th day of December 2006.

Shari Perry

/s/ Shari Perry
County Clerk