



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 Elk Creek Capital, LLC to rezone approximately 1.24 acres, described as New Tract, from an R-E (Residential Estate) Zoning District to a C-2 (Highway Commercial) Zoning District. The property described below lies outside any incorporated city and is described as follows:

NEW TRACT:

A tract of land in the Northwest Quarter of Section 13, Township 18 South, Range 19 East of the 6th Principal Meridian, Franklin County, Kansas, described as follows by James Meis, PS 1533 on April 2, 2021:

Commencing at the Northwest corner of the Northwest Quarter of Section 13, Township 18 South, Range 19 East; Thence South 02 degrees 12 minutes 35 seconds East, along the West line of the Northwest Quarter, a distance of 330.83 feet; Thence North 87 degrees 47 minutes 07 seconds East, a distance of 117.32 feet to the East line of U.S. Highway 59 and the Point of Beginning, said point also being the Northwest corner of the tract described in Book 274, Pages 384-385; Thence continuing North 87 degrees 47 minutes 07 seconds East, along the North line of the tract described in Book 274, Pages 384-385, a distance of 303.12 feet; Thence South 02 degrees 12 minutes 53 seconds East, a distance of 179.23 feet; Thence South 87 degrees 47 minutes 07 seconds West, a distance of 300.00 feet to the East line of U.S. Highway 59; Thence on a non-tangent curve to the left, along the East line of U.S. Highway 59, having a radius of 2934.79 feet, an arc length of 31.12 feet, a chord bearing of North 01 degrees 21 minutes 40 seconds West and a chord length of 31.12 feet; Thence North 04 degrees 08 minutes 28 seconds West, along the East line of U.S. Highway 59, a distance of 115.73 feet; Thence North 01 degrees 39 minutes 53 seconds West, along the East line of U.S. Highway 59, a distance of 32.45 feet to the Point of Beginning. Said tract contains 1.241 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 April 24, 2021, notice of public hearing for said Zoning Change Request; and

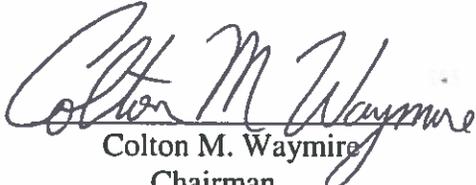
WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on May 20, 2021 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on May 20, 2021 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 tract of land from an "R-E" (Residential Estate) Zoning District to a "C-2" (Highway Commercial) 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 9th day of June, 2021. This action shall become effective upon publication in the official county newspaper.


Colton M. Waymire
Chairman

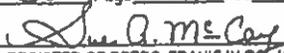
Received and recorded this the 9th day of June, 2021.




Janet Paddock
County Clerk

FILED FOR RECORD
TIME 2:40 P.M.

(Original compared with record)

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JUN 11 2021
Book 300 Page 54 Fee —

REGISTER OF DEEDS, FRANKLIN CO., KS
INSTRUMENT # 2719