



**Franklin**

COUNTY KANSAS

EST 1851

BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 22- 05

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 Darby Wiseman to rezone approximately 93.85 acres, described as Tract 1, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District and to rezone approximately 7.00 acres, described as Tract 2, from A-1 (Agriculture) District to an R-E (Residential Estate) District. The property described below lies outside any incorporated city and is described as follows:

**TRACT 1:**

A part of the Southeast Quarter of the Southwest Quarter of Section 19, Township 15 South, Range 21 East of the Sixth P.M. as follows legal by Bryon K. Cates PS 1208 dated 12/09/2021. Commencing at the Southeast Corner of the Southwest Quarter of Section 19, Township 15 South, Range 21 East of the Sixth P.M. all in Franklin County Kansas; THENCE South 88°09'32" West 537.63 feet on the South line of the Southeast Quarter of the Southwest Quarter of said Section 19, being the True Point of Beginning; THENCE continuing South 88°09'32" West 798.49 feet to the Southwest Corner of the Southeast Quarter of the Southwest Quarter; THENCE North 01°50'33" West 381.87 feet on the West line of said Southeast Quarter of the Southwest Quarter of said Section 19; THENCE North 88°09'32" East 798.49 feet; THENCE South 01°50'33" West 381.87 feet to the Point of Beginning containing 7.00 acres, more or less, all in Franklin County, Kansas.

**TRACT 2:**

A part of the Southeast Quarter of the Southwest Quarter of Section 19, Township 15 South, Range 21 East of the Sixth P.M. as follows legal by Bryon K. Cates PS 1208 dated 12/09/2021. Beginning at the Southeast Corner of the Southwest Quarter of Section 19, Township 15 South, Range 21 East of the Sixth P.M., all in Franklin County, Kansas; THENCE South 88°09'32" West 537.63 feet on the South line of the Southeast Quarter of the Southwest Quarter of said Section 19, being marked with a ½" iron bar; THENCE North 01°50'33" West 381.87 feet to a ½" iron bar; THENCE South 88°09'32" West 798.49 feet, to the West line of the Southeast Quarter of the Southwest Quarter, being marked with ½" iron bar; THENCE North 01°50'33" West 955.05 feet to the Northwest Corner of the Southeast Quarter of the Southwest Quarter of said Section 19, being marked with a ½" iron bar set by R. Selzer PE 7949; THENCE North 88°40'41" East 1338.23 feet to the Northeast Corner of the Southeast Quarter of the Southwest Quarter of said Section 19, being marked with a ½" iron bar; THENCE South 01°45'15" East 1324.80 feet to the Point of Beginning, containing 93.85 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 October 26, 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 November 18, 2021 regarding said Zoning Change; and

WHEREAS, the Franklin County Planning Commission, on November 18, 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 1, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District and described Tract 2, from A-1 (Agriculture) District to an R-E (Residential Estate) 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 February, 2022. This action shall become effective upon publication in the official county newspaper.

  
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Roy C. Dunn  
Chair

Received and recorded this the 9th day of February, 2022.

  
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Janet Paddock  
County Clerk



FILED FOR RECORD  
TIME 2:30 P.M.

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FEB 09 2022  
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REGISTER OF DEEDS, FRANKLIN CO., KS  
INSTRUMENT # 518