

**ORDINANCE NO. 13-20**

**ORDINANCE AMENDING THE MARION CODE OF ORDINANCES REGARDING A REQUEST TO REZONE PROPERTY LOCATED SOUTH OF LOWE PARK, EAST OF ALBURNETT ROAD, WEST OF SHADY OAK DRIVE FROM A-1, RURAL RESTRICTED TO R-2, MEDIUM DENSITY SINGLE-FAMILY RESIDENTIAL (CCE, LLC).**

WHEREAS, CCE, LLC, Owner, has made application to rezone from A-1, Rural Restricted to R-2, Medium Density Single-Family Residential for property located along south of Lowe Park, east of Alburnett Road, west of Shady Oak Drive, more particularly described as follows:

**A-1 to R-2**

THE NW 1/4 OF THE NE 1/4 OF SECTION 25-84-7, LINN COUNTY, IOWA EXCEPTING THEREFROM SHADY OAKS SUBDIVISION, LINN COUNTY, IOWA.

WHEREAS, said application has been considered by the Planning and Zoning Commission and the Commission adopted CPC Resolution No. 13-20 dated July 9, 2013, recommending approval of said rezoning request; and,

WHEREAS, said application has heretofore been set for public hearing on August 8, 2013 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 & Zoning Commission regarding said rezoning application subject to the conditions below:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARION IOWA;  
Section 1. That Section 176.04 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 A-1, Rural Restricted to R-2, Medium Density Single-Family Residential.

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 That all ordinances and parts of ordinances in conflict with the same are hereby repealed.

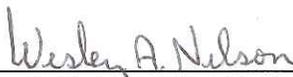
Section 3. This ordinance shall be in full force and effect from and after its passage, approval, and publication as by law provided.

Passed and approved this 22nd day of August, 2013.

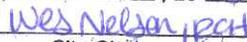


Snooks Bouska, Mayor

ATTEST:

  
\_\_\_\_\_  
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 29th day of August, 20 13.  
  
\_\_\_\_\_  
City Clerk