MAYOR'S NEIGHBORHOOD ROUNDTABLE SUMMARY
March 10, 2014

Tracy Corr opened the meeting on Monday, March 10, 2014 at 530 p.m. in the Mayor's Conference Room, City/County/Building, in Lincoln, NE.

Attendance
Eighteen citizens and six staff attended:

Tracy Corr – 40th & A NA
Paula Rhian – Everett NA
Myrna Coleman – Highlands NA
Larry Evermann – Irvingdale NA
Dennis Hecht – Meadowlane Area RA
Mike DeKalb – University Place CO
Fred Freytag – Witherbee NA
Lin Quenzer – Mayor's Office
Adam Rhoads – Health Department
Wynn Hjermstad – Urban Development Department
Shirley Schoening Scheuler – Lincoln Public Schools
Sheree Goertzen – Neighbor®Works-Lincoln
Russ Irwin -- Clinton NO
Ed Kelley – Far South NA
Scott Richert – Indian Village NA
Amy Karabel -- Irvingdale NA
William Carver – Near South NA
Mike Fitzgerald – Witherbee NA
Rick Bagby – Witherbee NA
Jon Carlson – Mayor's Office
Rick Hoppe – Mayor's Office
Russell Miller – Lincoln Neigh. Alliance
Kent Seacrest – Seacrest & Kalkowski
Mayor Beutler

Welcome & Introductions, Volunteer to Take Notes
Tracy welcomed attendees and called for introductions. Larry Evermann volunteered to take notes.

Mayor's Comments
The Mayor had no comment, but turned the meeting over to his Chief of Staff, Rick Hoppe, who presented a detailed PowerPoint regarding a possible 1/2 sales tax proposal.

Slide Show Summary – presented by Rick Hoppe

Basic Facts:

- A half cent or quarter cent increase may be presented to voters
- A half cent of sales tax generates approximately $22 million annually
- At least 85% of funds must go to infrastructure
- Requires five City Council votes to be placed on the ballot
- Sales tax increase sunsets in 10 years unless funds are bonded

What has been decided so far: NOTHING. The Beutler Administration wants to seek the input of community groups and develop a larger public process to discuss whether Lincoln residents are interested in voting on a half-cent sales tax package and, if so, what elements should be included. If consensus on a potential package cannot be developed, the Administration will likely not put the measure up for election.

City identified needs:

- property tax relief
- streets/South Beltway
- sidewalks
- 911 communications
- fire stations
- parks

Needs identified by others:

- problem properties,
- fiber and conduit,
- economic development,
- Community Learning Centers

Estimated costs of potential ballot elements:

- ***Infrastructure***:
  - Streets/South Beltway $7 million (bonded or not bonded)
  - Sidewalks $2 million
  - 911 Communications $2.5 million (annual debt service on bonds)
  - Fire stations $1 million (annual debt service on bonds)
  - Parks $3 million (DOES include new projects)
  - Problem Property Fund $500,000
  - Fiber & Conduit $750,000
  - Property tax relief $5 million to $8.5 million
  - Total infrastructure $21.75 million to $25.25 million
- ***Non-infrastructure (15% exception):***
  - CLCs $500,000
  - Economic Development $500,000
  - Total Non-infrastructure $1 million

What Now?

- A lot more conversation with the community
- Research on impacts
- Hope to come back and visit with groups a couple of times so people can talk and consider ideas and concerns
- A public process where these ideas are discussed in more detail

The meeting was then opened for a Q & A conversation at which time Mr. Hoppe fielded questions from the group. Neighborhood representatives expressed seeing the City deal with the issues of Sidewalk Repair and Problem Properties in our neighborhoods. One representative asked what is being done about the aging infrastructure of the Water System and yet another representative inquired about the end date of this tax increase. Additionally, it was shared that the statistic on property tax relief was that for a $150,000 house, a 3-cent levy reduction saved $45 and a 5-cent levy reduction saved $75 a year. A household earning $65,000 per year would pay an estimated additional $94 annually for a half cent sales tax increase.

