

RESOLUTION NO. A-_____

1 WHEREAS, the Administrative Final Plat of Fairview Cemetery 2nd Addition was
2 previously approved by the City of Lincoln; and

3 WHEREAS, one of the conditions of approval of said Administrative Final Plat
4 was the requirement that the Subdivider, pursuant to § 26.23.100 of the Lincoln
5 Municipal Code, extend water and sanitary sewer service to the lots within said
6 Administrative Final Plat; and

7 WHEREAS, Subdivider has requested a modification to waive said requirement
8 pursuant to § 26.31.010 of the Lincoln Municipal Code; and

9 WHEREAS, the Planning Commission has reviewed said request and has made
10 recommendations thereon; and

11 WHEREAS, the City Council finds that the strict application of said requirement
12 would result in actual difficulties or substantial hardship or injustice to the property
13 owner.

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

15 That the provisions of § 26.23.100 of the Lincoln Municipal Code requiring the
16 extension of water and sanitary sewer service to the lots within Fairview Cemetery 2nd
17 Addition, is hereby waived; provided that the Subdivider enters into an agreement with
18 the City of Lincoln wherein Subdivider agrees to pay at the time of connection water
19 and sanitary sewer connection fees equivalent to the cost of the City to extend such
20 mains to serve the lots within Fairview Cemetery 2nd Addition.

1 All other conditions for approval of the Administrative Final Plat of shall remain
2 in full force and effect.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant

Approved this ____ day of _____, 2001: _____ Mayor
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