

62328

RESOLUTION NO. A-

SPECIAL PERMIT NO. 633A

01 WHEREAS, Buckingham Development Company has submitted an
02 application designated as Special Permit No. 633A for authority
03 to construct a community unit plan on the following described real
04 property, to wit:

05 All of Buckingham South Addition, the remaining
06 portion of South Addition to College View, except
07 Lot 13 including the remaining portions of vacated
08 Lee Street and Hawthorn Street and Lot 33, of
09 Irregular Tracts in the Northeast Quarter of Section
10 17, Township 9 North, Range 7 East of the Sixth
11 Principal Meridian, Lincoln, Lancaster County, Nebraska.

12 WHEREAS, the real property adjacent to the area included in
13 the plot plan for this community unit plan will not be adversely
14 affected; and

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

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

21 That the application of Buckingham Development Company,
22 hereinafter referred to as "Permittee", under Special Permit No.
23 633A, be and the same hereby is granted under the provisions of
24 Section 27.40.010 and 27.40.150 of the Lincoln Municipal Code upon
25 condition that development and construction of said community unit
26 plan be in strict compliance with the application, the plot plan,
27 and the following additional express terms, conditions, and requirements:

28 1. That the preliminary plat of Buckingham South 1st Addition
29 be approved, and that Permittee prepare and submit a final plat thereof
30 in accordance with the land subdivision ordinance of the City of Lincoln

31 2. That prior to the issuance of any additional building
32 permits, the Permittee shall prepare and submit to the Planning
33 Director, for his review and approval, a recreational plan; and, that

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amended 12/22/75

01 said recreational facilities shall be constructed and installed prior
02 to the issuance of initial occupancy permits to 60 percent of the total
03 number of dwelling units approved for this community unit plan.

04 A bond in the amount of ~~\$2,000.00~~ ^{\$5,100.00} shall be provided by Permittee to
05 insure the completion of this recreational plan.

06 3. That prior to the issuance of any building permits for the
07 multiple family units including the townhouse type, the Permittee shall
08 prepare and submit to the Planning Director for his review and approval,
09 a landscape plan for the common open areas; and, that said landscape
10 plan shall be implemented within two planting seasons following the
11 issuance of 60 percent of the occupancy permits for this approved
12 community unit plan. Permittee shall also prepare and submit to the
13 Planning Director, for his review and approval, a screening plan to
14 be constructed around the parking areas and the multiple family
15 areas including the townhouse type in accordance with standards of
16 the City. A bond in the amount of \$4,000.00 shall be provided by
17 Permittee to insure the completion of this landscape plan.

18 4. That the yard area adjustment as shown on the plot plan
19 for this community unit plan be approved.

20 5. That construction of this proposed community unit plan
21 shall not proceed until the same has been approved by the Superintendent
22 of Building Inspections for the City of Lincoln and that no dwelling
23 units within said community unit plan shall be occupied or otherwise
24 used until said Superintendent of Building Inspections has found
25 that the Permittee has complied with all the terms, conditions, and
26 requirements of this special permit.

27 6. That within 30 days from the date of approval of this
28 resolution, Permittee shall ^{properly} ~~property~~ execute the Letter of Acceptance
29 attached hereto as "Appendix A" and file the same with the City Clerk
30 evidencing its unqualified acceptance of all terms, conditions, and
31 requirements herein set forth; otherwise, Special Permit No. 633A
32 herein granted shall be null and void and of no force and effect.

amended 12/22/75

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01 7. That all terms, conditions, and requirements of this
02 special permit shall be binding and obligatory on Permittee, its
03 successors and assigns and that the City Clerk shall within 40 days
04 from the effective date of this resolution cause a certified copy
05 hereof together with a certified copy of said executed Letter of
06 Acceptance to be filed in the Office of the Register of Deeds for
07 Lancaster County, filing fees to be paid in advance by Permittee.

Introduced by:

W. Richard Baker

Approved as to Form and Legality:

Charles D. Humble
City Attorney

Staff Review Completed:

Michael Smeruch
Administrative Assistant to the Mayor

VOTE: All Present
All AYES

APPROVED

DEC 30 1975

Jim Brosolis
MAYOR

ADOPTED

DEC 15 1975

By City Council

Reconsidered on
December 22, 1975

VOTE: All Present
except Baker
All AYES
on amended resolu-
tion.

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APPENDIX "A"

City Council
City of Lincoln
Lincoln, Nebraska

Re: Letter of Acceptance
Special Permit No. 633A

TO THE CITY COUNCIL:

I, Herbert H. Hall, Vice President

of Buckingham Development Company

Applicant under Special Permit No. 633A, granted by Resolution
No. A- 62328, adopted by the City Council on 12-22,
1925, do hereby certify that I have thoroughly read said resolu-
tion, understand the contents thereof, and do hereby accept on
behalf of the Applicant, without qualification, the terms and condi-
tions set forth therein.

BUCKINGHAM DEVELOPMENT COMPANY

Herbert H. Hall
Vice President

C E R T I F I C A T E

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

I, M. E. Spaedt, City Clerk of the City of Lincoln, Nebraska, do hereby certify that the above and foregoing is a true and correct copy of Res. No. A-62328 & Letter of Acceptance

as passed and approved by the City Council of the City of Lincoln, Nebraska at the meeting held 12-22-75 as the original appears of record in my said office, and is now in my charge remaining as City Clerk aforesaid.

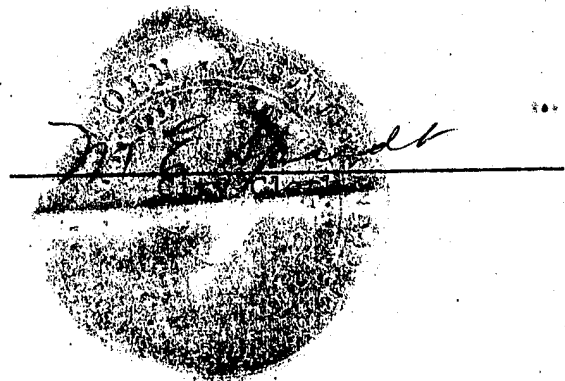
IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 30th day of January, 1976.

LANCASTER COUNTY NEBR.
Revised to 12/29/75
REGISTER OF DEEDS

1976 JAN 30 PM 12:09 ✓

ENTERED ON
NUMERICAL INDEX
FILED FOR RECORD AS:

INST. NO. 76-1843



\$17.50

City Clerk

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MICRO-FILED
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