

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

RESOLUTION NO. 10-25

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 Denton Griest to rezone approximately 2.75 acres, described in Tract A, from an R-3A (Single Family Residential Three Acre) District to an R-E (Residential Estate) District and to rezone approximately 7.25 acres, described in Tract B, 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:

Tract A:

Beginning on a point at the Southwest Corner of Section 16, Township 17 South, Range 19 East of the 6th P.M. THENCE East along the South line of said Section 400 feet; THENCE North parallel to the West line of said Section 300 feet; THENCE West parallel to the South line of said Section 400 feet; THENCE South along the West line of said Section 300 feet to the Point of Beginning, containing 2.75 acres, more or less, Franklin County Kansas.

Tract B:

Commencing at a 5/8" rebar at the Southwest Corner of the Southwest Quarter of Section 16, Township 17 South, Range 19 East of the Sixth Principal Meridian, in Franklin County Kansas; THENCE North 87 degrees 44 minutes 58 seconds East for a distance of 400.00 feet along the South line of said Southwest Quarter; THENCE North 02 degrees 08 minutes 43 seconds West for a distance of 300.00 feet; THENCE South 87 degrees 44 minutes 58 seconds West for a distance of 400.00 feet to a point on the West line of said Southwest Quarter; THENCE North 02 degrees 08 minutes 43 seconds West for a distance of 360.00 feet along said West line to a 1/2" rebar; THENCE North 87 degrees 51 minutes 17 seconds East for a distance of 689.83 feet to a 1/2" rebar; THENCE South 04 degrees 03 minutes 50 seconds West for a distance of 452.35 feet to a 1/2" rebar; THENCE South 85 degrees 17 minutes 21 seconds East for a distance of 9.50 feet to a 1/2" rebar; THENCE South 07 degrees 29 minutes 27 seconds West for a distance of 217.11 feet to a 1/2" rebar on the South line of said Southwest Quarter; THENCE 87 degrees 44 minutes 58 seconds West for a distance of 214.00 feet along said South line to the Point of Beginning; Subject to covenants, easements and restrictions of record. Said property contains 7.25 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 29th day of April 2010, 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 May 20th, 2010 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on May 20th, 2010 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-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 9th day of June 2010.
This action shall become effective upon publication in the official county newspaper.

/s/ David J Hood
David J. Hood
Chairman

Received and recorded this the 9th day of June 2010.

Shari Perry
County Clerk

/s/ Shari Perry