

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 17- 34

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 Louis Nakao to rezone approximately 40.40 acres, described as tract 1, from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District and to rezone approximately 0.65 acres, described as tract 2, from an R-E (Residential Estate) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

Tract 1:

The Northeast Quarter of the Northeast Quarter of Section 13, Township 16 South, Range 18 East of the 6th P.M., Franklin County Kansas being more particularly described as follows: Beginning at a 1" square headed bolt driven into sandstone ledge at the Northeast Corner of the Northeast Quarter of Section 13, Township 16 South, Range 18 East of the 6th P.M.; THENCE South 01 degrees 16 minutes 59 seconds West, along the East line of said Northeast Quarter, 1329.37 feet to a ½" rebar at the Southeast Corner of the Northeast Quarter of said Northeast Quarter; THENCE North 89 degrees 06 minutes 19 seconds West, 1323.62 feet to a ½" rebar at the Southwest Corner of the Northeast Quarter of said Northeast Quarter; THENCE North 01 degrees 11 minutes 13 seconds East 1327.77 feet to a ½" rebar at the Northwest Corner of the Northeast Quarter of said Northeast Quarter; THENCE South 89 degrees 10 minutes 24 seconds East, 1325.85 feet to the Point of Beginning, containing 40.40 acres, more or less, in Franklin County Kansas.

Tract 2:

That portion of the Northwest Quarter of the Northwest Quarter of Section 18, Township 16 South, Range 19 East, lying West of the right-of-way of Indiana Road.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the 23rd day of May, 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 June 15th, 2017 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on June 15th, 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 tract 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 26th day of July, 2017. This action shall become effective upon publication in the official county newspaper.



Colton M. Waymire
Chairman

Received and recorded this the 26th day of July, 2017.



Janet Paddock
County Clerk

FILED FOR RECORD
TIME 3:10 P.M.

msw. JUL 27 2017
Book 282 Page 649
REGISTER OF DEEDS, FRANKLIN CO., KS
INSTRUMENT # 2492

(Original compared with record)