

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

RESOLUTION NO. 17- 1

A RESOLUTION DENYING REZONING APPLICATION #1606-1406 (McCURDY) TO REZONE APPROXIMATELY 11.00 ACRES FROM "A-1" AGRICULTURE ZONING DISTRICT TO "R-E" RESIDENTIAL ESTATE ZONING DISTRICT

WHEREAS, Franklin County, Kansas is a county municipal government, organized pursuant to K.S.A. 19-101; and

WHEREAS, The Franklin County Board of County Commissioners did adopt Resolution # 23-91 creating the Franklin County Planning Commission as provided in K.S.A. 12-744; and

WHEREAS, the Franklin County Planning Commission did publish notice on June 21, 2016 that a public hearing would be held to consider zone change application #1606-1406 (McCurdy) as required by K.S.A. 12-757 and Article 23, Section 23-5.02 of the Franklin County Zoning Regulations; and

WHEREAS, the Planning Commission did on December 15<sup>th</sup>, 2016 hold a public hearing for the consideration of zone change #1606-1406 (McCurdy) to rezone approximately 11.00 acres from an "A-1" Agriculture District to an "R-E" Residential Estate District; and

WHEREAS, the Planning Commission, after reviewing and considering all reports and testimonies did, by a majority vote of those present, deny said Rezoning Application based on certain findings; and

WHEREAS, the Board of County Commissioners of Franklin County, after duly reviewing the recommendation of the Planning Commission together with all public comments for and against said Rezoning Application finds:

1. That the rezoning from "A-1" to "R-E" is not consistent with the County Zoning Regulations.
2. That the rezoning from "A-1" to "R-E" is not in conformance with and would not further enhance the County Comprehensive Plan.
3. That the rezoning from "A-1" to "R-E" will unduly affect the character of the surrounding community.
4. That the rezoning from "A-1" to "R-E" will impact property values of surrounding properties.

NOW, THEREFORE, Be It Resolved, that the Franklin County Board of County Commissioners does hereby deny Rezoning Application #1606-1406 (McCurdy) to rezone approximately 11.00 acres from an "A-1" Agriculture District to an "R-E" Residential Estate District.

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 4<sup>th</sup> day of January, 2017. This action shall become effective upon publication in the official county newspaper.



Richard A. Howard  
Chairman

Received and recorded this the 4<sup>th</sup> day of January, 2017.



Janet Paddock  
County Clerk