

RESOLUTION NO. A-\_\_\_\_\_

1           WHEREAS, the Administrative Final Plat of Beck & Oldfather Addition has  
2 been submitted to the City of Lincoln for approval by the Planning Director; and

3           WHEREAS, the Planning Director’s conditions of approval of said  
4 Administrative Final Plat required that the subdivider install water mains and sanitary  
5 sewers within said Administrative Final Plat; and

6           WHEREAS, the subdivider has requested a modification to waive said  
7 requirement pursuant to § 26.31.010 of the Lincoln Municipal Code; and

8           WHEREAS, the Planning Commission has reviewed said request and has  
9 made recommendations thereon; and

10           WHEREAS, the City Council finds that the strict application of all require-  
11 ments would result in actual difficulties or substantial hardship or injustice to the  
12 property owner.

13           NOW, THEREFORE, BE IT RESOLVED by the City of Lincoln, Nebraska:

14           The requirements of Sections 26.27.030 and 26.27.040 of the Lincoln  
15 Municipal Code that a water distribution system and a wastewater collection system,  
16 respectively, be installed within said plat, are hereby waived; provided the subdivider  
17 agrees to enter into a subdivision agreement with the City of Lincoln whereby subdivider  
18 agrees to connect to the City’s water and sanitary sewer systems if the properties are  
19 further subdivided.

1 BE IT FURTHER RESOLVED that nothing herein shall be construed to  
2 preclude the City Council from ordering the construction of a water distribution system  
3 and wastewater collection system to serve said plat at any time in the future upon  
4 proper notice to the owners, their successors or assigns.

5 All other conditions for approval of the Administrative Final Plat of Beck &  
6 Oldfather Addition shall remain in full force and effect.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_ day of \_\_\_\_\_, 2003:

\_\_\_\_\_  
Mayor