

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

RESOLUTION NO. 13-43

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 Judy Fabert to rezone approximately 150.00 acres from an A-1 (Agriculture) District to an A-2 (Transitional Agriculture) District. The property described below lies outside any incorporated city and is described as follows:

Tract 1:

The North Half of the Southwest Quarter of Section 25, Township 15 South, Range 19 East, containing 80 acres, more or less, all in Franklin County Kansas.

New Tract 2:

The East Half of the Southeast Quarter of Section 26, Township 15 South, Range 19 East, Franklin County, Kansas, except beginning at the Southwest Corner of the East Half of the Southeast Quarter of Section 26, Township 15 South, Range 19 East of the Sixth P.M>; THENCE North 01 degrees 35 minutes 00 seconds West 816.47 feet measured (825.00' deed) to a ½" iron bar in line with existing fence to the East; THENCE North 87 degrees 28 minutes 03 seconds East 451.48 feet measured (475.00' deed) to a ½" iron bar in line with an existing fence to the South; THENCE South 04 degrees 14 minutes 24 seconds East 822.66 feet measured (825.00' deed) to the South line of the Southeast Quarter of Section 26; THENCE South 88 degrees 09 minutes 43 seconds West 489.55 feet measured (475.00' deed) to the Point of Beginning, said exception containing 8.85 acres measured (9.00 acres deed). Said tract containing 71.00 acres after said exception, 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 19th day of June, 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 July 10th, 2008 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on July 10th, 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 "A-2" Transitional Agriculture 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 14th day of August, 2013. This action shall become effective upon publication in the official county newspaper.

/s/Colton M. Waymire
Colton M. Waymire
Vice Chairman

Received and recorded this the 14th day of August, 2013.

/s/Janet Paddock
Janet Paddock
County Clerk