

City Council Introduction: **Monday**, June 10, 2002
Public Hearing: **Monday**, June 17, 2002, at **1:30 p.m.**

Bill No. 02R-128

FACTSHEET

TITLE: PRELIMINARY PLAT NO. 01024, HAWKSWOOD ESTATES 1ST ADDITION, requested by Olsson Associates on behalf of the property owners, for 29 lots with 28 units of housing and one church, with associated waiver requests, on property generally located at South 70th Street and Old Cheney Road.

STAFF RECOMMENDATION: Conditional Approval

ASSOCIATED REQUESTS: Special Permit No. 1952, Hawkswood Estates 1st Addition Community Unit Plan (02R-127)

SPONSOR: Planning Department

BOARD/COMMITTEE: Planning Commission
Public Hearing: 04/03/02
Administrative Action: 04/03/02

RECOMMENDATION: Conditional Approval (8-0: Carlson, Duvall, Larson, Bills-Strand, Newman, Krieser, Steward and Schwinn voting 'yes'; Taylor absent).

FINDINGS OF FACT:

1. This preliminary plat and the associated community unit plan were heard at the same time before the Planning Commission.
2. The staff recommendation of conditional approval is based upon the "Analysis" as set forth on p.8-9, concluding that panhandle shaped lots are generally unacceptable; however, in the subdivision of existing acreage lots, they are acceptable and preserve the character of the neighborhood. A panhandle shape for Lots 17 and 20-23 provides frontage and access without private roadways. Most of the waivers were previously approved with the Hawkswood Estates Preliminary Plat No. 00001. The waiver of the required depth-to-width ratio permits the flag lots.
3. On April 3, 2002, this application was placed on the Consent Agenda of the Planning Commission and opened for public hearing. No one came forward to speak.
4. The Planning Commission agreed with the staff recommendation and voted 8-0 to recommend conditional approval, as set forth in the staff report dated March 20, 2002.
5. On April 4, 2002, a letter reflecting the action of the Planning Commission and the conditions of approval was mailed to the applicant (p.2-5).
6. The Site Specific conditions of approval required to be completed prior to scheduling this application on the Council agenda have been submitted by the applicant and approved by the reviewing departments.

FACTSHEET PREPARED BY: Jean L. Walker

DATE: June 3, 2002

REVIEWED BY: _____

DATE: June 3, 2002

REFERENCE NUMBER: FS\CC\2002\PP.01024

April 4, 2002

Olsson Associates
Stephen Clymer
1111 Lincoln Mall
Lincoln, NE 68508

Re: Preliminary Plat No. 01024
HAWKSWOOD ESTATES 1ST ADDITION

Dear Mr. Clymer,

At its regular meeting on Wednesday, **April 3, 2002**, the Lincoln-Lancaster County Planning Commission granted approval to your preliminary subdivision, **Hawkswood Estates 1st Addition**, located in the general vicinity of **S. 70th St. and Old Cheney Rd.**, subject to the following conditions:

Site Specific:

1. After the subdivider completes the following instructions and submits the documents and plans to the Planning Department office, the preliminary plat will be scheduled on the City Council's agenda: (NOTE: These documents and plans are required by ordinance or design standards.)
 - 1.1 Revise the preliminary plat to show:
 - 1.1.1 The easements requested by L.E.S.
 - 1.1.2 Extend the water main in S. 68th Circle to the southern boundary of the plat.
 - 1.1.3 Revise the grading and drainage to the satisfaction of Public Works & Utilities.
 - 1.1.4 Paving and street trees on Stevens Ridge Road.
 - 1.1.5 To the waivers, add 3:1 depth-to-width ratio for residential lots.
 - 1.1.6 Shade the area of this plat on the Vicinity Map.
 - 1.1.7 Remove waiver request 11-C, which addressed street trees.
2. The City Council approves associated request:
 - 2.1 Special Permit #1952
 - 2.2 An exception to the design standards to permit:
 - 2.2.1 Street lighting at 480-500 foot intervals
 - 2.2.2 Water mains and sanitary sewer to be located 15.5 feet on either side of the centerline

- 2.2.3 Rural ditches to carry storm water
 - 2.2.4 Transfer sewage from one drainage basin to another
 - 2.2.5 Cul-de-sac paving diameter of 64 feet and right-of-way diameter of 100 feet
 - 2.5.6 Shorter tangent lengths between curve 5 and curve 6 and between curve 7 and curve 8
 - 2.5.7 Rural roadway section
- 2.3 A modification to the requirements of the land subdivision ordinance to waive:
- 2.3.1 Sidewalks on one side of the streets
 - 2.3.2 Pedestrian way easements on blocks longer than 1,000 feet
 - 2.3.3 Maximum block length
 - 2.3.4 The 3:1 depth to width ratio for residential lots on Lots 17, 20, 21, 22, and 23

