

NO 01012 Pages 3
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 Refund _____ Due 22.00

THE STATE OF NEBRASKA }
 MADISON COUNTY } ss
 This instrument filed for record
 the 24 day of March 20 23
 at 8:30 A.M. and recorded in
 Book 2023 Page 01012
Dianna S. Nykodym Register of Deeds

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

CONDITIONAL USE PERMIT
 RESOLUTION NO. 2023PC-2

WHEREAS, The Women's Empowering Life Line, Inc., a Nebraska Non-Profit Corporation, hereinafter referred to as "APPLICANT", has filed an application for a Conditional Use Permit seeking a permit for a daycare center on property addressed as 600 N. 12th Street and properties located to the north and to the west, which is legally described as follows:

Lots 3 and 4, Block 1, Verges Additional Suburban Lots to Norfolk, Madison County, Nebraska.

Lots 3, 4, 5, and 6, Block 4, Verges Additional Suburban Lots to Norfolk, Madison County, Nebraska

Lots 1 and 2, Block 3, Verges Additional Suburban Lots to Norfolk, Madison County, Nebraska.

Together with that part of vacated alley in Block 3 in Deed at Book 28, Page 523 and that part of vacated Walnut Street between Block 2 and Block 3 AND between Block 1 and Block 4 of Verges Additional Suburban Lots to Norfolk, Madison County, Nebraska in Deeds at Book 95 Page 678, Book 96 at Page 261 and Book 99 at Page 563.

LESS
 Tract 1 of the Sudbeck Kimmel Boundary Change described as follows: A parcel of land located in Lots 1 and 2, Block 3, Verges Additional Suburban Lots to Norfolk, Madison County, Nebraska and in the North Half of the adjacent vacated alley, more particularly described as follow: Commencing at the Northwest Corner of Lot 7, in said Block 3; thence N00°11'38"W, a distance of 30.00 feet on the West line of said Lot 2; thence N89°33'31"E, a distance of 131.71 feet to the East line of Lot 1 of said Block 3 and the West right of way line of 12th Street; thence S00°07'26"E on said East line and West right of way line, a distance of 30.00 feet; thence S89°33'31"W, a distance of 131.67 feet to the point of beginning.

LESS
 Tract 1 of Sudbeck-Stebbing Boundary Change described as follows: A parcel of

land located in Lots 1 and 2, Block 3, Verges Additional Suburban Lots to Norfolk, Madison County, Nebraska and in the South 36 feet of vacated Walnut Street, more particularly described as follows: Commencing at the Southeast Corner of Lot 1, Block 2 of said Verges Additional Suburban Lots; thence S00°14'03" (assumed bearing) on the East line of said Lot 1 extended South and the West right of way line of 12th Street, a distance of 30.00 feet to the point of beginning; thence S00°07'26"E on said West right of way line and on said East line, a distance of 50.00 feet; thence S89°41'42"W, a distance of 131.82 feet to the West line of Lot 2 of said Block 3; thence N00°11'38"W on said West line, a distance of 50.00 feet to the North line of the South 36 feet of vacated Walnut Street; thence N89°41'42"E, on said North line, a distance of 131.88 feet to the point of beginning; and

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

WHEREAS, the Planning Commission of the City of Norfolk, Nebraska has conducted a public hearing on February 22, 2023 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 The Women's Empowering Life Line, Inc., a Nebraska Non-Profit Corporation, is hereby granted a Conditional Use Permit for a daycare center on property subject to the following terms and conditions:

1. Staff shall park in the center's off-street parking lots;
2. All applicable parking, stopping and traffic laws, pursuant to Norfolk City Code Chapter 24, shall be complied with while dropping off/picking up;
3. The Conditional Use Permit shall be for ten (10) years;
4. The Conditional Use Permit shall be a personal privilege granted to the APPLICANT and shall not be subject to transfer;
5. 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;
6. 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;
7. There shall be compliance with any other applicable City, County, State, or Federal regulations that may apply.

PASSED AND APPROVED this 7th day of March, 2023.

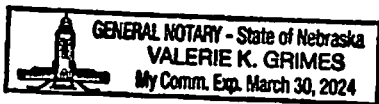
ATTEST:

[Signature]
Dan Spray
Planning Commission Chair

Elizabeth Lienemann
Elizabeth Lienemann
Planning Commission Secretary

Approved as to form: D. Myers-Noelle
Danielle Myers-Noelle
City Attorney

The foregoing instrument was acknowledged before me this 7th day of March, 2023 by Dan Spray, Planning Commission Chair and Elizabeth Lienemann, Planning Commission Secretary of the City of Norfolk.



Valerie K. Grimes
Notary Public Signature
Valerie K. Grimes
Notary Public Printed