DIRECTORS’ ORGANIZATIONAL MEETING
Monday, October 7, 2019
555 S. 10TH STREET
BILL LUXFORD STUDIO

I. MINUTES
   1. Approval of Directors’ minutes from September 23, 2019

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR’S OFFICE

V. DIRECTORS CORRESPONDENCE

   PLANNING
   1. Administrative Approvals from September 24, 2019 through September 30, 2019
   2. Action dated October 2, 2019
   3. Final Action dated October 3, 2019

VI. BOARDS/COMMITTEES/COMMISSION REPORTS
   1. DLA - Meginnis, Ward (09.24.19)
   2. WHJPA - Ward (09.26.19)
   3. PRT - Bowers (09.26.19)

VII. CONSTITUENT CORRESPONDENCE
   1. Noise Ordinance - Richard and Gerry Garrison

VIII. MEETINGS/INVITATIONS
   See invitation list.

IX. ADJOURNMENT
Date:  October 1, 2019
To:  City Clerk
From:  Teresa McKinstry, Planning Dept.
Re:  Administrative Approvals
cc:  Geri Rorabaugh, Planning Dept.

This is a list of City administrative approvals by the Planning Director from September 24, 2019 through September 30, 2019:

Administrative Amendment 19058 to Special Permit 781, Lincoln Meadows Community Unit Plan, approved by the Planning Director on September 20, 2019 to allow open decks in the 20' rear yard setback for Lots 51-82, located at S. 62nd St. and Normal Blvd.
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, October 2, 2019, at 1:00 p.m. in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska. For more information, call the Planning Department, (402) 441-7491.

**PLEASE NOTE:** The Planning Commission action is final action on any item with a notation of “FINAL ACTION”. Any aggrieved person may appeal Final Action of the Planning Commission to the City Council or County Board by filing a Notice of Appeal with the City Clerk or County Clerk within 14 days following the action of the Planning Commission.

The Planning Commission action on all other items is a recommendation to the City Council or County Board.

AGENDA

WEDNESDAY, October 2, 2019

[Commissioners Finnegan and Scheer; Commissioner Al-Badry arrived at 2:35 pm]

Approval of minutes of the regular meeting held September 18, 2019. **APPROVED: 6-0; (Al-Badry, Finnegan and Scheer absent)**

1. CONSENT AGENDA

   (Public Hearing and Administrative Action):

   COMPREHENSIVE PLAN CONFORMANCE:

   1.1 COMPREHENSIVE PLAN CONFORMANCE 19012, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, to amend the North 27th Corridor and Environ Redevelopment Plan, to renovate and expand the Oriental Market by redeveloping three parcels of real estate on North 27th Street, on property generally located at 610 and 630 North 27th Street.

   **Staff recommendation:** In Conformance with the Comprehensive Plan

   Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov

   Planning Commission recommendation: FINDING OF CONFORMANCE: 6-0 (Al-Badry, Finnegan and Scheer absent). Public hearing before the City Council is tentatively scheduled for Monday, October 28, 2019, at 5:30 p.m.
TEXT AMENDMENT:

1.2 TEXT AMENDMENT 19006, an ordinance amending Section 27.06.020 Classification of Use Types, Section 27.63.210 Elderly and Retirement Housing, Section 27.63.530 Health Care Facilities, Residential, Section 27.63.680 The Sale of Alcohol for Consumption On the Premises, and Section 27.63.685 The Sale of Alcohol For Consumption Off The Premises, to allow both on- and off-sale alcohol as a permitted accessory use to Health Care Facility, Residential, and Elderly and Retirement Housing, and repealing Sections 27.06.020, 27.63.210, 27.63.530, 27.63.680 and 27.63.685 as hitherto existing.

Staff recommendation: Approval
Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov
Planning Commission recommendation: APPROVAL: 6-0 (Al-Badry, Finnegan and Scheer absent). Public hearing before the City Council is tentatively scheduled for Monday, October 28, 2019, 5:30 p.m.

SPECIAL PERMIT:

1.3 SPECIAL PERMIT 19040, to allow for the rebuilding of a garage with setback waivers, on property generally located at 2540 Washington Street. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

1.4 SPECIAL PERMIT 19041, to allow for the construction of an 85-foot tall personal wireless facility, with a waiver to landscape screening, on property generally located at 4630 Hartley Street. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov

1.5 SPECIAL PERMIT 19043, to allow for the installation of two towers on private property that exceed the maximum height requirements, on property generally located at 4201 NW 70th Street. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
1.6 SPECIAL PERMIT 552C, to allow a residential healthcare facility, with a waiver to the maximum height, on property generally located at 6315 O Street and 200 Bruce Drive. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

2. REQUESTS FOR DEFERRAL: None.

3. ITEMS REMOVED FROM CONSENT AGENDA: None.

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

5. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:

5.1 SPECIAL PERMIT 19035, to allow for the construction of a commercial feedlot, on property generally located at NW 27th Street and Ashland Road.** FINAL ACTION**
Staff recommendation: Conditional Approval
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the revised staff report dated September 23, 2019: 5-1 (Joy dissenting; Al-Badry abstaining; Finnegan and Scheer absent). Resolution PC-01675.

