

14
CHEZ AMI KNOLLS 3RD REPLAT
27th & Old Cheney Rd.

ORDINANCE NO. 9736

AN ORDINANCE accepting and approving the plat of CHEZ AMI KNOLLS THIRD ADDITION REPLAT as an addition in the City of Lincoln, Nebraska, filed in the office of the Planning Department of the City of Lincoln, Nebraska, upon certain conditions herein specified and providing for bonds conditioned upon the strict compliance of such conditions.

WHEREAS, Commonwealth Company, a corporation, owner of a replat located in the Northeast Quarter of Section 13, Township 9 North, Range 6 East of the 6th P.M., Lincoln, Lancaster County, Nebraska, more particularly described as follows: Lots 1, 2, 3, 4, 5, 6 Block 1; Lots 1, 2 Block 2; Lots 1, 2, 3, 4, 5, 6, 7, 8 Block 3; Lots 1, 2, 3, 4, 5, 6 Block 4; Lots 1, 2, 3, 4, 5, 6, 7, 8 Block 5; and Lots 1, 2, 3, 4 Block 6; ^{Chez Ami Knolls Third Addition} all in Lincoln, Lancaster County, Nebraska, having platted said real estate under the designation of CHEZ AMI KNOLLS THIRD ADDITION REPLAT and having filed said plat in the office of the Planning Department of the City of Lincoln, Nebraska, with a request for approval and acceptance thereof in the manner and form as by ordinance required; and,

WHEREAS, it is for the convenience of the inhabitants of the City of Lincoln, Nebraska, and for the public that said plat be approved and accepted as filed.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

Section 1. That the plat of CHEZ AMI KNOLLS THIRD ADDITION REPLAT filed in the office of the Planning Department of the City of Lincoln, Nebraska by Commonwealth Company, a corporation, as owner, be and it is hereby given the right to plat said Chez Ami Knolls Third Addition Replat as an addition in the City of Lincoln, Nebraska, in accordance therewith. Such acceptance and approval are conditioned upon the following conditions:

First: That the owner above set forth shall, at its own cost and expense, construct sidewalks in the sidewalk space

14
on the south side of Old Cheney Road within the limits of this plat, on the west side of 27th Street within the limits of this plat, on both sides of 25th Street and Heide Lane from Bretigne Drive to the Old Cheney Road, on both sides of Cindy Drive within the limits of this plat, on both sides of Jacquelyn Drive within the limits of this plat, on both sides of Norman Road within the limits of this plat, on both sides of Jane Drive within the limits of this plat and on the northwest side of Bretigne Drive within the limits of this plat, in accordance with the ordinances of the City of Lincoln, Nebraska, relating to sidewalks. The construction of said sidewalks shall be completed not later than May 1, 1973.

Second: The owner above set forth shall either post a bond in the amount of \$3,500.00 to insure the completion of the storm sewer system presently in place from the intersection of Heide Lane and Bretigne Drive eastward in Bretigne Drive to an outlet near the easterly limits of this subdivision, and pay the costs for the storm sewer construction at some subsequent date, or, the owner above set forth may pay those costs prior to the acceptance of this replat and avoid the posting of said bond.

Third: That the owner above set forth shall, at its own cost and expense, pay for all labor, material, engineering and inspection costs in connection with the construction of an ornamental street lighting system throughout the plat of this subdivision, to meet the minimum requirements of the City of Lincoln, together with all other expense in connection therewith. Said ornamental street lighting system shall be constructed under the supervision of the City of Lincoln and title thereto shall be vested in the City of Lincoln. The construction of said ornamental street lighting system shall be completed not later than May 1, 1971.

Fourth: That the owner above set forth shall, at its own cost and expense, provide for the staking and surveying of this replat as required by Title 26 of the Lincoln Municipal Code.

- 3 -

Section 2. The owner above set forth shall, prior to the passage of this ordinance, execute and deliver to the City of Lincoln:

(a) a bond in the sum of \$13,000.00 conditioned upon the strict compliance by the owner above named with the conditions contained in paragraph designated "First" of the next preceding section of this ordinance.

(b) a bond in the sum of \$3,500.00 conditioned upon the strict compliance by the owner above named with the conditions contained in paragraph designated "Second" of the next preceding section of this ordinance, or pay the costs set forth in said paragraph prior to the acceptance of this replat and avoid the posting of said bond.

(c) a bond in the sum of \$4,300.00 conditioned upon the strict compliance by the owner above named with the conditions contained in paragraph designated "Third" of the next preceding section of this ordinance.

(d) a bond in the sum of \$1,500.00 conditioned upon the strict compliance by the owner above named with the conditions contained in paragraph designated "Fourth" of the next preceding section of this ordinance.

(e) the bonds required above shall be subject to the approval of the City of Lincoln, Nebraska, and shall be further conditioned that in the event the above named owner fails to comply with the conditions herein set forth within the time specified in this ordinance, the City Council shall proceed to fulfill said conditions, the cost thereof to be paid by the surety on said bond. Such work shall be performed in the manner set forth in Title 26 of the Lincoln Municipal Code, know as the Land Subdivision Ordinance, as now existing or as may hereafter be amended.

Section 3. Immediately upon the taking effect of this ordinance, the owner shall file a certified copy of this ordinance in the office of the Register of Deeds for Lancaster County, Nebraska.

Section 4. This ordinance shall take effect and be in force from and after its passage and publication according to law.

PASSED

APR 14 1969

BY CITY COUNCIL

Approved as to Form:

John S. Hendon
Deputy City Attorney

Approved:

Richard A. Gimpson
City Engineer

Paul W. Habinger
Traffic Engineer

Robert Overing
Director of Public Works

W. Blocker
Director of Public Utilities

Conditions Precedent to Final Passage Complied with

D. E. Bragler
Planning Director

Introduced by

Harold R. Huber

APPROVED

APR 22 1969

James Stewart
MAYOR

C E R T I F I C A T E

STATE OF NEBRASKA)
) SS
COUNTY OF LANCASTER)

I, HAROLD W. SPRINGER, City Clerk of the City of Lincoln, Nebraska, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 9736 passed by the City Council April 14, 1969,

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 8th day of May A.D., 1969



Harold W. Springer
City Clerk

INDEXED 29-113,117 14
GENERAL 121,125
COMPARED
PAGES *MOC*

LANCASTER COUNTY NEBRASKA
INDEXED IN THE INDEX
FILED FOR RECORD IN
BOOK

1969 MAY -9 AM 8:28

Kimble L. Ferguson
REGISTER OF DEEDS

\$ 875

*Willard Estate
111 Prairie St. 1969*