

COPY

RESOLUTION NO. 2017-15

A RESOLUTION TO ADOPT AND ENACT BY REFERENCE AMENDMENT TO THE OFFICIAL ZONING MAP OF THE COUNTY OF LINCOLN (attached hereto) AND ALL THE CONDITIONS, PROVISIONS, LIMITATIONS, AND TERMS OF SAID AMENDMENT ARE ENACTED AS IF SET OUT VERBATIM HEREIN AND SPREAD AT LARGE IN THIS RESOLUTION; TO PROVIDE FOR INVALIDITY OF A PART AND FOR REPEAL OF OTHER ZONING REGULATION AND RESOLUTIONS IN CONFLICT WITH THIS RESOLUTION; AND PROVIDE FOR EFFECTIVE DATE.

WHEREAS, the Lincoln County Planning Commission was submitted an Application/Proposal by Pam Szwaneck, owner, and Michael Noffsinger, purchaser, to rezone certain property from a R-2 Urban Density Residential District to a C-1 Commercial District, which in effect was a request to amend the Official Zoning Map of The county of Lincoln, Nebraska; and a preliminary recommendation and report was done by the Lincoln County Planning Commission.

WHEREAS, the Lincoln County Planning Commission held a public hearing on May 30, 2017 at its 5:30 p.m. meeting, regarding the proposed amendment.

WHEREAS, after the public hearing the Lincoln County Planning Commission on May 30, 2017, at its 5:30 p.m. meeting, passed a Resolution, recommending **“to the Lincoln County Board of Commissioners approval** of amending the Official Zoning Map of The county of Lincoln, Nebraska, by rezoning the following described property from a R-2 Urban Density Residential District to a C-1 Commercial District, to wit:

A tract of land situated in the SE ¼ of Section 33, Township 13 North, Range 30 West of the 6th P.M., Lincoln County, Nebraska, said tract of land described as follows:

Commencing at a point on the south line of said Section 33, Township 13 North, Range 30 West of the 6th P.M. , Lincoln County, Nebraska, said point being 1817.0 feet west of the southeast corner of said Section 33, thence running west on the south line of said Section 33 a distance of 697.6 feet; thence running north on a line parallel to the east line of said Section 33 a distance of 208.2 feet to a point on the southeasterly right of way line of the Nebraska Public Power District Canal; thence running in a northeasterly direction on the southeasterly right of way line of the Nebraska Public Power District Canal a distance of 804.4 feet; thence running southeasterly 54 degrees 31 minutes a distance of 316.2 feet; thence running 126 degrees 10 minutes in a southeasterly direction a distance of 625.6 feet to the point of beginning. Contains 7.46 acres, more or less.”

WHEREAS, the Board of Commissioners of The county of Lincoln, Nebraska, on June 5, 2017, acknowledged receipt of the Lincoln County Planning Commission’s Resolution recommending approval of the aforementioned amendment/rezoning of the above described property from a R-2 Urban Density Residential District to a C-1 Commercial District.

WHEREAS, the Board of Commissioners held a public hearing on June 26, 2017, on the Application/Proposal by Pam Szwanek, owner, and Michael Noffsinger, purchaser, which would amend the Official Zoning Map of The county of Lincoln, Nebraska, by rezoning the aforementioned described property from a R-2 Urban Density Residential District to a C-1 Commercial District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LINCOLN, NEBRASKA:

SECTION 1: The Official Zoning Map of The county of Lincoln, Nebraska, is hereby amended as follows, to wit:

The following described property is hereby rezoned from a R-2 Urban Density Residential District to a C-1 Commercial District, to wit:

A tract of land situated in the SE ¼ of Section 33, Township 13 North, Range 30 West of the 6th P.M., Lincoln County, Nebraska, said tract of land described as follows:

Commencing at a point on the south line of said Section 33, Township 13 North, Range 30 West of the 6th P.M. , Lincoln County, Nebraska, said point being 1817.0 feet west of the southeast corner of said Section 33, thence running west on the south line of said Section 33 a distance of 697.6 feet; thence running north on a line parallel to the east line of said Section 33 a distance of 208.2 feet to a point on the southeasterly right of way line of the Nebraska Public Power District Canal; thence running in a northeasterly direction on the southeasterly right of way line of the Nebraska Public Power District Canal a distance of 804.4 feet; thence running southeasterly 54 degrees 31 minutes a distance of 316.2 feet; thence running 126 degrees 10 minutes in a southeasterly direction a distance of 625.6 feet to the point of beginning. Contains 7.46 acres, more or less.

SECTION 2: Attached, incorporated herein, and marked as Exhibit A is a map showing the Amendment to the Official Zoning Map of The county of Lincoln, Nebraska, which shows the aforementioned described property being rezoned to C-1 Commercial District, and is hereby adopted by the County Board of Commissioners of The county of Lincoln, Nebraska.

SECTION 3: Directs the Lincoln County Clerk to publish the map (Exhibit A) in a booklet or pamphlet form and also have the map (Exhibit A) filed with the Lincoln County Clerk.

SECTION 4: Proper entry of this Amendment to the Official Zoning Map of The county of Lincoln, Nebraska, shall be made.

SECTION 5: This Resolution with attachments shall be spread in the minutes of the Lincoln County Board of Commissioners.

SECTION 6: This Resolution shall take effect and be in force from and after its passage, published according to law, entry upon the Official Zoning Map of The county of Lincoln, Nebraska, showing the nature of the change, and filing of the map (Exhibit No. 1) with the Lincoln County Clerk.

A motion was made by County Board member Hewgley, seconded by County Board member Deterding to approve and adopt this herein Resolution (Resolution No.2017-15).

