

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

RESOLUTION NO. 05-106

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 Joyce Barkley, property owner of record, to rezone approximately 30 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:

The Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of Section 22, Township 15S, Range 18E, EXCEPT: Beginning at the Southwest corner (SW) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of Section 22; THENCE running North 20 rods; THENCE East 76 rods; THENCE South 3 rods; THENCE East 4 rods; THENCE South 17 rods; THENCE West to the PLACE OF BEGINNING, containing, after said exception, 30 acres, more or less.

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 August 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 September 15th, 2005 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on September 15th, 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 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 3rd day of October 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#9; Commissioner District 4

Absent

Donald R. Stottlemire

Commissioner District 5

Received and recorded this the 3rd day of October 2005.

/s/ Shari Perry

Shari Perry
County Clerk