

Dan Miller
6.17.96

JUN 17 3 38 PM '96

\$30.50
INST. NO 96

023582

[Handwritten marks and signatures]

RESOLUTION NO. PC- 00284

SPECIAL PERMIT NO. 1619

1 WHEREAS, Larry W. and Sherry A. Coffey have submitted an
2 application designated as Special Permit No. 1619 for authority to operate a
3 limited landfill on property located at S.W. 32nd Street and West "O" Street,
4 south of the I-80 on/off ramps; commonly known as 3201 West "O" Street, and
5 legally described to wit:

6 Lots 79 and 80 of Irregular Tracts located in the Northeast
7 Quarter of Section 29, Township 10 North, Range 6 East of the 6th
8 P.M., Lincoln, Lancaster County, Nebraska; and

9 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
10 held a public hearing on said application; and
11

12 WHEREAS, the community as a whole, the surrounding neighborhood,
13 and the real property adjacent to the area included within the site plan for
14 this landfill will not be adversely affected by granting such a permit; and

15 WHEREAS, said site plan together with the terms and conditions
16 hereinafter set forth are consistent with the comprehensive plan of the City
17 of Lincoln and with the intent and purpose of Title 27 of the Lincoln
18 Municipal Code to promote the public health, safety, and general welfare.

19 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
20 County Planning Commission of Lincoln, Nebraska:

21 That the application of Larry W. and Sherry A. Coffey, hereinafter
22 referred to as "Permittee", to operate a limited landfill be and the same is
23 hereby granted under the provisions of Section 27.63.560 the Lincoln Municipal
24 Code upon condition that operation of said landfill be in strict compliance

|

City Clerk
m

1 with said application, the site plan, and the following additional express
2 terms, conditions, and requirements:

3 1. This permit approves the operation of a limited landfill for
4 disposal of up to 13,050 cubic yards of construction rubble. The rubble shall
5 be limited to hard materials such as concrete, brick, and asphalt. Wood,
6 lumber and degradable materials shall not be accepted for disposal. This
7 permit for the operation of the limited landfill shall expire 30 months from
8 the date of approval.

9 2. Before receiving building permits:

10 a. The Permittee must revise the site plan to show:

- 11 i. Note number 1 - TYPE OF MATERIAL TO BE PLACED IN
12 THE FILL AREA - amended to indicate that only
13 concrete, brick, asphalt and similar types of
14 material will be allowed to be disposed of in
15 the landfill, and to specifically state that
16 wood, lumber and similar degradable materials
17 will not be permitted as materials to be
18 disposed of within the fill area.
- 19 ii. Provide an erosion control plan for the site.
- 20 iii. Resolve the drainage concerns along the west
21 line as noted by the Public Works Department.
- 22 iv. Revise the plan to the satisfaction of the Lower
23 Platte South NRD.

24 b. The applicant shall provide the City with a surety in
25 the amount of \$2,000.00 to guarantee the installation of the erosion control

1 plan at the beginning of the project and continued maintenance until
2 vegetation is re-established.

3 c. The applicant shall provide the City with a surety in
4 the amount of \$2,000.00 to guarantee the restoration and re-vegetation of the
5 property.

6 d. The construction plans must conform to the approved
7 plans.

8 3. Before using this site as a limited landfill, all
9 development and construction must be completed in compliance with the approved
10 plans.

11 4. All privately-owned improvements, including landscaping,
12 must be permanently maintained by the owner.

13 5. The site plan accompanying this permit shall be the basis
14 for all interpretations of setbacks, yards, locations of buildings, location
15 of parking and circulation elements, and similar matters.

16 6. The terms, conditions, and requirements of this resolution
17 shall be binding and obligatory upon the Permittee and the Permittee's
18 successors and assigns. The building official shall report violations to the
19 City Council which may revoke the special permit or take such other action as
20 may be necessary to gain compliance.

21 7. The Permittee shall sign and return the City's letter of
22 acceptance to the City Clerk within 30 days following approval of the special
23 permit, provided, however, said 30-day period may be extended up to six months
24 by administrative amendment. The City Clerk shall file a copy of the
25 resolution approving the special permit and the letter of acceptance with the

1 Register of Deeds, filing fees therefor to be paid in advance by the
2 Permittee.

3 The foregoing Resolution was approved by the Lincoln City-
4 Lancaster County Planning Commission on this 22 day of May, 1996.

ATTEST:


Chair

Approved as to Form & Legality:


Assistant City Attorney

LETTER OF ACCEPTANCE

City Council
City of Lincoln
Lincoln, Nebraska

RE: Special Permit No. 1619

TO THE CITY COUNCIL:

I(We), Larry W. Sherry A Coffey, "Permittee(s)" under Special Permit No. 1619, granted by Resolution No. PC-00284, adopted by the Lincoln City-Lancaster County Planning Commission on May 22, 1996, do hereby certify that I have thoroughly read said resolution, understand the contents thereof, and do hereby accept without qualification all of the terms, conditions and requirements therein.

DATED this 14 day of June, 1996

[Signature]
Permittee
[Signature]
Permittee

FILED
CITY CLERK'S OFFICE
'96 JUN 14 PM 12 25
CITY OF LINCOLN
NEBRASKA

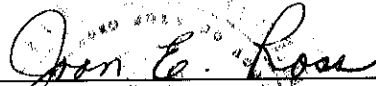
LTRACCEP/jlu
4-12-94

C E R T I F I C A T E

STATE OF NEBRASKA)
COUNTY OF LANCASTER) SS:
CITY OF LINCOLN)

I, Joan E. Ross, Deputy City Clerk of the City of Lincoln, Nebraska, do hereby certify that the above and foregoing is a true and correct copy of **Special Permit No. 1619** as passed and approved by **Resolution No. PC-00284** of the Lincoln City-Lancaster County Planning Commission at its meeting held **May 22, 1996**, as the original appears of record in my office, and is now in my charge remaining as Deputy City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 17th day of June, 1996.



Deputy City Clerk

Ret to City Clerk