Proposed Re-zoning Text Amendments / 27.63.130 Recreational Facilities

Kent Seacrest from Seacrest and Kalkowski, P.C. discussed the proposed text amendment to allow on-premise alcohol sales at outdoor recreation facilities by special permit. The text changes under City Ordinance *Section 27.63.130 Recreational Facilities, item (g*), would strike "for a golf course or country club," and "to the golf course or country club." **See Attachment 1.**

The text changes under *Section 27.63.680 Sale of Alcoholic Beverages for Consumption on the Premises,* item *2(c)*, would add “recreational facility” and strike "golf course or country club." The definition of *Recreational Facility* can be found under *Section 27.02.190.*

No concerns were expressed by those present with respect to the language change and it was shared that under Section *27.63.130 (g)*, the Planning Commission may permit the sale of alcoholic beverages for consumption on the premises as an accessory use provided the applicable locational requirements

of Section 27.63.680 have been met or waived by the City Council. This change will only affect privately-owned outdoor recreational facilities.

Announcements
None

Next Meeting / Agenda
The next meeting is scheduled April 14, 2014 at 530 p.m. in the Mayor's Conference Room, City/County/Building, in Lincoln, NE. The agenda will focus on conduit fiber.

Adjourn
The meeting adjourned at 6:40 p.m.

Submitted by Larry Evermann

Attachment 1

Proposed Rezoning Tex Amendments

27.63.130 Recreational Facilities.

Recreational facilities may be allowed by special permit in the AG, AGR, R-1, R-2, R-3, R-4, R-5, R-6, R-7, R-8, O-1, O-3, B-1, B-2, and B-3 zoning districts, in conformance with the following conditions:

(a) The application for such special permit shall provide the following information:

(1) A statement describing all proposed accessory uses and accessory buildings to be included as part of the recreational facility.

(2) A site plan showing the location, height, and use of all structures on the parcel.

(b) Yard requirements in excess of those required in the district may be imposed. In the AG district, the City Council may decrease the yard requirements with consideration given to both the recreational facilities and the adjacent environment.

(c) Parking shall be in conformance with Chapter 27.67; additional parking requirements may be imposed; no parking shall be permitted in any required yard. The application shall include the applicant's estimate of parking needed for the proposed facility.

(d) Outdoor lighting of the recreational facility may be permitted in conformance with the Design Standards for Outdoor Lighting.

(e) All buildings, including accessory buildings, shall be located so that they will not adversely affect any existing or reasonably anticipated future uses in the surrounding area.

(f) The Planning Commission may authorize temporary structures which exceed the maximum height requirements of the district in which they are located upon a finding by the Planning Commission that there is sufficient justification for such an adjustment and that there will be no significant adverse affect on existing or reasonably anticipated future uses in the surrounding area.

(g) As part of the special permit for a recreational facility ~~for a golf course or country club~~, the Planning Commission may permit the sale of alcoholic beverages for consumption on the premises as an accessory use ~~to the golf course or country club~~, provided the applicable locational requirements of Section 27.63.680 have been met or waived by the City Council.

27.63.680 Sale of Alcoholic Beverages for Consumption On the Premises.

(a) The sale of alcoholic beverages for consumption on the premises may be allowed in the B-1, B-3, H-1, H-2, H-3, H-4, I-1, I-2, and I-3 zoning districts and on the premises of a restaurant in the O-3 district upon the approval of a special permit subject to the requirements of the respective districts, all applicable ordinances, and the following conditions:

***

(3) The designated area specified in a license issued under the Nebraska Liquor Control Act of any building approved for such activity must be located no closer than (i) 100 feet from the property line of a premises used in whole or in part for a first-floor residential use, day care facility, park, church, or state mental health institution, or (ii) 100 feet from a residential district (except where such use is accessory to a golf course, country club, farm winery, or market garden).

***

(b) In addition, a special permit may be granted to allow alcoholic beverages to be sold for consumption on the premises of a restaurant in the B-1, B-3, H-1, H-2, H-3, H-4, I-1, I-2, and I-3 districts subject to the requirements of the respective districts, all applicable ordinances, and the following conditions:

***

(2) The restaurant shall be located at least 25 feet away from a residential zoning district.

