

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

RESOLUTION NO. 05-115

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 Forna Flager, property owner of record, to rezone approximately 5.00 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:

Commencing at the Southwest Corner of the Northwest Quarter of Section 33, Township 16 South, Range 18 East of the Sixth P.M.; THENCE North 01 degrees 27 minutes 58 seconds West 530.34 feet on the West line of said Northwest Quarter to the TRUE POINT OF BEGINNING being marked with a ½" iron bar; THENCE continuing North 01 degrees 27 minutes 58 seconds West 400.00 feet on said West line to a ½" iron bar; THENCE North 88 degrees 32 minutes 02 seconds East 544.50 feet to a ½" iron bar; THENCE South 01 degrees 27 minutes 58 seconds East 400.00 feet on a line parallel with the West line of said Northwest Quarter to a ½" iron bar; THENCE South 88 degrees 32 minutes 02 seconds West 544.50 feet to the West line of said Northwest Quarter and 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 28th day of October 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 November 17th, 2005 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on November 17th, 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 5th day of December 2005. This action shall become effective upon publication in the official county newspaper.

/s/ Donald E. Waymire

Donald E. Waymire
Commissioner District 1

/s/ Roy C. Dunn

Roy C. Dunn

Commissioner District 3

/s/ Donald R. Stottlemire

Donald R. Stottlemire
Commissioner District 5

/s/ John E. Taylor

John E. Taylor
Commissioner District 2

/s/ Donald C. Hay

Donald C. Hay

Commissioner District 4

Received and recorded this the 5th day of December 2005.

/s/ Shari Perry

Shari Perry
County Clerk