

## RESOLUTION 2025-07

A resolution of the Leavenworth County Kansas Board of Commissioners, authorizing a rezoning from RR-5 to RR-2.5 as defined by the Zoning and Subdivision Regulations of Leavenworth County, Kansas on the following described property:

**A tract of land in the Southwest Quarter of the Northwest Quarter of Section 35, Township 11 South, Range 21 East of the 6<sup>th</sup> P.M. described as follows: Commencing at the Southwest corner of the Northwest Quarter of Section 35, Township 11, Range 21; thence South 89 degrees 46'36" East (assumed) 676.72 feet to the point of beginning of this tract; thence North 00 degrees East 681.61 feet; thence South 89 degrees 46'36" West 197.03 feet to the point of beginning, in Leavenworth County, Kansas, less any part thereof taken or used for road purposes.**

**AND**

**East 1/2 of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 35 Township 11S Range 21 E of the 6th P.M. in Leavenworth County, Kansas less the following 2 tracts of land:**

**A tract of land in the Southwest Quarter of the Northwest Quarter of Section 35, Township 11 South, Range 21 East of the 6th P.M., described as follows: Commencing at the Southwest corner of the Northwest Quarter of Section 35, Township 11, Range 21; thence South 89° 46' 36" East (assumed) 676.72 feet to the point of beginning of this tract; thence North 00° East 681.61 feet; thence South 89° 46' 36" East 197.54 feet; thence South 00° 02' 34" West 681.61 feet; thence North 89°46' 36" West 197.03 feet to the point of beginning, in Leavenworth County, Kansas, less any part taken or used for road.**

**And (less): A tract of land in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 35, Township 11South, Range 21 East of the Sixth Principal Meridian and more particularly described as follows:**

**Beginning at the Southeast corner of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35; Thence S90°00'00" W, along the South line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35, a distance of 445.00 feet; Thence N00°10'50"W a distance of 490.00 feet; Thence N90°00'00"E, a distance of 445.00 feet to the East line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35; Thence S00°10'50"E along the East line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35, a distance of 490.00 feet to the point of beginning, all in Leavenworth County, Kansas. As shown on the Survey recorded August 30, 1985 in Survey Book 13 at Page #39**

**AND**

**A tract of land in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 35, Township 11South, Range 21 East of the Sixth Principal Meridian and more particularly described as follows:**

**Beginning at the Southeast corner of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35; Thence S90°00'00" W, along the South line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35, a distance of 445.00 feet; Thence N00°10'50"W a distance of 490.00 feet; Thence N90°00'00"E, a distance of 445.00 feet to the East line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35; Thence S00°10'50"E along the East line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of said Section 35, a distance of 490.00 feet to the point of beginning, all in Leavenworth County, Kansas. As shown on the Survey recorded August 30, 1985 in Survey Book 13 at Page #39**

**WHEREAS**, it is hereby found and determined that a request for a Rezoning as described above was filed with the Secretary of the Leavenworth County Planning Commission, on the 26<sup>th</sup> day of September, 2024, and

**WHEREAS**, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing for Case DEV-24-134 upon the granting of such request for a Rezoning on the 11<sup>th</sup> day of December, 2024; and

**WHEREAS**, it is hereby found that the Leavenworth County Planning Commission, based upon specific findings of fact incorporated by reference herein, did recommend that the Rezoning be approved; and

**WHEREAS**, the Board of County Commissioners considered, in session on the 30<sup>th</sup> day of December, 2024, the recommendation of the Leavenworth County Planning Commission and approved Resolution 2024-32; and

**WHEREAS**, after adoption of Resolution 2024-32 an error in part of the legal description was discovered; and

**WHEREAS**, the error did not affect the notice as required by law, and the Board of County Commissioners of Leavenworth County wishes to repeal Resolution 2024-32 to correct the error in the legal description contained therein; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Leavenworth County, Kansas, that:

1. Based upon the recommendation and findings of fact of the Leavenworth County Planning Commission and the findings of fact adopted by the Board of County Commissioners in regular session on the 30<sup>th</sup> day of December, 2024, and incorporated herein by reference, it is hereby resolved that request for rezoning as described above, also known as 00000, 20426 and 20500 Woodend Road, Parcel Identification Number 197-35-0-00-00-011, 197-35-0-00-00-011.01 and 197-35-0-00-00-011.05, is hereby granted.
2. The Planning and Zoning Department of Leavenworth County, Kansas is hereby ordered to and directed to cause such designations to be made on the official District Map of said County in its custody and to show property herein described to be now zoned RR-2.5. Said District Map previously incorporated by reference by Section 4 of the Zoning and Subdivision Regulations of the Leavenworth County, Kansas is hereby incorporated as part of the Zoning Resolution as amended.
3. All resolutions, including Resolution 2024-32, or parts thereof, in conflict herewith are hereby expressly repealed insofar as they conflict herewith.
4. This Resolution shall be in full force and effect from and after its adoption and publication in the Leavenworth Times.



Fran Keppler by Stephanie  
~~Janet Klasinski~~, Leavenworth County Clerk *JKP*  
Fran Keppler

Adopted this 5<sup>th</sup> day of February, 2025  
Board of County Commission  
Leavenworth, County, Kansas

*Mike Smith*  
Mike Smith, Chairman

*Jeff Culbertson*  
Jeff Culbertson, Member

*Vanessa Reid*  
Vanessa Reid, Member

*Willie Dove*  
Willie Dove, Member

*Mike Stieben*  
Mike Stieben, Member