

3625

9

93R-385

Introduce: 12-13-93

75877

RESOLUTION NO. A-_____

USE PERMIT NO. 56A

1 WHEREAS, Noddle Development Company has submitted an application
 2 in accordance with Section 27.31.100 of the Lincoln Municipal Code designated
 3 as Use Permit No. 56A for authority to install a 70' tall flag pole on
 4 property generally located at the northeast corner of North 27th Street and
 5 Cornhusker Highway, and legally described to wit:

6 Lots 1 and 2, Cornhusker Crossing, and Lot 161 of
 7 Irregular Tracts, all located in the Southwest Quarter
 8 of Section 7, Township 10 North, Range 7 East of the
 9 6th P.M., Lincoln, Lancaster County, Nebraska; and
 10

11 WHEREAS, the real property adjacent to the area included within
 12 the plot plan for this installation of a flag pole will not be adversely
 13 affected; and

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

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

20 That the application of Noddle Development Company, hereinafter
 21 referred to as "Permittee", to construct a 70 foot tall flag pole be and the
 22 same is hereby granted under the provisions of Section 27.31.100 of the
 23 Lincoln Municipal Code upon condition that construction and operation of said
 24 flag pole be in strict compliance with said application, the plot plan, and
 25 the following additional express terms, conditions, and requirements:

X

1 2

1. This permit authorizes the installation of a 70 foot tall flag pole with a 300 square foot national flag.

3

2. Before receiving building permits, the Permittee shall submit and receive approval of a permanent reproducible final site plan as approved by the City Council.

6

3. The construction plans must comply with the approved plans.

7

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

12

5. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 30 days following approval of this use 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 this use permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee.

Introduced by:

Clark Donaldson

AYES: Donaldson, Haar, Johnson, Seng, Shoecraft, Wilson, Young;
NAYS: None.

Approved as to Form & Legality:

William J. Austin
City Attorney

Staff Review Completed:

Mary Johnson
Administrative Assistant

APPROVED

DEC 28 1993

[Signature]
MAYOR

ADOPTED

DEC 20 1993

By City Council

3

LETTER OF ACCEPTANCE

City Council
City of Lincoln
Lincoln, Nebraska

TO THE CITY COUNCIL:

I, Harlan J. Noddle, President or authorized representative of NODDLE DEVELOPMENT COMPANY, herein called "Permittee" under USE PERMIT NO. 56A, granted by Resolution No. A-75877 adopted by the Lincoln City Council on DECEMBER 20, 1993, 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.

Harlan J. Noddle

President/Authorized Representative

(Individual able to legally bind Permittee to conditions of UP 56A)

4

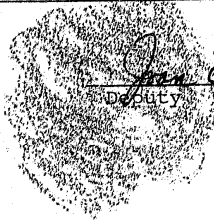
C E R T I F I C A T E

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 _____
A-75877/USE PERMIT NO. 56A

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held December 20, 1993 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 29th day of December, 1993.



Joan E. Ross
Deputy City Clerk

821.50

LANCASTER COUNTY, NEB
REC'D
4 03 PM '94

LANCASTER COUNTY, NEB
REC'D
4 03 PM '94

JAN 19 4 03 PM '94

Rect# 062565

INST. NO. 94-3625

Return to City Clerk

M