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RESOLUTION NO. PC-00868

SPECIAL PERMIT NO. 04022

1 WHEREAS, Four Suns Restaurant, Inc. has submitted an application  
2 designated as Special Permit No. 04022 for authority to sell alcoholic beverages for  
3 consumption on the premises known as Four Suns Restaruant generally located at  
4 3239 S. 13th Street, legally described as:

5 The 55' by 72' area located in the middle of the short leg of  
6 an L-shaped, one-story building in the Indian Village  
7 Shopping Center which Center is located on real property  
8 described as:

9 Irregular Tract 73, in the Northeast Quarter of Section 2,  
10 Township 9 North, Range 6 East of the 6th P.M., Lincoln,  
11 Lancaster County, Nebraska; and

12 Lots 1, 2, 3, 4 and 5 of Blocks 2 and 3, inclusive, except for  
13 the south 5 feet of Lot 5, Block 3, and except that portion  
14 conveyed to the City of Lincoln in a deed dated the 26th day  
15 of February, 1979, all in W.H. Green's Subdivision of Lots 37  
16 and 45 in the Northeast Quarter of Section 2, Township 9  
17 North, Range 6 East of the 6th P.M., City of Lincoln,  
18 Lancaster County, Nebraska, together with vacated Cave  
19 Street; and

20 WHEREAS, the real property adjacent to the area included within the site  
21 plan for this permit to sell alcoholic beverages on the premises will not be adversely  
22 affected; and

Teresa City Clerk

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

3           WHEREAS, said site plan together with the terms and conditions  
4 hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln  
5 Municipal Code to promote the public health, safety, and general welfare.

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

8           That the application of Four Suns Restaurant, Inc., hereinafter referred to  
9 as "Permittee", to sell alcoholic beverages for consumption on the premises on property  
10 legally described above be and the same is hereby granted under the provisions of  
11 Section 27.63.680 of the Lincoln Municipal Code upon condition that operation of said  
12 licensed premises be in strict compliance with said application, the site plan, and the  
13 following additional express terms, conditions, and requirements:

14           1.     This permit approves the sale of alcoholic beverages for  
15 consumption on the premises only.

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

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

1 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be  
2 paid in advance by the Permittee.

3 The foregoing Resolution was approved by the Lincoln City-Lancaster  
4 County Planning Commission on this 26 day of May, 2004.

ATTEST:

  
Chair

Approved as to Form & Legality:

  
\_\_\_\_\_  
Chief Assistant City Attorney

## LETTER OF ACCEPTANCE

Lincoln City Council  
City of Lincoln  
Lincoln, Nebraska

RE: **Special Permit No. 04022**  
(On-sale/3239 South 13<sup>th</sup> Street)

TO THE CITY COUNCIL:

I, Pimpa Mills, President or authorized representative of **Four Suns Restaurant, Inc.**, herein called "Permittee" under **Special Permit No. 04022**, granted by Resolution No. PC-00868, adopted by the Lincoln City-Lancaster County Planning Commission on May 26, 2004, 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 15 day of June, 2004.

Pimpa Mills  
President/Authorized Representative

LTRACCEP/jlu.  
06/14/00

# C E R T I F I C A T E

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

I, Teresa J. Meier, 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 04022** as adopted and approved by **Resolution No. PC-00868** of the Lincoln City-Lancaster County Planning Commission at its meeting held **May 26, 2004** 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 16<sup>th</sup> day of June, 2004.

*Teresa J. Meier*  
\_\_\_\_\_  
CITY OF LINCOLN  
FOUNDED JULY 22, 1856  
SEAL  
INCORPORATED APRIL 18, 1856  
LANCASTER COUNTY, NEBRASKA  
Deputy City Clerk