

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

RESOLUTION NO. 10-39

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 Tim Gates to rezone approximately 4.00 acres from an A-1 (Agriculture) District to an R-3A (Single Family Residential Three Acre) District. The property described below lies outside any incorporated city and is described as follows:

Tract A:

Commencing at the Southwest Corner of the Northeast Fractional Quarter of Section 22, Township 15 South, Range 19 East of the Sixth Principal Meridian, in Franklin County Kansas; THENCE North 89 degrees 58 minutes 22 seconds East 662.66 feet to the Point of Beginning; THENCE North 00 degrees 03 minutes 580 seconds East 773.36 feet; THENCE North 89 degrees 58 minutes 22 seconds East 273.38 feet; THENCE South 00 degrees 00 minutes 00 seconds West 773.36 feet; THENCE South 89 degrees 55 minutes 22 seconds West 273.75 feet to the Point of Beginning, containing 4.00 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 27th day of October 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 November 18th, 2010 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on November 18th, 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 tract of land 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 8th day of December 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 8th day of December 2010.

Shari Perry

/s/ Shari Perry

County Clerk