



CITY OF MARSHALL AGENDA ITEM REPORT

Meeting Date:	Tuesday, October 22, 2019
Category:	NEW BUSINESS
Type:	INFO/ACTION
Subject:	Request for Conditional Use Permit / Gun Range in A - Agricultural District
Background Information:	<p>The original MERIT Center master plan included a shooting range shown west of the driving track north of Erie Road. A recent change of Ordinance added gun ranges as conditional use permits to A-Agricultural districts. Accordingly, this is a request to consider a conditional use permit for a gun range within MERIT Center located in an A Agricultural district..</p> <p>The conditional use permit regulations are found in Section 86-46 https://library.municode.com/mn/marshall/codes/code_of_ordinances?nodeId=PTIICOOR_CH_86ZO_ARTIADEN_DIV2COUSPE_S86-46ISPU and the Standards for Hearing are found in Section 86-49. https://library.municode.com/mn/marshall/codes/code_of_ordinances?nodeId=PTIICOOR_CH_86ZO_ARTIADEN_DIV2COUSPE_S86-49STHE. An aerial photo and master plan are attached.</p> <p>At the October 9, 2019, Planning Commission meeting, after a public hearing, a motion was made by Fox, seconded by Steen, to recommend approval to City Council as recommended by city staff. All voted in favor.</p>
Fiscal Impact:	None known.
Alternative/Variations:	None recommended.
Recommendations:	<p>that the Council approve the request for a Conditional Use Permit to have an outdoor gun range in an A – Agricultural District with the following conditions:</p> <ol style="list-style-type: none"> 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 that the City serve the person 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 Zoning Code and not cause or create negative impacts to adjacent existing or future properties. 4. That the gun range complies with NRA safety rules and clearances.