

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

RESOLUTION NO. 10-41

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 Donald and Kathy Williams to rezone approximately 5.74 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:

Tract A:

All that part of the Northeast Quarter of Section 22, Township 16 South, Range 20 East, Franklin County, Kansas, more particularly described as follows: Commencing at the Northeast corner of said Section 22; THENCE South 89 degrees 13 minutes 57 seconds West along the North line of said Quarter Section, 1326.51 feet to the Northeast corner of the West Half of the Northeast Quarter, said point being the True Point of Beginning; THENCE South 00 degrees 10 minutes 55 seconds East along the East line of said West Half 1000.00 feet; THENCE South 89 degrees 13 minutes 57 seconds West 250.00 feet; THENCE North 00 degrees 10 minutes 55 seconds West 1000.00 feet to the North line of said Quarter Section; THENCE North 89 degrees 13 minutes 57 seconds East along the North line of said Quarter Section 250.00 feet to the Point of Beginning. Containing 249,990 square feet or 5.74 acres, 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-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 15th 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 15th day of December 2010.

Shari Perry

/s/ Shari Perry

County Clerk