

BOARD OF COUNTY COMMISSIONERS  
OF  
FRANKLIN COUNTY, KANSAS

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RESOLUTION NO. 17- 46

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 Bruce & Mary Baumgartner to rezone approximately 12.11 acres, described as New Tract, from an A-1 (Agriculture) Zoning District to an R-E (Residential Estate) Zoning District. The property described below lies outside any incorporated city and is described as follows:

**New Tract:**

Commencing at the Northeast Corner of the Northwest Quarter of Section 4, Township 17 South, Range 21 East of the 6<sup>th</sup> P.M.; THENCE North 89 Degrees 22 minutes 08 seconds West 730.11 feet on the North line of said Northwest Quarter to a ½" iron bar, and being the True Point of Beginning; THENCE South 00 degrees 14 minutes 14 seconds West 888.62 feet to a ½" iron bar; THENCE North 89 degrees 22 minutes 08 seconds West 593.59 feet to the West line of the East Half of the Northwest Quarter being marked with a ½" iron bar; THENCE North 00 degrees 14 minutes 14 seconds East 888.62 feet to the Northwest Corner of the East Half of said Northwest Quarter; THENCE South 89 degrees 22 minutes 08 seconds East 593.59 feet to the Point of Beginning containing 12.11 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 22<sup>nd</sup> day of August, 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 September 21<sup>st</sup>, 2017 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on September 21<sup>st</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 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 11<sup>th</sup> day of October, 2017. This action shall become effective upon publication in the official county newspaper.

  
Colton M. Wayne  
Chairman

Received and recorded this the 11<sup>th</sup> day of October, 2017.



  
Janet Paddock  
County Clerk

FILED FOR RECORD  
TIME 3:40 P.M.  
*MISC* OCT 12 2017  
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REGISTER OF DEEDS, FRANKLIN CO., KS  
INSTRUMENT # 3500

(Original compared with record)