

BOOK  
No  
Chateau  
1  
1504

LANCASTER COUNTY, NE.  
Dan Galt  
REGISTERED CLERK

Nov 6 12 11 PM '95

INST. NO 95

036155

#27<sup>50</sup>

15

Enter on all lots 1-4 & P 25, no BIK Chateau INST

95R-293

Introduce: 10-2-95

RESOLUTION NO. A- 77023

SPECIAL PERMIT NO. 1174E

1 WHEREAS, Stefan J. Gaspar has submitted an application designated  
2 as Special Permit No. 1174E to eliminate a foot bridge from the Chateau La  
3 Fleur/Charleston Court Community Unit Plan on property located at 56th and  
4 Holdrege Street to Cotner Blvd. and Vine Street, and legally described to wit:

5 Lots 237, 238, 239 and 240, all Irregular Tracts in  
6 the Northwest Quarter of Section 21, Township 10  
7 North, Range 7 East of the 6th P.M., Lincoln,  
8 Lancaster County, Nebraska; and

9  
10 WHEREAS, the real property adjacent to the area included within  
11 the site plan for this community unit plan will not be adversely affected by  
12 the elimination of this foot bridge; and

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

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

X

City Clerk

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

That the application of Stefan J. Gaspar, hereinafter referred to as "Permittee", to eliminate a foot bridge from the Chateau La Fleur/ Charleston Court Community Unit Plan be and the same is hereby granted under the provisions of Section 27.63.320 and Chapter 27.65 of the Lincoln Municipal Code upon condition that elimination of said foot bridge be in strict compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves the removal of the westernmost foot bridge provided that a 5 foot wide sidewalk is constructed connecting the site of the removed bridge with the existing foot bridge.

2. Before receiving building permit:

- a. The Permittee must provide a revised and reproducible site plan, as finally approved, of the entire Community Unit Plan showing the approved recreation plan.
- b. The construction plans must conform to the approved plans.
- c. The Permittee must post a bond in the amount of \$7,000.00 to guarantee the construction of the sidewalk. The construction of the sidewalk must be completed within one year of the date of the approval of this Special Permit.

3. All privately-owned improvements shall be permanently maintained by the owner or an appropriately established homeowners association approved by the City Attorney.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15

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

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

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

Introduced by:

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

Approved as to Form & Legality:

*[Signature]*  
City Attorney

Staff Review Completed:

*[Signature]*  
Administrative Assistant

APPROVED

OCT 13 1995  
*[Signature]*  
MAYOR

ADOPTED

OCT 9 1995

By City Council

LETTER OF ACCEPTANCE

City Council  
City of Lincoln  
Lincoln, Nebraska

To The City Council:

I, Stefan J. Gaspar, Permittee under **Special Permit No. 1174E**, granted by **Resolution No. A-77023**, adopted by the Lincoln City Council on **October 9, 1995**, 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 30<sup>th</sup> day of October, 1995.

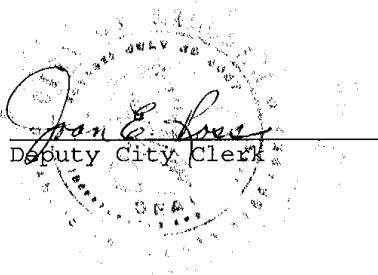
  
\_\_\_\_\_  
Stefan J. Gaspar

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. 1174E** approved by **Resolution No. A-77023** as passed and approved by the Lincoln City Council at its meeting held **October 9, 1995**, 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 1<sup>st</sup> day of November, 1995.

  
*Joan E. Ross*  
Deputy City Clerk

*Return to  
City Clerk*