General:

3. Final Plats will be scheduled on the Planning Commission agenda after:
- 3.1 Streets, private roadways, sidewalks, public water distribution system, public wastewater collection system, drainage facilities, ornamental street lights, landscape screens, street trees, temporary turnarounds and barricades, street name signs, and permanent survey monuments have been completed or the subdivider has submitted a bond or an approved escrow of security agreement to guarantee their completion.
 - 3.2 The subdivider has signed an agreement that binds the subdivider, its successors and assigns:
 - 3.2.1 To submit to the Director of Public Works an erosion control plan.
 - 3.2.2 To protect the remaining trees on the site during construction and development.
 - 3.2.3 To submit to lot buyers and home builders a copy of the soil analysis.
 - 3.2.4 To continuously and regularly maintain street trees and landscape screens.
 - 3.2.5 To complete the private improvements shown on the preliminary plat and community unit plan.
 - 3.2.6 To maintain the outlots and private improvements on a permanent and continuous basis. However, the subdivider may be relieved and discharged of this maintenance obligation upon creating in writing a permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance. The subdivider shall not be relieved of such maintenance obligation until the

document or documents creating said property owners association have been reviewed and approved by the City Attorney and filed of record with the Register of Deeds.

- 3.2.7 To pay all improvement costs.
- 3.2.8 To relinquish the right of direct vehicular access from Old Cheney Road and S. 70th Street except at Hawkswood Court and Stevens Ridge Road. A future drive from Lot 24 to S. 70th Street may be allowed, subject to approval by Public Works.
- 3.2.9 To comply with the provisions of the Land Subdivision Ordinance regarding land preparation.
- 3.2.10 To inform lot buyers that roadside ditches and culverts are the responsibility of the abutting property owners.
- 3.2.11 To inform lot buyers that any lots which connect to the S. 70th Street or Old Cheney Road water mains must pay a connection fee.

The findings of the Planning Commission will be submitted to the City Council for their review and action. You will be notified by letter if the Council does not concur with the conditions listed above.

You may appeal the findings of the Planning Commission to the City Council by filing a notice of appeal with the City Clerk. The appeal is to be filed within 14 days following the action by the Planning Commission. You have authority to proceed with the plans and specifications for the installation of the required improvements after the City Council has approved the preliminary plat. If you choose to construct any or all of the required improvements prior to the City's approval and acceptance of the final plat, please contact the Director of Public Works before proceeding with the preparation of the engineering plans and specifications. If the required minimum improvements are not installed prior to the City Council approving and accepting any final plat, a bond or an approved Agreement of Escrow of Security Fund is required.

The approved preliminary plat is effective for only ten (10) years from the date of the City Council's approval. If a final plat is submitted five (5) years or more after the effective date of the preliminary plat, the City may require that a new preliminary plat be submitted. A new preliminary plat may be required if the subdivision ordinance or the design standards have been amended.

You should submit an ownership certificate indicating the record owner of the property included within the boundaries of the final plat when submitting a final plat.

The Subdivision Ordinance requires that there be no liens of taxes against the land being final platted and that all special assessment installment payments be current. When you submit a final plat you will be given forms to be signed by the County Treasurer verifying that there are no liens of taxes and by the City Treasurer verifying that the special assessment installment payments are current.

Sincerely,

J. Greg Schwinn, Chair
City-County Planning Commission

cc: Owner
Public Works - Dennis Bartels
LES
Alltel Communications Co.
Cablevision
Fire Department
Police Department
Health Department
Parks and Recreation
Urban Development
Lincoln Public Schools
County Engineers
City Clerk
File (2)

LINCOLN CITY/LANCASTER COUNTY PLANNING STAFF REPORT

This is a combined staff report for related items. This report contains a single background and analysis section for all items. However, there are separate conditions provided for each individual application.

P.A.S.: Special Permit #1952 (C.U.P.)
Preliminary Plat #01024
Hawkswood Estates 1st Addition

DATE: March 20, 2002

PROPOSAL: To create 29 lots with 28 units of housing and one church.

