

10:50

02582 ✓

No	02582 /	#Pages	2
Doc Tax \$ _____			
Fee \$	16. ⁰⁰	P&M \$	3.00
Fees Pd \$	_____	Gen Fee \$	13.00
Ck# _____			
Refund	_____	Due \$	16. ⁰⁰

THE STATE OF NEBRASKA }
MADISON COUNTY } ss.

This instrument filed for record
 the 24 day of June 2016
 at 10:50 A.M. and recorded in
 Book 2016 Page 02582
Nancy J. Gross
 Register of Deeds

By the City of Norfolk, 309 N. 5th Street, Norfolk, NE 68701

By

CONDITIONAL USE PERMIT
RESOLUTION NO. 2016PC-5

WHEREAS, Ray and Julie Stahla, hereinafter referred to as "APPLICANT", have filed an application for a Conditional Use Permit seeking a permit for horses (1 animal per 2 acres) on property addressed as 5200 W. Benjamin Avenue which is legally described as follows:

A tract of land lying wholly in the Southeast 1/4 of the Southeast 1/4 of Section 13, Township 24 North, Range 2 West of the 6th P.M., Madison County, Nebraska, more particularly described as follows:
 Commencing at the Southeast corner of said Section 13; thence West on section line, on an assumed bearing of N 90°00' West 150.84 feet to the point of beginning; thence continuing N 90°00' West, on last described course, 1174.40 feet to the Southwest corner of the Southeast 1/4 of the Southeast 1/4 of said Section 13; thence N 00°43'25" West, on the 1/16th line, 843.47 feet; thence N 90°00' East 706.69 feet; thence South 29°33'40" East 969.62 feet to the point of beginning and excluding the following described tract: Beginning at a point 400.0 feet West of the Southeast corner of Section 13, Township 24 North, Range 2 West of the 6th P.M., Madison County, Nebraska; thence North 33.0 feet; thence N 20° West 294.0 feet; thence West 91.0 feet; thence South 308.0 feet; thence East 191.0 feet to the point of beginning.

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

WHEREAS, the Planning Commission of the City of Norfolk, Nebraska has conducted a public hearing on May 17, 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 Ray and Julie Stahla are hereby granted a Conditional Use Permit for horses (1 animal per 2 acres) subject to the following terms and conditions:

1. Only one (1) horse per two (2) acres shall be allowed as per Section 27-83 (4)(c) of the Norfolk City Code;
2. The Conditional Use Permit shall be a personal privilege granted to the APPLICANT and shall not be subject to transfer;
3. 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;
4. There shall be compliance with any other applicable City, County, State, or Federal regulations that may apply.

PASSED AND APPROVED this 7th day of June, 2016.

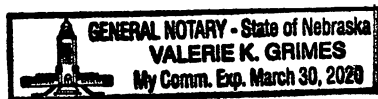
ATTEST:

Stacey Hansen
 Planning Commission Secretary

Brian Lundy
 Planning Commission Chair

Approved as to form: Clint Gabeler
 City Attorney

The foregoing instrument was acknowledged before me this 7th day of June, 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