

RESOLUTION NO. A-_____

1 WHEREAS, Pierce Rentfro Industrial Plaza 1st Addition, generally located at the
2 southwest corner of N. 48th Street and Superior Street, was previously approved by the
3 City of Lincoln on December 3, 1993; and

4 WHEREAS, the conditions of approval of said Final Plat were the Subdivision
5 Ordinance requirements that a sidewalk be constructed along Progressive Avenue and
6 street trees be planted along N. 48th Street within four years of final plat approval (i.e.
7 December 3, 1997); and

8 WHEREAS, LICOR, Inc. (Applicant) has failed to timely construct said
9 improvements and is requesting a waiver of the requirements for the installation of a
10 sidewalk on Progressive Ave. abutting Lot 1, Pierce Rentfro Industrial Plaza 1st
11 Addition, and planting of street trees on N. 48th Street, abutting Lots 2, 3, and 4, Pierce
12 Rentfro Industrial Plaza 1st Addition, pursuant to § 26.31.010 of the Lincoln Municipal
13 Code; and

14 WHEREAS, the Planning Commission has reviewed said request and has
15 recommended that the waiver of the sidewalk installation be allowed and the waiver of
16 the street trees be denied.

17 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
18 Lincoln, Nebraska:

19 That the Applicant's request to waive the condition of approval of the Pierce
20 Rentfro Industrial Plaza 1st Addition requiring the installation of a sidewalk on

1 Progressive Ave., abutting Lot 1, Pierce Rentfro Industrial Plaza 1st Addition, is hereby
2 approved.

3 BE IT FURTHER RESOLVED that the Applicant's request to waive the condition
4 of approval of the Pierce Rentfro Industrial Plaza 1st Addition requiring the planting of
5 street trees along N. 48th Street, abutting Lots 2, 3, and 4, Pierce Rentfro Industrial
6 Plaza 1st Addition is hereby denied.

7 All other conditions for approval of the Pierce Rentfro Industrial Plaza 1st
8 Addition shall remain in full force and effect.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2005:

Mayor