

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

RESOLUTION NO. 11-39

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 Eric and Tracy Jackson to rezone approximately 3.00 acres, Tract A, from an A-2 (Transitional Agriculture) District to an R-3A (Single Family Residential Three Acre) District and 17.37 acres, Tract B, from an A-2 (Transitional Agriculture) District to an R-E (Residential Estate). The properties described below lie outside any incorporated city and are described as follows:

Tract A:

Commencing at the ½" iron bar with aluminum Franklin County cap at the Northeast Corner of the Southeast Quarter of Section 2, Township 18 South, Range 18 East of the Sixth P.M., Franklin County Kansas; THENCE South 00 degrees 07 minutes 05 seconds West 225.00 feet along the East line of said Southeast Quarter to the Point of Beginning; THENCE South 89 degrees 46 minutes 03 seconds West 150.00 feet to a ½" iron bar; THENCE North 00 degrees 07 minutes 05 seconds East 50.00 feet to a ½" iron bar; THENCE South 89 degrees 46 minutes 03 seconds West 325.25 feet to a ½" iron bar; THENCE South 00 degrees 07 minutes 05 seconds West 370.00 feet to a ½" iron bar; THENCE North 89 degrees 46 minutes 03 seconds East 262.25 feet to a ½" iron bar; THENCE North 00 degrees 07 minutes 05 seconds East 175.00 feet to a ½" iron bar; THENCE North 89 degrees 46 minutes 03 seconds East 213.00 feet to a point on the East line of the Southeast Quarter of Section 2; THENCE North 00 degrees 07 minutes 05 seconds East 145.00 feet to the Point of Beginning, containing 3.00 acres more or less all in Franklin County Kansas.

Tract B:

Commencing at a ½" iron bar with aluminum Franklin County cap at the Northeast Corner of the Southeast Quarter of Section 2, Township 18 South, Range 18 East of the Sixth P.M., Franklin County Kansas; THENCE South 00 degrees 07 minutes 05 seconds West 545.00 feet along the East line of said Southeast Quarter to the Point of Beginning; THENCE South 89 degrees 48 minutes 03 seconds West 475.25 feet to a ½" iron bar; THENCE North 00 degrees 07 minutes 05 seconds East 370.00 feet to a ½" iron bar; THENCE North 89 degrees 46 minutes 03 seconds East 21.25 feet to a ½" iron bar; THENCE North 00 degrees 07 minutes 05 seconds East 175.00 feet to a ½" iron bar on the North line of the Southeast Quarter; THENCE South 89 degrees 46 minutes 03 seconds West 608.44 feet to a ½" iron bar said point being 266.00 feet East of the Northwest Corner of the Northeast Quarter of the Southeast Quarter; THENCE South 00 degrees 11 minutes 32 seconds West 992.90 feet to a ½" iron bar set on the South line of the North 3/8 of the East Half of the Southeast Quarter; THENCE North 89 degrees 46 minutes 03 seconds East 903.73 feet to a ½" iron bar; THENCE North 00 degrees 07 minutes 05 seconds East 270.00 feet to a ½" iron bar; THENCE North 89 degrees 44 minutes 58 seconds East 160.00 feet to the East line of the Southeast Quarter; THENCE North 00 degrees 07 minutes 05 seconds East 177.55 feet to the Point of Beginning, containing 17.37 acres, more or less, all 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 26th day of August 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 September 15th, 2011 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on September 15th, 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 tracts of land from an "A-2" Transitional Agriculture District to an "R-3A" Single Family Residential Three Acre District and from an "A-2" Transitional Agriculture District to an "R-E" Residential Estate 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 26th day of October 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 26th day of October 2011.

Shari Perry

/s/ Shari Perry

County Clerk