

8:30

02117

No	02117 ✓	#Pages	2
Doc Tax \$			
Fee \$	16. <sup>00</sup>	P&M \$	3.00
Fees Pd \$			
Gen Fee \$	13.00		
Ck#			
Refund			
Due \$	16.00		

THE STATE OF NEBRASKA } ss.  
MADISON COUNTY

This instrument filed for record  
the 23 day of May 2016  
at 8:30 A.M. and recorded in  
Book 2016 Page 02117  
Nancy J. Gross  
Register of Deeds

By the City of Norfolk, 309 N. 5<sup>th</sup> Street, Norfolk, NE 68701

CONDITIONAL USE PERMIT  
RESOLUTION NO. 2016PC-3

WHEREAS, Amen 4 Kids, LLC, a Nebraska Limited Liability Company, hereinafter referred to as "APPLICANT", filed an application for a Conditional Use Permit for a daycare center on property addressed as 201 E. Prospect Ave. which is legally described as follows:

Commencing at a point 33 feet North of the Southwest corner of Lot 4, Block 1, Klug's Addition to the City of Norfolk, Madison County, Nebraska, extending thence North 150 feet, thence East 50 feet, thence South 150 feet, thence West 50 feet to the place of beginning.

WHEREAS, the property described above is presently included in Zoning District R-1;  
and

WHEREAS, the Planning Commission of the City of Norfolk, Nebraska has conducted a public hearing on April 19, 2016 receiving input and data from the APPLICANT and the general public concerning the Conditional Use Permit;

NOW THEREFORE, in consideration of the foregoing recitals, the Planning Commission of the City of Norfolk, Nebraska hereby adopts the following Resolution:

BE IT RESOLVED by the Planning Commission of the City of Norfolk, Nebraska that Amen 4 Kids, LLC, a Nebraska Limited Liability Company, is hereby granted a Conditional Use Permit for a daycare center subject to the following terms and conditions:

1. There shall be a 5' fence enclosing the backyard;
2. The Conditional Use Permit shall be for ten (10) years;
3. All minimum regulations for a licensed child care center as outlined by the Nebraska Department of Health and Human Services shall be observed;
4. Hours of operation shall be limited to Monday thru Friday, 6 am – 6:30 pm;

5. Staff shall park on the west side of Oak Street south of Prospect Avenue or in the public parking lot in the southeast area of Johnson Park, if space available;
6. APPLICANT shall provide a trash receptacle near building entrance for client and staff use and shall comply with all property maintenance codes;
7. All applicable parking, stopping and traffic laws, pursuant to Norfolk City Code Chapter 24, shall be complied with while dropping off/picking up;
8. The Conditional Use Permit shall be a personal privilege granted to the APPLICANT and shall not be subject to transfer;
9. All procedures and standards outlined in Section 27-56 of the Norfolk City Code pertaining to Conditional Use Permits shall be observed and the Conditional Use Permit granted herein shall be subject to the provisions of the Norfolk City Code that provide for an appeal to be taken within 15 days of the decision of the Planning Commission;
10. There shall be compliance with any other applicable City, County, State, or Federal regulations that may apply.

PASSED AND APPROVED this 3<sup>rd</sup> day of May, 2016.

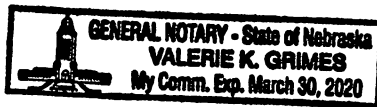
ATTEST:

Brian Lundy  
 Planning Commission Chair

Stacey Hansen  
 Planning Commission Secretary

Approved as to form: Clint G. Luder  
 City Attorney

The foregoing instrument was acknowledged before me this 3<sup>rd</sup> day of May, 2016 by Brian Lundy, Planning Commission Chair and Stacey Hansen, Planning Commission Secretary of the City of Norfolk.



Valerie K. Grimes  
 Notary Public Signature

Valerie K. Grimes  
 Notary Public Printed