



To: Franklin County Board of County Commissioners
From: Pat Toth
Department: Planning & Building
Date: Wednesday, February 8, 2023

AGENDA ITEM NARRATIVE

Consider the approval of rezoning application #2212-2022 (Thompson) to rezone approximately 3.00 acres from the A-1, Agriculture District to the R-E, Residential Estate District.

BACKGROUND

The Planning Commission held a public hearing on January 19, 2023 to consider rezoning application #2212-2022 (Thompson).

After hearing Staff presentation, the Planning Commission did recommend approval of rezoning application #2212-2022 (Thompson) to rezone approximately 3.00 acres from the A-1, Agriculture District to the R-E, Residential Estate District. The Planning Department did not receive any comments for or against the rezoning request and no one appeared at the public hearing.

STAFF RECOMMENDATION

Staff recommends that the County Commissioners accept the Planning Commission's recommendation and adopt the attached resolution for the approval of rezoning application #2212-2022 (Thompson) to rezone approximately 3.00 acres from the A-1, Agriculture District to the R-E, Residential Estate District and to amend the Official County Zoning Map accordingly.

SPECIFIC ACTION REQUESTED

An Affirmative motion in support of this item would read as follows: "I make a motion to approve rezoning application #2212-2022 (Thompson) to rezone approximately 3.00 acres from the A-1, Agriculture District to the R-E, Residential Estate District and to amend the Official County Zoning Map accordingly".

ATTACHMENTS

Aerial Photos (5)
Survey
Resolution



Franklin
COUNTY KANSAS

EST. 1855

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 23-_____

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 Jeremi and Kelli Thompson to rezone approximately 3.00 acres, described as Conveyance Tract, from the A-1, Agriculture District to the R-E, Residential Estate District. The property described below lies outside any incorporated city and is described as follows:

Conveyance Tract:

All that part of the Southeast Quarter Section 5, Township 16 South, Range 21 East, Franklin County, Kansas as prepared by Jeff Luthro RLS#1222, November 17th, 2022, described as follows: Commencing at the Southeast Corner of the Southeast Quarter of said Section 5; Thence N2° 14'37"W along the East line of said Southeast Quarter a distance of 1237.50 feet; Thence S87° 45'23"W a distance of 264.00 feet to the Point of Beginning; Thence S87° 45'23"W a distance of 91.99 feet; Thence N2° 14'37"W parallel to the East line of said Southeast Quarter a distance of 1422.77 feet to a point on the North line of said Southeast Quarter; Thence N88° 05'46"E along said North line a distance of 91.99 feet; Thence S2° 14'37"E parallel the East line of said Southeast Quarter a distance of 1422.23 feet measured (1402.50' deed) to the Point of Beginning, containing 3.00 acres more or less.

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission has published in the official county newspaper on the December 24, 2022, notice of public hearing for said Zoning Change; and

WHEREAS, pursuant to K.S.A. 12-757(b), the Franklin County Planning Commission held a public hearing on January 19, 2023 regarding said Zoning Change; and

WHEREAS, the Franklin County Planning Commission, on January 19, 2023 in regular session and by a unanimous vote of those members present, recommended approval of 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 from the A-1, Agriculture

District to the 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 8th day of February, 2023. This action shall become effective upon publication in the official county newspaper.

Colton M. Waymire
Vice Chair

Received and recorded this the 8th day of February, 2023.

Janet Paddock
County Clerk