

RESOLUTION NO. A-_____

1 WHEREAS, Lonnie Athey ("Owner") previously submitted the Final Plat of Silver
2 Springs 4th Addition to the Planning Commission for approval and said plat was
3 conditionally approved on September 6, 2000; and

4 WHEREAS, the conditions of the approval of Silver Springs 4th Addition required
5 the street improvements for Liberty Court, including the grading, rock and gravel,
6 seeding, and a street name sign be installed within two years following Planning
7 Commission approval; and

8 WHEREAS, the Owner has requested a modification of the Land Subdivision
9 Ordinance to allow for an extension of time to install said improvements pursuant to §
10 26.31.010 of the Lincoln Municipal Code; and

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

13 WHEREAS, the City Council finds that the tract to be subdivided is surrounded
14 by such development or unusual conditions that strict application of all the subdivision
15 requirements would result in actual difficulties or substantial hardship or injustice.

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

17 That the following modifications to the subdivision requirements be and the same
18 are hereby approved:

19 The requirement that street improvements for Liberty Court including the
20 grading, rock and gravel, seeding, and street name sign, within Silver Springs 4th

1 Addition be installed within two years following Planning Commission Approval of said
2 plat is hereby extended for two years provided, however, that the Owner shall provide a
3 bond or an approved escrow or security agreement in an amount to be determined by
4 the County Engineer to guarantee said improvements if said costs are in excess of the
5 security previously provided.

6 All other conditions of approval of the Final Plat of Silver Springs 4th Addition
7 shall remain in full force and effect.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2002:

Mayor