

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

RESOLUTION NO. 11- 26

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 Hal Ebeck to rezone approximately 24.76 acres from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

Tract A:

Those portions of the Northeast Quarter and Lot 9, all in Section 26, Township 17 South, Range 20 East of the Sixth Principal Meridian, Franklin County Kansas, lying north and west of Middle Creek, more particularly described as follows: Commencing at the Northwest Corner of the Northwest Quarter of Section 26, Township 17 South, Range 20 East of the Sixth Principal Meridian; THENCE South 89 degrees 34 minutes 53 seconds East along the North line of said Northwest Quarter a distance of 1315.41 feet to the Northwest Corner of the Northeast Quarter of said Northwest Quarter for a Point of Beginning; THENCE continuing South 89 degrees 34 minutes 53 seconds East along said North line a distance of 1315.41 feet to the Northeast Corner of said Northeast Quarter of the Northwest Quarter; THENCE continuing South 89 degrees 34 minutes 53 seconds East along the North line of Lot 9 of the aforementioned Section 26 a distance of 219.67 feet to the centerline of Middle Creek; THENCE South 13 degrees 57 minutes 34 seconds West along said centerline a distance of 276.07 feet; THENCE South 17 degrees 14 minutes 38 seconds West a distance of 173.25 feet; THENCE South 49 degrees 04 minutes 42 seconds West a distance of 198.46 feet; THENCE South 64 degrees 52 minutes 26 seconds West a distance of 463.81 feet; THENCE South 82 degrees 11 minutes 06 seconds West a distance of 226.40 feet; THENCE South 88 degrees 00 minutes 18 seconds West a distance of 367.85 feet; THENCE South 77 degrees 53 minutes 54 seconds West a distance of 151.91 feet; THENCE South 24 degrees 03 minutes 58 seconds West, all along the aforementioned centerline of Middle Creek, a distance of 259.09 feet to the West line of the aforementioned Northeast Quarter of the Northwest Quarter; THENCE North 00 degrees 03 minutes 28 seconds West a distance of 1083.52 feet to the Point of Beginning. Encompassing 1,078,490 square feet, or 24.76 acres, more or less including County road right-of-way.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 25th day of May 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 June 16th, 2011 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on June 16th, 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 of land from an "A-1" Agriculture District to an "A-2" Transitional 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 July 2011. This action shall become effective upon publication in the official county newspaper.

/s/ John E Taylor  
John E. Taylor  
Chairman

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

Shari Perry

/s/ Shari Perry

County Clerk