

RESOLUTION NO. xxxx

BE IT, HEREBY, RESOLVED BY THE CITY COUNCIL of the City of Minot, North Dakota, that a conditional use permit is granted to FBN Inputs, LLC for a Conditional Use Permit for Hazardous Material Storage on the property described as:

Lots 4 & 5, Energy Park First Addition, City of Minot, County of Ward, State of North Dakota.

Subject to the following **Conditions**:

1. Storage of hazardous materials, temporary or otherwise is restricted to the permitted structure located at 420 64th St. SE.
2. The approved list of hazardous materials storage is limited to those provided in **Attachment A**.
3. Any changes to the approved list of hazardous materials as defined in Title 49 of the Code of Federal Regulations at Sec. 171.8 exceeding the reportable quantities defined in the same title Sec. 171.101 requires review by both the Building Official and Fire Department for compliance with the building and fire codes in effect at the time of the requested change and the permitted structure shall be modified as necessary prior to the storing of any new hazardous material.
4. Any change in ownership requires renewal of the conditional use permit.
5. If substantial construction has not taken place within one (1) year of the date on which the conditional use permit was granted, the permit is void except that, on application, the council, after receiving recommendation from the Planning Commission, may extend the permit for such additional period, as it deems appropriate. If the conditional use is discontinued for six (6) months, the conditional use permit shall become void. This provision shall apply to conditional use permits issued prior to the effective date of this title, but the six (6) month period shall not be deemed to commence until the effective date of this title.
6. An amended conditional use permit may be applied for and administered in a manner similar to that required for a new conditional use permit. Amended conditional use permits shall include reapplications for permits that have expired or have been denied, requests for substantial changes in conditions or expansions of use, and as otherwise described in this Ordinance. Applications for conditionally permitted uses which consist of multiple structures to be developed on the property shall include a conceptual development plan showing the structures proposed. The conditional use permit is approved for the use of the property which does not require an amendment each time a structure is proposed; however, once proposed development exceeds the approved conceptual development plan or if the characteristics of use change, an amended application shall be submitted for consideration.

Passed and adopted this 16th day of February 2021.

APPROVED:

Shaun Sipma, Mayor

ATTEST:

Kelly Matalka, City Clerk