

37603

10

93R-208

RESOLUTION NO. A- 75578

Introduce: 7-26-93

USE PERMIT NO. 60A

1           WHEREAS, CPW, a Nebraska General Partnership has submitted an  
2 application in accordance with Section 27.27.080 of the Lincoln Municipal Code  
3 designated as Use Permit No. 60A for authority to construct a 55,000 sq. ft.  
4 office building with drive-thru teller facility on property generally located  
5 at the southwest corner of South 70th Street and Teton Drive, and legally  
6 described to wit:

7           Lot 1, Taylor Meadows 10th Addition, Lincoln, Lancaster  
8 County, Nebraska

9  
10           WHEREAS, the real property adjacent to the area included within the  
11 plot plan for this office building will not be adversely affected; and

12           WHEREAS, said plot plan together with the terms and conditions  
13 hereinafter set forth are consistent with the intent and purpose of Title 27  
14 of the Lincoln Municipal Code to promote the public health, safety, morals,  
15 and general welfare.

16           NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of  
17 Lincoln, Nebraska:

18           That the application of CPW, a Nebraska General Partnership,  
19 hereinafter referred to as "Permittee", to construct a 55,000 sq. ft. office  
20 building with drive-thru teller facility be and the same is hereby granted  
21 under the provisions of Section 27.27.080 of the Lincoln Municipal Code upon  
22 condition that construction and operation of said office building be in strict  
23 compliance with said application, the plot plan, and the following additional  
24 express terms, conditions, and requirements:

1           1. This permit approves a 55,000 sq. ft. office building and  
2 subdivision of the property included within this use permit in accordance with  
3 Title 26 of the Lincoln Municipal Code and the plot plan as approved,  
4 notwithstanding any regulations to the contrary regarding height and location  
5 of buildings, yard requirements, open space requirements, lot frontage  
6 requirements, and the location of required parking set forth elsewhere in  
7 Title 27 of the Lincoln Municipal Code.

8           2. Before receiving building permits:

9           A. The permittee shall submit to the Planning Director  
10           revised and reproducible final plans showing all required  
11           amendments and revisions and receive his approval thereof.

12           B. The construction plans shall comply with the approved  
13           plans:

14           C. A final plat of the area must be approved by the City, or shall  
15           post bonds or escrow agreements to insure the installation of sidewalks,  
16           low-flow           D. The required easements as shown on the plan shall be  
17           liner and street trees as would otherwise be required as part of such  
18           final plat and shall agree to install such improvements within two years  
19           of the date of this resolution. recorded with the Register of Deeds.

20           3. Before occupying this office building, all development and  
21           construction shall have been completed in compliance with the approved plans.

22           4. All privately-owned improvements, including landscaping, shall  
23           be permanently maintained by the owner or an appropriately established  
24           property owners approved by the City.

25           5. The terms, conditions, and requirements of this resolution  
26           shall be binding and obligatory upon the Permittee, its successors and  
27           assigns. The building official shall report violations to the City Council

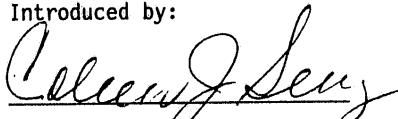
AMENDED 08-02-93

1 which may revoke this use permit or take such other action as may be necessary  
2 to gain compliance.

3 6. The Permittee shall sign and return the City's letter of  
4 acceptance to the City Clerk within 30 days following approval of this use  
5 permit, provided, however, said 30-day period may be extended up to six months  
6 by administrative amendment. The City Clerk shall file a copy of the resolu-  
7 tion approving this use permit and the letter of acceptance with the Register  
8 of Deeds, filing fees therefor to be paid in advance by the Permittee.

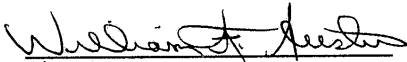
9 BE IT FURTHER RESOLVED that the terms, conditions, and requirements  
10 of the original Use Permit 60 are hereby repealed.

Introduced by:

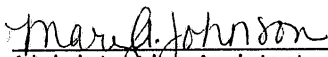


AYES: Donaldson, Haar, Seng,  
Shoecraft, Wilson, Young; NAYS:  
None; ABSENT: Johnson.

Approved as to Form & Legality:

  
City Attorney

Staff Review Completed:

  
Administrative Assistant

08-02-93 Council Proceedings:

WILSON Moved to Amend Bill 93R-208 at Page 2, Paragraph C as follows: ", or shall post bonds or escrow agreements to insure the installation of sidewalks, low-flow liner and street trees as would otherwise be required as part of such final plat and shall agree to install such improvements within two years of the date of this resolution."

Seconded by Shoecraft and carried by the following vote:

AYES: Donaldson, Haar, Seng, Shoecraft, Wilson, Young; NAYS: None;  
ABSENT: Johnson.

SENG Moved to Pass Bill 93R-208 as Amended.

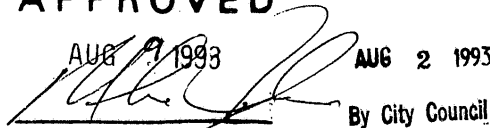
Seconded by Wilson and carried by the vote shown at signature line.

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**APPROVED ADOPTED**

AUG 1 1993

AUG 2 1993

  
MAYOR

By City Council

4

LETTER OF ACCEPTANCE

City Council  
City of Lincoln  
Lincoln, Nebraska

TO THE CITY COUNCIL:

I, DONALD W. LINSOTT, President or authorized representative of CPW, herein called "Permittee" under Use Permit No. 60A, granted by Resolution No. A-75578 adopted by the Lincoln City Council on August 2, 1993, 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.

Donald W. Linsott  
President/Authorized Representative  
(Individual able to legally bind  
Permittee to conditions of UP)  
Managing Partner for  
CPW Partnership

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C E R T I F I C A T E

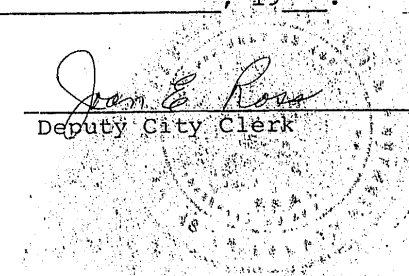
STATE OF NEBRASKA )  
COUNTY OF LANCASTER ) ss:  
CITY OF LINCOLN )

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 \_\_\_\_\_  
RESOLUTION NO. A-75578/USE PERMIT NO. 60A

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held AUGUST 2, 1993, 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 24TH day of AUGUST, 1993.

*Joan E. Ross*  
Deputy City Clerk



BLOCK  
NO  
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CHECKED  
BY  
DATE

LANCASTER COUNTY, NEB  
*Dan Nette*  
REGISTER OF DEEDS

\$25.50

Aug 24 1 02 PM '93  
INST. NO 93 37603

OP 43953

*Return to City Clerk*