

SUBSTITUTE
RESOLUTION NO. A-_____

1 WHEREAS, the City of Lincoln has previously adopted the City of Lincoln
2 Design Standards by Resolution No. A-80518; and

3 WHEREAS, a text change to the Design Standards is necessary under Chapter
4 1.00 – Request for Waiver Procedure, to revise Section 1 to only require that improvements
5 substantially conform to Design Standards, to revise Section 2 to allow the Planning Director to
6 approve requests for waivers from the Design Standards, by adding a new Section 2.1.1 to
7 provide for an appeal to the Planning Commission from action of the Planning Director
8 approving or denying a request for waiver from Design Standards, to revise Section 2.1.2 to
9 provide for an appeal to the City Council from action of the Planning Commission approving or
10 denying a request for waiver of the Design Standards, by repealing Section 2.2 in its entirety,
11 and by re-numbering the remaining Section; and

12 WHEREAS, a text change to the Design Standards is necessary under Chapter
13 3.45 - Design Standards for Parking Lots, to revise Section 3.6 to provide that parking lots shall
14 be screened in accordance with Section 7.1 of Chapter 3.50 of the City of Lincoln Design
15 Standards; and

16 WHEREAS, a text change to the Design Standards is necessary under Chapter
17 3.50 - Design Standards for Screening and Landscaping to revise Section 3 to describe the
18 improvements to which the requirements of this chapter are applicable, to require the landscape
19 plan to include the mature height and spread of plant material and its size at planting, to delete
20 the provision regarding the opacity of the screen, and to delete the provision that no screening is

1 required if the distance between the lot line and the building is less than five feet and to provide
2 that trees may count toward the required screening; to revise Section 4 to modify the screening
3 of salvage yards and scrap processing operations and to require the installation of plant materials
4 to be by a certified landscape contractor; to revise Section 7.1 to amend the title to include
5 driving aisles, to delete the provision allowing reduction of screening requirements for parking
6 lots which are set back from the lot line; to exclude driveway throats and driveway curb cuts
7 from the required screen, to eliminate the provision allowing the design spread of deciduous
8 trees to be used for a portion of the required screen, to require the sides of parking lots, parking
9 areas, and driving aisles to be screened at least 90%, 60%, or 30% depending upon the distance
10 the parking lot, parking area or driving aisle is set back from the lot line, and to eliminate
11 provisions requiring the planting of a deciduous tree when there is less than five feet between the
12 parking lot and the street; to add landscape requirements for parking lots which exceed 6,000
13 square feet of paved area; to revise Section 7.3 to amend the title to make it not applicable to
14 community unit plans and to make it applicable to use permits; to revise Section 7.4 to make it
15 applicable only to major streets rather than all public streets, to increase the screen from 50% to
16 60% and to require the screen to go to 10 feet above the surface elevation rather than 6 feet, and
17 to provide that fences used for a screen, they must be used in conjunction with plants; to revise
18 Section 7.5 to also make its provisions apply to the H-1 and I-3 Zoning Districts; to revise
19 Section 7.6 to revise provisions governing the number of required trees; to add a new Section
20 7.11 to require screening for refuse areas, recycling bins, open storage, loading areas, and
21 ground-level mechanical equipment and to provide a screening standard; to revise Section 8 to
22 provide when a certificate of occupancy may be issued; and to delete the provision allowing the
23 planning director to make administrative adjustments; and

1 WHEREAS, a text change to the Design Standards is necessary under Title 3,
2 Design Standards for Zoning Regulations, to add a new Chapter 3.105 entitled “Design
3 Standards for Pedestrian Circulation in Commercial and Industrial Areas” to provide standards
4 for such circulation.

5 WHEREAS, a text change to the Design Standards is necessary under Title 4,
6 Miscellaneous Design Standards, to add a new Chapter 4.20 entitled “Design Standards for
7 Landscaping, Streetscapes, Medians, Boulevards, Roundabout, and Major Streets” to provide
8 standards relating to such landscaping including general provisions, landscaping plan
9 requirements, site preparation, plant selection and placement, planting, approved tree list for
10 non-paved planting strips, medians, cul-de-sac circles, roundabouts, boulevards, and major
11 streets, tree characteristics, and shrub characteristics.

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

14 1. That Chapter 1.00 of the City of Lincoln Design Standards, adopted by the
15 City Council on November 6, 2000 by Resolution No. A-80518, be and the same is hereby
16 amended by amending Sections 1, 2.1, and 2.2 to read as shown on Attachment “A” which is
17 attached hereto and incorporated herein by reference.

18 2. That Chapter 3.45 of the City of Lincoln Design Standards, adopted by the
19 City Council on November 6, 2000 by Resolution No. A-80518, be and the same is hereby
20 amended by amending Section 3.6 to read as shown on Attachment “B” which is attached hereto
21 and incorporated herein by reference.

22 3. That Chapter 3.50 of the City of Lincoln Design Standards, adopted by the
23 City Council on November 6, 2000 by Resolution No. A-80518, be and the same is hereby

1 amended by amending Sections 3, 4, 7.1, 7.3., 7.4, 7.5, 7.6, by adding a new section 7.11 and by
2 amending Section 8 to read as shown on Attachment “C” which is attached hereto and
3 incorporated herein by reference.

4 4. That Title 3 of the City of Lincoln Design Standards, adopted by the City
5 Council on November 6, 2000 by Resolution No. A-80518, be and the same is hereby amended
6 by adding a new Chapter 3.105 to read as shown on Attachment “D” which is attached hereto
7 and incorporated herein by reference.

8 5. That Title 4 of the City of Lincoln Design Standards, adopted by the City
9 Council on November 6, 2000 by Resolution No. A-80518, be and the same is hereby amended
10 by adding a new Chapter 4.20 to read as shown on Attachment “E” which is attached hereto and
11 incorporated herein by reference.

12 BE IT FURTHER RESOLVED that these amendments to the City of Lincoln
13 Design Standards shall only apply to applications that are filed on or after the date of this
14 Resolution.

Introduced by:

Approved as to Form & Legality:

Chief Assistant City Attorney

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| Approved this ___ day of _____, 2006: _____ Mayor |
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