

RESOLUTION NO. A-\_\_\_\_\_

1           WHEREAS, the Final Plat of Hickory Crest 4th Addition was previously approved  
2 by the City of Lincoln; and

3           WHEREAS, the conditions of approval of said Final Plat included the  
4 requirement that the subdivider install sidewalks along the west side of South 70th  
5 Street adjacent to Lots 1 and 2, and in the pedestrian easement between Lots 1 and 2,  
6 from King's Court to South 70th Street of said Final Plat; and

7           WHEREAS, applicant has requested a modification to waive said requirements  
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 all requirements  
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 requirements of the Final Plat of Hickory Crest 4th Addition relating to  
16 the installation of sidewalks along the west side of South 70th Street adjacent to Lots 1  
17 and 2, and within the pedestrian easement between Lots 1 and 2, Hickory Crest 4th  
18 Addition, are hereby waived; provided, however, nothing herein shall be construed to  
19 preclude the City Council from ordering the construction of sidewalks in said locations  
20 at any time in the future upon proper notice to the owners, their successors or assigns.

1 All other conditions for approval of the Final Plat of Hickory Crest 4th Addition  
2 shall remain in full force and effect.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_ day of \_\_\_\_\_, 2002:

\_\_\_\_\_  
Mayor