

RESOLUTION NO. PC- 01446

SPECIAL PERMIT NO. 15020

1 WHEREAS, Harvest Community Church has submitted an application
2 designated as Special Permit No. 15020 for Dwellings for Members of a Religious
3 Order for up to 30 members in two buildings on property generally located at 5600 S.
4 Coddington Ave., and legally described as:

5 Lot 1, Potter's Pocket 1st Addition, located in the Southeast
6 Quarter of Section 9, Township 9 North, Range 6 East of the
7 6th P.M., Lincoln, Lancaster County, Nebraska; and

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

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

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

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

1 That the application of Harvest Community Church, hereinafter referred to
2 as "Permittee", for a special permit for Dwellings for Members of a Religious Order for
3 up to 30 members, in two buildings on the property described above, be and the same
4 is hereby granted under the provisions of Section 27.63.090 of the Lincoln Municipal
5 Code upon condition that the use be in substantial compliance with said application, the
6 site plan, and the following additional express terms, conditions, and requirements:

7 1. This permit approves Dwellings for Members of a Religious Order
8 for up to 30 members, in two buildings on property described as Lot 1, Potter's Pocket
9 1st Addition.

10 2. The City Council must approve Text Change #15003.

11 3. Before receiving building permits:

12 a. The Permittee shall cause to be prepared and submitted to
13 the Planning Department a revised and reproducible final plot plan including five copies
14 with all required revisions as listed below:

15 i. Add a note stating that if the use is discontinued, only
16 one single family dwelling will remain on the property.

17 b. The Permittee must provide verification from the Register of
18 Deeds that the letter of acceptance as required by the approval of the special permit
19 has been recorded.
20

21 4. Before occupying the dwelling units all development and construction
22 shall substantially comply with the approved plans.

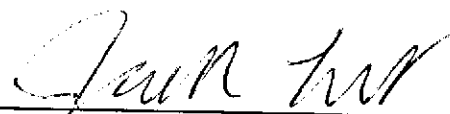
1 5. The physical location of all setbacks and yards, buildings, parking and
2 circulation elements, and similar matters must be in substantial compliance with the
3 location of said items as shown on the approved site plan.

4 6. The terms, conditions, and requirements of this resolution shall run with
5 the land and be binding upon the Permittee, its successors, and assigns.

6 7. The Permittee shall sign and return the letter of acceptance to the City
7 Clerk. This step should be completed within 60 days following the approval of the
8 special permit. The City Clerk shall file a copy of the resolution approving the special
9 permit and the letter of acceptance with the Register of Deeds, filling fees therefore to
10 be paid in advance by the Permittee. Building permits will not be issued unless the
11 letter of acceptance has been filed.

12 The foregoing Resolution was approved by the Lincoln City-Lancaster County
13 Planning Commission on this 15th day of April, 2015.

ATTEST:


Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

LETTER OF ACCEPTANCE

City of Lincoln
Lincoln, Nebraska

RE: **Special Permit No. 15020**

(Conversion of Existing Structure and Addition of Second Structure as Dwellings for up to 30 members of a Religious Order - 5600
S. Coddington Avenue)

TO THE CITY CLERK:

The undersigned St. Joseph Institute, a Nebraska non-profit corporation is the current owner of Lot 1, Potters Pocket 1st Addition, Lincoln, Lancaster County, Nebraska and as such is the successor in interest to Candlewood Church, Inc. formerly known as Harvest Community Church the named, "Permittee" under **Special Permit No. 15020**, granted by **Resolution No. Pc-01446**, adopted by the Lincoln City-Lancaster County Planning Commission on April 15, 2015. St. Joseph Institute hereby files this Letter of Acceptance and certifies to the City of Lincoln that St. Joseph Institute is fully aware of and understands all the conditions of said Resolution and that St. Joseph Institute hereby assumes all the responsibilities of Harvest Community Church as Permittee consents to and agrees to comply with the same.

St. Joseph Institute further certifies that the person whose signature appears below has authority to bind St. Joseph Institute as Permittee to the terms and conditions of this Letter of Acceptance, including Permittee's financial obligations under said Use Permit.

Dated this 4 day of June, 2015.

ST. JOSEPH INSTITUTE, Permittee

By: [Signature]

Title: Secretary

STATE OF NEBRASKA)

) ss.

COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 4th day of June, 2015, by
Rev. Christopher K. Kubat, the Secretary of ST. JOSEPH INSTITUTE.



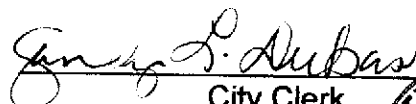
[Signature]
Notary Public

CERTIFICATE

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

I, Teresa J. Meier, 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 15020** as adopted and approved by **Resolution No. PC-01446** of the Lincoln City-Lancaster County Planning Commission at its meeting held **April 15, 2015** as the original appears of record in my office, and is now in my charge remaining as 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 April, 2015.


City Clerk