WAIVER REQUESTS:

1. To allow street lighting at 480-500 intervals instead of the 240 foot maximum.
2. To eliminate sidewalks along one side of internal streets.
3. To allow rural roadway section.
4. To allow the water main and sanitary sewer to be located 15.5 feet on either side of the centerline instead of the typical 17 feet.
5. To allow rural ditches to carry storm water rather than following general design standards for storm water.
6. To transfer sewage from one drainage basin to another.
7. To allow block length to exceed 1,320'.
8. Pedestrian way easements.
9. To allow permanent dead end streets to exceed the 1000' maximum.
10. To allow smaller cul-de-sac paving diameter(64') and right-of-way diameter(100').
11. 3:1 depth to width ratio for residential lots.

Waivers requested that are no longer necessary if Lots 17 and 20-23 are redesigned with panhandles:

1. Private roadway width
2. Street names
3. Street profile for private roadway

LAND AREA: 48.54 acres, more or less

CONCLUSION: Panhandle shaped lots are generally unacceptable, however in the subdivision of existing acreage lots they are acceptable and preserve the character of the neighborhood. A panhandle shape for Lots 17 and 20-23 provides frontage and access without private roadways.

Most of the waivers were previously approved with Hawkswood Estates Preliminary Plat #00001. The waiver of the required depth to width ratio permits the flag lots.

RECOMMENDATION:	Community Unit Plan:	Conditional Approval
	Preliminary Plat:	Conditional Approval

GENERAL INFORMATION:

LEGAL DESCRIPTION: The remaining portion of Lot 70 I.T., the remaining portion of Lot 55 I.T., the remaining portion of Lot 71 I.T., Lot 54 I.T., Lot 52 I.T., Lot 57 I.T., and the remaining portion of Lot 139 I.T., all located in the NE 1/4 of Section 16, T9N, R7E of the 6th P.M., Lancaster County, Nebraska.

LOCATION: S. 70th & Old Cheney Road

APPLICANT: Stephen Clymer, AIA
 Olsson Associates
 1111 Lincoln Mall
 Lincoln, NE 68508
 (402) 474-6311

OWNERS: Robert Beck
 Kit Dimon
 Diane Oldfather
 Zane and Ethel Fairchild
 Alan and Jacqueline Embury
 Vincent and Janice Goracke
 Herbert and Barbara Griess

EXISTING ZONING: R-3 Residential and R-1 Residential

EXISTING LAND USE: Single family housing on acreage lots

SURROUNDING LAND USE AND ZONING:

North:	R-1	Single family housing
South:	AGR	Single family acreages
East:	R-3 and AGR	Attached single family and acreages
West:	R-1 and AGR	Single family acreages

COMPREHENSIVE PLAN SPECIFICATIONS: The Comprehensive Plan designates this area as Low Density Residential.

Low density residential encompasses residential areas with densities which usually range from 1 to 5 acres per dwelling unit with a typical density of 3 acres per dwelling unit, also referred to as acreages. (Page 38)

Low density residential areas ... within the Lincoln City Limits, should be designed to become incorporated into the City. (Page 52)

Neighborhoods are one of Lincoln's great strengths and their conservation is fundamental to this plan. The health of Lincoln's varied neighborhoods and districts depends on implementing appropriate and individualized policies. (PAGE 36a)

As Lincoln ... grows, it will (should) respect its important environmental resources and use them to enhance the quality of urban and rural development. (Page 36a)

HISTORY:

Date when preliminary plat was submitted: **December 13, 2001**

Date when Planning Director's letter was sent: **January 14, 2002**

Date when revised preliminary plat was submitted: **February 25, 2002**

August 31, 2001 Planning staff met with representatives for Hawkswood Estates and Sheridan Lutheran Church. The church plans to purchase the area covered by the Fairchild Estates Preliminary Plat, which would create access problems for some of the lots in Hawkswood Estates.

July 16, 2001 Hawkswood Estates Preliminary Plat #00001 was approved by City Council.

October 18, 1999 City Council approved Change of Zone #3181, which changed the zoning on the southwest corner of S. 70th and Old Cheney from R-1 Residential to R-3 Residential and the Fairchild Estates Preliminary Plat.

UTILITIES: Generally available

TOPOGRAPHY: The northern portion slopes to the northwest. The southern portion slopes to the southwest.

TRAFFIC ANALYSIS: Both S. 70th Street and Old Cheney Road are classified as arterials.

PUBLIC SERVICE: City of Lincoln Fire and Police

REGIONAL ISSUES: Redeveloping acreage development with City infrastructure

ALTERNATIVE USES: None apparent - the Hawkswood Estates Preliminary Plat approved a nearly identical design.

