

Waiver 14002

RESOLUTION NO. A-_____

1 WHEREAS, Word of Life Lutheran Church has requested a waiver of the
2 surfacing requirements for a parking lot on property generally located at North 1st Street and
3 Fletcher Avenue and legally described as:

4 A portion of Lot 25 and a portion of Lot 26, Cumberland Heights,
5 Lincoln, Lancaster County, Nebraska, more particularly described
6 in Exhibit A attached hereto;

7 WHEREAS, the City Council finds that:

8 a. The parking lot for which the waiver of the surfacing requirement is
9 requested is to be used in conjunction with a nonprofit, religious, educational, or philanthropic
10 institution;

11 b. Alternate materials or techniques will be utilized which provide reasonable
12 control of dust, runoff, and safe circulation; and

13 c. The location of the parking lot is a sufficient distance from surrounding
14 uses so that it will not adversely affect the surrounding uses, and the frequency of use of the
15 parking lot is so low that compliance with the surfacing requirements at the present time would
16 cause undue economic hardship upon the Owners as compared with minimal impact upon the
17 surrounding land uses.

18 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
19 Lincoln, Nebraska:

1 In consideration of the findings made above, the requirement for the paving of
2 the parking lot for Word of Life Lutheran Church generally located at North 1st Street and
3 Fletcher Avenue and legally described above is hereby temporarily waived subject to revocation
4 pursuant to § 27.67.100(c) of the Lincoln Municipal Code under the following conditions:

5 1. The approval waives the requirement to pave parking for four years from
6 the time of approval of this Resolution.

7 2. This approval waives the landscape screening requirements for the
8 parking lot until the parking lot is surfaced and made permanent at which time a landscape plan
9 will be required.

10 3. The terms, conditions, and requirements of this resolution shall run with
11 the land and be binding on Word of Life Lutheran Church, its successors and assigns.

12 4. The City Clerk shall file a copy of the resolution approving the waiver with
13 the Register of Deeds, filing fees therefor to be paid in advance by the Owner.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2014:

Mayor