

**BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA**

**RESOLUTION ADOPTING AMENDED SARPY COUNTY SUBDIVISION
REGULATIONS**

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 2012); and,

WHEREAS, the County Board of Commissioners established the Sarpy County Planning Commission pursuant to Neb. Rev. Stat. §23-114 (Reissue 2012); and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-164 (Reissue 2012), “no such [subdivision] regulation, ... shall become effective until after public hearings are held by both the county planning commission and county board in relation thereto, when its parties in interest and citizens shall have an opportunity to be heard,”

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

- I. A public hearing regarding the adoption of certain proposed amendments and revisions to the Sarpy County Subdivision Regulations was held on June 19, 2013 before the Sarpy County Planning Commission as required by Neb. Rev. Stat. §23-164 (Reissue 2012). The Planning Commission provided its recommendation(s) to the County Board as noted in the Planning Department report.
- II. A public hearing regarding the adoption of the proposed amendments and revisions to the Sarpy County Subdivision Regulations, was held by this Board as required by Neb. Rev. Stat. §23-164 (Reissue 2012).
- III. Notice of each of the Public Hearings described above was published at least once in the ten (10) day period immediately prior to each respective public hearing as required by Neb. Rev. Stat. §23-164 (Reissue 2012), and the proof of publication has been filed in the Office of the Sarpy County Clerk.
- IV. Notice of the time and place of each hearing was also given in writing to the clerks of the local governments which have jurisdiction over land within three (3) miles of the property affected by such action as required by Neb. Rev. Stat. § 23-164 (Reissue 2012).
- V. The proposed amendments to be approved by this Resolution are outlined below. Further the Planning Department report is attached hereto and includes a red-line version in legislative format which specifically shows the proposed changes, said Planning Department reports for sections 5, 8, 9, 10, and 16, along with all attachments to same are attached hereto and known as Exhibit “A”.

a. Section 3 Definitions

- b. Section 5 Procedure for Approval of Preliminary Plat
- c. Section 8 Final Plat and Required Supplementary Data
- d. Section 9 Plat of Record Vacation and Administrative Replats
- e. Section 10 Minimum Design Standards
- f. Section 16 Fees

VI. The proposed amendments to the Sarpy County Subdivision Regulations are consistent with the Sarpy County Comprehensive Development Plan and are designed to promote the health, safety and welfare of the present and future inhabitants of Sarpy County.

FURTHER BE IT RESOLVED THAT this Board in light of the above recited findings of fact, after due deliberation and consideration, adopts the proposed amendments to the Sarpy County Subdivision Regulations, and directs the Planning Department to amend the Sarpy County Subdivision Regulations, which amended Subdivision Regulations are attached hereto as Exhibit "B" and that the same have full force and effect of law, the effective date of the aforementioned Subdivision Regulations shall be the 1 day of September, 2013.

BE IT RESOLVED, TOO, THAT, pursuant to Neb. Rev. Stat. §23-114.03 (Reissue 2012), the County Clerk is directed and instructed to, within fifteen (15) days of the date of this Resolution, publish these Regulations in book or pamphlet form or once in a legal newspaper published in and of general circulation in the county, and the County Clerk is further directed to spread these regulations in the minutes of the proceedings of the county board.

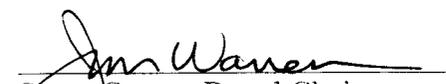
FINALLY, BE IT RESOLVED THAT the regulations enacted by this Resolution are intended to be a complete revision of the existing Subdivision Regulations, and all previous Resolutions or parts of Resolutions of the Sarpy County Board of Commissioners on said subjects or in conflict with the provisions of this Resolution are hereby repealed.

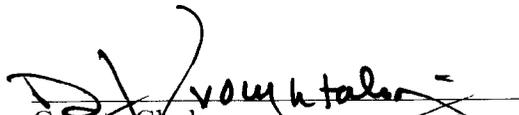
The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 6th day of August 2013.

Attest

SEAL




 Sarpy County Board Chairman


 County Clerk



SARPY COUNTY SUBDIVISION REGULATIONS

**AS AMENDED AND APPROVED BY THE
SARPY COUNTY BOARD OF COMMISSIONERS
BY RESOLUTION #2013-257 ON AUGUST 6, 2013
EFFECTIVE SEPTEMBER 1, 2013**

SARPY COUNTY SUBDIVISION REGULATIONS
AS AMENDED AND APPROVED BY THE
SARPY COUNTY BOARD OF COMMISSIONERS
BY RESOLUTION #2013-257 ON AUGUST 6, 2013
EFFECTIVE SEPTEMBER 1, 2013

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SARPY COUNTY SUBDIVISION REGULATIONS

SECTION 1 NAME AND CITATION OF TITLES

- 1.1 These regulations shall be known, referred to and cited as "The Subdivision Regulations" of Sarpy County, Nebraska.

