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LANCASTER COUNTY, NE

INST. NO 2004

022517

04R-67

Introduce: 3-29-04

RESOLUTION NO. A- 82683

SPECIAL PERMIT NO. 04010

1 WHEREAS, Potential II, L.L.C. has submitted an application designated as
 2 Special Permit No. 04010 for authority to sell alcoholic beverages for consumption on the
 3 premises generally located at 7301 South 27th Street, legally described as:

4 Lot 1, Block 1, Tamarin Ridge Addition, located in the South Half
 5 of the Northeast Quarter of Section 24, Township 9 North, Range
 6 6 East of the 6th P.M., Lincoln, Lancaster County, Nebraska; and

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

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

12 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
 13 Lincoln, Nebraska:

14 That the application of Potential II, L.L.C., hereinafter referred to as "Permittee",
 15 to sell alcoholic beverages for consumption on the premises on property legally described
 16 above be and the same is hereby granted under the provisions of Section 27.63.680 of the
 17 Lincoln Municipal Code upon condition that operation of said licensed premises be in strict
 18 compliance with said application, the site plan, and the following additional express terms,
 19 conditions, and requirements:

20 1. This permit approves the sale of alcoholic beverages for consumption
 21 on the premises only at 7301 South 27th Street.

22 2. Before the sale of alcohol for consumption on the premises, all
 23 development and construction must conform to the approved plans.

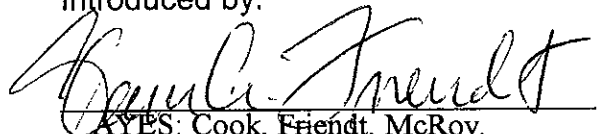
*Teresa @
City Clerk*

1 3. The site plan, approved by this permit, shall be the basis for all
2 interpretations of setbacks, yards, locations of buildings, location of parking and circulation
3 elements, and similar matters.

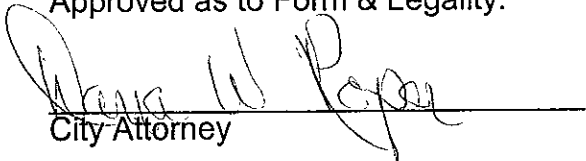
4 4. The terms, conditions, and requirements of this resolution shall be
5 binding and obligatory upon the Permittee, its successors, and assigns. The building official
6 shall report violations to the City Council which may revoke the special permit or take such
7 other action as may be necessary to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

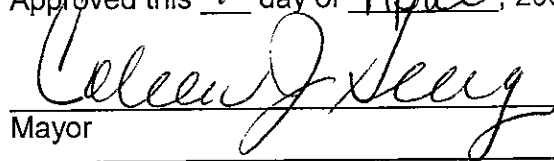
8 5. The Permittee shall sign and return the City's letter of acceptance to the
9 City Clerk within 30 days following approval of the special permit, provided, however, said 30-
10 day period may be extended up to six months by administrative amendment. The City Clerk
11 shall file a copy of the resolution approving the special permit and the letter of acceptance with
12 the Register of Deeds, filing fees therefor to be paid in advance by the Permittee.

Introduced by:


AYES: Cook, Freundt, McRoy,
Newman, Svoboda, Werner;
NAYS: None. ABSENT: Camp.

Approved as to Form & Legality:


City Attorney

Approved this 7th day of April, 2004:

Mayor

ADOPTED
APR 05 2004
BY CITY COUNCIL

LETTER OF ACCEPTANCE

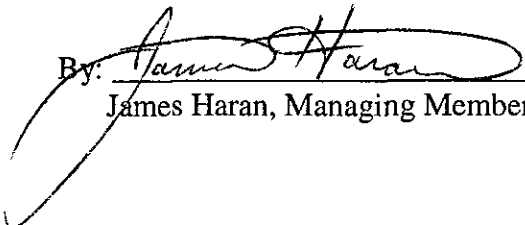
City Council
City of Lincoln
c/o Joan Ross, City Clerk
555 South 10th Street
Lincoln, NE 68508

TO THE CITY COUNCIL:

I, James Haran, the undersigned representative of Potential II, L.L.C., Permittee under Special Permit No. 04010 granted by Resolution A-82683, adopted by the City Council of the City of Lincoln, Nebraska, on April 5, 2004, do hereby certify on behalf of said Permittee 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.

Daetd this 5th day of April, 2004.

POTENTIAL II, L.L.C.

By: 
James Haran, Managing Member

CERTIFICATE

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 04010** approved by **Resolution No. A-82683** adopted by the City Council on **April 5, 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 13th day of April, 2004.

