

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

RESOLUTION NO. 05-43

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 Warren & Lois Bruner, property owner of record, to rezone approximately 6.00 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:

Tract A:

Beginning at a ½" rebar at the Northeast Corner of the Southwest Fractional Quarter of Section 6, Township 18 South, Range 21 East of the 6th Principal Meridian, Franklin County, Kansas; THENCE South 89 degrees 16 minutes 11 seconds West for a distance of 815.16 feet along the North line of said Southwest Quarter to a ½" rebar, the POINT OF BEGINNING; THENCE South 01 degrees 03 minutes 26 seconds West for a distance of 411.79 feet parallel with the East line of said Southwest Quarter to a ½" rebar; THENCE South 89 degrees 16 minutes 11 seconds West for a distance of 635.00 feet parallel with said North line to a ½" rebar; THENCE North 01 degrees 03 minutes 26 seconds East for a distance of 411.79 feet parallel with said East line to a ½" rebar on said North line, said rebar being 701.02 feet East of the Northwest Corner of said Southwest Quarter; THENCE North 89 degrees 16 minutes 11 seconds East for a distance of 635.00 feet along said North line to the POINT OF BEGINNING. Together with and subject to covenants, easements and restrictions of record. Said property contains 6.00 acres more or less, Franklin County, Kansas, as shown on survey by Taylor Design Group, P.A. dated March 2005.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 28th day of January 2005, 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 February 17, 2005 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on February 17, 2005 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 tracts 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 2nd day of May 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

Roy C. Dunn Donald C. Hay

Commissioner District 3; Commissioner District 4

/s/ Donald R. Stottlemire

Donald R. Stottlemire

Commissioner District 5

Received and recorded this the 2nd day of May 2005.

/s/ Shari Perry

Shari Perry

County Clerk