SECTION 2 PURPOSE

- 2.1 The purpose of these regulations is to provide for the orderly development of the county by insuring, through the prescribed rules and standards, functional arrangements of street layouts, open spaces, adequate community facilities, and utilities, and to generally provide conditions favorable for the health, safety, and convenience of the County.

SECTION 3 DEFINITIONS

3.1 For the purpose of these regulations, certain words used herein are defined as follows:

ABANDONMENT shall mean the relinquishment of property, or a cessation of the use of property, by the owner or lessee without any intention of transferring rights of the property to another owner or of resuming the use of the property.

AGENT shall mean any person, group, corporation, partnership, or other entity representing the ownership of a tract of land.

ALLEY shall mean a minor public service street or public thoroughfare 20 feet or less in width, through a block of lots primarily for vehicular service access to the rear or side of properties otherwise abutting on another street. Buildings facing an alley shall not be construed as satisfying the requirements of this regulation related to frontage on a dedicated street.

BLOCK shall mean a parcel of land platted into lots and bounded by public streets or by waterways, rights-of-way, un-platted land, city-county boundaries, or adjoining property lines.

BOARD shall mean the County Board of Commissioners of Sarpy County, Nebraska.

BUILDING INSPECTOR shall mean the Building Inspector of Sarpy County, Nebraska.

CLERK shall mean the County Clerk of Sarpy County, Nebraska.

COMPREHENSIVE PLAN shall mean the County Comprehensive Development Plan of Sarpy County, Nebraska, as adopted by the Planning Commission and the Board in accordance with the laws of the State of Nebraska.

COUNTY shall mean Sarpy County, Nebraska.

COUNTY ASSESSOR shall mean the Assessor of Sarpy County, Nebraska.

COUNTY ATTORNEY shall mean the County Attorney of Sarpy County, Nebraska.

COUNTY TREASURER shall mean the County Treasurer of Sarpy County, Nebraska.

CUL-DE-SAC shall mean a short public way which has only one outlet for vehicular traffic and does not terminate in a vehicular turn-around.

DEDICATION shall mean the intentional appropriation of land by the owner to some public use.

DEVELOPER See "Subdivide".

DIRECTOR, PLANNING DEPARTMENT shall mean the Director of the Sarpy County Planning Department.

EASEMENT shall mean a space on a lot or parcel of land reserved for or used for public utilities or public or private uses.

ENGINEER shall mean the engineer ordinarily retained by Sarpy County, Nebraska, for the recommendation, advice, and prosecution of engineering work.

HIGHWAY, MAJOR INTER-REGIONAL shall mean a "U.S." or "State" designated highway with 100 feet right-of-way or more on which partial control of access and geometric design and traffic control measures are used to expedite the safe movement of through vehicular traffic.

IMPROVEMENTS shall mean street grading, street surfacing and paving, curbs and gutters, street lights, street signs, sidewalks, crosswalks, water mains and lines, water motors, fire hydrants, sanitary sewers, storm drainage facilities, culverts, bridges, public utilities, or other such installations.

LOT shall mean: A parcel or tract of land which is or may be occupied by a use herein permitted, together with yards and other open spaces herein required, that has frontage upon a street, and is a part of a recorded subdivision plat or has been recorded prior to the adoption of this regulation; or A parcel of real property delineated on an approved record of survey, lot-split or sub-parceling map as filed in the office of the Register of Deeds and abutting or having access to at least one (1) public street or right-of-way.

LOT AREA shall mean the total area, on a horizontal plane, within the lot lines of a lot.

LOT, CORNER shall mean a lot located at the intersection or intersections of two (2) or more streets at an angle of not more than one hundred thirty-five (135) degrees. If the angle is greater than one hundred thirty-five degrees, the lot shall be considered an "Interior Lot."

LOT COVERAGE shall mean the portion of a lot or building site which is occupied by any building or structure, excepting paved areas, walks, and swimming pools, regardless of whether said building or structure is intended for human occupancy.

LOT, CURVE shall mean a lot fronting on the outside curve of the right-of-way of a curved street, which street has a center line radius of three hundred (300) feet or less.

LOT DEPTH shall mean the horizontal distance between the front and rear lot lines measured in the mean direction of the side lot lines.

LOT, INTERIOR shall mean a lot other than a corner lot.

LOT LINE shall mean the property line bounding a lot.

LOT LINE, FRONT shall mean the property line abutting a street.

LOT LINE, REAR shall mean a lot line not abutting a street which is opposite and most distant from the front lot line.

LOT LINE, SIDE shall mean any lot line that is not a front lot line or a rear lot line.

