



Franklin
COUNTY KANSAS
1851

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 23-05

**A RESOLUTION DENYING SPECIAL USE PERMIT APPLICATION #2211-2009
(TOWER ASSOCIATES) TO ALLOW FOR THE CONSTRUCTION AND OPERATION
OF A 197-FOOT GUY WIRED METEOROLOGICAL EVALUATION TOWER (MET) IN
AN A-1 (AGRICULTURE) ZONING DISTRICT**

WHEREAS, Franklin County, Kansas is a county municipal government, organized pursuant to K.S.A. 19-101; and

WHEREAS, The Franklin County Board of County Commissioners did adopt Resolution # 23-91 creating the Franklin County Planning Commission as provided in K.S.A. 12-744; and

WHEREAS, the Franklin County Planning Commission did publish notice on December 24, 2022 that a public hearing would be held to consider Special Use Permit Application #2211-2009 (Tower Associates) as required by K.S.A. 12-757 and Article 23, Section 23-5.02 of the Franklin County Zoning Regulations; and

WHEREAS, the Planning Commission did on January 19, 2023 hold a public hearing for the consideration of Special Use Permit Application #2211-2009 (Tower Associates) to allow for the construction and operation of a 197-foot guy wired meteorological evaluation tower (MET) in an A-1 (Agriculture) Zoning District; and

WHEREAS, the Planning Commission, after reviewing and considering all reports and testimonies did, by a majority vote of those present, deny said Special Use Permit Application based on certain findings; and

WHEREAS, the Board of County Commissioners of Franklin County, after duly reviewing the recommendation of the Planning Commission together with all public comments for and against said Special Use Permit Application finds:

1. That the Special Use Permit is not consistent with the County Zoning Regulations.
2. That the Special Use Permit is not in conformance with and would further enhance the County Comprehensive Plan.
3. The Special Use Permit could overburden the County roads and other public services.
4. The Special Use Permit will unduly affect the character of the surrounding community.

- 5. The Special Use Permit could unduly impact property values of surrounding properties.
- 6. The subject property is not suitable for the proposed use.

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 8th day of February, 2023. This action shall become effective upon publication in the official county newspaper.


Colton M. Waymire
Vice Chair

Received and recorded this the 8th day of February, 2023.




Janet Paddock
County Clerk

FILED FOR RECORD
TIME 12:00 pm
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Dicki Hughes
Register of Deeds, Franklin County, Kan.
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