

VARIANCE ADJUSTMENT PERMIT

City of Marshall, Minnesota

WHEREAS, The Planning Commission of the City of Marshall has held a Public Hearing for a Variance Adjustment Permit to have a reduced side yard and reduced parking on the premises described as:

EXHIBIT A

City of Marshall, County of Lyon, State of Minnesota

1213 East College Drive

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 designated certain conditions in the granting of such permit.

NOW THEREFORE, be it resolved by the Common Council of the City of Marshall, Minnesota, that a Variance Adjustment Permit be granted to Levi Bond / Iron Horse Development to have a 5 feet side yard, in lieu of required 10 feet and parking reduced to 27 spaces in lieu of required 33 spaces 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 Variance Adjustment Permit in the event that any person has breached the conditions contained in this permit provided first, that the City serve the person with written notice specifying items of any default and allow the applicant a reasonable time in which to cure any such default.
- 3) That the conditions contained in this permit shall be binding upon the successors and assigns of the applicant.

ADOPTED: November 22, 2022.

ATTEST:

Mayor

City Clerk

(SEAL)

This Instrument Drafted By:
Jason R. Anderson, P.E.
City Engineer/Zoning Administrator
File No. 1154

EXHIBIT A

All that part of the Northwest Quarter of Section Three (3) in Township One Hundred Eleven (111) North, Range Forty-one (41) West of the Fifth Principal Meridian described as follow, to wit:
Beginning at a point 1,216 feet due East from the Southwest corner of the Northwest Quarter of Section Three (3), Township One Hundred Eleven (111) Range Forty-one (41), and running thence East eight (8) rods; thence North at Right angles twenty (20) rods; thence West at right angles eight (8) rods; and thence South at right angles twenty (20) rods to the place of beginning