



Franklin
COUNTY KANSAS
EST. 1858

**BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, KANSAS**

RESOLUTION NO. 23- 13

**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 Megan Bowling to rezone approximately 5.125 acres, described as Tract 1, from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District and to rezone approximately 35.120 acres, described as Tract 2, 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:

PARENT DEED IN BK. 283 PG. 568

The NE/4 of the SE/4 of Sec. 9, Twp. 16, Rng. 19, containing 40 acres, more or less, Franklin County, Kansas.

TRACT 1: A tract of land located in a portion of the Northeast Quarter of the Southeast Quarter (NE/4 SE/4) of Section 9, Township 16 South, Range 19 East of the 6th P.M., Franklin County, Kansas, being more particularly described as written by William A. Booe, PS 1046, 1-19-2023: Beginning at the Southeast corner of the NE/4 SE/4; thence S 88°26'23" W, along the South line of the NE/4 of the SE/4, a distance of 477.44 feet; thence N 01°48'33" W, a distance of 467.58 feet; thence N 88°26'23" E, a distance of 477.44 feet to the East line of the NE/4 of the SE/4; thence S 01°48'33" E, along said East line, a distance of 467.58 feet to the Point of Beginning. Containing 5.125 acres, including those portions used for public road right-of-way purposes.

TRACT 2: The Northeast Quarter of the Southeast Quarter (NE/4 SE/4) of Section 9, Township 16 South, Range 19 East of the 6th P.M., Franklin County, Kansas, EXCEPT a tract being more particularly described as written by William A. Booe, PS 1046, 1-19-2023: Beginning at the Southeast corner of the NE/4 SE/4; thence S 88°26'23" W, along the South line of the NE/4 of the SE/4, a distance of 477.44 feet; thence N 01°48'33" W, a distance of 467.58 feet; thence N 88°26'23" E, a distance of 477.44 feet to the East line of the NE/4 of the SE/4; thence S 01°48'33" E, along said East line, a distance of 467.58 feet to the Point of Beginning. Containing 35.120 acres, including those portions used for public road right-of-way purposes.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the February 21, 2023, 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 March 16, 2023 regarding said Zoning Change; and

WHEREAS, the Franklin County Planning Commission, on March 16, 2023 in regular session and by a unanimous vote of those members present, recommended approval of 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 from the A-1, Agriculture District to the 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 5th day of April, 2023. This action shall become effective upon publication in the official county newspaper.



Ianne Dickinson
Chair

Received and recorded this the 5th day of April, 2023.



FILED FOR RECORD
04/05/2023 01:58 PM
YICKI HUGHES
REGISTER OF DEEDS
FRANKLIN COUNTY, KANSAS
INSTRUMENT # 2023-01101



Janet Paddock
County Clerk