

RESOLUTION NO. A-_____

WHEREAS, the Administrative Final Plat of McManaman's Addition was previously approved by the City of Lincoln; and

WHEREAS, pursuant to Sections 26.27.020 and 26.27.010 of the Lincoln Municipal Code, the conditions of approval of said Administrative Final Plat included the requirement that the subdivider install sidewalks along the north side of Franklin Street abutting Lot 2, McManaman's Addition, and pave Franklin Street abutting Lot 2, McManaman's Addition; and

WHEREAS, applicant has requested a modification to waive said requirements pursuant to ' 26.31.010 of the Lincoln Municipal Code; and

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

WHEREAS, the City Council finds that the strict application of all requirements would result in actual difficulties or substantial hardship or injustice to the property owner.

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

1. That the requirement of the Section 27.27.020 of the Lincoln Municipal Code that sidewalks be constructed on the side of the street abutting the subdivision along the north side of Franklin Street abutting Lot 2, McManaman's Addition, is hereby waived; provided however, nothing herein shall be construed to preclude the City Council from ordering the construction of sidewalks in said location at any time in the future upon proper notice to the owners, their successors or assigns.

2. That the request to waive the requirement of Section 26.27.010 of the Lincoln Municipal Code that all streets abutting and within a new subdivision shall be paved with curb and gutters for Franklin Street abutting Lot 2, McManaman's Addition, is hereby denied.

All other conditions for approval of the Administrative Final Plat of McManaman's Addition shall remain in full force and effect.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant