

ORDINANCE NO. _____

1 AN ORDINANCE amending Title 26 of the Lincoln Municipal Code relating to
2 the Land Subdivision Ordinance by amending Section 26.23.040 to modify the minimum right-
3 of-way width for major streets and to provide typical cross-section figures for streets having a
4 width 120 feet and 130 feet; by amending Section 26.27.090 to provide that trees shall be planted
5 in the public right-of-way along major streets which have a minimum of 120 feet of right-of-
6 way; and repealing Sections 26.23.040 and 26.27.090 as hitherto existing.

7 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8 Section 1. That Section 26.23.040 of the Lincoln Municipal Code be amended to
9 read as follows:

10 **26.23.040 Street and Other Public Way Widths.**

11 (a) The width of all rights-of-way shall conform to the widths prescribed herein and
12 shall be determined pursuant to the comprehensive plan.

13 (b) The minimum right-of-way widths shall be as follows:

Classification	Width
Urban major streets (Streets and roads shown on the future urban street and road network map in the comprehensive plan).	80 feet (except when more right-of-way is shown or described for such streets in the comprehensive plan or less right-of-way is required on the building line map.)
<u>Major streets</u>	<u>120 feet to 150 feet</u> <u>(As shown or described for such</u> <u>streets in the Comprehensive Plan)*</u>

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1 Nonurban major streets 100 feet
2 (Streets and roads shown on future
3 county street and road network map
4 in the comprehensive plan).
5
6 Collector streets 72 feet
7
8 Local streets:
9 Commercial, business, or industrial
10 zoning district 66 or 72 feet
11 (In accordance with design standards)
12
13 Residential 60 feet
14
15 Cul-de-sacs:
16 Residential 60-foot radius
17
18 Commercial, business, or industrial 66- or 72-foot radius
19 (In accordance with design standards)
20
21 Alleys 20 feet
22
23 Pedestrian ways 5-foot easement for the sidewalk
24
25 Bikeways 20-foot easement
26
27 * The typical cross sections for major streets having a width of 120 feet and 130 feet are set
28 out in Figures A, B and C at the end of this chapter.

21 Section 2. That Section 26.27.090 of the Lincoln Municipal Code be amended to
22 read as follows:

23 **26.27.090 Trees.**

24 Trees shall be planted along both sides of all streets and private roadways within the
25 subdivision and on the side of the streets and private roadways which abut the subdivision. The
26 trees shall be planted in the public right-of-way, ~~except provided that along~~ major streets have a
27 minimum of 120 feet of right-of-way. in which case In cases where the major street has less than
28 120 feet of right-of-way, the trees shall be planted on the private property abutting such major

1 streets, unless there is sufficient space between the curb and sidewalk. Notwithstanding the
2 above, the tree requirements are not required in that part of a subdivision located outside the city
3 limits where all lots contain an area of one or more acres.

4 Section 3. That Sections 26.23.040 and 26.27.090 of the Lincoln Municipal Code
5 as hitherto existing be and the same are hereby repealed.

6 Section 4. That this ordinance shall take effect and be in force from and after its
7 passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2006:

Mayor