

RESOLUTION NO. A-_____

1 WHEREAS, Joshua Nix has submitted an application designated as Special
2 Permit No. 16022 to permit a licensed early childhood care facility to be operated on property
3 generally located at 6519 Colby Street, and legally described as:

4 Lot 7, Block 33, Bethany Heights, Lincoln, Lancaster County,
5 Nebraska;

6 WHEREAS, the application further requested a waiver of Design Standards for
7 Early Childhood Care Facilities to allow access to the facility from an alley; and

8 WHEREAS, the real property adjacent to the area included within the site plan for
9 this early childhood care facility will not be adversely affected; and

10 WHEREAS, said site plan together with the terms and conditions hereinafter set
11 forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to
12 promote the public health, safety, and general welfare.

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

15 That the application of Joshua Nix, hereinafter referred to as "Permittee", for a
16 licensed early childhood care facility, including the requested waiver to the Design Standards for
17 Early Childhood Care Facilities, on the property legally described above, be and the same is
18 hereby granted under the provisions of Section 27.63.070 of the Lincoln Municipal Code upon
19 condition that construction and operation of said early child care facility be in strict compliance
20 with said application, the site plan, and the following additional express terms, conditions, and
21 requirements:

22 1. This permit approves an early childhood care facility and grants a waiver
23 to Section 1.6, Chapter 3.90 of the Design Standards for Early Childhood Care Facilities to allow
24 access to the facility solely from an alley.

1 2. Before starting operation all development and construction shall
2 substantially comply with the approved plans.

3 3. All privately-owned improvements, including landscaping, shall be
4 permanently maintained by the Permittee.

5 4. The physical location of all setbacks and yards, buildings, parking and
6 circulation elements, and similar matters must be in substantial compliance with the location of
7 said items as shown on the approved site plan.

8 5. The terms, conditions, and requirements of this resolution shall run with
9 the land and be binding upon the Permittee, its successors, and assigns.

10 6. The Permittee shall sign and return the City's letter of acceptance to the
11 City Clerk. This step should be completed within 60 days following the approval of the special
12 permit. The City Clerk shall file a copy of the resolution approving the special permit and the
13 letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the
14 Permittee. Building permits will be issued unless the letter of acceptance has been filed.

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ___ day of _____, 2016:

Mayor