ANALYSIS:

1. Street trees should be provided along the Stevens Ridge Road as required by the subdivision ordinance.

2. This application addresses access concerns for Lots 17, 20, 21, 22, and 23. These lots should be connected to Stevens Ridge Road via panhandle shaped lots rather than creating substandard private roadways. Panhandle lots are appropriate in this case - this former acreage area presents unique redevelopment challenges.
3. The plat is substantially similar to the previously approved Hawkswood Estates Preliminary Plat #00001 and should be approved, subject to the conditions below.

PRELIMINARY PLAT CONDITIONS:

Site Specific:

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 2. The City Council approves associated request:
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Prepared by:

Jason Reynolds
Planner

**PRELIMINARY PLAT NO. 01024
HAWKSWOOD ESTATES 1ST ADDITION**

**CONSENT AGENDA
PUBLIC HEARING & ADMINISTRATIVE ACTION
BEFORE PLANNING COMMISSION:**

April 3, 2002

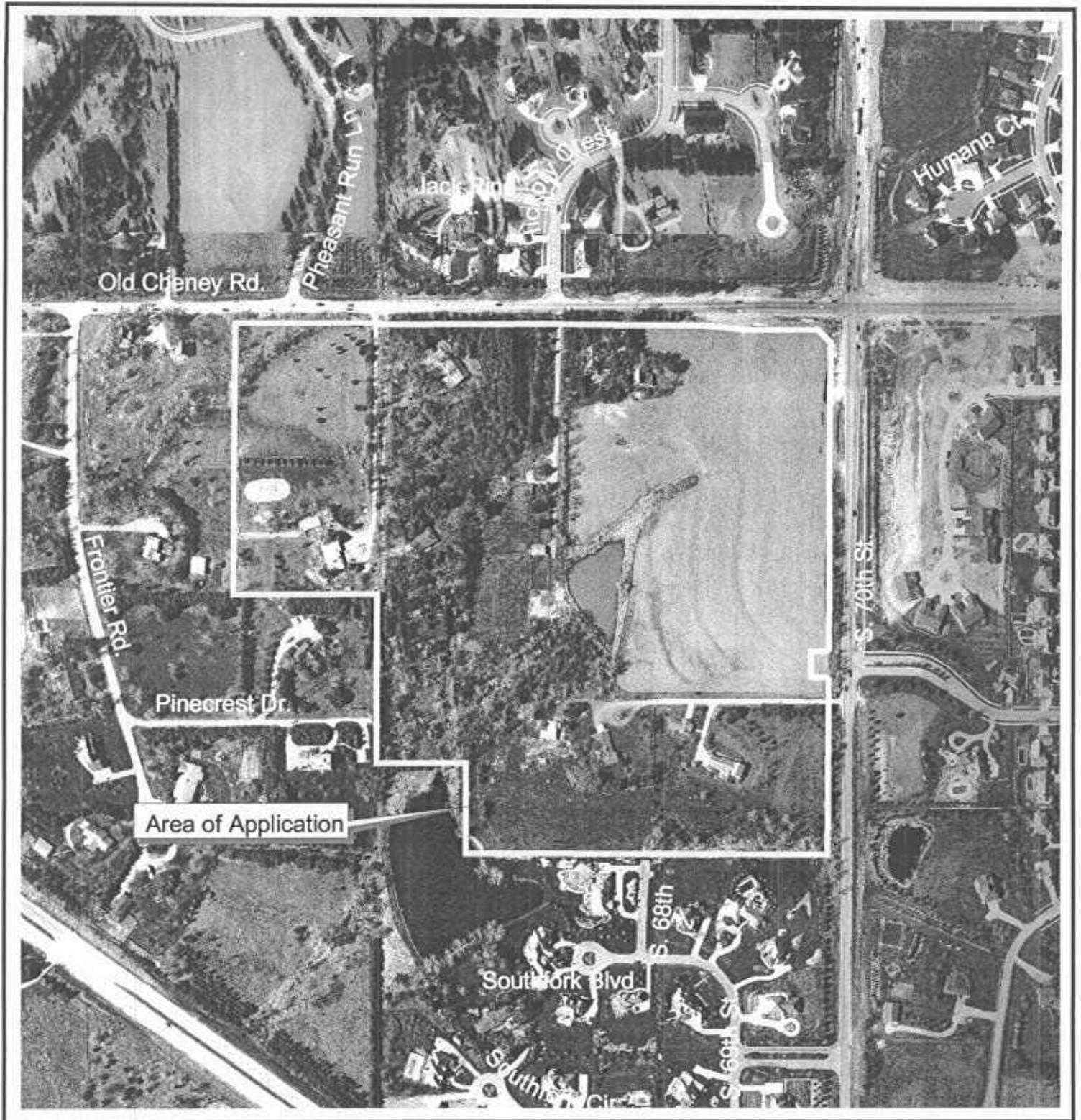
Members present: Carlson, Duvall, Krieser, Larson, Newman, Schwinn, Steward, Bills-Strand and Taylor.

