ORDINANCE NO. 17-15
ORDINANCE AMENDING THE MARION CODE OF ORDINANCES REGARDING A REQUEST TO REZONE PROPERTY LOCATED WEST AND EAST OF 44TH STREET AND SOUTH OF 3RD AVENUE IN MARION, LINN COUNTY, IOWA, FROM LINN COUNTY A AND A-1, RURAL RESTRICTED TO I-2, GENERAL INDUSTRIAL, (CITY OF MARION). SECOND CONSIDERATION.

WHEREAS, the City of Marion, applicant, has made application to rezone property from Linn County A and A-1, Rural Restricted to I-2, General Industrial, for property located west and east of 44th Street and south of 3rd Avenue in Marion, Linn County, Linn County, Iowa, more particularly described as follows:

REZONING LINN COUNTY A AND A-1, RURAL RESTRICTED TO I-2, GENERAL INDUSTRIAL:

ALL OF THE EAST ¼ SOUTHEAST ¼ LYING NORTH OF THE PUBLIC HIGHWAY EXCEPTING THEREFROM THE EAST 511 FEET THEREOF, ALL IN SECTION 5-83-6, LINN COUNTY, IOWA AND FURTHER EXCEPTING THAT PART OF THE SOUTHEAST ¼ SOUTHEAST ¼ OF SECTION 5-83-6 LINN COUNTY, IOWA LYING NORTH OF HIGHWAY #100 AND SOUTHWASTERLY OF THE PUBLIC ROAD, SUBJECT NEVERTHELESS TO ALL RESTRICTIONS, EASEMENTS COVENANTS AND CONDITIONS OF RECORD; AND

THE EAST 511 FEET OF THE SOUTHEAST ¼ EXCEPT THE SOUTH 1,056 FEET THEREOF IN SECTION 5-83-6, LINN COUNTY, IOWA

WHEREAS, on the 14th day of February, 2017, the Planning and Zoning Commission held a public hearing regarding said amendment and adopted CPC Resolution No. 17-05 recommending approval of said Zoning Plan amendment; and,

WHEREAS, the City Council has considered the recommendation of the Planning & Zoning Commission regarding said rezoning application and finds that the rezoning should be approved.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARION IOWA;
Section 1. That Section 176.05 of the Marion Code of Ordinances is hereby amended, including the Zoning District Map, and the zoning classification is changed for the above described real estate from Linn County A and A-1, Rural Restricted to I-2, General Industrial, for property located west and east of 44th Street and south of 3rd Avenue in Marion, Linn County, Linn County, Iowa.

Section 2. That all ordinances and parts of ordinances in conflict with the same are hereby repealed.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval, and publication as by law provided.

Passed and approved this 8th day of June, 2017.
Nicolas AbouAssaly, Mayor

ATTEST:

I, Wesley A. Nelson, City Clerk of the City of Marion, Iowa hereby certify that at a meeting of the City Council of said City, held on the above date, among other proceedings the above was adopted.

Wesley A. Nelson, City Clerk

CERTIFICATE OF SERVICE

The undersigned City Clerk of Marion, Iowa certifies that the [ordinance] shown immediately above was published in the [Marion Times] on the [15] day of [June], 2017.

Wes Nelson, City Clerk