

CONDITIONAL USE PERMIT
City of Marshall, Minnesota

WHEREAS, the Planning Commission of the City of Marshall has held a Public Hearing for a Conditional Use Permit for a daycare facility at the location described as:

State of Minnesota, County of Lyon, City of Marshall
501 South Whitney Street

and, in accordance with and pursuant to the provisions of Chapter 86 of the City Code of Ordinances related to zoning; and has written findings that the establishment, maintenance or conducting of the use for which the permit is sought will not under the circumstances be detrimental to the health, safety, morals, comfort, convenience or welfare of the persons residing or working in the area adjacent to the use, or to the public welfare, or injurious to property or improvements in the area adjacent to such use; and,

WHEREAS, the Planning Commission has designated certain conditions in the granting of such use permit.

NOW, THEREFORE Be It Resolved by the Common Council of the City of Marshall, Minnesota, that a Conditional Use Permit be granted to the Church of the Holy Redeemer (applicant) for a daycare facility in a R-1 One-Family Resident District on the premises described herein subject to the following conditions:

1. That the regulations, standards and requirements as set forth in the City Code and as pertains to the class of district in which such premises are located shall be conformed with.
2. That the City reserves the right to revoke the Conditional Use Permit in the event that any person has breached the conditions contained in this permit provided first, that the City serve the applicant with written notice specifying items of any default and allow the applicant a reasonable time in which to repair such default.
3. That the property is maintained to conform to the Housing Code, Zoning Code, Building Code, and not cause or create negative impacts to adjacent existing or future properties.
4. The use must be licensed by the State of Minnesota.
5. The use is limited to serving no more than the number of individuals permitted by State Licensing Agency.

ADOPTED May 25, 2021.

ATTEST:

Mayor

City Clerk

(SEAL)

File No. 1134

This Instrument Drafted By:
Jason R. Anderson, P.E.
Director of Public Works/Zoning Administrator

EXHIBIT A

All that part of the East Half of the Southeast Quarter of the Southeast Quarter of Section 4, Township 111 North, Range 41 West, City of Marshall, Lyon County, Minnesota described as follows:

Beginning at the Southwest corner of Lot 3, Block One, Van Uden's Third Addition, in said City of Marshall, as filed and recorded in the office of the County Recorder in and for said Lyon County; thence North 89 degrees 57 minutes 20 seconds West a distance of 590.91 feet; thence North 45 degrees 18 minutes 45 seconds West along the extended Northeasterly line of Lyon Street as shown on plat of Hobert's Addition 26.12 feet; thence North along the Eastern line of Hobert's Addition to the Southern Right of Way line of Jean Avenue; thence Easterly to the Western property line of Block 1, Van Udens Addition, thence; Southerly along West property line of Block 1, Van Udens Addition a distance of approximately 918 feet to the point of beginning, excluding Right of Way for Hill Street. Parcel 27-599-121-0 in the City of Marshall.