

APPEAL NO. 1789  
APPEAL Approved

RESOLUTION 1259

BE IT RESOLVED by the Board of Zoning Appeals of the City of Lincoln:

That after a public hearing on the 26th day of May, 1989,  
upon the application of Michael D. Raasch in Appeal No. 1789, dated May 8,  
1989, to permit a variance of the strict application of Section 27.33.080 of  
the Lincoln Municipal Code which permits automatic automobile wash facilities  
and requires that vehicle stacking space shall not be located within the  
required front yard setback as applied to the following described property in  
Lincoln, Lancaster County, Nebraska, to wit: Lots 7, 8 and 9, Block 112,  
University Place Addition, by varying the front yard requirements on Leighton  
Street for vehicle stacking space from 20 ft. to 4 ft., as outlined in the  
application and as shown by the testimony at above public hearing,  
it approves the application for the following reasons:

1. It is \_\_\_\_\_ consistent with the spirit, intent, purpose, and general plan of the zoning ordinance.
2. The applicant is \_\_\_\_\_ denied a reasonable use of his land by the zoning ordinance.
3. There are \_\_\_\_\_ peculiar, exceptional and unusual circumstances in connection with the land described in the application, which circumstances are not generally found within the locality or neighborhood concerned.
4. Approval of the application will not have an adverse effect(s) upon adjacent property.
5. The prohibition of the requested variance by the zoning ordinance is not based upon the conditions created by the applicant.

If this resolution is for approval of the above request, a certified copy of this resolution shall be filed by the City Clerk, at the applicant's expense, with the Lancaster County Register of Deeds, within 60 days of the date herein stated or this resolution shall be null and void.

Introduced by \_\_\_\_\_

Approved as to form

  
For City Attorney

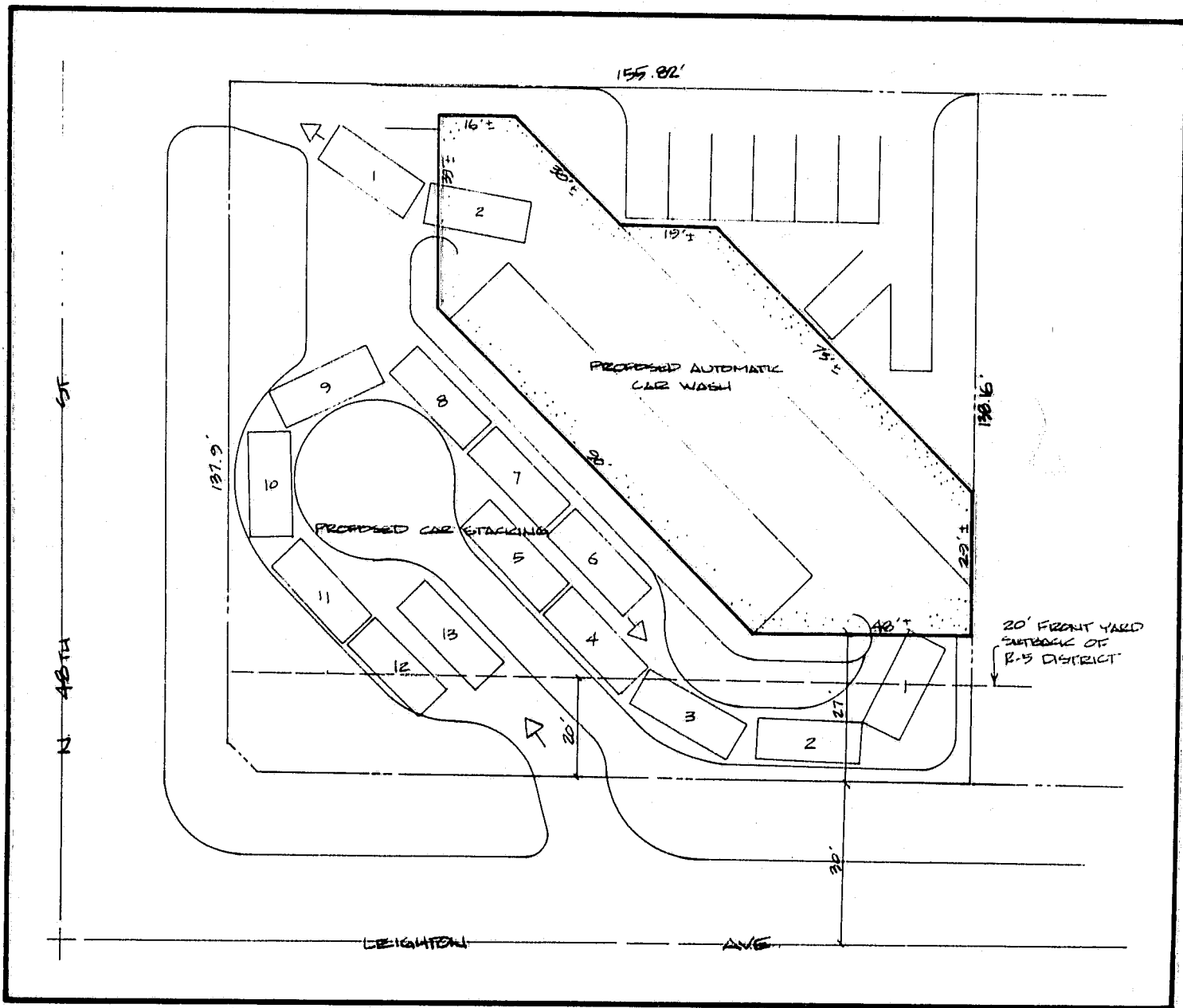
APPEAL TO THE BOARD OF ZONING APPEALS # 1789

2/11/89

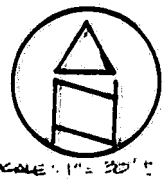
Michael D. Raash has applied for a variance of the required front yard on Leighton Street for vehicle stacking space on Lots 7, 8 and 9, Block 112, University Place Addition, Lincoln, Lancaster County, Nebraska, generally located at 2326 North 48th Street.

THIS APPEAL IS DIRECTED TO THE BOARD RELATIVE TO A VARIANCE

Section 27.33.030 permits automatic automobile wash facilities and requires that vehicle stacking space shall not be located within the required front yard setback. A variance of the required front yard on Leighton Street for vehicle stacking space from 20 ft. to 4 ft. is requested.



ZONING:  
-3 COMMERCIAL DISTRICT



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 Board of Zoning Appeal No. 1789 approved by Resolution No. 1259 on May 26, 1989, applicaction of Michael D. Raasch as the original appears of record in my said office and is now in my charge remaining as Deputy City Clerk aforesaid.

In Witness Whereof, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 5th day of June, 1989.

Joan E. Ross  
Joan E. Ross, Deputy City Clerk

UNFILED  
*[Handwritten initials]*  
CORDED

LANCASTER COUNTY CLERK  
Don Gallo  
REGISTER OF DEEDS  
89 JUL 24 AM 10:49

**\$15.50**

ENTERED IN  
INDEX  
FOR RECORD AS  
INST. NO. 89 20106