

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

RESOLUTION NO. 08-10

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 Weldon Hirt, property owner of record, 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:

Tract 1:

A portion of the Southwest Quarter of Section 32, Township 15 South, Range 18 East of the Sixth Principal meridian, in Franklin County Kansas, being more particularly described as follows: Commencing at a ½" rebar at the Northwest Corner of the Southwest Quarter of Section 32, Township 15 South, Range 18 East of the Sixth Principal Meridian; THENCE North 87 degrees 54 minutes 47 seconds East along the North line of said Southwest Quarter for a distance of 20.00 feet to a ½" rebar at the Point of Beginning; THENCE continuing North 87 degrees 54 minutes 47 seconds East along said North line for a distance of 709.90 feet to a ½" rebar; THENCE South 02 degrees 26 minutes 34 seconds East for a distance of 306.81 feet to a ½" rebar; THENCE South 87 degrees 54 minutes 47 seconds West for a distance of 709.90 feet to a ½" rebar 20.00 feet East of the West line of said Southwest Quarter; THENCE North 02 degrees 26 minutes 34 seconds West for a distance of 306.81 feet to the Point of Beginning. Subject to covenants, easements and restrictions of record. Said property contains 5.00 acres more or less in Franklin County Kansas according to a survey by Taylor Design Group, P.A. dated January 2008.

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 October 2007, 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 December 20th, 2007 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on December 20th, 2007 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 9th day of April 2008.
This action shall become effective upon publication in the official county newspaper.

/s/ Karen S Farrell
Karen S. Farrell
Commissioner District 1

/s/ John E Taylor
John E. Taylor
Commissioner District 2

/s/ Roy C Dunn
Roy C. Dunn
Commissioner District 3

/s/ Donald C Hay
Donald C. Hay
Commissioner District 4

/s/ Donald R Stottlemire
Donald R. Stottlemire
Commissioner District 5

Received and recorded this the 9th day of April 2008.

Shari Perry

/s/ Shari Perry

County Clerk