



Franklin
COUNTY KANSAS
— 1873 —

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 21- 47

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 Brandon Livingston to rezone approximately 28.63 acres, described as Tract 1, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

TRACT 1:

All that part of the Southeast Quarter of Section 23, Township 16 South, Range 20 East, Franklin County Kansas, described as follows: Beginning at the Southwest Corner of the Southeast Quarter of said Section 23; THENCE North 15°44'52" East along the center of existing creek, a distance of 341.84 feet; THENCE North 27°53'01" East, along the center of said creek, a distance of 420.00 feet; THENCE South 54°55'39" East along the center of said creek a distance of 414.00 feet; THENCE South 74°48'31" East along the center of said creek a distance of 409.19 feet; THENCE North 86°40'25" East along the center of said creek a distance of 332.85 feet; THENCE South 69°06'42" East along the center of said creek a distance of 251.39 feet; THENCE South 84°49'46" East along the center of said creek a distance of 256.55 feet; THENCE North 49°15'46" East along the center of said creek a distance of 81.12 feet; THENCE North 12°55'25" East along the center of said creek a distance of 122.21 feet; THENCE North 63°41'53" East along the center of said creek a distance of 218.77 feet; THENCE North 29°31'49" East along the center of said creek a distance of 128.63 feet; THENCE South 77°10'18" East along the center of said creek a distance of 158.50 feet; THENCE North 50°48'08" East along the center of said creek a distance of 159.60 feet; THENCE North 08°03'51" East along the center of said creek a distance of 169.09 feet; THENCE North 39°28'02" East along the center of said creek a distance of 58.55 feet; THENCE North 74°08'50" East along the center of said creek a distance of 122.01 feet to a point on the East line of said Southeast Quarter; THENCE South 00°27'43" East along said East line a distance of 954.61 feet to the Southeast Corner of the Southeast Quarter of said Section 23; THENCE North 89°59'33" West along the South line of said Southeast Quarter a distance of 2658.12 feet to the Point of Beginning containing 28.63 acres, more or less, subject to any part thereof in roads. Prepared by Jeff Luthro, RLS#1222, May 5th, 2021.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the September 25, 2021, notice of public hearing for said Zoning Change; and

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on October 21, 2021 regarding said Zoning Change; and

WHEREAS, the Franklin County Planning Commission, on October 21, 2021 in regular session and by a unanimous vote of those members present, approved said Zoning Change request based upon certain findings of fact with the condition that the applicant sign an affidavit restricting the allowable uses of the property, 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 1, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District, override the Planning Commission's condition that the applicant sign an affidavit restricting the allowable uses of the property 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 10th day of November, 2021. This action shall become effective upon publication in the official county newspaper.


Colton M. Waymire
Chair

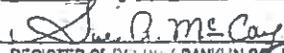
Received and recorded this the 10th day of November, 2021.




Janet Paddock
County Clerk

FILED FOR RECORD
TIME 9:30 am

nlisc
DEC 17 2021

Book 302 Page 632 Fee —

REGISTER OF DEEDS FRANKLIN CO., KS
INSTRUMENT # 5724

(Original compared with record)