

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

RESOLUTION NO. 12-11

A RESOLUTION DENYING REZONING APPLICATION #1109-1106 (MOUNDVIEW, LLC) TO
REZONE APPROXIMATELY 1.00 ACRE FROM "C-2" HIGHWAY COMMERCIAL ZONE TO "I-1"
LIGHT INDUSTRIAL ZONE

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 September 28th, 2011, that a public hearing would be held to consider Rezoning application #1109-1106 (Moundview, LLC) as required by K.S.A. 12-757 and Article 22, Section 22-5.02 of the Franklin County Zoning Regulations; and

WHEREAS, the Planning Commission did on March 15th, 2012 hold a public hearing for the consideration of Rezoning Application #1109-1106 (Moundview, LLC) to rezone 1.00 acre from "C-2" Highway Commercial Zone to "I-1" Light Industrial Zone; and

WHEREAS, the Planning Commission, after reviewing and considering all reports and testimonies did, by a majority vote of those present, deny said Rezoning 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 Rezoning Application finds:

- A. That the rezoning from "C-2" to "I-1" would not be in conformance with the County Comprehensive Plan;
- B. That the rezoning from "C-2" to "I-1" would not be consistent with the residential character of the surrounding community;
- C. That the rezoning from "C-2" to "I-1" would not be compatible with adjoining properties;
- D. That the rezoning from "C-2" to "I-1" would not be in the public interest and would not

promote the health, safety, and general welfare of the citizens of Franklin County.

NOW, THEREFORE, Be It Resolved, that the Franklin County Board of County Commissioners does hereby deny Rezoning Application #1109-1106 (Moundview, LLC) to rezone 1.00 acre from "C-2" Highway Commercial Zone to "I-1" Light Industrial Zone.

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 4th day of April 2012. This action shall become effective upon publication in the official county newspaper.

/s/ David J Hood
David J. Hood
Chairman

Received and recorded this the 4th day of April 2012.

/s/ Shari Perry
Shari Perry
County Clerk