

(Appeal of Planning Commission Action)

RESOLUTION NO. A-_____

1 WHEREAS, Alan and Lisa Sasek (Property Owners) have submitted for approval
2 by the Planning Director, the final plat of Simons 1st Addition, generally located at S.
3 43rd Street and South Street; and

4 WHEREAS, Lincoln Municipal Code § 26.23.140 requires lots to have a
5 maximum lot depth of three times its width; and

6 WHEREAS, applicant has requested a modification to waive said requirement
7 pursuant to § 26.31.010 of the Lincoln Municipal Code to allow lots to exceed the width
8 to depth ratio on Lots 2 and 3, Simons 1st Addition; and

9 WHEREAS, the Planning Director has recommended approval of the requested
10 modification to § 26.23.140 of the Lincoln Municipal Code; and

11 WHEREAS, the Lincoln City-Lancaster County Planning Commission held a
12 public hearing on November 12, 2003 and adopted Resolution No. PC-0084 approving
13 this waiver; and

14 WHEREAS, Alyson A. Dreyer has appealed the action of the Lincoln City-
15 Lancaster County Planning Commission approving Waiver No. 03013; and

16 WHEREAS, the City Council finds that the strict application of the lot to depth
17 ratio for Lots 2 and 3, Simons 1st Addition would result in actual difficulties or
18 substantial hardship or injustice to the Property Owners.

19 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of

1 Lincoln, Nebraska:

2 That the requirement of Section 26.23.140 of the Lincoln Municipal Code that a
3 residential lot have a maximum lot depth of three times its width is hereby waived for
4 Lots 2 and 3, Simons 1st Addition.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2004:

Mayor