

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

RESOLUTION NO. 11-15

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 Donald Stottlemire and Daryl Stottlemire to rezone approximately 31.59 acres, Tract A, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District and 40.00 acres, Tract B, from A-2 (Transitional Agriculture) District to an A-1 (Agriculture) District.

The properties described below lie outside any incorporated city and are described as follows:

Tract A:

Beginning at the existing ½” iron bar at the Northwest Corner of the Northeast Quarter of Section 14, Township 18 South, Range 18 East of the Sixth P.M.; THENCE North 88 degrees 18 minutes 16 seconds East 863.20 feet to an existing ½” iron bar and the Northwest Corner of Branson Downs, a subdivision in Franklin County Kansas; THENCE South 01 degrees 32 minutes 29 seconds East 1523.55 feet on the West line of said Branson Downs to a ½” iron bar; THENCE South 88 degrees 18 minutes 27 seconds West 897.65 feet to the East boundary of the Sac & Fox Lands being marked with a ½” iron bar; THENCE North 01 degrees 58 minutes 04 seconds West 1523.54 feet to an existing ½” iron bar at the Northwest Corner of Lot 1 in Section 14, Township 18 South, Range 18 East; THENCE North 88 degrees 18 minutes 16 seconds East 45.79 feet to the Point of Beginning containing 31.59 acres, more or less, all in Franklin County Kansas.

Tract B:

Commencing at a ½” rebar at the Northeast Corner of the Northeast Quarter of Section 14, Township 18 South, Range 18 East of the 6th Principal Meridian, Franklin County Kansas; THENCE South 01 degrees 48 minutes 29 seconds East for a distance of 1523.63 feet along the East line of said Northeast Quarter to a ½” rebar, the Point of Beginning; THENCE South 01 degrees 48 minutes 29 seconds East for a distance of 1132.78 feet to a ½” square bar at the Southeast Corner of said Northeast Quarter; THENCE South 87 degrees 56 minutes 07 seconds West for a distance of 1536.17 feet along the South line of said Northeast Quarter to a ½” rebar, said rebar being 1143.91 feet East of the Southwest Corner of Lot 2; THENCE North 01 degrees 48 minutes 29 seconds West for a distance of 1135.75 feet parallel with said East line to a ½” rebar; THENCE North 88 degrees 02 minutes 47 seconds East for a distance of 1536.15 feet to the Point of Beginning. Together with and subject to covenants, easement and restriction of record. Said property contains 40.00 acres, more or less, in Franklin County Kansas.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 18th day of February 2011, 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, 2011 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on March 17th, 2011 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 rezoning of the above described tract "A" from an "A-1" Agriculture District to an "A-2" Transitional Agriculture District and approve rezoning of the above described tract "B" from an "A-2" Transitional Agriculture District to an "A-1" Agriculture 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 2011. This action shall become effective upon publication in the official county newspaper.

/s/ Donald R. Stottlemire
Donald R. Stottlemire
Vice Chairman

Received and recorded this the 6th day of April 2011.

Shari Perry

/s/ Shari Perry

County Clerk