ORDINANCE NO. 19-25

ORDINANCE AMENDING THE MARION CODE OF ORDINANCES TO REZONE PROPERTY FROM R-5, MODERATE DENSITY MULTIPLE FAMILY RESIDENTIAL TO PD-R, PLANNED DEVELOPMENT RESIDENTIAL LOCATED AT 356 AND 376 9TH STREET AND LOT 4, BLOCK 42 ORIGINAL TOWN, MARION, IOWA. (SEVEN HILLS EAST, LLC)

WHEREAS, Seven Hills East, LLC made application to rezone property from R-5, Moderate Density Multiple Family Residential to PD-R, Planned Development Residential for property located south of 4th Avenue between 8th and 9th Streets Marion, Iowa, more particularly described as follows:

Legal Description
The north ½ of lots 1 and 2, the south ½ of lots 1 and 2 and Lot 4 Lots Original Town, including the north ½ of the North / South Alley located adjacent to Lot 3 and the east ½ of the east / west alley adjacent to Lots 1 both of Block 42 Original Town, Marion, Linn County, Iowa.

WHEREAS, the Marion Planning and Zoning Commission, on August 13, 2019, conducted a public hearing and approved CPC Resolution No 19-37 recommending approval of a request by Seven Hills East LLC to rezone certain property located south of 4th Avenue between 8th and 9th Streets from R-5, Moderate Density Multiple Family Residential to PD-R, Planned Development Residential; and,

WHEREAS, said application has heretofore been set for public hearing before the City Council as required by law and said public hearing having been concluded and the Council having considered the record and all statements for and against said application and being fully advised of the premises; and,

WHEREAS, the City Council has considered the recommendation of the Planning and Zoning Commission regarding said application.

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 R-5, Moderate Density Multiple Family Residential to PD-R, Planned Development Residential

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 That all ordinances and parts of ordinances in conflict with the same are hereby repealed.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 17th day of October, 2019.

![Signature]
Nicolas AbouAssaly, Mayor

ATTEST:

I, Rachel Bolender, 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.

![Signature]
Rachel Bolender, City Clerk

CERTIFICATE OF SERVICE

The undersigned City Clerk of Marion, Iowa certifies that the Ordinance shown immediately above was published in the Marion News on the 21st day of October, 2019.

![Signature]
City Clerk