

ORDINANCE NO. _____

1 AN ORDINANCE amending Section 26.23.040 of the Lincoln Municipal Code
 2 to amend Table 26.23.040 to modify the reference to the Comprehensive Plan and to increase
 3 the minimum right-of-way width for bikeways from a 14-foot easement to a 20-foot easement;
 4 amending Section 26.23.160 of the Lincoln Municipal Code to require a dedication of land
 5 or payment of an impact fee for neighborhood parks and trails; and repealing Sections
 6 26.23.040 26.23.160 of the Lincoln Municipal Code as hitherto existing.

7 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8 Section 1. That Section 26.23.040 of the Lincoln Municipal Code be amended
 9 to read as follows:

10 **26.23.040 Street and Other Public Way Widths.**

11 (a) The width of all rights-of-way shall conform to the widths prescribed herein and
 12 shall be determined pursuant to the comprehensive plan.

13 (b) The minimum right-of-way widths shall be as follows:

14 Classification	Width
15 Urban major streets 16 (Streets and roads shown on the future 17 urban street and road network map in 18 the comprehensive plan).	80 feet (except when more right-of-way is shown on the anticipated right-of-way for street and road project implementation map or described for such streets in the comprehensive plan or less right-of-way is required on the building line map.)

1 Nonurban major streets 100 feet
2 (Streets and roads shown on future
3 county street and road network map in
4 the comprehensive plan).

5 Collector streets 72 feet

6 Local streets:

7 Commercial, business, or industrial
8 zoning district 66 or 72 feet
9 (In accordance with design standards)

10 Residential 60 feet

11 Cul-de-sacs:

12 Residential 60-foot radius

13 Commercial, business, or industrial 66- or 72-foot radius
14 (In accordance with design standards)

15 Alleys 20 feet

16 Pedestrian ways 5-foot easement for the sidewalk

17 Bikeways ~~14-foot easement~~
18 20-foot easement

19 Section 2. That Section 26.23.160 of the Lincoln Municipal Code be amended

20 to read as follows:

21 **26.23.160 Parks, Fire Stations, Libraries, Bikeways, Easement Along Streams, and Other**
22 **Public Areas.**

23 (a) In subdividing property, consideration shall be given to suitable areas for
24 schools, parks, playgrounds, fire stations, libraries, and other common areas for public use in
25 conformance with the comprehensive plan.

26 (b) All subdivisions for residential development shall provide for the neighborhood
27 park land needs of its future residents by dedicating suitable land for neighborhood parks,
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1 paying the impact fees for neighborhood parks and trails pursuant to Chapter 27.82, Impact
2 Fees, or by a combination of the two methods.

3 (1) Whether the neighborhood park land need will be satisfied by the
4 dedication of land, payment of the impact fee, or some combination of the two methods shall
5 be at the sole discretion of the City.

6 (2) The maximum amount of land that can be required to be dedicated per
7 unit for neighborhood parks is as follows:

<u>Housing Type</u>	<u>Acres/Unit</u>
<u>Single-Family Detached</u>	<u>0.00558</u>
<u>Townhouse</u>	<u>0.00460</u>
<u>Duplex</u>	<u>0.00414</u>
<u>Multi-Family</u>	<u>0.00328</u>
<u>Mobile Home Court (per pad site)</u>	<u>0.00474</u>

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14 (3) The area to be dedicated shall be shown on the preliminary plat and final
15 plat.

16 Section 3. That Sections 26.23.040 and 26.23.160 of the Lincoln Municipal
17 Code as hitherto existing be and the same are hereby repealed.

18 Section 4. That this ordinance shall take effect and be in force from and after
19 its passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2002: _____ Mayor
