

BOARD OF COUNTY COMMISSIONERS BOOK 277 PAGE 266
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 16- 07

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 Jeremy & Sherry Goodwin to rezone approximately 37.03 acres from an A-1 (Agriculture) Zoning District to an A-2 (Transitional Agriculture) Zoning District and to rezone approximately 3.01 acres from an A-1 (Agriculture) Zoning District to an R-3A (Single Family Residential Three Acre) Zoning District. The property described below lies outside any incorporated city and is described as follows:

Tract 1:

A tract of land being part of the Northeast Quarter of the Northeast Quarter of Section 28, Township 18 South, Range 21 East, Franklin County, Kansas described as:

Commencing at the Northeast Corner of the Northeast Quarter of said Northeast Quarter; THENCE South 89 degrees 54 minutes 18 seconds West along the North line of the Northeast Quarter of said Northeast Quarter 1326.31 feet to the Northwest Corner of the Northeast Quarter of said Northeast Quarter; THENCE South 00 degrees 09 minutes 51 seconds East along the West line of the Northeast Quarter of said Northeast Quarter 84.10 feet to the Point of Beginning; THENCE North 89 degrees 54 minutes 18 seconds East parallel with the North line of the Northeast Quarter of said Northeast Quarter 285.06 feet; THENCE South 01 degrees 21 minutes 20 seconds West 470.15 feet; THENCE South 89 degrees 54 minutes 18 seconds West parallel with the North line of the Northeast Quarter of said Northeast Quarter 272.59 feet to a point on the West line of the Northeast Quarter of said Northeast Quarter; THENCE North 00 degrees 09 minutes 51 seconds West along the West line of the Northeast Quarter of said Northeast Quarter, 470.00 feet to the Point of Beginning, containing 3.01 acres of land, more or less, and subject to the existing road right-of-way and encumbrances of record.

Tract 2:

A tract of land being part of the Northeast Quarter of the Northeast Quarter of Section 28, Township 18 South, Range 21 East, Franklin County, Kansas described as:

Beginning at the Northeast Corner of the Northeast Quarter of said Northeast Quarter; TEHNCE South 89 degrees 54 minutes 18 seconds West along the North line of the Northeast Quarter of said Northeast Quarter 1326.31 feet to the Northwest Corner of the Northeast Quarter of said Northeast Quarter; THENCE South 00 degrees 09 minutes 51 seconds East along the West line of the Northeast Quarter of said Northeast Quarter 84.10 feet; THENCE North 89 degrees 54 minutes 18 seconds East parallel with the North line of the Northeast Quarter of said Northeast Quarter 285.06 feet; THENCE South 01 degrees 21 minutes 20 seconds West 470.15 feet; THENCE South 89 degrees 54 minutes 18 seconds West parallel with the North line of the Northeast Quarter of said Northeast Quarter 272.59 feet to a point on the West line of the Northeast Quarter of said Northeast Quarter; THENCE South 00 degrees 09 minutes 51 seconds East along the West line of the Northeast Quarter of said Northeast Quarter 754.53 feet to the Southwest Corner of the Northeast Quarter of said Northeast Quarter; THENCE South 89 degrees 39 minutes 49 seconds East along the South line of the Northeast Quarter of said Northeast Quarter 1329.43 feet to the Southeast Corner of the Northeast Quarter of said Northeast Quarter; THENCE North 00 degrees 17 minutes 51 seconds West along the East line of the Northeast Quarter of said Northeast Quarter 1318.65 feet to the Point of Beginning, containing 37.03 acres of land, more or less, and subject to the existing road right-of-way and encumbrances of record.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 23rd day of February, 2016, notice of public hearing for said Zoning Change Request; and

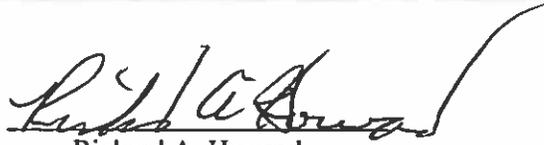
WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on March 17th, 2016 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on March 17th, 2016 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 of land from an "A-1" Agriculture District to an "A-2" Transitional Agriculture District and from an "A-1" Agriculture District to an "R-3A" Single Family Residential Three Acre 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 6th day of April, 2016. This action shall become effective upon publication in the official county newspaper.


Richard A. Howard
Chairman

Received and recorded this the 6th day of April, 2016.


Janet Paddock
County Clerk



FILED FOR RECORD
TIME 1:45 P.M.

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REGISTER OF DEEDS, FRANKLIN CO., KS
INSTRUMENT # 1018