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AT THIS TIME, ANYONE WISHING TO SPEAK ON AN ITEM NOT ON THE AGENDA, MAY DO SO

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Adjournment 7:00 p.m.; 7-0 (Finnegan and Scheer absent).
TO: Mayor Leirion Gaylor Baird  
Lincoln City Council

FROM: Geri Rorabaugh, Planning

DATE: October 3, 2019

RE: Notice of final action by Planning Commission: October 2, 2019

Please be advised that on October 2, 2019, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

**Resolution PC-01671**, approving SPECIAL PERMIT 19040, to allow for the rebuilding of a garage with setback waivers, on property legally described as the South 90 feet of the East 38 feet of Lot 7, and the South 90 feet of Lot 8, Block 2, Woods Bros and Kelly's Park Addition, located in the NE 1/4 of Section 36-10-6, Lincoln, Lancaster County, Nebraska, generally located at 2540 Washington Street;

**Resolution PC-01672**, approving SPECIAL PERMIT 19041, to allow for the construction of an 85-foot tall personal wireless facility, with a waiver to landscape screening, on property legally described as Lot 2, Snyder Addition, located in the SW 1/4 of Section 8-10-7, Lincoln, Lancaster County, Nebraska, generally located at 4630 Hartley Street;

**Resolution PC-01673**, approving SPECIAL PERMIT 19043, to allow for the installation of two towers on private property that exceed the maximum height requirements, on property legally described as Lot 37, I.T., located in the NE 1/4 of Section 11-10-5, and Lots 15 and 17, located in the SE 1/4 of Section 2-10-5, all in Lancaster County, Nebraska, generally located at 4201 NW 70th Street; and

**Resolution PC-01674**, approving SPECIAL PERMIT 552C, to allow a residential healthcare facility, with a waiver to the maximum height, on property legally described as part of Lot 1 and Lots 3-4, Block 1, Eastmont 2nd Addition, located in the NW 1/4 of Section 28-10-7, along with part of Outlot A, Taylor Park Addition, located in the NE 1/4 of Section 28-10-7, Lincoln, Lancaster County, Nebraska, generally located at 6315 O Street and 200 Bruce Drive.

The Planning Commission action on this application is final, unless appealed to the City Council by filing a notice of appeal with the Planning Department within 14 days of the action by the Planning Commission.

The Planning Commission Resolution may be accessed on the internet at [www.lincoln.ne.gov](http://www.lincoln.ne.gov) (Keyword = PATS). Use the “Search Selection” screen and search by application number (i.e. SP19040, SP19041, SP19043, SP552C). The Resolution and Planning Department staff report are in the “Related Documents” under the application number.

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October 2, 2019

From: Richard and Gerry Garrison

4020 M Street
Lincoln Ne. 68510
402-489-9826

To: City of Lincoln          James Michael Bowers
    City Council                Sandra Washington
    555 So 10th St.            Roy Christensen
    Lincoln Ne. 68508        Bennie Shobe

Dear City Council,

We are having a noise problem with a neighbor next door at 4028 M Street. They have 2 large 5 feet by 2 feet speakers with high wattage amplifiers plus a frequency generator or tone generator facing our bedroom windows and run this about 18 hours per day. These sounds are electronically produced at a low volume and low frequency which make it impossible to record on any recording machine. They are mostly low tones that oscillate back and forth with a drum beat at each end and they are driving us crazy. We are in our 70’s and my wife has cancer and I have Agent Orange poisoning from serving 13 months in Vietnam, this is causing us a lot of stress, we only get about 3 hours of sleep at night, this is not right since Lincoln does have a noise ordinance but is not enforced. We have had the Lincoln police out here 2 times on about September 5\textsuperscript{th} about 2PM and they said none of the neighbors hear this or will admit to this noise. We can not get any cooperation from anyone in the neighborhood as they are afraid of these people. They won’t even let their children come out to play it is so bad The police said there is nothing they can do as no one will admit to the noise and told us to get use to it. The officer laughed at us and laughed all the way to his cruiser. This was very disrespectful of the elderly and war veteran. He would not give his name or badge number and I think it is a law that they have to. He was of Hispanic origin, that is all I know about him. We have tried many times to contact the landlord of this duplex, they will not talk to us or answer the phone or any messages left to them. To the Council Members, we do not know what to do or where to go for help with this, they are driving us from our home. We have lived in Lincoln for 70 years paid our
taxes and shouldn’t have to endure something like this. All we are asking is some help with this problem. We have no where else to go.

Thankyou

Richard and Gerry Garrison   Email:  rggarrison@windstream.net

Richard and Gerry Garrison

Owner of duplex at 4028 M St.  Lincoln ne.

Mike and Becky Hauflé

6500 Ashbrook Dr.

Lincoln Ne.

402-890-8178

I would like to add that when the police officers arrived at our door on Sept. 5th 2019 at about 2PM and 2:30 PM the neighbor turned off their sound system making us look like fools. This is being done by a male in his 20s and we don’t understand why he is doing this to us. This has been going on for 28 days now and it must stop. We are not writing this letter for the fun of it, this is a true and accurate statement.