



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 Cody Hendershot to rezone approximately 16.26 acres, described as New Tract A, from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District and to rezone approximately 28.43 acres, described as New Tract B, 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:

New Tract A:

A Tract In The Northwest Quarter of Section 33, Township 16 South, Range 18 East of the 6th P.M., Franklin County, Kansas as follows: Beginning at the Southwest Corner of said Northwest Quarter; THENCE North 88°08'04" East (Basis Of Bearings) on the South line of said Northwest Quarter for a distance of 1246.65 feet to the center of Kelsey Creek; THENCE North 04°10'40" West up the center of said creek for a distance of 44.53 feet; THENCE North 89°42'24" East up the center of said creek for a distance of 113.74 feet; THENCE North 02°02'52" West up the center of said creek for a distance of 270.06 feet; Thence North 03°39'32" East up the center of said creek for a distance of 121.95 feet; THENCE North 19°50'45" West up the center of said creek for a distance of 92.68 feet; THENCE South 88°32'08" West for a distance of 792.66 feet to the Southeast Corner of a previously surveyed and described tract as recorded as survey #2468 in the Franklin County Public Works Office and as Slide #2861 (Instrument #290) in the Franklin County Register Of Deeds Office; THENCE continuing South 88°32'08" West on the South line of said previously surveyed and described tract for a distance of 544.50 feet to the Southwest Corner of said previously surveyed and described tract, and the West line of said Northwest Quarter; THENCE South 01°27'58" East on said West line for a distance of 530.34 feet To The Point Of Beginning. Said tract contains 16.26 acres inclusive of road right of way easement along the West side thereof.

New Tract B:

A Tract in The Northwest Quarter of Section 33, Township 16 South, Range 18 East of the 6th P.M.. Franklin County, Kansas, and being more particularly described as follows: Commencing at the Southwest Corner of said Northwest Quarter; THENCE North 01°27'58" West (Basis Of Bearings) on the West line of said Northwest Quarter for 930.34 feet to the Northwest Corner of a previously surveyed and described tract in Survey #2468 in the Franklin County Public Works Office, said point being marked by a 1-1/2" iron pin with PS 1208 Id Cap and also Being The Point Of Beginning; THENCE North 88°32'08" East on the North line of said previously surveyed and described tract for 544.50 feet to the Northeast Corner of said previously surveyed and described tract being marked by a 1/2" iron pin with PS 1208 Id Cap; THENCE South 01°27'58" East on the East line of said surveyed and described tract for 400.00 feet to the Southeast Corner of said previously surveyed and described tract being marked by a 1/2" iron pin with PS 1208 Id Cap; THENCE North 88°32'08" East on an extension of the South line of said surveyed and described tract for 792.66 feet to the center of Kelsey Creek; THENCE North 19°50'45" West up the center of said creek for 93.16 feet; THENCE North 13°36'16" West up the center of said creek for 248.21 feet; THENCE North 31°56'57" West up the center of said creek for 276.92 feet; THENCE North 09°08'55" West up the center of said creek for 137.62 feet; THENCE North 37°05'11" West up the center of said creek for 200.47 feet; THENCE North 43°21'28" West up the center of said creek for 322.44 feet; THENCE North 56°13'13" West up the center of said creek for 277.01 feet; THENCE North 56°04'25" West up the center of said creek for 256.93 feet; THENCE North 51°53'27" West up the center of said creek for 186.89 feet; THENCE North 27°23'11" West up the center of said creek for 87.86 feet; THENCE North 72°05'24" West up the center of said creek for 85.98 feet; THENCE North 74°41'51" West up the center of said creek for 68.32 feet to the West line of said Northwest Quarter and being marked by a p-k nail in drill hole in concrete bridge; THENCE South 01°27'58" East on said West line for 1264.04 feet The Point Of Beginning.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the March 23, 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 April 15, 2021 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on April 15, 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.

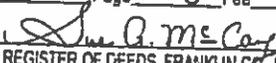
NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of County Commissioners does hereby approve the rezoning of the above described tracts of land from an "A-1" Agriculture District to an "R-E" Residential Estate District and from an "A-1" Agriculture District to an "A-2" Transitional Agriculture 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 30th day of June, 2021. This action shall become effective upon publication in the official county newspaper.


Colton M. Waymire
Chairman

(Original compared with record)

FILED FOR RECORD
TIME 8:25 am

Misc JUL 01 2021
Book 300 Page 278 Fee _____

REGISTER OF DEEDS, FRANKLIN CO., KS
INSTRUMENT # 3030

Received and recorded this the 30th day of June, 2021.




Janet Paddock
County Clerk