

RESOLUTION NO. A- 71589

SPECIAL PERMIT NO. 808D

01 WHEREAS, Mike Poe and Security Investment Co. have
02 submitted an application designated as Special Permit No. 808D
03 for authority to develop an elderly/retirement housing unit on
04 property located east of 28th Street between Briar Rosa Drive and
05 Coronado Drive, and legally described to wit:

06 Lot 6, Block 2, Southern Hills First Addition and a
07 part of Outlot 'C', Sevenoaks First Addition, located
08 in the West One-Half of Section 18, Township 9 North,
09 Range 7 East of the 6th P.M., Lancaster County, Nebras-
10 ka, commencing at the southwest corner of Lot 13, Block
11 4, Sevenoaks First Addition of said Section 18; thence
12 in a westerly direction along the half section line of
13 said section on a bearing of north 89 degrees 32
14 minutes 43 seconds west, a distance of 212.56 feet;
15 thence in a southerly direction on a bearing of south 6
16 degrees 14 minutes 09 seconds west, a distance of
17 131.85 feet to a point of curvature of a 230.00 feet
18 radius curve to the right, having a tangent of 11.65
19 feet and a central angle of 5 degrees 47 minutes 58
20 seconds; thence in a westerly direction along said
21 curve an arc distance of 23.28 feet (chord distance
22 23.37 feet); thence continuing in a westerly direction
23 on a bearing of north 89 degrees 31 minutes 54 seconds
24 west, a distance of 47.56 feet; thence in a northerly
25 direction on a bearing of north 0 degrees 37 minutes 50
26 seconds east, a distance of 130.00 feet; thence in a
27 westerly direction along the half section of said
28 Section 18 on a bearing of north 89 degrees 31 minutes
29 31 seconds west, a distance of 73.17 feet; thence in a
30 northerly direction on a bearing of north 19 degrees 29
31 minutes 08 seconds west, a distance of 159.73 feet;
32 thence continuing in said direction on a bearing of
33 north 37 degrees 02 minutes 37 seconds east, a distance
34 of 185.00 feet; thence continuing in said direction on
35 a bearing of north 64 minutes 02 minutes 37 seconds
36 east, a distance of 122.00 feet; thence continuing in
37 said direction on a bearing of north 87 degrees 02
38 minutes 37 seconds east, a distance of 167.00 feet;
39 thence in an easterly direction on a bearing of south 5
40 degrees 27 minutes 23 seconds east, a distance of
41 364.64 feet to the point of beginning.

42 WHEREAS, the real property adjacent to the area includ-
43 ed within the plot plan for this elderly/retirement housing unit
44 will not be adversely affected; and

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

32156

01 NOW, THEREFORE, BE IT RESOLVED by the City Council of
02 the City of Lincoln, Nebraska:

03 That the application of Mike Peo and Security Invest-
04 ment Co., hereinafter referred to as "Permittee", to construct
05 said elderly/retirement housing unit be and the same is hereby
06 granted under the provisions of Section 27.63.210 of the Lincoln
07 Municipal Code upon condition that construction and operation of
08 said elderly/retirement housing unit be in strict compliance with
09 said application, the plot plan, and the following additional
10 express terms, conditions, and requirements:

- 11 1. This permit approves 54 dwelling units for the
12 elderly.
- 13 2. Before receiving building permits:
 - 14 a. The construction plans shall comply with the
15 approved plans.
 - 16 b. Final plats of Southern Oaks shall be approved by
17 the City.
- 18 3. Before occupying this elderly retirement develop-
19 ment, all development and construction shall comply with the
20 approved plans.
- 21 4. All privately-owned improvements shall be perma-
22 nently maintained by the owner.
- 23 5. The permittee shall annually certify that all
24 occupied dwelling units comply with the requirements of the
25 zoning ordinance for elderly retirement developments.
- 26 6. The terms, conditions, and requirements of this
27 resolution shall be binding and obligatory upon the Permittee,
28 successors, and assigns. The building official shall report
29 violations to the City Council which may revoke the special
30 permit or take such other action as may be necessary to gain
31 compliance.
- 32 7. The Permittee shall sign and return the City's
33 letter of acceptance to the City Clerk within 30 days following
34 approval of the special permit, provided, however, said 30-day
35 period may be extended up to six months by administrative amend-
36 ment. The City Clerk shall file a copy of the resolution

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- 01 approving the special permit and the letter of acceptance with
- 02 the Register of Deeds, filing fees therefor to be paid in advance
- 03 by the Permittee.

Introduced by:

O. Theodore Hempel

X

Approved as to Form and Legality: AYES: Gutgsell, Hampton, Hempel,
 Minnick, Seng, Wilson;
 NAYS: None;
 ABSENT: Danley.

William F. Thudor
 City Attorney

Staff Review Completed:

[Signature]
 Administrative Assistant

ADOPTED

SEP 14 1987

By City Council

APPROVED

SEP 17, 1987

Bill Harris
 MAYOR

7-156

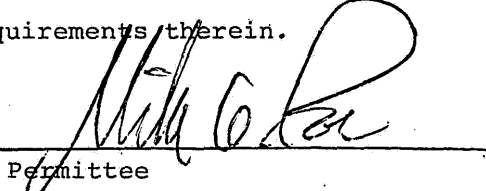
APPENDIX "A"

City Council
City of Lincoln
Lincoln, Nebraska

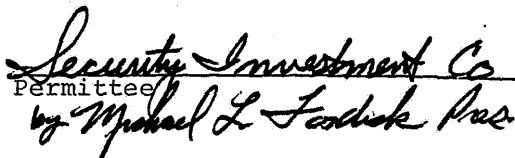
Re: Letter of Acceptance
Special Permit No. 808D

TO THE CITY COUNCIL:

We/I, Mike Poe and Security Investment Co., herein called
Permittee under Special Permit No. 808D, granted by Resolution
No. A- 71589 adopted by the City Council of the City of
Lincoln, Nebraska, on September 14, 1987, 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.



Permittee



Permittee
by Michael L. Friedrich Poe

C E R T I F I C A T E

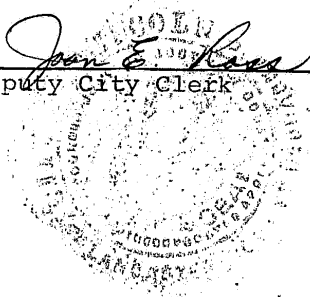
STATE OF NEBRASKA)
COUNTY OF LANCASTER) ss:
CITY OF LINCOLN)

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 Special Permit No. 808D approved by Resolution No. A-71589 application of Mike Poe and Security Investment Co.,

as passed and approved by the City Council of the City of Lincoln, Nebraska, at its meeting held September 14, 1987 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 25th day of September, 1987.

Joan E. Ross
Deputy City Clerk



LANCASTER COUNTY, NEBR.

Dan Falto
REGISTER OF CLERKS

1987 SEP 25 PM 3:55

ENTIRE FILE
NUMERICAL INDEX
FILED FOR REFERENCE

INDEXED
MICRO-FILED
GENERAL

INST. NO. 87 32156

\$26.00

*City Clerk
poe pd*

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