

RESOLUTION NO. A-_____

USE PERMIT NO. 123A

1 WHEREAS, Landstar L.L.C. has submitted an application in accordance
2 with Section 27.27.080 of the Lincoln Municipal Code designated as Use Permit No.
3 123A for authority to amend Landmark Corporate Center to reduce the rear yard
4 setback from 20 feet to 17 feet on the north half of Lot 2, Block 1, Landmark Corporate
5 Center Addition on property generally located at North 33rd Street north of Folkways
6 Boulevard and legally described to wit:

7 Lot 2, Block 1, Landmark Corporate Center Addition, Lincoln
8 Lancaster County, Nebraska,

9 WHEREAS, the real property adjacent to the area included within the site
10 plan for this reduction in the rear yard setback will not be adversely affected; and

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

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

16 That the application of Landstar, L.L.C., hereinafter referred to as
17 "Permittee", to amend Landmark Corporate Center to reduce the rear yard setback
18 from 20 feet to 17 feet on the north half of Lot 2, Block 1, Landmark Corporate Center
19 Addition on the property legally described above be and the same is hereby granted
20 under the provisions of Section 27.51.100 of the Lincoln Municipal Code upon condition

1 that construction and operation of said commercial space be in strict compliance with
2 said application, the site plan, and the following additional express terms, conditions,
3 and requirements:

4 1. This permit approves a reduction in the required rear yard from 20
5 feet to 17 feet only on the area as shown on the north half of Lot 2, Block 1, Landmark
6 Corporate Center (shown as Lot 23, Block 2 on Use Permit 123).

7 2. Before receiving building permits:

8 a. The Permittee must submit a revised and reproducible final
9 plan as approved along with five copies to the Planning
10 Department.

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

12 3. Before operating and occupying the industrial buildings all
13 development and construction must be completed in conformance with the approved
14 plans.

15 4. All privately-owned improvements including shall be permanently
16 maintained by the Permittee or an appropriately established property owners
17 association approved by the City Attorney.

18 5. The site plan approved by this permit shall be the basis for all
19 interpretations of setbacks, yards, locations of buildings, location of parking and
20 circulation elements, and similar matters.

21 6. The terms, conditions, and requirements of this resolution shall be
22 binding and obligatory upon the Permittee, its successors and assigns. The building
23 official shall report violations to the City Council which may revoke this use permit or

1 take such other action as may be necessary to gain compliance.

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

8 8. The site plan as approved with this resolution voids and
9 supersedes all previously approved site plans, however, all resolutions approving
10 previous permits remain in force unless specifically amended by this resolution.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2003:

Mayor