The Consent Agenda consisted of the following items: **CHANGE OF ZONE NO. 3361; SPECIAL PERMIT NO. 1951, HARTLAND HOMES SOUTHWEST COMMUNITY UNIT PLAN; PRELIMINARY PLAT NO. 01020, HARTLAND HOMES SOUTHWEST; MISCELLANEOUS NO. 01011; PRE-EXISTING USE PERMIT NO. 9S; PRE-EXISTING SPECIAL PERMIT NO. 23E; SPECIAL PERMIT NO. 1962; SPECIAL PERMIT NO. 1963; SPECIAL PERMIT NO. 1774A, AMENDMENT TO THE WILDERNESS ESTATES 3RD ADDITION COMMUNITY UNIT PLAN; SPECIAL PERMIT NO. 1952, HAWKSWOOD ESTATES 1ST ADDITION COMMUNITY UNIT PLAN; and PRELIMINARY PLAT NO. 01024, HAWKSWOOD ESTATES 1ST ADDITION.**

Item No. 1.3, Pre-Existing Special Permit No. 23E, was removed from the Consent Agenda and scheduled for separate public hearing.

Carlson moved to approve the remaining Consent Agenda, seconded by Newman and carried 8-0: Carlson, Duvall, Krieser, Larson, Newman, Schwinn, Steward and Bills-Strand voting 'yes'; Taylor absent.

Note: This is final action on Pre-Existing Use Permit No. 9S, unless appealed to the City Council by filing a letter of appeal with the City Clerk within 14 days of the action by the Planning Commission.



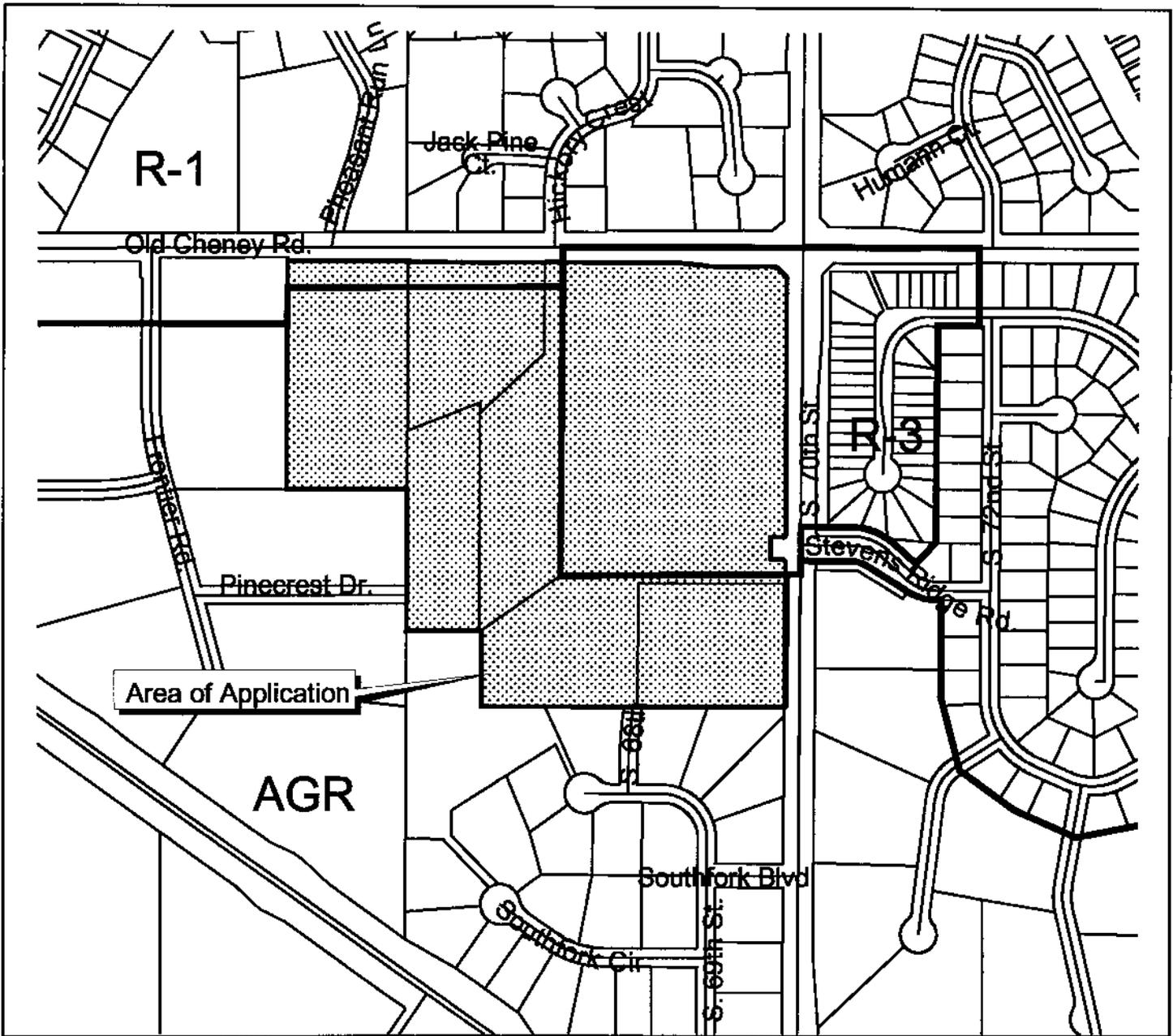
**Preliminary Plat #01024
Special Permit #1952
Hawkswood Estates 1st Add
Old Cheney Rd. & So. 70th St.**



