

VARIANCE ADJUSTMENT PERMIT
City of Marshall, Minnesota

WHEREAS, The Planning Commission of the City of Marshall has held a Public Hearing on July 8, 2026 for a Variance Adjustment Permit for a reduced side yard for new structure at the location described as:

**Lot 1, Block 2, Heartland-Courthouse Addition to the City of Marshall, Lyon County, Minnesota
City of Marshall, County of Lyon, State of Minnesota
112 South 6th Street**

and; in accordance with and pursuant to the provisions Chapter 86 of 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 unanimously recommended to the City Council approving the Variance Adjustment Permit

NOW THEREFORE, that the City Council of the City of Marshall hereby approves the request for a Variance Adjustment Permit to reduce a side yard for a new structure from required ten feet to five feet with all of the standard Ordinance conditions as follows:

- 1) Pursuant to Marshall Code Article 86-II, Division 86-II-1, Section 86-29, no application for a condition modification shall be considered by the planning commission or council for at least one-year from the date of a Variance Adjustment Permit approval or from when circumstance sufficiently change to justify a review.
- 2) The owner shall maintain the property to conform with the Zoning Ordinance, Building Code, and not cause or create negative impacts to existing or future properties adjacent thereto.
- 3) The owner shall obtain all relevant and required permits prior to beginning any work and shall meet all applicable codes.
- 4) The City reserves the right to revoke the variance if the applicant, or if the ownership of the property has changed, then the current owner, has breached the conditions contained in this permit provided first, however, that the City serve the applicant with written notice specifying items of any such default and thereafter allow the applicant a reasonable time in which to cure any such default.

ADOPTED: July 14, 2026

ATTEST:

Mayor

City Clerk

(SEAL)

This Instrument Drafted By:
Jason R. Anderson, P.E.
City Engineer/Zoning Administrator
File No. 1181
344 West Main Street
Marshall MN 56258