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No	00848 ✓	#Pages	3
Doc Tax \$			
Fee \$	22.00	P&M \$	3.50
Fees Pd \$	-	Gen Fee \$	18.50
Clt#			
Refund		Due	22.00

THE STATE OF NEBRASKA } ss.
MADISON COUNTY

This instrument filed for record
the 27 day of February 2017
at 8:30 A.M. and recorded in
Book 2017 Page 00848
Nancy J. Gross
Register of Deeds

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

CONDITIONAL USE PERMIT
RESOLUTION NO. 2017PC-1

WHEREAS, Our Savior Lutheran Church, a Nebraska Nonprofit Corporation, hereinafter referred to as "APPLICANT", has filed an application for a Conditional Use Permit seeking a permit to operate a day care center on property addressed as 2420 West Omaha Avenue and legally described as follows:

Lot 1, McIntosh Southwest 1st Addition, an addition to the City of Norfolk, Madison County, Nebraska; and

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

WHEREAS, the Planning Commission of the City of Norfolk, Nebraska has conducted a public hearing on January 18, 2017 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:

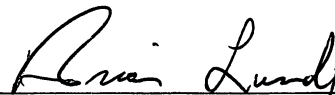
BE IT RESOLVED by the Planning Commission of the City of Norfolk, Nebraska that Our Savior Lutheran Church is hereby granted a Conditional Use Permit to operate an authorized day care center licensed as a child care center pursuant to the Nebraska Child Care Licensing Act subject to the following terms and conditions:

1. There shall be a minimum six (6) foot fence enclosing all outdoor areas where children will be permitted;
2. Hours of operation shall be limited to Monday through Friday, 5 a.m. to 7:30 p.m.;
3. There shall be no school permitted containing any grades of Kindergarten through 12th grade;

4. Day care services shall only be accessed by way of ingress/egress to the property from S. 25th St.;
5. APPLICANT shall obtain, maintain and comply with all required licenses to operate a day care center from the State of Nebraska and all minimum regulations for a licensed day care center as outlined by the Nebraska Department of Health and Human Services shall be observed;
6. The Conditional Use Permit shall be for ten (10) years and issued to the APPLICANT;
7. The Conditional Use Permit shall be a personal privilege granted to the APPLICANT, shall not be subject to transfer and shall not run with the land;
8. Failure to observe and maintain the conditions and restrictions of the Conditional Use Permit shall be considered a violation of The Code of the City of Norfolk, Nebraska subject to penalty as provided herein and may be grounds for review including alteration or termination of the permit;
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, and;
10. There shall be compliance with any other applicable City, County, State, or Federal regulations that may apply.

PASSED AND APPROVED this 7th day of February, 2017.

ATTEST:

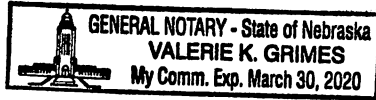

 Planning Commission Chair


 Planning Commission Secretary

Approved as to form:


 City Attorney

The foregoing instrument was acknowledged before me this 7th day of February, 2017 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