



**CITY OF MARSHALL  
AGENDA ITEM REPORT  
COUNCIL 11/14/23**

<b>Presenter:</b>	Ilya Gutman
<b>Meeting Date:</b>	Tuesday, November 14, 2023
<b>Category:</b>	PUBLIC HEARING
<b>Type:</b>	ACTION
<b>Subject:</b>	86-247 Landscaping, 86-1 Definitions, 82-1 Grass And Weeds On Private Property – Adoption of Ordinance
<b>Background Information:</b>	<p>This change adds a concept of pollinator gardens that has been recently approved by the Council. To be consistent with general structure of the Zoning Ordinance, the pollinator garden definition is added to Section 86-1 Definitions of the Zoning Ordinance. The proposed Ordinance treats vegetable, flower, and pollinator gardens in a similar manner, removing practically all limitations on their placements. To help alleviate neighbors’ concerns, a 5-ft. setback from property lines is required for all gardens.</p> <p>Changes to Section 82-1 are proposed as necessary to coordinate with other pollinator garden related sections.</p> <p>These changes were presented to the L&amp;O committee on 9/19/23 and were recommend for approval.</p> <p>The changes have been also presented at the Planning Commission regular meeting on 10/11/23. Planning Commission members had some concerns about the upkeep of the gardens, the type of flowers and vegetables that would be planted, and gardens invading additional areas. Planning Commission recommended limiting gardens in the front yard to 25 percent of the front yard area (the additional text to reflect this recommendation is highlighted in the proposed ordinance).</p> <p>The Ordinance Amending Section 86-247 Landscaping, 86-1 Definitions, and 82-1 Grass And Weeds On Private Property was introduced at the October 24, 2023, City Council meeting.</p>
<b>Fiscal Impact:</b>	None
<b>Alternative/ Variations:</b>	Adopt the Ordinance amending Section 82-1 Grass And Weeds On Private Property, Section 86-1 Definitions adding a pollinator garden definition, and Section 86-247 Landscaping without limitation on the garden size in the front yard.
<b>Recommendations:</b>	<p>Staff and Planning Commission recommend that the Council close the public hearing on the Ordinance Amending Section 86-247 Landscaping, 86-1 Definitions, and 82-1 Grass And Weeds On Private Property.</p> <p>Staff and Planning Commission recommend that the Council adopt Ordinance 23-022, which is the Ordinance Amending Section 82-1 Grass And Weeds On Private Property, Section 86-1 Definitions adding a pollinator garden definition, and Section 86-247 Landscaping, with an added limit of 25 percent of the front yard area permitted for gardens.</p>