

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 09-36

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 Calvin Pearson to rezone approximately 5.00 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:

New Tract:

Commencing at the Southwest Corner of the Southwest Quarter of Section 5, Township 19 South, Range 20 East of the Sixth P.M., being marked with a ¾" iron bar; THENCE North 89 degrees 09 minutes 42 seconds East 1792.65 feet on the South line of the Southwest Quarter to a ½" iron bar and the True Point of Beginning; THENCE North 00 degrees 50 minutes 18 seconds West 200.00 feet to a ½" iron bar; THENCE South 89 degrees 09 minutes 42 seconds West 331.52 feet to a ½" iron bar; THENCE North 00 degrees 50 minutes 18 seconds West 250.00 feet to a ½" iron bar; THENCE North 89 degrees 09 minutes 42 seconds East 631.52 feet to a ½" iron bar; THENCE South 00 degrees 50 minutes 18 seconds East 450.00 feet to the South line of the Southwest Quarter, being marked with a ½" iron bar; THENCE South 89 degrees 09 minutes 42 seconds West 300.00 feet to the Point of Beginning containing 5.00 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 29th day of April 2009, 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 21st, 2009 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on May 21st, 2009 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 3rd day of June 2009.

This action shall become effective upon publication in the official county newspaper.

/s/ John E Taylor
John E. Taylor
Chairman

Received and recorded this the 3rd day of June 2009.

/s/ Shari Perry
Shari Perry
County Clerk