

BOARD OF COUNTY COMMISSIONERS, SARPY COUNTY, NEBRASKA

RESOLUTION: GRANT SECOND 90-DAY EXTENSION OF FILING DEADLINE WITH THE REGISTER OF DEEDS FOR PEBBLEBROOKE FINAL PLAT

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104 (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board of Commissioners; and,

WHEREAS, the County Board of Commissioners has the authority to adopt Subdivision Regulations, which shall have the force and effect of law pursuant to Neb. Rev. Stat. § 23-374 (Reissue 2007); and,

WHEREAS, said Subdivision Regulations require final plats to be filed with the Sarpy County Register of Deeds Office within 90 days of approval by the County Board of Commissioners. Further the Subdivision Regulations allows the County Board of Commissioners to approve requests for extensions of the filing deadline with the Register of Deeds; and

WHEREAS, the final plat for Pebblebrooke was approved by Resolution 2011-362 on November 1, 2011 on property generally located at 168th and Highway 370 with a legal description as follows:

Part of NE ¼ of Section 33, Township 14N, Range 11E of the 6th P.M., Sarpy County, NE.

WHEREAS, by Resolution 2012-21 the County Board approved the extension of the Pebblebrooke final plat filing deadline with the Register of Deeds for ninety (90) days beginning on January 31, 2012 and ending on April 30, 2012.

WHEREAS, the applicant, Rogers Development Inc., via their representative Lamp, Rynearson & Associates has requested to extend the Pebblebrooke final plat filing deadline with the Register of Deeds for an additional ninety (90) days.

WHEREAS, Section 7.6 of the Sarpy County Subdivision Regulations allows the County Board to grant two separate ninety day extensions for the filing of the final plat with the Register of Deeds.

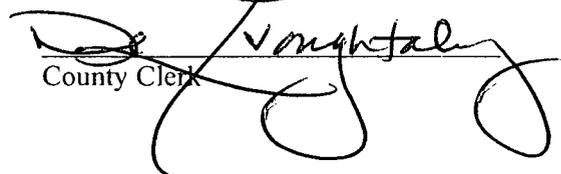
NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS THAT the Pebblebrooke final plat filing deadline with the Register of Deeds is hereby extended a second time for a period of ninety (90) days beginning May 1, 2012 with an expiration date of July 30, 2012.

The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 3rd day of April, 2012.


Sarpy County Board Chairman

Attest
SEAL




County Clerk

Sarpy County Board of Commissioners Report
Staff Report Prepared: March 27, 2012
County Board Date: April 3, 2012

Subject	Type	By
Second 90 day extension for the filing of the final plat for Pebblebrooke	Resolution	Bruce Fountain, AICP Planning Director

Lamp Rynearson & Associates have submitted a request on behalf of their client, Rogers Development, for a second 90 day extension for the filing of the final plat for Pebblebrooke. The extension is being requested to continue to finalize street and water improvements and cost options with the County and Metropolitan Utilities District.

The final plat and subdivision agreement for Pebblebrooke was approved by the Board of Commissioners on November 1, 2011 which required it to be filed with the Register of Deeds by January 30, 2012. The County Board approved the applicant's first extension request for filing of the plat on January 24, 2012. This approval gave them until April 30, 2012, to file the final plat.

Section 7.6 of the Sarpy County Subdivision Regulations allows the Board of Commissioners to grant up to two (2) ninety (90) day extensions for the filing of a final plat with the Register of Deeds. This is their second and final extension request as allowed and staff recommends approval.

Respectfully submitted by:



Bruce Fountain, AICP
Planning Director



**LAMP RYNEARSON
& ASSOCIATES**
ENGINEERS | SURVEYORS | PLANNERS

March 21, 2012

Mr. Bruce Fountain
Director, Planning & Building
Sarpy County Planning Department
1210 Golden Gate Drive
Papillion, NE 68046

14710 W. Dodge Rd., Ste. 100
Omaha, Nebraska 68154
[P] 402.496.2498
[F] 402.496.2730
www.LRA-Inc.com

REFERENCE: SID 240 (Pebblebrooke)
Final Plat
LRA Job No. 0102084.03-003

Dear Mr. Fountain:

Per the County Code, Section 7.6, the Final Plat, three (3) signed mylars and five (5) signed paper copies, shall be filed with the Register of Deeds within ninety (90) days of the date approved by the Board. Failure to do so shall require resubmittal of the Final Plat with repayment of application fees. The Board may grant up to two (2) ninety 90-day extensions upon the request of the applicant. Each extension must be requested separately.

The Pebblebrooke final plat and subdivision agreement were approved by the Sarpy County Board of Commissioners on November 1, 2011, Resolutions 2011 - 361 and 362. Ninety (90) days will expire on January 30, 2012. On behalf of our client, Rogers Development, we requested the first 90-day extension from that date to March 25, 2012 for the filing of the final plat for Pebblebrooke. We requested this extension to coordinate street and water improvement cost options with The County and with Metropolitan Utilities District. This request was granted per Resolution No. 2012-21.

We are hereby requesting the second permitted 90-day extension from the current expiration date of March 25, 2012 to June 25, 2012 to work our additional details.

Please place this item on the next Sarpy County Board of Commissioners agenda and call if you have any questions or concerns regarding this request.

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.

Ken A. Pollard, P.E.
Senior Project Manager

c: Mike Rogers
Denny Hogan

MAR 22 2012

SARPY COUNTY
PLANNING DEPARTMENT

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Leaving a Legacy of Enduring Improvements to Our Communities - PURPOSE STATEMENT

ENGINEERS SURVEYORS PLANNERS

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION: GRANT 90-DAY EXTENSION OF APPROVAL TO FINAL PLAT -
PEBBLEBROOKE

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104 (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board of Commissioners; and,

WHEREAS, the County Board of Commissioners has the authority to adopt a Subdivision Regulation, which shall have the force and effect of law pursuant to Neb. Rev. Stat. § 23-374 (Reissue 2007); and,

WHEREAS, said Subdivision Regulation requires that final plats are to be filed with the Sarpy County Register of Deeds Office within 90 days of approval by the County Board of Commissioners. Further the Subdivision Regulation allows the County Board of Commissioners to approve requests for extensions of approval of a final plat; and

WHEREAS, the final plat for Pebblebrooke was approved by Resolution 2011-362 on November 1, 2011 on property generally located at 168th and Highway 370 with a legal description as follows:

Part of NE ¼ of Section 33, Township 14N, Range 11E of the 6th P.M., Sarpy County, NE.

WHEREAS, the applicant, Rogers Development, Inc. via their representative Lamp, Rynearson & Associates has requested to extend the final plat approval of Pebblebrooke for ninety (90) days.

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS THAT the approval of the final plat of a subdivision to be known as Pebblebrooke, is hereby extended for a period of ninety (90) days beginning January 31, 2012 with an expiration date of April 30, 2012.

The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the

24th day of January, 2012.

Attest

SEAL



[Signature]
 Sarpy County Board Chairman

[Signature]
 County Clerk

