

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, MARION COUNTY, ss:

Melvin Honeyfield, being first duly sworn, deposes and says: That he is the production manager of the Marion County Record, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Marion County, Kansas, with a general paid circulation on a weekly basis in Marion County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly newspaper published at least 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Marion in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the

25th day of January, 2012

with subsequent publications being made

on the following dates:

Melvin Honeyfield

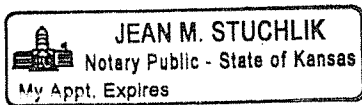
Subscribed and sworn to before me this

25th day of January, 2012

Jean M. Stuchlik
Notary Public, Marion County, Kansas

My appointment expires: 11-20-12

PUBLICATION FEE: \$168.75



(Seal)

(First published in the Marion County Record, Marion, Kansas, January 25, 2012)1t

RESOLUTION NO. 12-02

A RESOLUTION CONCERNING THE ADOPTION BY REFERENCE OF THE DECEMBER, 2011 EDITION OF THE MARION COUNTY SUBDIVISION REGULATIONS FOR OF MARION COUNTY, KANSAS. EXCEPT THOSE LANDS WITHIN THE INCORPORATED CITIES.

WHEREAS, the Marion County Planning Commission has prepared in book form the proposed December, 2011 Edition of the Marion County Subdivision Regulations for all of Marion County, Kansas, except those lands within the incorporated cities; and,

WHEREAS, the Marion County Planning Commission has conducted a public hearing on said proposed December, 2011 Edition of the Marion County Subdivision Regulations for all of Marion County, Kansas, except those lands within the incorporated cities on December 1, 2011; and,

WHEREAS, said public hearing was conducted pursuant to K.S.A. 12-741 et seq, as amended, following published notification; and,

WHEREAS, the Marion County Planning Commission has, by a majority vote of all its members, has recommended that the Governing Body of Marion County, Kansas, adopt said

5. Any provision of this Resolution which shall be declared invalid shall not affect the validity and authority of any other sections.

6. The previous Subdivision Regulations of Marion County, Kansas, and any previous resolutions or any parts of resolutions in conflict with this Resolution are hereby repealed.

7. All applications duly submitted prior to the effective date of this Resolution, with appropriate payment of all fees, and in the process of being considered by Marion County officials under the provisions of the Marion County Subdivision Regulations in effect prior to the effective date of this resolution, shall be considered and acted upon under the provisions of said previous Marion County Subdivision Regulations.

8. This Resolution shall be in full force and effect from and after its publication once in the official county newspaper.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS of Marion County, Kansas, this 17th day of January, 2012.

/s/ Dan Holub, Chairman, District 2

/s/ Randy Dallke, Commissioner, District 3

/s/ Roger Fleming, Commissioner, District 1

Attest:

/s/ Carol Maggard, County Clerk 18x

public hearing on said proposed December, 2011 Edition of the Marion County Subdivision Regulations for all of Marion County, Kansas, except those lands within the incorporated cities on December 1, 2011; and,

WHEREAS, said public hearing was conducted pursuant to K.S.A. 12-741 et seq, as amended, following published notification; and,

WHEREAS, the Marion County Planning Commission has, by a majority vote of all its members, has recommended that the Governing Body of Marion County, Kansas, adopt said December, 2011 Edition of the Marion County Subdivision Regulations for all of Marion County, Kansas, except those lands within the incorporated cities, as proposed;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, KANSAS, that:

1. The proposed December, 2011 Edition of the Marion County Subdivision Regulations for all of Marion County, Kansas, except those lands within the incorporated cities, with certain amendments made of record are hereby adopted pursuant to K.S.A. 12-741 et seq.
2. The said Marion County Subdivision Regulations for all of Marion County, Kansas, except those lands within the incorporated cities, were prepared in book form by the Marion County Planning Commission under the date of December, 2011, and the same is hereby declared to be approved and incorporated herein by reference as fully as if set out herein pursuant to K.S.A. 12-3301, as amended, and K.S.A. 12-3303 through 12-3305.
3. Not less than three (3) copies of the Marion County Subdivision Regulations shall be filed with the County Clerk marked "Official Copy as Incorporated by Resolution Number 12-02" and to which there shall be attached a published copy of this Resolution, said copies to be open for inspection and available to the public at all reasonable hours.
4. Any person or corporation who shall violate any of the provisions of these Regulations or fail to comply herewith, or with any of the requirements thereof; or who shall build or alter any building in violation of any detailed statement or plan submitted and approved hereunder shall be guilty of a misdemeanor and, upon conviction thereof, shall be liable to a fine of not more than five hundred dollars (\$500.00) and/or imprisonment for not more than six (6) months for each offense and each day such violation shall be permitted to exist shall constitute a separate offense. The owner of any building or premises or part thereof, where anything in violation of these Regulations shall be placed, or shall exist, and any architect, builder, contractor, agent, person, or corporation employed in connection therewith, and who assisted in the commission of any such violation, shall be guilty of a separate offense and upon conviction thereof