LOT, NONCONFORMING shall mean a lot having less area or dimension than that required in the district in which it is located and which was lawfully created prior to the zoning thereof, whereby the larger area or dimension requirements were established, or any lot, other than one shown on a plat recorded in the office of the Register of Deeds, which does not abut a public road or public road right-of-way and which was lawfully created prior to the effective date of these Regulations.

LOT, SUBLot shall mean subordinate and integral part of a lot. The sublot shall be identified on the subdivision plat for the purpose of constructing a single townhouse unit.

LOT, THROUGH shall mean a lot having frontage on two (2) dedicated streets, not including a corner lot.

LOT OF RECORD shall mean a lot held in separate ownership as shown on the records of the Register of Deeds at the time of the passing of a resolution establishing these subdivision regulations.

LOT WIDTH shall mean the average horizontal distance between the side lot line, measured at right angles to the lot depth at a point midway between the front and rear lot lines.

MONUMENT shall mean an identification marker established by certified land survey and set by a registered land surveyor at each section corner, angle point, block corner, street center line, or other point.

OUTLOT shall mean a parcel of real property having access to at least on public street or private roadway, but not presently designated for a primary structure or occupancy, but permitting an accessory use as permitted by the zoning district, or reserved for open space and common facilities.

PERSON shall mean an individual, firm, co-partnership, joint venture, association, social club, fraternal organization, corporation, estate, trust, receiver, syndicate, city, county, special district, or any other group or combination acting as an entity, except that it shall not include Sarpy County, Nebraska.

PLANNER shall mean a professional planner ordinarily retained by Sarpy County, Nebraska for recommendations, advice, and the prosecution of planning work.

PLANNING COMMISSION shall mean the Planning Commission of Sarpy County, Nebraska.

PLANNING, DEPARTMENT OF shall mean the Department of Planning in Sarpy County, which provides administrative support to the Planning Commission and serves as the office of the Planning Commission.

PLAT shall mean a map which delineates the subdivision of a quantity of land. A plat commonly shows lots, blocks, streets and other features relevant to the development and improvement of the property.

PLAT, FINAL shall mean the final plan of the plat, subdivision or dedication of land prepared for filing or recording in conformance with these regulations.

PLAT, PRELIMINARY shall mean the preliminary plan of the plat, subdivision or dedication prepared in accordance with the requirements of these regulations.

REGISTER OF DEEDS shall mean the Register of Deeds of Sarpy County, Nebraska.

ROAD, MAJOR COLLECTOR shall mean a county highway with 80 feet right-of-way or more used to expedite the safe movement of local County vehicular traffic.

ROAD, LOCAL shall mean a road primarily for service to abutting rural property.

SIDEWALK OR WALKWAY shall mean that portion of a dedicated right-of-way or easement intended for pedestrian use only.

STORMWATER MANAGEMENT REGULATIONS shall mean the Sarpy County Storm Water Management Regulations and the Omaha Regional Storm Water Management Design Manual.

STREET shall mean a public thoroughfare or right-of-way dedicated, deeded or condemned for use as such, other than an alley, which affords the principal means of access to abutting property including avenue, place, way, drive, lane, boulevard, highway, road and any other thoroughfare except as excluded in these Regulations.

STREET, COLLECTOR shall mean a street or highway which is intended to carry traffic from minor streets to major streets. Collector streets are usually the principal entrance streets to residential developments and the streets for circulation within the development.

STREET, MAJOR shall mean a street or highway used primarily for fast or high volume traffic, including expressways, freeways, boulevards, and arterial streets.

STREET, MINOR shall mean a street intended primarily to provide pedestrian and vehicular access to the abutting properties.

SUBDIVIDER shall mean any person, group, corporation, partnership, or other entity, or any agency thereof, dividing or proposing to divide land so as to constitute a subdivision.

SUBDIVISION shall mean the subdividing of land into one or more parcels which are smaller than 20 acre lots. No owner of any real property, located in an unincorporated area, except in an area in which any city or village is exercising subdivision control, shall be permitted to subdivide, plat, or lay out said real property in building lots, streets, or other portions of the same intended to be dedicated for public use, or for the use of the purchasers or owners of lots fronting thereon or adjacent thereto, without first having obtained the approval thereof of the Board. At such time as a city or village exercises such control over an unincorporated area by adopting or amending subdivision regulations, its regulations shall supersede those of the County.

SUPERINTENDENT OF ROADS shall mean the superintendent of roads of Sarpy County, Nebraska.

SURVEYOR shall mean the Surveyor of Sarpy County, Nebraska.

ZONING REGULATIONS shall mean the Zoning Regulations of Sarpy County, Nebraska.