Photograph Date: 1999

13

Lincoln City - Lancaster County Planning Dept.

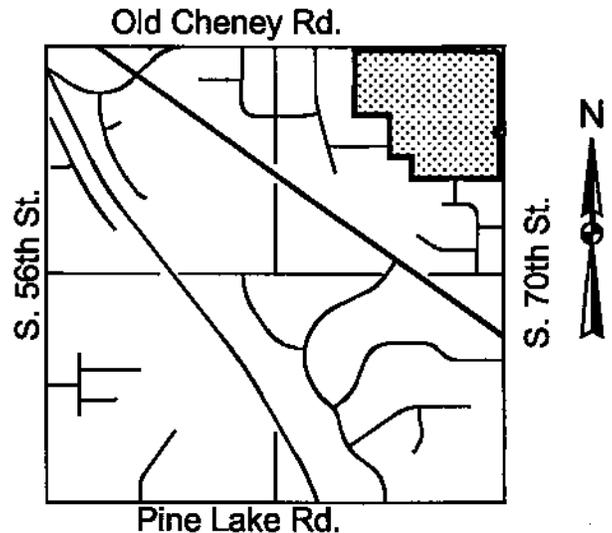
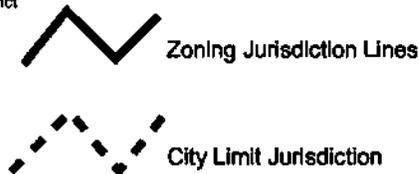


