

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

RESOLUTION NO. 08-035

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 Michael and Debra Carey to rezone approximately 4.91 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:

Commencing at the Northeast Corner of the Northeast Quarter of Section 23, Township 18 South, Range 20 East of the 6th P.M.; THENCE South 88 degrees 28 minutes 06 seconds West 400.00 feet to the True Point of Beginning; THENCE South 01 degrees 31 minutes 54 seconds East 494.00 feet; THENCE South 88 degrees 28 minutes 06 seconds West 79.20 feet; THENCE North 01 degrees 31 minutes 54 seconds West 494.00 feet to the North line of the Northeast Quarter; THENCE North 88 degrees 28 minutes 06 seconds East 79.20 feet to the Point of Beginning containing 0.90 acres, more or less, all in Franklin County Kansas.

Tract 2:

Commencing at the Northeast Corner of the Northeast Quarter of Section 23, Township 18 South, Range 20 East of the 6th P.M.; THENCE South 88 degrees 28 minutes 06 seconds West 945.84 feet to the True Point of Beginning; THENCE South 01 degrees 31 minutes 54 seconds East 250.00 feet; THENCE South 88 degrees 28 minutes 06 seconds West 703.41 feet; THENCE North 00 degrees 36 minutes 22 seconds East 250.17 feet to the North line of the Northeast Quarter; THENCE North 88 degrees 28 minutes 06 seconds East 694.08 feet to the Point of Beginning containing 4.01 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 30th day of May 2008, 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 19th, 2008 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on June 19th, 2008 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 July 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 July 2008.

Shari Perry

/s/ Shari Perry
County Clerk