

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

RESOLUTION NO. 18- 48

**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 Dwayne LaGalle requesting to rezone approximately 17.81 acres, described as Tract 1, from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District and to rezone approximately 32.013 acres, described as Tract 2, from an A-1 (Agriculture) Zoning District to an A-2 (Transitional Agriculture) Zoning District. The property described below lies outside any incorporated city and is described as follows:

TRACT 1:

Commencing at the Northwest Corner of Section 26, Township 17 South, Range 20 East of the 6th Principal Meridian, Franklin County, Kansas; THENCE South 00 degrees 05 minutes 57 seconds East along the West line of said Section 26 a distance of 1826.45 feet to the Point of Beginning; THENCE North 89 degrees 41 minutes 44 seconds East a distance of 317.76 feet; THENCE South 85 degrees 24 minutes 49 seconds East a distance of 529.83 feet; THENCE North 03 degrees 35 minutes 12 seconds East a distance of 480.15 feet; THENCE North 38 degrees 56 minutes 53 seconds East a distance of 58.12 feet; THENCE North 88 degrees 38 minutes 20 seconds East a distance of 291.13 feet; THENCE North 00 degrees 41 minutes 51 seconds East a distance of 215.84 feet; THENCE North 14 degrees 07 minutes 11 seconds East a distance of 132.52 feet; THENCE North 22 degrees 38 minutes 09 seconds East a distance of 212.91 feet to a point on the East line of the West Half of the West Half of Section 26; THENCE South 00 degrees 03 minutes 28 seconds East along the East line of the West Half of the West Half of said Section 26 a distance of 1455.43 feet; THENCE South 86 degrees 06 minutes 30 seconds West a distance of 189.36 feet; THENCE North 79 degrees 13 minutes 09 seconds West for a distance of 60.15 feet; THENCE North 69 degrees 18 minutes 15 seconds West for a distance of 645.48 feet; THENCE South 36 degrees 03 minutes 34 seconds West for a distance of 313.27 feet; THENCE South 38 degrees 34 minutes 13 seconds West for a distance of 178.07 feet; THENCE South 20 degrees 50 minutes 36 seconds West for a distance of 53.17 feet; THENCE South 02 degrees 51 minutes 09 seconds East for a distance of 62.71 feet; THENCE South 85 degrees 30 minutes 59 seconds West for a distance of 81.34 feet, to a point on the centerline of Oregon Road (as now exists); THENCE North 06 degrees 01 minutes 35 seconds West for a distance of 659.67 feet along said centerline to the West line of said Section 26; THENCE North 00 degrees 04 minutes 22 seconds West for a distance of 72.12 feet along said West line to the Point Of Beginning, containing 17.81 acres, more or less.

TRACT 2:

Commencing at a limestone 22"x7"x4" at the Southwest Corner of the North Half of the Southwest Quarter of Section 26, Township 17 South, Range 20 East of the 6th Principal Meridian, Franklin County, Kansas; THENCE North 00 degrees 04 minutes 22 seconds West for a distance of 1414.04 feet along the West line of said Southwest Quarter; THENCE North 85 degrees 30 minutes 59 seconds East a distance of 69.32 feet to the Point of Beginning; THENCE North 85 degrees 30 minutes 59 seconds East a distance of 81.34 feet; THENCE North 02 degrees 51 minutes 09 seconds West a distance of 62.71 feet; THENCE North 20 degrees 50 minutes 36 seconds East a distance of 53.17 feet; THENCE North 38 degrees 34 minutes 13 seconds East a distance of 178.07 feet; THENCE North 36 degrees 03 minutes 34 seconds East a distance of 313.27 feet; THENCE South 69 degrees 18 minutes 15 seconds East a distance of 645.48 feet; THENCE South 79 degrees 13 minutes 08 seconds East a distance of 60.15 feet; THENCE North 86 degrees 06 minutes 30 seconds East a distance of 189.36 feet; THENCE South 00 degrees 03 minutes 28 seconds East a distance of 481.33 feet; THENCE South 21 degrees 56 minutes 09 seconds East a distance of 175.60 feet; THENCE South 56 degrees 51 minutes 04 seconds West a distance of 78.09 feet; THENCE North 88 degrees 17 minutes 56 seconds West a distance of 107.13 feet; THENCE South 58 degrees 20 minutes 01 seconds West a distance of 86.16 feet; THENCE South 34 degrees 54 minutes 49 seconds West a distance of 98.32 feet; THENCE South 03 degrees 42 minutes 11 seconds West for a distance of 345.58 feet; THENCE South 71 degrees 25 minutes 49 seconds West a distance of 213.62 feet; THENCE North 89 degrees 20 minutes 27 seconds West, parallel to the South line of the North Half of the Southwest Quarter of Section 26 for a distance of 688.23 feet to a point on the Centerline of Oregon Road (as now exists); THENCE along a non tangent curve to the left having a radius of 537.27 feet and an arc length of 112.96 feet and a chord of North 04 degrees 30 minutes 18 seconds West for a distance of 112.94 feet; THENCE North 06 degrees 01 minutes 35 seconds West a distance of 821.87 feet along the aforementioned centerline of Oregon Road to the Point of Beginning containing 32.013 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, 2018, notice of public hearing for said Zoning Change Request; and

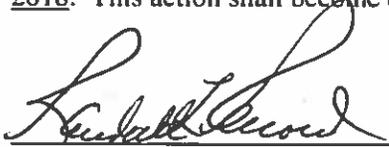
WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on September 20, 2018 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on September 20, 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-1" Agriculture District to an "R-E" Residential Estate District and from an "A-1" Agriculture District to an "A-2" Transitional Agriculture 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 26th day of December, 2018. This action shall become effective upon publication in the official county newspaper.



Randall L. Renoud
Chairman

Received and recorded this the 26th day of December, 2018.



Janet Paddock
County Clerk