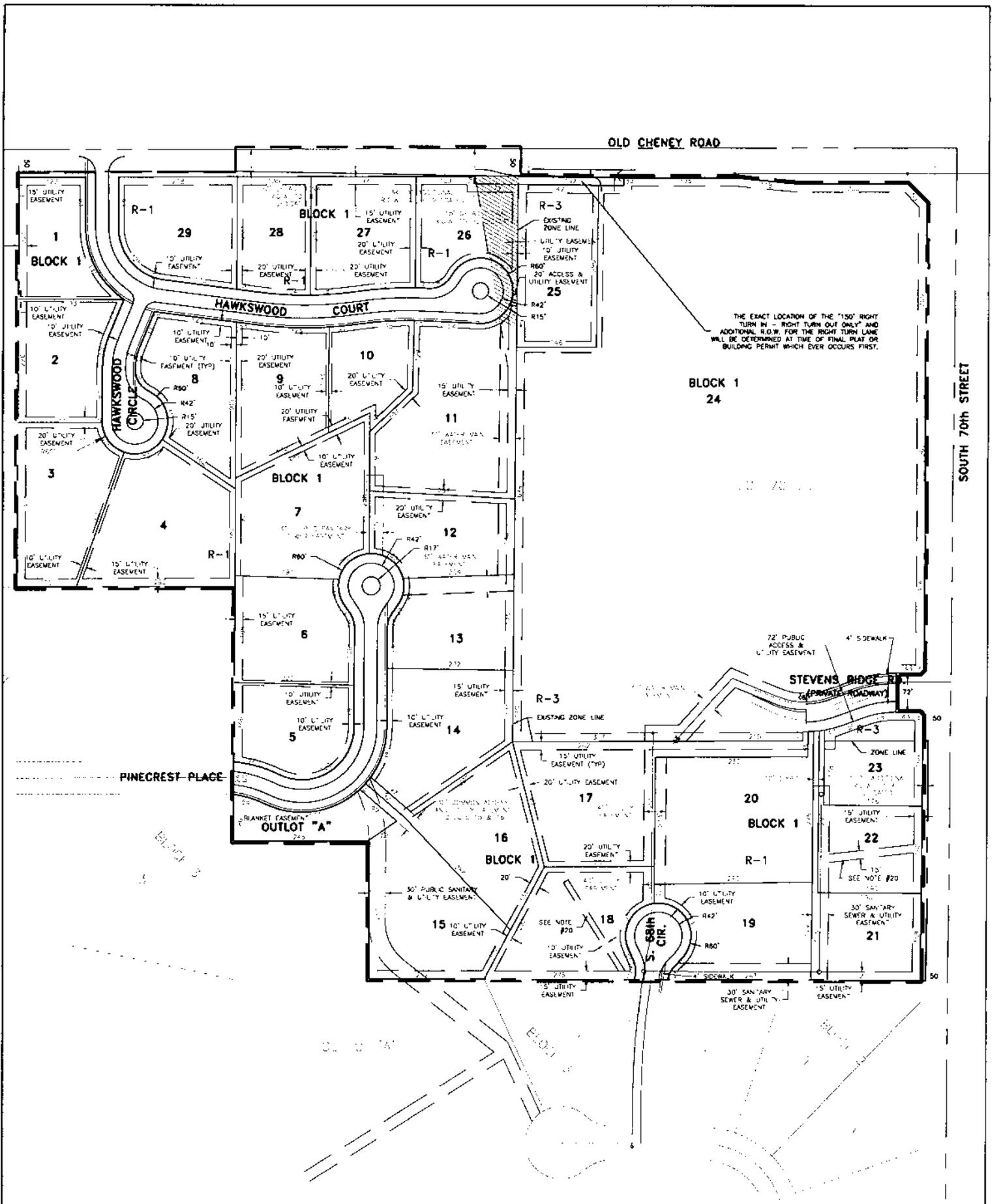
Preliminary Plat #01024
Special Permit #1952
Hawkswood Estates 1st Add
Old Cheney Rd. & So. 70th St.

Zoning:

- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- R-C Residential Conservation District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District

One Square Mile
 Sec. 16 T9N R7E





M e m o r a n d u m

MAR 12 2002

To: Jason Reynolds, Planning

From:  Dennis Bartels, Engineering Services

Subject: Hawkswood Estates 1st Addition

Date: March 11, 2002

cc: Roger Figard
Randy Hoskins
Nicole Fleck-Tooze

Engineering Services has reviewed the revised Hawkswood Estates 1st Addition Preliminary Plat and Special Permit and has the following comments:

1. Water - The revisions made to the water system are satisfactory. It should be noted that the water main in 68th circle will need to be extended to the south limits of this plat to accommodate a future connection to the south fork water system.

If any lots make connection to the 70th Street or Old Cheney water mains, the lots must pay a connection fee.

2. Sanitary Sewer - The proposed sewer system is satisfactory.
3. Drainage - Lots 24 and 25, Block 1 are now part of this plat. These lots have not been included in the drainage study. These lots must be included in the drainage study and must be analyzed for detention. If the pond on Lot 24 is to remain for detention purposes, it must be sown in an easement and an analysis of the pond per design standards is required. the calculations provided in a letter dated February 27, 2002 are insufficient.
4. Street System - Private roadway must be paved. Public Works does recommend not approving a waiver to allow a rock road.

The waivers listed on Sheet 1 do not agree with the plans and the letter submitted.

I recommend sidewalks along at least one side of private roadways.

Access to Lot 24 to Old Cheney is being worked out with the Old Cheney project. Access to 70th Street cannot be reviewed until a site plan for Lot 24 is submitted.

5. General - The information shown on the preliminary plat relating to the public water main system, public sanitary sewer system and public storm sewer system has been reviewed to determine if the sizing and general method of providing service is satisfactory. Design consideration including, but not limited to, location of water main bends around curved and cul-de-sacs, connection of fire hydrants to the public main, temporary fire hydrant locations, location and number of sanitary sewer manholes, location and number of storm sewer inlets, location of storm sewer manholes and junction boxes, and the method of connecting storm sewer inlets to the main system are not approved with this review. These and all other design considerations can only be approved at the time construction drawings are prepared and approved.



MICHAEL WOOLMAN
<lpd737@CJIS.CI.LIN
COLN.NE.US>

To: Jason Reynolds <JReynolds@ci.lincoln.ne.us>
cc:
Subject: Hawkswood Estates

02/28/2002 02:27 PM

Jason,

The Lincoln Police Department has no objections to the Hawkswood Estates 1st Addition Sp 1952 and PP 01024.

