

83-15477

8-4-83

APPEAL NO. 1417  
APPEAL APPROVED

RESOLUTION 793

BE IT RESOLVED by the Board of Zoning Appeals of the City of Lincoln;  
That after a public hearing on the 10th day of June, 1983,  
upon the application of Kent Seacrest, attorney for Devco, Inc., in Appeal  
No. 1417, dated May 13, 1983, to permit a variance of the strict application of  
the open space requirement only in the B-4 Local Business District, as applied to  
the following described property in Lincoln, Lancaster County, Nebraska, to  
wit: Lot A, Parcel 1, Block 42, Imhoff and Hyatt's Subdivision, by reducing the  
required open space from 1,365 square feet to 0 square feet, as outlined in  
the application and as shown by the testimony at above public hearing, it approves  
the application for the following reasons:

1. The variance requested is consistent with the spirit, intent, purpose,  
and general plan of the zoning ordinance.
2. The owner should be granted reasonable use of his land because 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.
3. The prohibition of the requested variance by the zoning ordinance is  
not based upon the conditions created by the applicant.
4. Approval of the application will not have any adverse effects upon  
adjacent property.

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 John Taylor

Approved as to form

Lynette Meservey  
For City Attorney

C E R T I F I C A T E

STATE OF NEBRASKA )  
COUNTY OF LANCASTER ) SS.  
CITY OF LINCOLN )

I, Paul Malzer, 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 1417,  
Resolution 793.

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 4th  
day of August, A.D., 1983.

*Paul H. Malzer*  
Paul Malzer, City Clerk

LANCASTER CO. CLERK

*Don J. ...*

REGISTER OF DEEDS

REC AUG -4 AM 8:47

\$6.25

FILED

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*2-560*  
*Miss*