

\$ 35.50

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12891

93R-55

RESOLUTION NO. A- 75291

Introduce: 3-1-93

SPECIAL PERMIT NO. 706E

1 WHEREAS, Fountain Glen Partnership, has submitted an
 2 application designated as Special Permit No. 706E for authority
 3 to amend the Highland Glen Community Unit Plan to eliminate two
 4 proposed sidewalks and foot bridges accessing the apartment
 5 complex from the south and west. Said Highland Glen Community
 6 Unit Plan is generally located at Northwest 2nd Circle and West
 7 Fletcher Avenue on property legally described to wit:

8 ²⁰ Lots 1 through 20, Highland Glen 1st
 9 ²¹ Addition and Lot 1, Highland Glen 2nd
 10 ^{10 1/2} Addition, Lincoln, Lancaster County,
 11 Nebraska.

12 WHEREAS, the real property adjacent to the area included
 13 within the plot plan for this elimination of said required
 14 sidewalks and foot bridges will not be adversely affected; and
 15

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

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

22 That the application of Fountain Glen Partnership,
 23 hereinafter referred to as "Permittee", to eliminate said
 24 sidewalks and foot bridges described above be and the same is
 25 hereby granted under the provisions of Section 27.65.060 of the
 26 Lincoln Municipal Code upon condition that elimination of said
 27 sidewalks and foot bridges from said Highland Glen Community Unit

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1 Plan be in strict compliance with said application, the plot
2 plan, and the following additional express terms, conditions, and
3 requirements:

4 1. This permit approves the elimination of the two
5 proposed sidewalks from the single family residential area to the
6 west and from West Fletcher Avenue and the associated bridges
7 crossing the low flow liner. All other terms, conditions and
8 requirements of the original special permit for Highland Glen
9 Community Plan shall remain in effect.

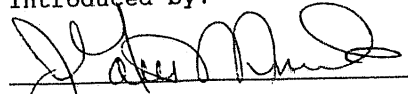
10 2. Permittee shall provide profiles for the
11 sidewalk from West Fletcher Avenue to document the lack of
12 accessibility.

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

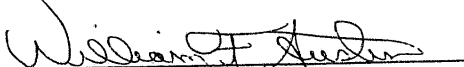
19 4. The Permittee shall sign and return the City's
20 letter of acceptance to the City Clerk within 30 days following
21 approval of this amendment to the special permit, provided,
22 however, said 30-day period may be extended up to six months by
23 administrative amendment. The City Clerk shall file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

93R-55

Introduced by:

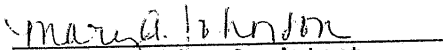


Approved as to Form & Legality:


City Attorney

AYES: Haar, Johnson, Lyons,
Minnick, Seng, Wilson, Young;
NAYS: None.

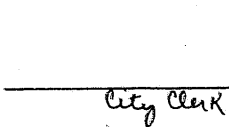
Staff Review Completed:


Administrative Assistant

APPROVED

MAR 11 1993

Attest:


City Clerk


MAYOR

ADOPTED

MAR 8 1993

By City Council

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LETTER OF ACCEPTANCE

City Council
City of Lincoln
Lincoln, Nebraska

TO THE CITY COUNCIL:

I, Gerald L. Schleich, President of Nebraska Realty Development Corporation, General Partner of Fountain Glen Partnership, ~~President or~~ authorized representative of Fountain Glen Partnership, herein called "Permittee" under Special Permit No. 706E, granted by Resolution No. A-75291 adopted by the Lincoln City Council on March 8, 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.

NEBRASKA REALTY DEVELOPMENT CORPORATION, General
Partner of FOUNTAIN GLEN PARTNERSHIP

By



President/Authorized Representative

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C E R T I F I C A T E

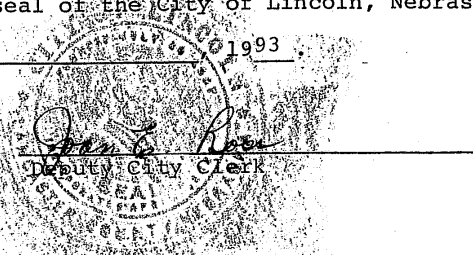
STATE OF NEBRASKA)
COUNTY OF LANCASTER) ss:
CITY OF LINCOLN)

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-75291/SPECIAL PERMIT NO. 706E

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held MARCH 8, 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 19th day of MARCH 1993.



BLOCK
10 10
HIGLI HIGLI
LANCASTER COUNTY, NEB
Dan Nette
REGISTER OF DEEDS
APR 7 10 06 AM '93

\$35.50

INST. NO 93 12891

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Return to City Clerk