

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

RESOLUTION NO. 11-41

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 Eldon Turner to rezone approximately 3.00 acres, from an R-3A (Single Family Residential Three Acre) District to an R-E (Residential Estate) District and to rezone approximately 3.00 acres from an A-1 (Agriculture) District to an R-E (Residential Estate) District. The property described below lies outside any incorporated city and is described as follows:

New Tract:

Commencing at the Northwest Corner of the Southwest Quarter of Section 11, Township 17 South, Range 20 East of the 6th P.M.; THENCE on an assumed bearing of South 00 degrees 00 minutes 00 seconds West 683.16 feet to the True Point of Beginning, said point being on the West line of said Southwest Quarter and being on the Southwesterly right-of-way of the Missouri Pacific Railroad; THENCE continuing South 00 degrees 00 minutes 00 seconds West 665.26 feet along the West line of said Southwest Quarter; THENCE North 90 degrees 00 minutes 00 seconds East 786.25 feet to a point on said Southwesterly right-of-way of the Missouri Pacific Railroad; THENCE North 49 degrees 45 minutes 54 seconds West 1029.93 feet along said right-of-way to the Point of Beginning containing 6.00 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 23rd day of September 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 October 20th, 2011 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on October 20th, 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 "R-3A" Single Family Residential Three Acre District to an "R-E" Residential Estate 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 9th day of November 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 9th day of November 2011.

Shari Perry

/s/ Shari Perry

County Clerk