

31562

14

90R-287

Introduce: 9-24-90

RESOLUTION NO. A- 73791

SPECIAL PERMIT NO. 544B

01           WHEREAS, Karl A. Witt has submitted an application designated as  
02 Special Permit No. 544B for authority to amend the Northside Village Community  
03 Unit Plan to construct and develop 23 single family lots on property located  
04 on the southeast corner of Hartley and Fairfield Streets, and legally described  
05 to wit:

06           Outlot 'A', Northside Village 3rd Addition Replat,  
07           Lincoln, Lancaster County, Nebraska; and

08           WHEREAS, the real property adjacent to the area included within the  
09 plot plan for this development will not be adversely affected; and

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

14           NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of  
15 Lincoln, Nebraska:

16           That the application of Karl A. Witt, hereinafter referred to as  
17 "Permittee", to construct and develop an additional 23 single-family lots  
18 within the existing community unit plan be and the same is hereby granted  
19 under the provisions of Section 27.63.320 of the Lincoln Municipal Code upon  
20 condition that construction and development of said lots be in strict compli-  
21 ance with said application, the plot plan, and the following additional  
22 express terms, conditions, and requirements:

23           1. This permit authorizes a maximum of 375 dwelling units within  
24 Northside Village Community Unit Plan.

25           2. Before receiving building permits:

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- a. The permittee shall submit and receive approval for a permanent reproducible final site plan as approved by the City Council.
- b. The construction plans shall comply with the approved plans.
- c. The final plat of Northside Village 5th Addition must be approved by the City.
- d. The City Council must approve Change of Zone 2575.

3. Before occupying this Community Unit Plan, all development and construction shall comply with the approved plans.

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

5. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 30 days following approval of the special permit, provided, however, said 30-day period may be extended up to six months by administrative amendment. The City Clerk shall file a copy of the resolution 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:  
Ken Haar

Approved as to Form & Legality:

William F. Stueder  
City Attorney

AYES: Gutgsell, Haar, Hempel, Johanns, Minnick, Seng, Wilson  
NAYS: None.

Staff Review Completed:

[Signature]  
Administrative Assistant

**APPROVED**  
OCT 4 1990  
Bill Harris  
MAYOR  
2

**ADOPTED**  
OCT 1 1990  
By City Council

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APPENDIX "A"

City Council  
City of Lincoln  
Lincoln, Nebraska

Re: Letter of Acceptance  
Special Permit No. 544B

TO THE CITY COUNCIL:

I, Karl A. Witt, herein called  
Permittee under Special Permit No. 544B, granted by Resolution  
No. A- 73791 adopted by the City Council of the City of  
Lincoln, Nebraska, on October 1, 1990, 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.

Karl A. Witt  
Permittee - Karl A. Witt

CITY OF LINCOLN  
RECEIVED  
OCT 10 1990  
OFFICE OF THE CITY CLERK

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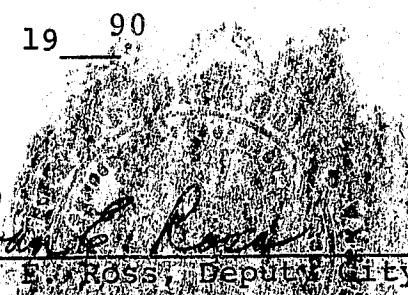
C E R T I F I C A T E

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-73791 approving Special Permit No. 544B, application of Karl A. Witt

as the original appears of record in my said office and is now in my charge remaining as Deputy City Clerk aforesaid.

In Witness Whereof, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska, this 10th day of October, 19 90

  
*Joan E. Ross*  
Joan E. Ross, Deputy City Clerk

*City Clerk p d c k Witt*

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BLOCK  
NO  
CODE  
NO. 5113 RE  
CHECKED  
MC  
ENTERED  
MR  
EDITED  
*JD*

LANCASTER COUNTY, NEBRASKA  
*Don J. Kelly*  
REGISTER OF DEEDS

90 OCT 15 AM 9:23

ENTERED ON  
NUMERICAL INDEX  
FILED FOR RECORD AS:  
INST. NO. 90- 31562

\$20.50