Michael S. Woolman
Planning Sergeant
Lincoln Police Department

City of Lincoln, Nebraska

IMPORTANT

All revisions to plans must include Building Permit # and Job Address.

Return this report with two sets of corrected plans. The corrections noted below are required to be made to the plans prior to issuance of a permit. Please indicate under each item where the correction is made by plan sheet number or plan detail number.

A separate set of plans for review and final approval must be submitted by the licensed installing contractor/s if fire suppression systems, sprinklers, dry powder, fire alarm systems or underground tanks are installed.

Plan Review Comments

Permit # DRF02020

Address

Job Description: HAWKSWOOD ESTATES 1ST ADD

Location: HAWKSWOOD ESTATES 1S

Special Permit: Y

Preliminary Plat: Y

Use Permit: N

CUP/PUD: N

Requested By:

FEB 27 2002

Status of Review: Approved

Reviewer: FIRE PREVENTION/LIFE SAFETY CODE

BOB FIEDLER

Comments:

Current Codes in Use Relating to Construction Development in the City of Lincoln:

- 1997 Uniform Building Code and Local Amendments
- 1994 Nebraska Accessibility Guidelines (Patterned after and similar to ADA guidelines)
- 1989 Fair Housing Act As Amended Effective March 12, 1989
- 1979 Zoning Ordinance of the City of Lincoln as Amended including 1994 Parking Lot Lighting Standards
- 1992 Lincoln Plumbing Code (The Lincoln Plumbing Code contains basically the 1990 National Standard Plumbing Code and local community Amendments.)
- 1999 National Electrical Code and Local Amendments
- 1997 Uniform Mechanical Code and Local Amendments
- 1994 Lincoln Gas Code
- 1994 NFPA 101 Life Safety Code
- 1997 Uniform Fire Code and Local Amendments
- Applicable NFPA National Fire Code Standards

Memo



To: Jason Reynolds, Planning Department
From: Mark Canney, Parks & Recreation *MC*
Date: December 17, 2001
Re: Hawkswood Estates 1st Addition - PP01021 & SP1952

Staff members of the Lincoln Parks and Recreation Department have conducted a plan review of the above-referenced application/proposal and have compiled the following comments:

1. It is development in an urbanized area, therefore the same guidelines are applicable as in any other subdivision development. The waiver of sidewalks and street trees is not granted.

If you have any additional questions, comments or concerns, please feel free to contact me at 441-8248.



Dennis L Roth

12/15/2001 07:22
AM

To: JReynolds@ci.lincoln.ne.us

cc:

Subject: re: Hawkswood Estates, 1st Add

PROJ NAME: Hawkswood Estates, 1st Add
PROJ NMBR: PP010201, SP1952
PROJ DATE: 12/13/01
PLANNER: Jason Reynolds

Finding NO duplicate/similar names in our geobase for the street name proposed in this project, other than those which are an extension of an existing street.

Dennis "denny" Roth, ESD II/CAD Admin
Emergency Communications 9-1-1 Center

Streets: Hawkswood Cir, Hawkswood Ct, Pinecrest Pl and S 68th Cir



December 19, 2001

Jason
City-County Planning Department
555 So 10 St
Lincoln NE 68508-3992

SUBJECT: Hawkswood Estates 1st Add.

Jason,

I have reviewed the above-mentioned request.

I find no concerns on behalf of the United States Postal Service and would agree with this proposal as submitted.

Please feel free to call me with any questions.

Thank you,

A handwritten signature in black ink, appearing to read "David L. Wampler". The signature is fluid and cursive.

David L. Wampler
Acting Supervisor, Customer Service Support



INTER-DEPARTMENT COMMUNICATION

DATE December 21, 2001

TO Jason Reynolds, City Planning

FROM Sharon Theobald
(Ext. 7640)

SUBJECT DEDICATED EASEMENTS
DN #59S-68E

Attached is the Preliminary Plat for Hawkwood Estates 1st Addition.

In reviewing the dedicated transmission line or other electrical easements shown on this plat, LES does not warrant, nor accept responsibility for the accuracy of any such dedicated easements.

ALLTEL, Time Warner Cable, and the Lincoln Electric System will require the additional easements marked in red on the map.

As identified in Item 16 of the General Site notes, any relocation of existing facilities will be at the owner/developer's expense.

Sharon Theobald

ST/ss
Attachment
c: Terry Wiebke
Easement File

OFFICEFO/DEDEAS.Fm

2001

23