

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 19- 07

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 from Dennis and Dionne Newton for a Rule Exception to reduce the Lot Length to Width Ratio as provided in Article 8, Section 8-1.01 of the County Subdivision Regulation and to rezone 3.00 acres, described as New Tract 1, from the A-2 (Transitional Agriculture) Zoning District to the R-3A (Single Family Residential Three Acre) Zoning District and rezoning approximately 19.49 acres, described as New Tract 2, from A-2 (Transitional Agriculture) Zoning District to the R-E (Residential Estate) Zoning District. The property described below lies outside any incorporated city and is described as follows:

NEW TRACT 1:

Beginning at the Northwest Corner of the Northeast Quarter of Section 19, Township 16 South, Range 21 East of the Sixth Principal Meridian; THENCE South 89 degrees 48 minutes 03 seconds East 171.00 feet along the North line of said Quarter Section; THENCE South 00 degrees 03 minutes 21 seconds West 765.00 feet; THENCE North 89 degrees 48 minutes 03 seconds West 171.00 feet to a point on the West line of said Quarter Section; THENCE North 00 degrees 03 minutes 21 seconds East 765.00 feet to the Point of Beginning, containing 3.00 acres, more or less, all in Franklin County Kansas.

NEW TRACT 2:

Commencing at the Northwest Corner of the Northeast Quarter of Section 19, Township 16 South, Range 21 East of the Sixth Principal Meridian; THENCE South 89 degrees 48 minutes 03 seconds East 171.00 feet along the North line of said Quarter Section to the True Point of Beginning; THENCE continuing South 89 degrees 48 minutes 03 seconds East 412.00 feet; THENCE South 00 degrees 47 minutes 47 seconds East 1646.96 feet; THENCE North 89 degrees 41 minutes 37 seconds West 607.50 feet to a point on the West line of said Quarter Section; THENCE North 00 degrees 03 minutes 21 seconds East 880.58 feet along said West line; THENCE South 89 degrees 48 minutes 03 seconds East 171.00 feet; THENCE North 00 degrees 03 minutes 21 seconds East 765.00 feet to the Point of Beginning, containing 19.49 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 January 24, 2019, notice of public hearing for said Rule Exception and Zoning Change Request; and

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on February 21, 2019 regarding said Rule Exception and Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on February 21, 2019 in regular session and by a unanimous vote of those members present, approved said Rule Exception and 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 Rule Exception and Zoning Change, find that the rule exception and 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 Rule Exception to reduce the Lot Length to Width Ratio as provided in Article 8, Section 8-1.01 of the County Subdivision Regulation and the rezoning of the above described tracts of land from an "A-2" Transitional Agriculture District to an "R-E" Residential Estate District and from an "A-2" Transitional Agriculture District to an "R-3A" Single Family Residential Three Acre 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 27th day of March, 2019. This action shall become effective upon publication in the official county newspaper.



Richard A. Howard
Chairman

Received and recorded this the 27th day of March, 2019.


Janet Paddock
County Clerk

FILED FOR RECORD
TIME 10:10 A.M.

MAR 29 2019
Book 289 Page 416 §
REGISTER OF DEEDS FRANKLIN CO., KS
INSTRUMENT # 917