

RESOLUTION NO. A 69841

SPECIAL PERMIT NO. 1037A

01 WHEREAS, Kevin Rhodes and W. Fred Hoppe have submitted an application desig
02 nated as Special Permit No. 1037A for authority to preserve and reuse an historic structure by
03 converting it to high-density multi-family residential use on certain property generally located at
04 1223 North 9th Street, and legally described to wit:

05
06 Lots 1, 2, 3, 24, 25, and 26, Block 12 with abutting vacated alley,
07 Cahn, Metcalf and Farwell's Subdivision, Lincoln, Lancaster County,
08 Nebraska.

09 WHEREAS, the real property adjacent to the area included within the plot plan for
10 this proposed use will not be adversely affected; and

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

14 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln,
15 Nebraska:

16 That the application of Kevin Rhodes and W. Fred Hoppe, hereinafter referred to as
17 "Permittees," to preserve and reuse an historic structure by converting it to high-density multi-
18 family residential use be and the same is hereby granted under the provisions of Section
19 27.63.400 of the Lincoln Municipal Code upon condition that construction and operation of said
20 use be in strict compliance with said application, the plot plan, and the following additional
21 express terms, conditions, and requirements:

22 1. That the maximum number of dwelling units authorized by this permit is limited to

23 41. ~~Before any occupancy permits are issued,~~

24 2. ~~that the City Council approved the vacation of that part of the east-west alley in Block~~
25 ~~12, Cahn, Metcalf and Farwell's Subdivision shown on the site plan.~~
26 ~~3. That the construction be in accordance with the revised plot plan.~~

27 2. That before receiving building permits, the Permittees shall submit a revised site plan
28 showing the following revisions:

29 a. Increased driveway width to 25 feet with 15-foot radii.

30 ~~b. 1.5 parking spaces per dwelling unit. The encroachment into the required side~~
31 ~~yard setbacks by the four end parking spaces as shown on the revised plan~~
32 ~~are approved.~~

31 5. That the Permittees shall submit landscape screen plan and receive approval of same by
32 the Director of Planning.

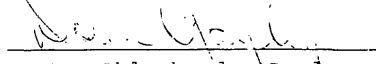
33 6. That the construction complies with the approved plans and all applicable ordinances
34 and design standards of the City.

35 7. That all privately-owned improvements, including landscaping, are to be permanently
36 maintained by the owner or an appropriately established homeowners' association approved by
37 the City.

38 8. The terms, conditions, and requirements of this resolution shall be binding and obliga-
39 tory upon the Permittees, their successors, and assigns. The building official shall report viola-
40 tions to the City Council which may revoke the special permit or take such other action as may
41 be necessary to gain compliance.

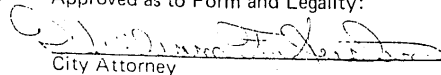
42 9. That Permittees shall sign and return the City's Letter of Acceptance to the City Clerk
43 within thirty days following approval of the special permit; provided, however, said 30-day
44 period may be extended up to six months by administrative amendment. The City Clerk shall file
45 a copy of the Resolution approving the special permit and the Letter of Acceptance with the
46 Register of Deeds, filing fees therefor to be paid in advance by the Permittees.

47 Introduced by:

48 

49 Approved as to Form and Legality:

49 AYES: Ahlschwede, Danley, Gayley,
50 Hampton, Hoffman, Johnson,
Shackelford;

50 
City Attorney

ANAYS: None

Staff Review Completed:


Administrative Assistant

JAN 21 1985 3:18 PM


MAYOR

ADOPTED

JAN 21 1985

By City Council

Amended 1/14/85

4156

APPENDIX "A"

City Council
City of Lincoln
Lincoln, Nebraska

Re: Letter of Acceptance
Special Permit No. 1037A

TO THE CITY COUNCIL:

I, Kevin Rhodes and W. Fred Hoppe, President or authorized representative of STAR CITY ENTERPRISES, herein called Permittee under Special Permit No. 1037A, granted by Resolution No. A- A-69841, adopted by the City Council of the City of Lincoln, Nebraska, on January 14, 1985, 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.

Ward Hoppe
President or authorized representati

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JAN 24 AM 9 14
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CITY OF LINCOLN
NEBRASKA

C E R T I F I C A T E

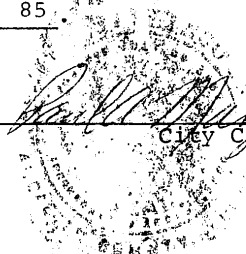
I, Paul A. Malzer, City Clerk of the City of Lincoln, Nebraska, do certify that the above and foregoing is a true and correct copy of Resolution No. A-69841, Special Permit No. 1037A

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held January 14, 1985, as the original appears of record in my office, and is now in my charge remaining as City Clerk aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 22nd day of February, 19 85.



City Clerk



Miss
3A-349
355

LANCASTER COUNTY, NEBR.
Dean Julo
REGISTER OF DEEDS
1985 FEB 22 PM 3:23
FILED FOR RECORD AND
INST. NO: 85 4136

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GENERAL

City CLK