

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

RESOLUTION NO. 09-41

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 Norma Babbitt to rezone approximately 10.00 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:

Beginning at the Northwest Corner of the Northeast Quarter of Section 20, Township 15 South, Range 18 East of the Sixth P.M.; THENCE North 88 degrees 16 minutes 25 seconds East 660.00 feet to a ½” iron bar on the North line of the Northeast Quarter; THENCE South 01 degrees 48 minutes 11 seconds East 660.00 feet to a ½” iron bar; THENCE South 88 degrees 16 minutes 25 seconds West 660.00 feet to a ½” iron bar on the West line of the Northeast Quarter; THENCE North 01 degrees 48 minutes 11 seconds West 660.00 feet to the Point of Beginning, containing 10.00 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 28th day of July 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 August 20th, 2009 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on August 20th, 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 23rd day of September 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 23rd day of September 2009.

Shari Perry

/s/ Shari Perry

County Clerk