

ORDINANCE NO. 1498

**AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF MARION, KANSAS, AUTHORIZING THE APPROVAL OF A
CONDITIONAL USE PERMIT FOR 1240 COMMERCIAL DRIVE., MARION, KANSAS**

RESOLVED, WHEREAS THE Governing Body of the City of Marion, Kansas, has determined that it is in the best interests of the City of Marion to approve the recommendations of the City of Marion Planning Commission made this 6th Day of March, 2023, and grant the Conditional Use Permit for 1240 Commercial Drive, Marion, Kansas.

WHEREAS, the Governing Body of the City of Marion, Kansas, has taken the necessary steps under applicable law to approve a transferable Conditional Use Permit for 1240 Commercial Drive, Marion, Kansas

West 20' of the South half Lot 4 and West 12' of the North half Lot 4 and all Lot 5 and East 20' Lot 6, Harris Heights Addition, Marion, Kansas.

Conditions are being set for Government Office Space/Meeting Room in the Commercial District under the City of Marion Zoning Regulations Sections 19, #32, regarding public buildings erected, or land used by any agency or the city, township, county or state government.

WHEREAS, after a public hearing held by the City of Marion Planning Commission on the 28th day of February, 2023, the concerns of our citizens have been taken into consideration in the recommendation to the Governing Body. Upon a unanimous vote, a recommendation for approval of a Conditional Use Permit for the property located at 1240 Commercial Drive, Marion, Kansas, to the Governing Body.

BE IT ORDAINED, by the Governing Body of the City of Marion, Kansas, hereby approves the Conditional Use Permit for Marion County, located at 1240 Commercial Drive, Marion, Kansas, for use as governmental office space and a meeting room as designated in the zoning regulations of Conditional Uses of the City. This approval includes the recommendations of the Planning & Zoning Commission for the following conditions:

- 1) Marion County will work with the City of Marion Building Inspector;
- 2) CUP will be withdrawn if Marion County sells said property, changes the usage, or fails to comply with all the conditions;
- 3) County agrees the parking lot will be used only for passenger vehicles and small trailers.

BE IT FURTHER ORDAINED, that the zoning map of the City of Marion, Kansas be revised to reflect the issuance of this Conditional Use Permit.

This Ordinance adopted and approved by the governing body of the City of Marion, Kansas this 6th Day of March, 2023.

ATTEST:

By: _____

Janet Robinson, Clerk

By: _____

David Mayfield, Mayor