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FILED SARPY COUNTY NEBRASKA
 INSTRUMENT NUMBER

2018-16859

07/23/2018 8:48:11 AM

Lloyd J. Dowling

REGISTER OF DEEDS



CERTIFICATE OF THE CITY CLERK
 CITY OF PAPIILLION

STATE OF NEBRASKA)
)ss.
 COUNTY OF SARPY)

I, Nicole Brown, City Clerk of the City of Papillion, a Municipal Corporation, within and for the County of Sarpy, State of Nebraska, do hereby certify that the foregoing is a true and correct copy of Ordinance 1802 that was passed and approved by the Papillion City Council on July 17, 2018.

WITNESS my hand and seal on this 17th day of July, 2018.



Nicole Brown
 Nicole Brown, City Clerk
 City of Papillion

A

ORDINANCE NO. 1802

AN ORDINANCE TO APPROVE THE CHANGE OF ZONE OF CERTAIN REAL PROPERTY WITHIN THE ZONING JURISDICTION OF THE CITY OF PAPIILLION, SARPY COUNTY, NEBRASKA, LEGALLY DESCRIBED AS TAX LOT 7A OF SECTION 28, T14N, R12E TOGETHER WITH TAX LOT 9A1 OF SECTION 21, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, GENERALLY LOCATED NORTHWEST CORNER OF S 96TH STREET AND LINCOLN ROAD, FROM AGRICULTURAL (AG) TO MULTIPLE-FAMILY RESIDENTIAL (R-4), TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF PAPIILLION BY CHANGING THE ZONING DISTRICT BOUNDARIES OF THE ZONING MAP IN ACCORDANCE WITH SECTION 205-32 OF PAPIILLION MUNICIPAL CODE, AND TO PROVIDE FOR AN EFFECTIVE DATE THEREOF.

WHEREAS, Neb. Rev. Stat. § 16-905 provides that the City may, by ordinance, designate its jurisdiction over territory outside of the corporate limits of the City under §16-901 or §16-902 of the Nebraska Revised Statutes by reference to an official zoning map; and

WHEREAS, pursuant to § 205-32 of the Papillion Municipal Code, the City of Papillion adopted a zoning map depicting boundaries of zoning districts established by the City, which map, together with legends, references, symbols, boundaries and other information, is prominently displayed in the City Council chambers; and

WHEREAS, the following described real property generally located northwest of S 96th Street and Lincoln Road is being platted into Lincoln Way; and

WHEREAS, the City Council of the City of Papillion has received a recommendation from the Papillion Planning Commission to approve a Change of Zone Application to rezone the real property from Agricultural (AG) to Multiple-Family Residential (R-4).

BE IT ORDAINED by the Mayor and City Council of the City of Papillion, Nebraska, as follows:

Section 1: That the Change of Zone Application be and the same is approved to rezone the following described real property from Agricultural (AG) to Multiple-Family Residential (R-4):

PARCEL 1: TAX LOT 7A, LOCATED IN THE EAST HALF OF THE NORTHEAST QUARTER (E 1/2 NE 1/4) OF SECTION TWENTY-EIGHT TOWNSHIP FOURTEEN (14) NORTH, RANGE TWELVE (12) EAST, SARPY COUNTY, NEBRASKA, EXCEPTING THAT PART DESCRIBED AS: PART OF TAX LOT 7A IN THE NORTHEAST QUARTER (NE 1/4) OF SECTION TWENTY-EIGHT (28), TOWNSHIP FOURTEEN (14) NORTH, RANGE TWELVE (12) EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION TWENTY-EIGHT (28); THENCE ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER (NE 1/4), BEARING SOUTH 87 DEGREES 31 MINUTES 04 SECONDS WEST (AN ASSUMED BEARING) FOR 909.19 FEET TO THE POINT OF BEGINNING; THENCE ALONG SAID SOUTH LINE; BEARING SOUTH 87 DEGREES 31 MINUTES 04 SECONDS WEST FOR 406.61 FEET TO A POINT ON THE WEST PROPERTY LINE OF SAID TAX LOT 7A; THENCE ALONG SAID WEST LINE, BEARING NORTH 02 DEGREES 31 MINUTES 12 SECONDS WEST FOR 33.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF LINCOLN ROAD; THENCE CONTINUING ALONG SAID WEST LINE, BEARING NORTH 02 DEGREES 31 MINUTES 12 SECONDS WEST FOR 17.00 FEET TO A POINT BEING 50.00 FEET NORTH OF THE SOUTH LINE OF SAID NORTHEAST QUARTER (NE 1/4); THENCE ALONG A LINE 50.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID NORTHEAST QUARTER, BEARING NORTH 87 DEGREES 31 MINUTES 04 SECONDS EAST FOR 406.64 FEET; THENCE BEARING SOUTH 02 DEGREES 28 MINUTES 56 SECONDS EAST FOR 17.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF LINCOLN ROAD; THENCE CONTINUING BEARING SOUTH 02 DEGREES 28 MINUTES 56 SECONDS EAST FOR 33.00 FEET TO THE POINT OF BEGINNING.

PARCEL 2: TAX LOT 9A1, LYING SOUTH OF THE PAPIILLION CREEK, IN THE SOUTHEAST QUARTER (SE 1/4) OF SECTION TWENTY-ONE (21), TOWNSHIP FOURTEEN (14) NORTH, RANGE TWELVE (12) EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA.

Section 2. That the zoning district boundaries of the official zoning map, which is prominently displayed in the City Council chambers pursuant to § 205-32 of the Papillion Municipal Code, be and the same is changed, modified and amended in accordance with § 205-32 of Papillion Municipal Code to reflect the change of zone for the above described property.

Section 3. Effective Date. This Ordinance shall be in full force and effect fifteen (15) days after its passage. The City Clerk is directed to effectuate the publishing of this Ordinance for at least one (1) week in a newspaper in general circulation within the City of Papillion, which publication must take place within fifteen days of the passage of this Ordinance by the City Council. The City Clerk shall cause this Ordinance to be published in book or pamphlet form. That this Ordinance shall have the same force and effect as though it had been published at large. That a copy of said Ordinance shall be filed for use and examination by the public in the office of the City Clerk.

2018-16859 C


PASSED AND APPROVED this 17th day of July, 2018.

CITY OF PAPIILLION,



DAVID P. BLACK, Mayor

Attest:



NICOLE BROWN, City Clerk

(SEAL)

Planning Commission: 12/13/17
First Reading: 03/06/18
Second Reading: 03/20/18
Third Reading: 07/17/18

