

BOARD OF COUNTY COMMISSIONERS  
OF  
FRANKLIN COUNTY, KANSAS

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RESOLUTION NO. 17- 13

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 Larry and Betty Shaffer to rezone approximately 44.50 acres, described as Tract 1, from an A-1 (Agriculture) Zoning District to an A-2 (Transitional Agriculture) Zoning District and to rezone approximately 9.6 acres, described as Tract 2, from an R-E (Residential Estate) Zoning District to an A-2 (Transitional Agriculture) Zoning District. The property described below lies outside any incorporated city and is described as follows:

New Tract 1:

Beginning at the Northwest Corner of the Southwest Quarter of Section 25, Township 17 South, Range 18 East; THENCE North 89 degrees 41 minutes 00 seconds East 366.77 feet along the North line of said Quarter Section to the True Point of Beginning; THENCE North 89 degrees 41 minutes 00 seconds East 1979.37 feet along the North line of said Quarter Section to a point on the West right-of-way line of Interstate Highway 35; THENCE Southwesterly along said right-of-way line as follows: South 43 degrees 00 minutes 32 seconds West 327.89 feet; THENCE South 45 degrees 41 minutes 27 seconds West 168.67 feet; THENCE South 47 degrees 50 minutes 30 seconds West 206.51 feet; THENCE South 32 degrees 46 minutes 20 seconds West 301.07 feet; THENCE South 50 degrees 17 minutes 17 seconds West 789.37 feet; THENCE, leaving said right-of-way line North 88 degrees 03 minutes 43 seconds West 1086.52 feet to a point on the West line of said Quarter Section; THENCE North 00 degrees 21 minutes 14 seconds East 623.51 feet along the West line of said Quarter Section; THENCE North 89 degrees 41 minutes 00 seconds East 395.35 feet along a line parallel to the North line of said Quarter Section; THENCE North 02 degrees 27 minutes 58 seconds West 580.85 feet to the Point of Beginning containing 44.50 acres, more or less, all in Franklin County Kansas.

New Tract 2:

The South Half of the Southwest Quarter lying North and West of Interstate Highway 35, less Highway right-of-way, in Section 25, Township 17 South, Range 18 East, Franklin County Kansas containing 9.6 calculated acres, more or less.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 21<sup>st</sup> day of February, 2017, 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 March 16<sup>th</sup>, 2017 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on March 16<sup>th</sup>, 2017 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 the rezoning of the above described tracts of land from an "A-1" Agriculture District to an "A-2" Transitional Agriculture District and from an "R-E" Residential Estate 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 5<sup>th</sup> day of April, 2017. This action shall become effective upon publication in the official county newspaper.

  
Colton M. Waymire  
Chairman

Received and recorded this the 5<sup>th</sup> day of April, 2017.



  
Janet Paddock  
County Clerk

FILED FOR RECORD  
TIME 11:55 A.M.

*MW* APR 05 2017  
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REGISTER OF DEEDS FRANKLIN CO., KS  
INSTRUMENT # 1077

(Original compared with record)