

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

RESOLUTION NO. 05-10

**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 Zoning Change from Dodson Investments, Inc., property owner of record, to rezone approximately 5 acres from an "A-2" Transitional Agriculture District to a "R-E" Residential Estate District. The property described below lies outside any incorporated city and is described as follows:

New Tract:

A tract of land in the Southwest Quarter (SW) of the Northwest Quarter (NW) of Section 8, Township 17 South Range 20 East of the 6th P.M. being more particularly described as follows: Commencing at the Southwest Corner (SW) of the Northwest Quarter (NW) of said Section 8; THENCE North 00 degrees 40 minutes 02 seconds East for a distance of 621.10 feet on the West line of said Northwest Quarter (NW) to the TRUE POINT OF BEGINNING; THENCE North 00 degrees 40 minutes 02 seconds East for a distance of 466.70 feet; THENCE North 89 degrees 19 minutes 58 seconds East for a distance of 466.70 feet; THENCE South 00 degrees 40 minutes 02 seconds West for a distance of 466.70 feet on a parallel to the West line of the Northwest Quarter (NW); THENCE North 89 degrees 19 minutes 58 seconds West for a distance of 466.70 feet to the 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 12th day of November 2004, 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 December 16th, 2004 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on December 16th, 2004 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-2" Transitional Agriculture District to an "R-E" Residential 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 24th day of January 2005. This action shall become effective upon publication in the official county newspaper.

/s/ Donald E. Waymire /s/ John E. Taylor
Donald E. Waymire John E. Taylor
Commissioner District 1 Commissioner District 2
/s/ Roy C. Dunn /s/ Donald C. Hay
Commissioner District 3#9; Commissioner District 4

/s/ Donald R. Stottlemire
Donald R. Stottlemire
Commissioner District 5

Received and recorded this the 24th day of January 2005.

/s/ Shari Perry
Shari Perry
County Clerk