Upon roll call Hewgley, Deterding, and Henry voted "aye." Nays none, and _____.

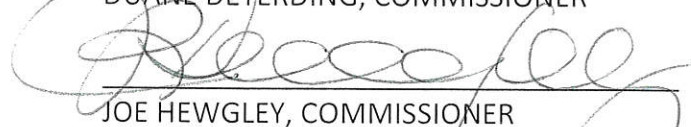
MOTION CARRIED BY VOTE OF 3 to 0 on this 26th day of June, 2017.

WHEREUPON the Chairman declared this herein Resolution (Resolution No. 2017-15) duly adopted, passed, and approved this 26th day of June, 2017.

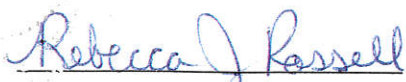
THE BOARD OF COMMISSIONERS OF THE COUNTY OF LINCOLN,
IN THE STATE OF NEBRASKA


BILL HENRY, CHAIRMAN


DUANE DETERDING, COMMISSIONER


JOE HEWGLEY, COMMISSIONER

ATTEST:

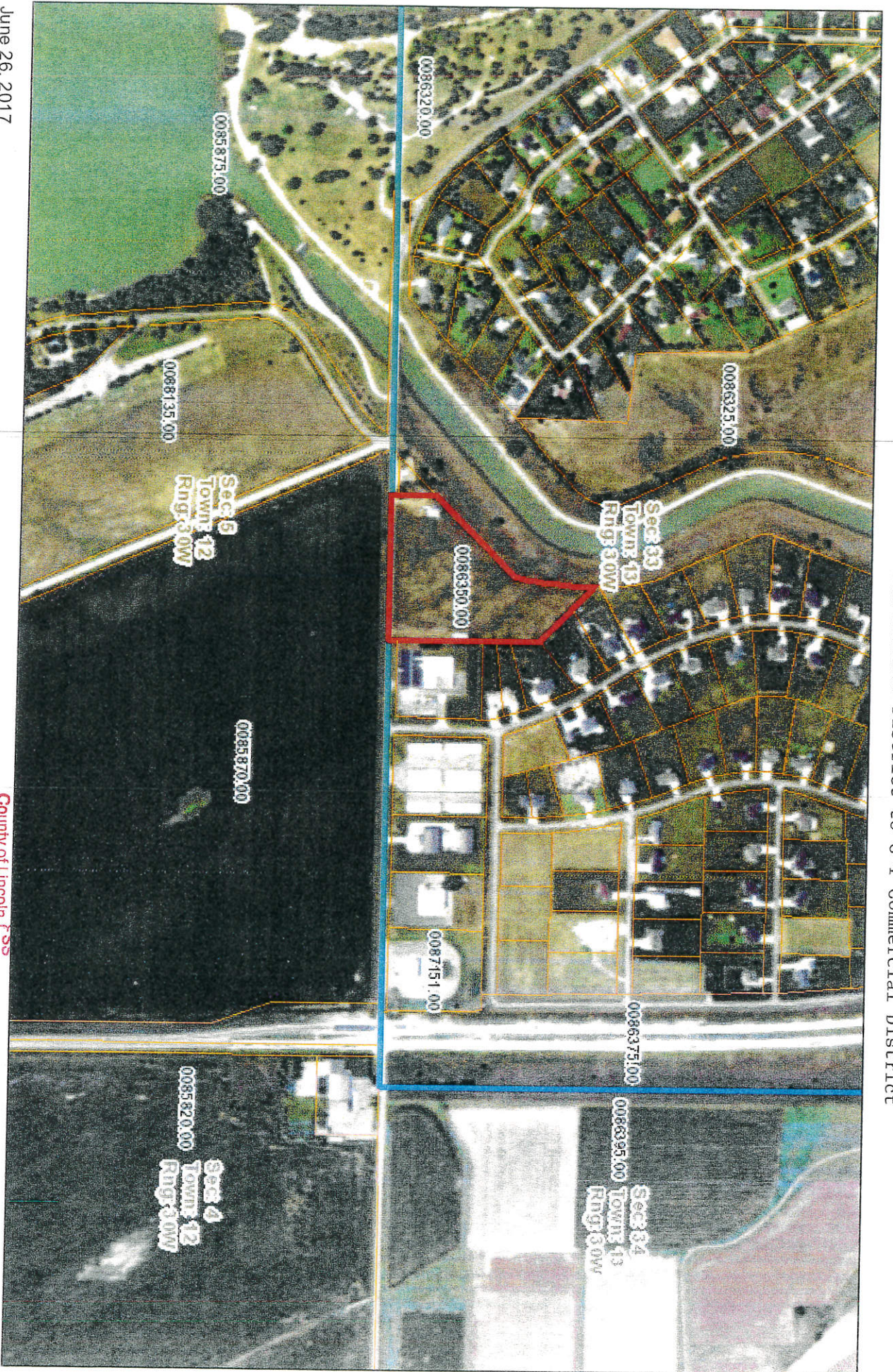

Rebecca J. Rossell
Lincoln County Clerk



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EXHIBIT "A"

Red outline indicates property changed from R-2 Urban Reserve District to C-1 Commercial District



June 26, 2017
 Parcels
 Sections

Amendment to the
 Official Zoning Map
 of
 The county of Lincoln, Nebraska

County of Lincoln, Nebraska
FILED FOR RECORD
JUN 26 2017
 Time 12:45 PM
 Vol. 9
 Lincoln County Clerk
 By *Sharon J. Rose*
 Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus
 Page 05, USDA, USGS, AeroGRID, IGN, and the GIS User Community
 1:9,028
 0 0.075 0.15 0.3 mi
 0 0.1 0.2 0.4 km