

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

RESOLUTION NO. 11-43

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 Randy Starr to rezone approximately 3.00 acres, Tract A, from an A-1 (Agriculture) District to an R-3A (Single Family Residential Three Acre) District and to rezone approximately 37.47 acres, Tract B, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District.

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

Tract A:

Beginning at the Northeast Corner of the Southeast Quarter of the Northwest Quarter of Section 9, Township 17 South, Range 20 East of the Sixth P.M.; THENCE South 01 degrees 23 minutes 30 seconds East 415.00 feet on the East line of the Northwest Quarter to a ½" iron bar; THENCE South 88 degrees 40 minutes 31 seconds West 315.00 feet to a ½" iron bar; THENCE North 01 degrees 23 minutes 30 seconds West 415.00 feet to a ½" iron bar on the North line of the Southeast Quarter of the Northwest Quarter; THENCE North 88 degrees 40 minutes 31 seconds East 315.00 feet to the Point of Beginning, containing 3.00 acres, more or less, all in Franklin County Kansas.

Tract B:

The Southeast Quarter of the Northwest Quarter of Section 9, Township 17 South, Range 20 East of the Sixth P.M.; EXCEPT the following: Beginning at the Northeast Corner of the Southeast Quarter of the Northwest Quarter of Section 9, Township 17 South, Range 20 East of the Sixth P.M.; THENCE South 01 degrees 23 minutes 30 seconds East 415.00 feet on the East line of the Northwest Quarter to a ½" iron bar; THENCE South 88 degrees 40 minutes 31 seconds West 315.00 feet to a ½" iron bar; THENCE North 01 degrees 23 minutes 30 seconds West 415.00 feet to a ½" iron bar on the North line of the Southeast Quarter of the Northwest Quarter; THENCE North 88 degrees 40 minutes 31 seconds East 315.00 feet to the Point of Beginning, containing 3.00 acres, more or less, after exception containing 37.47 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 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 "A-1" Agriculture District to an "R-3A" Single Family Residential Three Acre District and 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 16th 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 16th day of November 2011.

Shari Perry

/s/ Shari Perry
County Clerk