

ORDINANCE NO. 1507

**AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF MARION, KANSAS, AUTHORIZING THE APPROVAL OF A
CONDITIONAL USE PERMIT FOR 1220 EAST MAIN STREET, 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 5th Day of February, 2024, and grant the Conditional Use Permit for 1220 East Main Street, 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 1220 Commercial Drive, Marion, Kansas

East 100' Lots 13,14,15, Block 1, of the Brewerton & Morris Addition to the City of Marion and the West 43' of vacated Thorp Street adjacent to said lots.

Conditions are being set for Government Space/County Health Department Facility 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 30th day of January, 2024, 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 1220 East Main Street, 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 1220 East Main Street, Marion, Kansas, for use as governmental county health department facility 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) All required setbacks, parking, drainage, lighting, location, loading, ingress and egress, and signage to be met;
- 2) CUP will be withdrawn if Marion County sells said property, changes the usage, or fails to comply with all the conditions;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 to obtain an easement for the drive-through and it must be recorded on the deed prior to starting construction.

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, on this 5th Day of February, 2024.

ATTEST:

By:


Janet Robinson, Clerk

By:


Michael Powers, Mayor