

Allen Jones

REGISTER OF DEEDS

1999 FEB 26 A 11:02

INST. NO 99

011237

\$25.50

BLOCK
CCDE
CHECKED
ENTERED
EDITED

\$25.50

13

99R-31

Introduce: 2-8-99

RESOLUTION NO. A- 79294

SPECIAL PERMIT NO. 1757

1 WHEREAS, David Shoemaker has submitted an application designated as
 2 Special Permit No. 1757 for authority to sell alcoholic beverages for consumption
 3 off the premises at Shoemaker's Truck Station, located at 1200 Saltillo Road,
 4 legally described as:

5 Lot 41 of Irregular Tracts, located in the Southeast
 6 Quarter of Section 35, Township 9 North, Range 6 East,
 7 Lancaster County, Nebraska, described as follows:

8 Beginning at the southeast corner of said Lot 41 I.T.;
 9 thence westerly along the south line of said Lot 41
 10 I.T., a distance of 315 feet; thence north on a line
 11 perpendicular to said south line, a distance of 75 feet
 12 to the point of beginning; thence on a bearing of 295
 13 degrees, a distance of 70 feet; thence on a bearing of
 14 25 degrees, a distance of 135 feet; thence on a bearing
 15 of 115 degrees, a distance of 70 feet; thence on a
 16 bearing of 205 degrees, a distance of 135 feet to the
 17 point of beginning, containing an area of 9,450 square
 18 feet, more or less; and

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

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

26 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
 27 Lincoln, Nebraska:

28 That the application of David Shoemaker, hereinafter referred to as
 29 "Permittee", to sell alcoholic beverages for consumption off the premises on

1 property legally described above be and the same is hereby granted under the
2 provisions of Section 27.63.685 of the Lincoln Municipal Code upon condition that
3 operation of said licensed premises be in strict compliance with said
4 application, the site plan, and the following additional express terms,
5 conditions, and requirements:

6 1. This permit approves the sale of alcoholic beverages for
7 consumption off the premises at 1200 Saltillo Road.

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

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

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

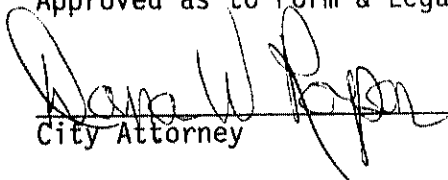
Introduced by:



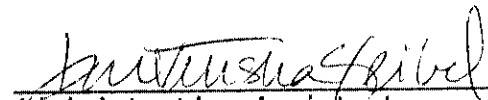
AYES: Donaldson, Fortenberry,
Hecht, Johnson, Seng, Shoecraft,
Wilson;
NAYS: None.

99R-31

Approved as to Form & Legality:

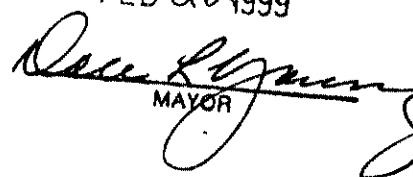

City Attorney

Staff Review Completed:


Administrative Assistant

APPROVED

FEB 22 1999


MAYOR

ADOPTED

FEB 16 1999

By City Council

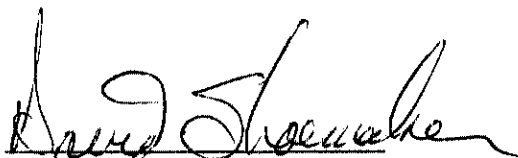
LETTER OF ACCEPTANCE

City Council
City of Lincoln
Lincoln, Nebraska

To The City Council:

I, David Shoemaker, Permittee under **Special Permit No. 1757** granted by **Resolution No. A-79294**, adopted by the Lincoln City Council on **February 16, 1999**, 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 26 day of FEBRUARY 1999.

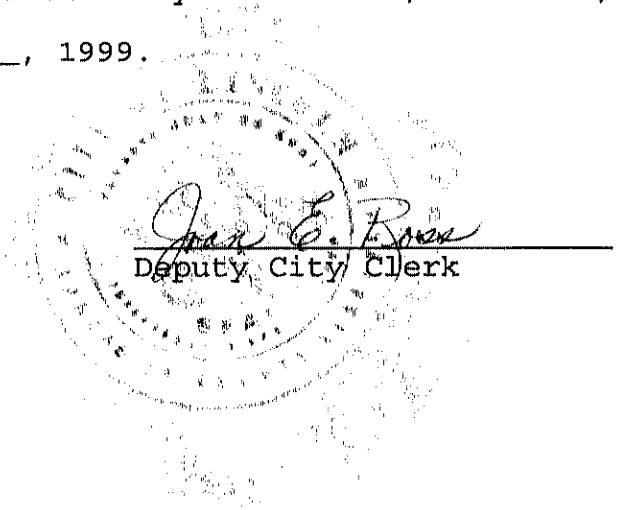

David Shoemaker

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. 1757** approved by **Resolution No. A-79294** adopted by the City Council on February 16, 1999, 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 26th day of February, 1999.



Ret to City Clerk