

RESOLUTION NO. A-_____

1 WHEREAS, People's City Mission has requested a waiver of the surfacing
2 requirements for a new parking lot and the expansion of an existing parking lot together with a
3 request to waive the Design Standards for Parking Lots requiring parking barriers and
4 landscaping on property generally located at N. 1st Street and R Street and legally described
5 as:

6 Lots 7-12, Block 264, Lincoln Original Plat, Lincoln, Lancaster
7 County, Nebraska;

8 WHEREAS, the City Council finds that:

9 a. The parking lot for which the waiver of the surfacing requirement is
10 requested is to be used in conjunction with a nonprofit institution;

11 b. Alternate materials or techniques shall be utilized which provide
12 reasonable control of dust, runoff, and safe circulation; and

13 c. The location of the parking lot is sufficient distance from surrounding uses
14 that it will not adversely affect the surrounding uses, and the frequency of use of the parking lot
15 is so low that compliance with the surfacing requirements at the present time would cause
16 undue economic hardship upon the owner as compared with minimal impact upon the
17 surrounding land uses.

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

20 In consideration of the findings made above, the requirement for the paving of
21 the parking lot for People's City Mission located at N. 1st Street and R Street on property legally
22 described above is hereby waived pursuant to § 27.67.100(c) of the Lincoln Municipal Code
23 under the following conditions:

1 1. The applicant is responsible for controlling off-site dust emissions from
2 the parking lot by using crushed rock and watering down the surface when necessary.

3 2. If it is later found that dust or noise, created by the use of the parking lot
4 exceeds the maximum levels set forth in Title 8 of the Lincoln Municipal Code, then such waiver
5 may, after notice and hearing by the City Council, be revoked, and thereafter the use of the
6 parking lot shall cease unless surfaced in accordance with design standards.

7 3. This resolution's terms, conditions, and requirements bind and obligate
8 the permittee, its successors and assigns.

9 BE IT FURTHER RESOLVED that Section 3.3 and 3.6 of the Design Standards
10 for Parking Lots requiring parking barriers and landscaping are hereby waived.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2005:

Mayor