

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION CEDING JURISDICTION OF LAND TO THE CITY OF SPRINGFIELD

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; and,

WHEREAS, pursuant to Neb. Rev. Stat. §13-327, the City Council of the City of Springfield has voted to request that the County Board cede and transfer to the City of Springfield extraterritorial jurisdiction over land outside the area extending one mile from the corporate boundaries of the City of Springfield; and,

NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS that this Board makes the following findings of fact:

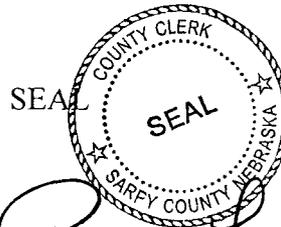
- I. On March 20, 2012, the City Council of the City of Springfield voted unanimously to request that Sarpy County cede jurisdiction for the subject property legally described as follows:
 - a. Tax Lot 11, Section 36, Township 13 North, Range 11 East of the 6th P.M. in Sarpy County, Nebraska, consisting of approximately 21.40 acres (17615 S. Hwy 50)
- II. The City of Springfield letter of request and map are attached hereto and incorporated herein as Exhibit A.
- III. Sarpy County has a Comprehensive Plan adopted pursuant to Neb. Rev. Stat. §23-114.
- IV. The City of Springfield is currently exercising extraterritorial jurisdiction over territory within the boundaries of Sarpy County.
- V. The requested territory is within the projected growth pattern of the City of Springfield and would be within the city's extraterritorial jurisdiction by reason of annexation within a reasonable period of years.
- VI. Not more than a total of twenty-five percent of the territory of Sarpy County located outside the corporate boundaries of the City of Springfield has been ceded to the jurisdiction of the City of Springfield within the last ten years.

- VII. No portion of the requested subject property lies within an area extending one-half mile from the extraterritorial jurisdiction of any other city of the first or second class or village.
- VIII. The landowner has no objections to placing the subject property within the jurisdiction of the City of Springfield.

FURTHER BE IT RESOLVED THAT this Board in light of the above recited findings of fact, after due deliberation and consideration, approves the cession and transfer of the above described property to the City of Springfield, wherein such transfer shall take effect on the effective date of the ordinance as provided for in Neb. Rev. Stat. §17-1002.

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 10th day of April, 2012.

Attest



Renee Sansman
County Clerk Deputy

[Signature]
Sarpy County Board Chairman

Exhibit A

CITY OF SPRINGFIELD

March 21, 2012

Scott Bovick
Deputy County Administrator
1210 Golden Gate Drive
Papillion, NE 68046

Re: Request to Cede Jurisdiction

Dear Mr. Bovick:

On March 20, 2012, the Springfield City Council voted unanimously (Ayes: Bob Roseland, Randy Fleming, Dan Craney, Chad Nolte; Nays: None) to request that Sarpy County cede jurisdiction to the City of Springfield for property legally described as follows:

- Tax Lot 11, Section 36, Township 13 North, Range 11 East of the 6th P.M. in Sarpy County, Nebraska, consisting of approximately 21.40 acres (17615 S. Hwy 50)

A zoning map of Springfield is included herein for reference. The property identified above has been highlighted on the map in purple. The black line circling the city limits is the city's extra-territorial zoning jurisdiction line.

Advantage Investment is the owner of Tax Lot 11, as well as Tax Lot 3A1, which is directly north of Tax Lot 11. The owner desires to reconfigure these two lots into three lots. One of the three lots proposed would combine portions of both Tax Lot 11 and Tax Lot 3A1. Currently, a single-family residential dwelling and outbuildings occupy portions of both of the existing lots. The owner desires to combine the dwelling and outbuilding area into one lot.

Therefore, the city is requesting that the Sarpy County Board consider ceding jurisdiction of this property to the City of Springfield in order for Advantage Investment to submit a plat application to the city, which would be considered under the city's zoning/subdivision regulations.

Please let me know if you have any questions regarding our request or if you require additional information. Thank you for your attention to this matter and for your consideration. I look forward to hearing from you soon regarding the Sarpy County Board's decision.

Sincerely,



Kathleen R. Gottsch
City Clerk/Treasurer

Enclosure

