

RESOLUTION NO. A-_____

1 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

2 That the Development and Conditional Zoning Agreement which is attached hereto
3 marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln and
4 Enterprise Company Inc., and Wyuka Cemetery, upon the terms and conditions contained in said
5 Agreement to prohibit the development of an existing building from being used for specifically listed
6 retail and other uses allowed in the B-1 Local Business District should the property be rezoned from
7 O-2 Suburban Office District to B-1 Local Business District on the property generally located at
8 North 35th Street and O Street and legally described as the west 15 feet of Lot 3, and Lots 4
9 through 9, except for the southwest corner of Lot 7 taken for a street, and the west 15 feet of Lot
10 10, and all of the vacated east-west alley adjacent thereto, in Block 19, Ridgeway, Lincoln,
11 Lancaster County, Nebraska (Lancaster County Parcel No. 17-19-418-001-000), and the south half
12 of vacated P Street abutting the west 15 feet of Lot 3 and all of Lots 4 through 6, Block 19,
13 Ridgeway, Lincoln, Lancaster County, Nebraska, is hereby approved and the Mayor is authorized
14 to execute the Development and Conditional Zoning Agreement on behalf of the City.

15 BE IT FURTHER RESOLVED that the City Clerk is directed to return one fully executed
16 copy of this Agreement to Rick Peo, Chief Assistant City Attorney, for distribution to the parties.

17 BE IT FURTHER RESOLVED that the City Clerk is directed to record the Development
18 and Conditional Zoning Agreement or a summary memorandum thereof with the Register of Deeds,
19 filing fees to be paid by the Developer.

Introduced by:

Approved as to Form and Legality:

City Attorney

<p>Approved this ___ day of _____, 2012:</p> <p>_____</p> <p>Mayor</p>
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