



**CITY OF LINCOLN
NEBRASKA**

MAYOR CHRIS BEUTLER
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Urban Development Department
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To: Lincoln City Council Members
From: David Landis, Director 
Date: November 17, 2010
Subject: Occupation of Public Right of Way, Block 38

The Urban Development Department respectfully requests your consideration in approving the right to occupy public space pursuant to §14.54 for the Block 38 Mixed-Use Facility generally located on the north half of Block 38, between 13th and 14th Streets and P and Q Streets.

The footings of the parking garage will extend up to approximately four feet into the rights of way of 13th Street, P Street, and 14th Street below grade.

Without this approval, the City will incur an additional cost to build a garage with a different type of support system. Other City-owned garages have attributes within the right of way including the Haymarket Parking Garage and the Centerpark Garage. This request would be consistent with previous construction practices for publicly-owned garages.

A site plan is attached that shows the proposed right of way to be occupied.

I welcome your questions about the need for the occupancy permit at the public hearing or beforehand.

**BLOCK 38 ORIGINAL LINCOLN
RIGHT OF WAY LEGAL DESCRIPTION**

EAST FOUR FEET OF NORTH 13TH STREET RIGHT OF WAY FROM THE NORTH LINE OF THE EAST-WEST ALLEY OF BLOCK 38 ORIGINAL LINCOLN TO THE SOUTH RIGHT OF WAY LINE OF Q STREET.

SOUTH FOUR FEET OF Q STREET RIGHT OF WAY FROM THE EAST RIGHT OF WAY LINE OF NORTH 13TH STREET TO THE WEST RIGHT OF WAY LINE OF NORTH 14TH STREET.

WEST FOUR FEET OF NORTH 14TH STREET RIGHT OF WAY FROM THE NORTH LINE OF THE EAST-WEST ALLEY OF BLOCK 38 ORIGINAL LINCOLN TO THE SOUTH RIGHT OF WAY LINE OF Q STREET.

