

APPROVAL

RESOLUTION NO. A-_____

1 WHEREAS, Adams Enterprises Inc. dba Town & Country Homes, hereinafter Appellant,
2 is constructing a single-family dwelling located at 7420 Otoe Court; and

3 WHEREAS, the Impact Fee Administrator calculated the impact fees for this use based
4 upon the Impact Fee Schedules beginning January 1, 2004 for a single-family dwelling with a 1"
5 water meter; and

6 WHEREAS, the Appellant filed its Notice of Appeal appealing the impact fee
7 determination and requesting that the impact fees be waived or reduced as the Appellant's
8 single-family dwelling is located in the Fox Hollow neighborhood which already has
9 infrastructure improvements in place to serve the single-family dwelling and, therefore, the
10 Appellant's development should be treated the same as those developments in other areas of
11 the City which had infrastructure improvements in place and were granted category exemption
12 from impact fees; and

13 WHEREAS, the City Council finds that strict application of the impact fee ordinance's
14 provisions under these circumstances work an unjust and undue burden on the Appellant.

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

17 That the impact fee Notice of Appeal filed by Adams Enterprises Inc. dba Town &
18 Country Homes, on December 22, 2004 is hereby approved and the impact fees are hereby
19 waived.

Introduced by:

Approved as to Form:

City Attorney

Approved this ___ day of _____, 2005:

Mayor