

RESOLUTION NO. A-_____

SPECIAL PERMIT NO. 1963

1 WHEREAS, Salem Oil Company has submitted an application designated
2 as Special Permit No. 1963 for authority to sell alcoholic beverages for consumption off the
3 premises at the convenience store/service station generally located northeast of the
4 intersection of Northwest 12th Street and West Adams Street, legally described as:

5 Beginning at the southwest corner of Lot 1, Block 4, Union
6 Pacific Addition, Lincoln, Lancaster County, Nebraska; thence
7 north 89 degrees 29 minutes 30 seconds east (assumed
8 bearing) along the northerly right-of-way line of I-80, a distance
9 of 165.0 feet; thence north 04 degrees 29 minutes 30 seconds
10 east, a distance of 200.0 feet; thence north 71 degrees 57
11 minutes 35 seconds west, a distance of 139.46 feet to a point
12 on the easterly right-of-way line of N.W. 12th Street; thence
13 south 18 degrees 09 minutes 54 seconds west along said
14 right-of-way line, a distance of 109.80 feet to the point of curve;
15 thence along a circular curve to the left having a radius of
16 227.40 feet and subtended by a chord 87.54 feet in length and
17 bearing south 09 degrees 01 minutes 00 seconds west; thence
18 south 00 degrees 11 minutes 00 seconds east along said
19 easterly right-of-way line, a distance of 53.23 feet to the point
20 of beginning; and

21 WHEREAS, the real property adjacent to the area included within the site
22 plan for this permit to sell alcoholic beverages for consumption off the premises will not be
23 adversely affected; and

24 WHEREAS, said site plan together with the terms and conditions hereinafter
25 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal
26 Code to promote the public health, safety, and general welfare.

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

1 That the application of Salem Oil Company, hereinafter referred to as
2 "Permittee", to sell alcoholic beverages for consumption off the premises on property
3 legally described above be and the same is hereby granted under the provisions of Section
4 27.63.685 of the Lincoln Municipal Code upon condition that operation of said licensed
5 premises be in strict compliance with said application, the site plan, and the following
6 additional express terms, conditions, and requirements:

7 1. This permit approves the sale of alcoholic beverages for consumption
8 off the premises at the convenience store located at 3100 N.W. 12th Street.

9 2. Before receiving building permits:

10 a. The Permittee must complete the following instructions and
11 submit the documents and plans to the Planning Department
12 for review and approval.

13 i. A revised site plan showing the dimensions of parking
14 spaces and isles consistent with the City of Lincoln
15 Design Standards.

16 ii. A reproducible final site plan with five copies as
17 approved.

18 b. The construction plans must conform to the approved plans.

19 3. Before occupying these structures all development and construction
20 must conform to the approved plans.

21 4. The site plan approved by this permit shall be the basis for all
22 interpretations of setbacks, yards, location of buildings, location of parking and circulation
23 elements, and similar matters.

1 5. The terms, conditions, and requirements of this resolution shall be
2 binding and obligatory upon the Permittee, his successors, and assigns. The building
3 official shall report violations to the City Council which may revoke the special permit or
4 take such other action as may be necessary to gain compliance.

5 6. The Permittee shall sign and return the City's letter of acceptance to
6 the City Clerk within 30 days following approval of the special permit, provided, however,
7 said 30-day period may be extended up to six months by administrative amendment. The
8 City Clerk shall file a copy of the resolution approving the special permit and the letter of
9 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the
10 Permittee.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant

Approved this ___ day of _____, 2002: _____ Mayor
