

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 18- 40

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 Michael & Wanda McGinnis to rezone approximately 7.18 acres, described as Tract 1, from an A-2 (Transitional Agriculture) District to an R-E (Residential Estate) District and 51.14 acres, described as Tract 2, from an A-2 (Transitional Agriculture) District to an A-1 (Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

TRACT 1:

Commencing at the Northwest Corner of the Northeast Quarter of Section 5, Township 16 South, Range 19 East of the Sixth P.M.; THENCE North 89 degrees 48 minutes 03 seconds East 24.95 feet on the North line of said Northeast Quarter to the True Point of Beginning; THENCE North 89 degrees 48 minutes 03 seconds East 408.04 feet on said North line; THENCE South 00 degrees 11 minutes 57 seconds East 771.74 feet; THENCE North 88 degrees 45 minutes 56 seconds West 408.17 feet; THENCE North 00 degrees 11 minutes 57 seconds West 761.33 feet to the North line of said Northeast Quarter and the Point of Beginning, containing 7.18 acres, more or less, all in Franklin County Kansas.

TRACT 2:

A tract of land in Section 5, Township 16 South, Range 19 East of the 6th P.M. being more particularly described as follows: Beginning at the Northeast Corner of the Northwest Quarter of the Northeast Quarter; THENCE South 00 degrees 03 minutes 36 seconds East 585.38 feet (measured) (580.00 feet deed) on the East line of said Northwest Quarter of the Northeast Quarter; THENCE North 89 degrees 21 minutes 48 seconds West 442.45 feet; THENCE South 00 degrees 03 minutes 36 seconds East 208.71 feet; THENCE South 89 degrees 21 minutes 48 seconds East 442.45 feet to the East line of the Northwest Quarter of the Northeast Quarter; THENCE South 00 degrees 03 minutes 36 seconds East 274.96 feet to the Southeast Corner of the Northwest Quarter of the Northeast Quarter of said Section 5; THENCE North 89 degrees 50 minutes 06 seconds West 1329.06 feet to the Southwest Corner of said Northwest Quarter of the Northeast Quarter; THENCE North 89 degrees 55 minutes 26 seconds West 1166.48 feet on the South line of the Northeast Quarter of the Northwest Quarter of said Section 5; THENCE North 01 degrees 38 minutes 03 seconds East 1055.55 feet, to the North line of the Northeast Quarter of the Northwest Quarter; THENCE North 89 degrees 48 minutes 03 seconds East 1135.26 feet to the Northeast Corner of the Northwest Quarter of said Section 5; THENCE North 89 degrees 48 minutes 03 seconds East 24.95 feet; THENCE South 00 degrees 11 minutes 57 seconds East 761.53 feet; THENCE South 88 degrees 45 minutes 56 seconds East 408.17 feet; THENCE North 00 degrees 11 minutes 57 seconds West 771.74 feet to the North line of the Northwest Quarter of the Northeast Quarter of Section 5; THENCE North 89 degrees 48 minutes 03 seconds East 896.06 feet on said North line to the Point of Beginning, containing 51.14 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 September, 2018, 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 October 18th, 2018 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on October 18th, 2018 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 the rezoning of the above described tracts of land from an "A-2" Transitional Agriculture" Zoning District to an "R-E" Residential Estate Zoning District and from an "A-2" Transitional Agriculture" Zoning District to an "A-1" Agriculture Zoning 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 7th day of November, 2018. This action shall become effective upon publication in the official county newspaper.



Randall L. Renoud
Chairman



Janet Paddock
County Clerk

Received and recorded this the 7th day of November, 2018.



FILED FOR RECORD
TIME 11:05 A.M.

(Original compared with record)

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Book 287 Page 722
REGISTER OF DEEDS, FRANKLIN CO., KS
INSTRUMENT # 3848