

RESOLUTION NO. A- 72273

USE PERMIT NO. 42A

01 WHEREAS, Wayne B. Kingery has submitted an application designated as
02 Use Permit No. 42A for authority to relocate a
03 Shopping Center on property located on the northwest corner of 27th Street and
04 Cornhusker Highway, and legally described to wit:

05 A part of Lots Eight (8) and Nine (9), Thomas A. Stratton's
06 Subdivision located in the Southeast Quarter of Section
07 12, Township 10 North, Range 6 East of the 6th P.M.,
08 Lancaster County, Nebraska, and being more particularly
09 described as follows:

10 Commencing at the southeast corner of said Section 12;
11 thence on a bearing of north 01 degree 33 minutes 55
12 seconds west with the east line of Section 12, a distance
13 of 45.02 feet; thence south 89 degrees 33 minutes 31
14 seconds west with a line parallel to the south line of
15 said Section 12, a distance of 80.09 feet, also being the
16 point of beginning; thence north 44 degrees 11 minutes 45
17 seconds east, a distance of 42.07 feet; thence north 01
18 degree 33 minutes 55 seconds west with a line parallel to
19 the east line of said Section 12, a distance of 662.76
20 feet; thence north 46 degrees 40 minutes 09 seconds west,
21 a distance of 35.25 feet; thence south 88 degrees 39
22 minutes 45 seconds west, a distance of 24.98 feet; thence
23 north 01 degree 33 minutes 54 seconds west, a distance of
24 79.97 feet; thence north 88 degrees 24 minutes 10 seconds
25 east, a distance of 24.93 feet; thence north 43 degrees 36
26 minutes 23 seconds east, a distance of 35.41 feet; thence
27 north 01 degree 33 minutes 55 seconds west with a line
28 parallel to the east line of said Section 12, a distance
29 of 330.21 feet; thence south 33 degrees 31 minutes 15
30 seconds west with the deeded easement line on the easterly
31 bank of the Salt Creek Channel, a distance of 1,389.69
32 feet; thence north 89 degrees 33 minutes 31 seconds east
33 with a line parallel to the south line of Section 12, a
34 distance of 768.71 feet and the point of beginning.

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35 WHEREAS, the real property adjacent to the area included within the
36 plot plan for this relocated ~~additional~~ pole sign will not be adversely affected; and

37 WHEREAS, the application, together with the terms and conditions
38 hereinafter set forth are consistent with the intent and purpose of Title 27
39 of the Lincoln Municipal Code to promote the public health, safety, morals,
40 and general welfare.

41 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
42 Lincoln, Nebraska:

43 That the application of Wayne B. Kingery, hereinafter referred to as
44 "Permittee", to relocate a pole ~~erect-a-third~~ sign for Cornhusker Center Shopping Center be
45 and the same is hereby granted under the provisions of Section 27.31.100 of
46 the Lincoln Municipal Code upon condition that erection and maintenance of

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Amended 9/6/88

01 said sign be in strict compliance with said application, the plot plan, and
02 the following additional express terms, conditions, and requirements:

03 1. This permit approves moving the pole ~~one additional ground~~ sign located near 27th &
04 next ~~the west~~ entrance to the premises/as shown on the/plans, -which sign shall be a Cornhusker ~~to~~
05 ~~maximum of 100 sq. ft. in area and 6 ft. in height.~~

06 2. Said signs may identify the tenants.
07 ~~This permit revises the authorization previously granted for a~~
08 ~~pole sign shown on North 27th Street (Use Permit 42) to a ground sign no more~~
09 ~~than 6 ft. in height and 100 sq. ft. in area.~~

10 3. This sign and all development and construction shall comply
11 with the approved plans.

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

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

Introduced by:

Joseph R. Hampton

AYES: Danley, Gutgsell, Hampton,
Hempel, Minnick, Seng, Wilson;
NAYS: None.

Approved as to Form & Legality:

[Signature]
City Attorney

Staff Review Completed:

[Signature]
Administrative Assistant

ADOPTED

SEP 6 1988

By City Council

APPROVED

SEP 9, 1988

Bill Harris
MAYOR

LETTER OF ACCEPTANCE

City Council
City of Lincoln
Lincoln, Nebraska

Re: Use Permit No. 42A

TO THE CITY COUNCIL:

I(We), Wayne B. Kingery, Permittee(s)
under Use Permit No. 42A, granted by Resolution No. A- 72273,
adopted by the City Council of the City of Lincoln, Nebraska on
September 6, 19 88, do hereby certify that I(we) have
thoroughly read said resolution, understand the contents thereof,
and do hereby accept without qualification all of the terms, condi-
tions, and requirements therein.

Wayne B Kingery
Permittee - Wayne B. Kingery

Permittee

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 Resolution No. A-72273 approving Use Permit No. 42A, application of Wayne B.

Kingery

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held September 6, 1988 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 20 day of September, 1988.

Joan E. Ross
Deputy City Clerk

LANCASTER COUNTY, NEBR.

Dan Gallo
REGISTER OF DEEDS

1988 SEP 27 AM 9:05

FILED FOR RECORD

29607

INST. NO. 88-

BLOCK
NoBlock
CODE
STRSU
CHECKED
VB
ENTERED
JL
EDITED

\$20.⁵⁰

Return to City Clerk

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