

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

RESOLUTION NO. 08-037

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 John and James Rosacker to rezone approximately 12.69 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:

New Tract:

Commencing at a ½" rebar at the Northeast corner of the Northeast Quarter of Section 24, Township 18 South, Range 18 East of the 6th P.M., Franklin County Kansas; THENCE along the East line of said Northeast Quarter, South 00 degrees 10 minutes 57 seconds East, 989.96 feet to a ½" rebar, being the Point of Beginning; THENCE continuing along said East line, South 00 degrees 10 minutes 57 seconds East, 335.00 feet to a ½" rebar at the Southeast Corner of the Northeast Quarter of said Northeast Quarter; THENCE South 89 degrees 55 minutes 24 seconds West, 1338.29 feet to a ½" rebar at the Southwest Corner of the Northeast Quarter of said Northeast Quarter; THENCE along the West line of the Northeast Quarter of said Northeast Quarter, North 00 degrees 25 minutes 04 seconds West, 509.54 feet to a ½" rebar; THENCE North 89 degrees 55 minutes 24 seconds East, 460.37 feet to a ½" rebar; THENCE South 67 degrees 45 minutes 40 seconds East, 123.19 feet to a ½" rebar; THENCE South 39 degrees 23 minutes 36 seconds East, 165.15 feet to a ½" rebar; THENCE North 89 degrees 55 minutes 24 seconds East, 661.72 feet to the Point of Beginning. Together with and subject to covenants, easements and restrictions of record. Said property contains 12.69 acres, more or less, in Franklin County Kansas as shown on survey by Taylor Design Group, P. A. dated June, 2008.

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 23rd 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 23rd day of July 2008.

Shari Perry

/s/ Shari Perry
County Clerk