

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

RESOLUTION NO. 13-44

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 Deborah Horne to rezone approximately 60.00 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:

New Tract 1:

Beginning at the existing limestone at the Northeast Corner of the Northeast Quarter of Section 31, Township 18 South, Range 20 East of the Sixth P.M.; THENCE South 00 degrees 09 minutes 55 seconds East 1951.16 feet on the East line of the Northeast Quarter, to a ½" rebar; THENCE North 86 degrees 56 minutes 45 seconds West 106.91 feet to a ½" rebar by an existing corner post; THENCE North 53 degrees 49 minutes 18 seconds West 1071.12 feet to a ½" rebar by an existing corner post; THENCE North 19 degrees 28 minutes 37 seconds West 269.51 feet to a ½" rebar by an existing corner post; THENCE North 01 degrees 33 minutes 55 seconds West 597.05 feet to a ½" rebar by an existing corner post; THENCE North 51 degrees 25 minutes 31 seconds East 39.16 feet to a ½" rebar by an existing corner post; THENCE South 88 degrees 50 minutes 59 seconds East 162.20 feet to a ½" rebar by an existing corner post; THENCE North 01 degrees 39 minutes 13 seconds West 443.22 feet to the North line of the Northeast Quarter of said Section 31; THENCE South 89 degrees 52 minutes 31 seconds East 891.90 feet to the Point of Beginning, containing 37.85 acres, more or less, all in Franklin County Kansas.

New Tract 2:

Commencing at the existing limestone at the Northeast Corner of the Northeast Quarter of Section 31, Township 18 South, Range 20 East of the Sixth P.M.; THENCE South 00 degrees 09 minutes 55 seconds East 1951.16 feet on the East line of the Northeast Quarter, to a ½" rebar, being the True Point of Beginning; THENCE South 00 degrees 09 minutes 55 seconds East 42.88 feet on the East line of the Northeast Quarter to a ½" rebar; THENCE North 89 degrees 49 minutes 17 seconds West 1332.62 feet to a ½" rebar; THENCE North 00 degrees 30 minutes 58 seconds East 1992.81 feet to the North line of the Northeast Quarter; THENCE South 89 degrees 52 minutes 31 seconds East 417.01 feet to a ½" rebar on the North line of said Northeast Quarter; THENCE South 01 degrees 39 minutes 13 seconds East 443.22 feet to a ½" rebar by an existing corner post; THENCE North 88 degrees 50 minutes 59 seconds West 162.20 feet to a ½" rebar by an existing corner post; THENCE South 51 degrees 25 minutes 31 seconds West 39.16 feet to a ½" rebar by an existing corner post; THENCE South 01 degrees 33 minutes 55 seconds East 597.05 feet to a ½" rebar by an existing corner post; THENCE South 19 degrees 28 minutes 37 seconds East 269.51 feet to a ½"

rebar by an existing corner post; THENCE South 53 degrees 49 minutes 18 seconds East 1071.12 feet to a ½” rebar by an existing corner post; THENCE South 86 degrees 56 minutes 45 seconds East 106.91 feet to the Point of Beginning; containing 22.59 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 27th day of June, 2013, 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 18th, 2013 regarding said Zoning Change Request; and

WHEREAS, the Franklin County Planning Commission, on July 18th, 2013 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