***

(c) Alcoholic beverages may also be sold for consumption on the premises as an accessory use to a recreational facility ~~golf course or country club~~ as part of a separate special permit under Section 27.63.130 approving the recreational facility ~~golf course or country club~~ in any district where recreational facilities are allowed as a permitted use, permitted conditional use, or permitted special use.

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Definition of Recreation Facilities

27.02.190

Recreational Facilities, Outdoor. Outdoor Recreational facilities shall mean facilities primarily for participation in recreational activities such as but not limited to tennis, handball, racquetball, basketball, and other court games; jogging, track and field, baseball, football, soccer, and other field games; skating, skate boarding, swimming, golf and outdoor shooting or archery ranges. Recreational facilities shall include country clubs and athletic clubs; it shall not include facilities accessory to a private residence used only by the owner and guests, nor shall it include arenas or stadia used primarily for spectators to watch athletic events.

Recreational Facilities, Enclosed Commercial. Enclosed commercial recreational facilities shall mean facilities which are enclosed in a building and used for recreation including but not limited to: golf, racquetball, tennis, and other court games, fitness centers, bowling, skating, skate boarding, rock climbing, video gaming, indoor shooting or archery ranges, paint ball, laser tag or swimming.

Seacrest, Kent

From: Steve S. Henrichsen <shenrichsen@lincoln.ne.gov>
Sent: Thursday, January 30, 2014 12:06 PM
To: Seacrest, Kent
Cc: Tom J. Cajka; Marvin S. Krout; Jon Carlson; Brian Will; Rick R. Peo; Lynn Johnson; JJ Yost; Wynn S. Hjermstad; Terry A. Kathe
Subject: Potential Amendment to Allow On Premise Alcohol Sales at Outdoor Recreation Facilities

Kent

Per our discussion today, your clients are interested in selling alcohol for consumption on the premises at the Optimist's softball fields on South Folsom Street. This would be part of the overall plan to add 12 softball fields in the West Haymarket area plus the 12 to 15 fields at the Optimist site so that your clients could bring softball tournaments to Lincoln from March to November. Most tournaments would be for youth due to the size of the fields, but some of the larger fields may host men's softball leagues and tournaments.

So for the adult softball leagues and tournaments you wish to have beer sales in the concession area. The site in the West Haymarket area will be commercially zoned so the sales are not an issue. The Optimist site is zoned AG and has an approved special permit. Currently the special permit for outdoor recreational facility only allows accessory alcohol sales with golf courses or country clubs. Your amendment would allow this at all outdoor recreational facilities but only if approved specifically by the special permit. So the text amendment would not retroactively approve alcohol sales at all outdoor recreational facilities. (see proposed amendment below)

Most outdoor recreational facilities are either golf courses or publicly owned facilities that don't need to comply with zoning. Here are a few examples of Outdoor Recreational Facility special permits (non golf courses):

- Spirit Park near 84th and O Street
- Wright Park near W. Pioneers and S. Folsom
- Adventure miniature golf, S. 56th & Old Cheney Road

Some private outdoor recreational facilities, such as the Doris Bair softball complex and Abbott soccer fields are commercial or industrially zoned so a special permit isn't an issue.

You are contemplating submitting the amendment along with other applications by February 19th for the March 19th Planning Commission public hearing. I talked with Marvin and we don't see a problem with the amendment since it still requires site by site approval via a special permit.

We suggest that you contact Jon Carlson to present this proposal to the Mayor's Neighborhood Roundtable prior to the March 19th Planning Commission. Most text amendments are presented to the roundtable. We also previously discussed that you contact Council member Jonathan Cook to gain his viewpoint .

Let me know if you have any questions.

Steve

27.63.130 Recreational Facilities

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....

(g) As part of the special permit for a recreational facility ~~for a golf course or country club,~~ the Planning Commission may permit the sale of alcoholic beverages for consumption on the premises as an accessory use ~~to the golf course or country club,~~ provided the applicable locational requirements of Section 27.63.680 have been met or waived by the City Council.

