

RESOLUTION NO. A-\_\_\_\_\_

SPECIAL PERMIT NO. 04006

1 WHEREAS, Overstreet, Inc. has submitted an application designated as  
2 Special Permit No. 04006 for authority to sell alcoholic beverages for consumption off  
3 the premises at 1301 North 27th Street, legally described as:

4 The east 80 feet of Lots 10, 11, and 12, Cooleys Addition,  
5 Lincoln, Lancaster County, Nebraska; and

6 WHEREAS, the real property adjacent to the area included within the site  
7 plan for this permit to sell alcoholic beverages for consumption off the premises will not  
8 be adversely affected; and

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

12 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of  
13 Lincoln, Nebraska:

14 That the application of Overstreet, Inc., hereinafter referred to as  
15 "Permittee", to sell alcoholic beverages for consumption off the premises on property  
16 legally described above be and the same is hereby granted under the provisions of  
17 Section 27.63.685 of the Lincoln Municipal Code upon condition that operation of said  
18 licensed premises be in strict compliance with said application, the site plan, and the  
19 following additional express terms, conditions, and requirements:

- 20 1. This permit approves the sale of alcoholic beverages for

1 consumption off the premises.

2 2. Before receiving building permits:

3 a. The Permittee must submit a revised final plan with five  
4 copies.

5 b. Lighting on the property shall be designed and erected in  
6 accordance with parking lot lighting design standards.

7 c. The construction plans must conform to the approved plans.

8 3. The site plan approved by this permit shall be the basis for all  
9 interpretations of setbacks, yards, location of parking and circulation elements, and  
10 similar matters.

11 4. The terms, conditions, and requirements of this resolution shall be  
12 binding and obligatory upon the Permittee, its successors, and assigns. The building  
13 official shall report violations to the City Council which may revoke the special permit or  
14 take such other action as may be necessary to gain compliance.

15 5. The Permittee shall sign and return the City's letter of acceptance  
16 to the City Clerk within 30 days following approval of the special permit, provided,  
17 however, said 30-day period may be extended up to six months by administrative  
18 amendment. The City Clerk shall file a copy of the resolution approving the special  
19 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be  
20 paid in advance by the Permittee.

Introduced by:

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Approved as to Form & Legality:

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City Attorney

Approved this \_\_\_\_ day of \_\_\_\_\_, 2004:

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Mayor