

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

**RESOLUTION NO. 12-26**

A RESOLUTION OF THE FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS APPROVING AMENDMENTS TO FRANKLIN COUNTY ZONING REGULATIONS TO ARTICLE 11 HIGHWAY COMMERCIAL DISTRICT (C-2); SECTION 11-3 SPECIAL USES ADDING MINI STORAGE FACILITIES TO THE USES PERMITTED BY SPECIAL USE PERMIT TO THE FRANKLIN COUNTY ZONING REGULATIONS FOR THE UNINCORPORATED AREAS OF THE COUNTY AS PROVIDED BY K.S.A. 12-757

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 Board of County Commissioners did adopt the Zoning Regulations of Franklin County Kansas on August 14<sup>th</sup>, 2002 as provided in K.S.A. 12-747; and

WHEREAS, the Franklin County Planning Commission did publish notice on July 26<sup>th</sup>, 2012 that public hearing would be held to consider an amendment to the Zoning Regulations of Franklin County Kansas as required by K.S.A. 12-757; and

WHEREAS, the Planning Commission did on August 16<sup>th</sup>, 2012 hold a public hearing for the consideration of adopting said amendment to the Zoning Regulations as prescribed by K.S.A. 12-757; and

WHEREAS, the Franklin County Planning Commission did review in detail the amendments to Article 11 (Highway Commercial District; C-2) Section 11-3 (Special Uses) to include mini storage facilities to uses permitted by Special Use Permit; and

WHEREAS, the Franklin County Board of County Commissioners, after duly reviewing the recommendation of the Planning Commission and considering all written reports, public comments, Kansas Statutes regarding changes to Zoning Regulations and the applicable criteria from the factors set forth in the Golden Case, the County Commissioners, by majority of its membership, did find the following:

1. That the amendment to the County Zoning Regulations is in compliance with the Kansas Statutes; and
2. That the amendment to the County Zoning Regulations is consistent with the County Comprehensive Plan; and
3. That the amendment is consistent with the purpose and intent of the County Zoning Regulations; and
4. That the amendment is in the public interest and will further provide for the public health, safety and general welfare.

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of County Commissioners does hereby approve the adoption of an Amendment to the County Zoning Regulations as follows:

**ARTICLE 11  
HIGHWAY COMMERCIAL DISTRICT (C-2)  
SECTION 11-3      SPECIAL USES  
11-3.01**

.19    Mini Storage Facilities

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 5<sup>th</sup> day of September 2012. This action shall become in full force and effect upon publication in the official county newspaper.

/s/ David J Hood  
David J. Hood  
Chairman

Received and recorded this the 5<sup>th</sup> day of September 2012.

/s/ Shari Perry  
Shari Perry

County Clerk