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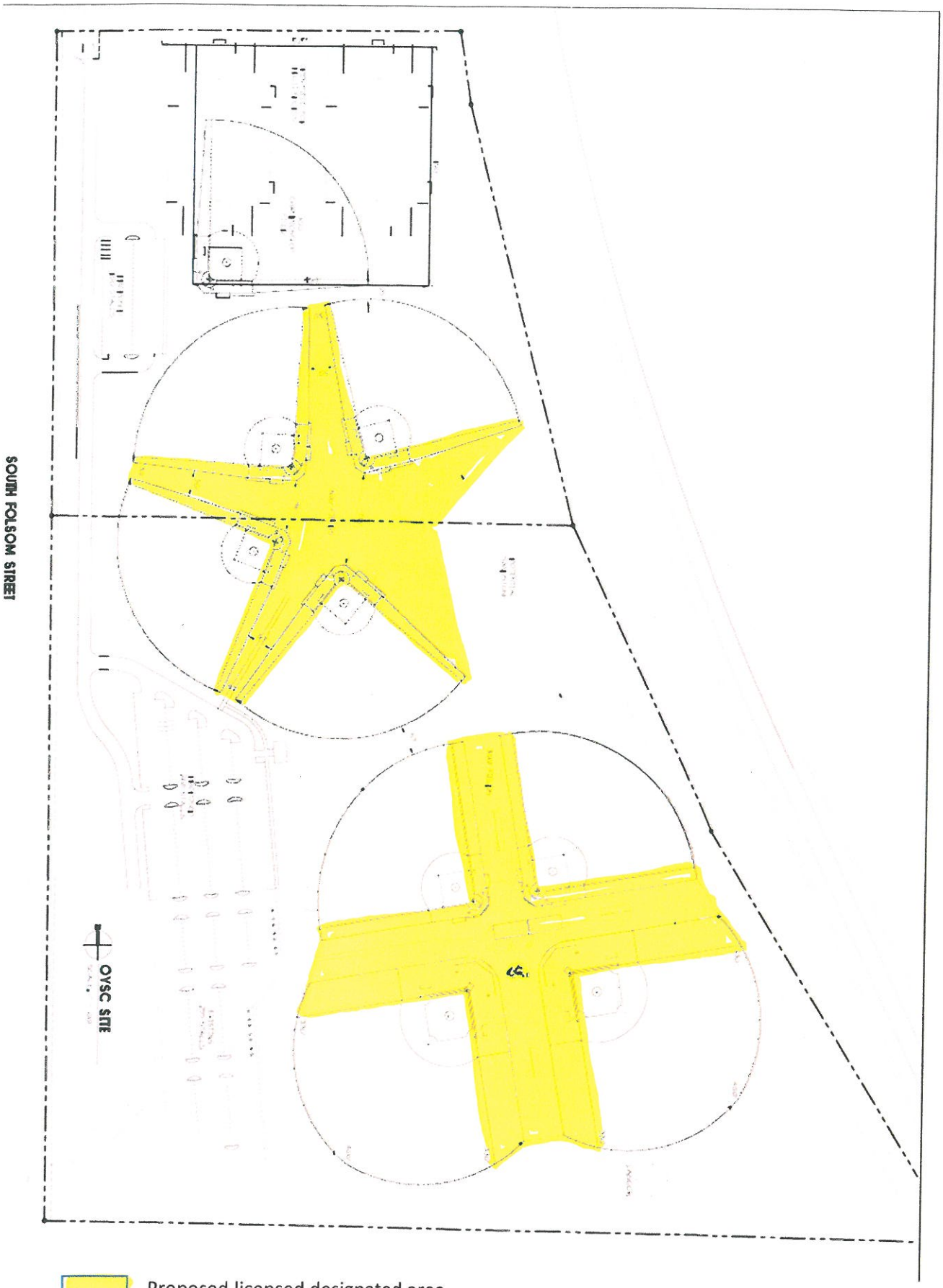

Proposed licensed designated area

W PIONEERS BLVD
S FOLSOM ST
S 1ST ST
Search
Show Property Photo
Selected: 1
PARCEL ID: 09-10-400-011-000
OWNER: STAR CITY YOUTH FOUNDATION
ADDRESS: 5300 S FOLSOM ST, RURAL, NE
LEGAL: S10, T9, R6, 6th Principal Meridian, LOTS 47 & 49 E1/2
500 m
2000 ft