SECTION 4 APPLICATION AND JURISDICTION

- 4.1 Every owner of any real property in the County, located outside the corporate limits and jurisdiction of any city or village, who may hereafter subdivide, plat, or lay out said real property in building lots of less than twenty (20) acres, streets or other portions for the purpose, whether immediate or future, of transfer of ownership or building development, shall submit a plat in accordance with the requirements of these regulations.
- 4.2 Every non-farm building hereinafter constructed or erected shall be located on a lot.
- 4.3 No plat of real property described in section 3.1 shall be recorded or have any force and effect unless the same be approved by the Board.
- 4.4 The Board shall have the power to compel the owner of any real property in such area, subdividing, platting, or laying out the same, to conform to the requirements of these regulations and to lay out and dedicate the avenues, streets, and alleys and hard-surfacing thereof in accordance herewith.

SECTION 5 PROCEDURE FOR APPROVAL OF PRELIMINARY PLAT

5.1 General.

5.1.1 Before any subdivider or agent contracts for the sale, for lease hold, or offers to sell any subdivision of land or any part thereof, which is wholly or partly within the County and is not wholly within the corporate limits or extra-territorial jurisdictional limits of a city or village having zoning regulations and subdivision regulations, the subdivider, or his agent, shall file an application for a Preliminary Plat of said subdivision with the Planning Department for public hearing before the Planning Commission and County Board. The Preliminary Plat shall be prepared in accordance with the regulations set forth herein, and shall be submitted to the Planning Department prior to the completion of final surveys of streets and lots, and before the start of any grading or construction work upon the proposed streets and lots, and before any map of said subdivision is made in form suitable for recording. The Planning Commission shall determine whether the tentative plat is in proper form and shall not receive and consider such plat as filed until it is submitted in accordance with the requirements hereof. The street layout shall be in conformity with a plan for the most advantageous development of the entire neighboring area.

5.1.2 All plats, preliminary and final, shall be prepared in conformance with the provisions of these regulations and in conformance with the Comprehensive Plan. The subdivider shall be responsible for such conformance.

5.2 Five (5) full size paper copies of the Preliminary Plat and the required exhibits and supplementary material as specified in these regulations along with one electronic version in AutoCAD format for the County Information Systems Department (GIS Section) in the form set forth in Attachment "A" shall be submitted to the Planning Director at least forty-five (45) days prior to the meeting at which it is to be considered. The AutoCAD format for the County Information Systems Department (GIS Section) is not required for subdivisions with 20 lots or fewer or when granted an exception by the County Surveyor. The Planning Director shall distribute one (1) copy of the Preliminary Plat with a request for comments within seven (7) days to each of the following: Engineer, Superintendent of Roads, appropriate School Board and Fire Department, the Papio-Missouri Natural Resources District, GIS Section and whomever else deemed necessary by the Planning Department.

5.3 The Planning Commission will consider the Preliminary Plat at (1) a public hearing, for which notice is given in a newspaper of general circulation in the County; and will (2) review the Preliminary Plat and other material submitted for conformity thereof to these regulations; and will (3) review any recommendations of the Surveyor, Engineer, Superintendent of Roads, School, and other Agencies; and will (4) recommend to the subdivider changes deemed advisable and the kind and extent of improvements to be made by him/her. The Planning Commission shall act on the plat as submitted or modified, and if approved, the Planning Commission shall express its approval, if any, or if disapproved, shall express its disapproval and its reasons thereof, in its recommendation to the Board.

5.4 Conditional approval of a Preliminary Plat shall not constitute an acceptance of the plat, but shall be deemed an expression of approval of the layout submitted on the Preliminary Plat.

- 5.5 The action of the Planning Commission shall be noted on or attached to two (2) copies of the Preliminary Plat. One (1) copy shall be returned to the subdivider and the other will be retained by the Planning Department.
- 5.6 If the Planning Commission recommends disapproval or approval, then the Planning Director will order that a Notice of Hearing before the County Board of Commissioners be published once all revisions recommended by the Planning Commission have been made to the application. The applicant may appeal any revisions to the County Board by written request prior to publishing the item for public hearing at the County Board. The notice must be published at least ten (10) days prior to the Hearing. The Board may: a) Concur with the Planning Commission's Recommendation; b) Reverse the Planning Commission's recommendation; or c) Refer the Preliminary Plat back to the Planning Commission for reconsideration with specific instructions to the Planning Commission.
- 5.7 Approval of a Preliminary Plat shall not constitute approval of the Final Subdivision Plat. Rather, the Preliminary Plat shall be deemed an expression of approval of the general design concept and serves as an acceptable guide for the preparation of the Final Plat. The approval of the Preliminary Plat shall become void after twelve (12) months from the date of such approval unless all or a portion of the approved Preliminary Plat has been submitted for approval as a Final Plat during that period. Twelve (12) month extensions may be granted by the Board upon written request by the subdivider and upon the payment of an additional platting fee equivalent to the original preliminary platting fee.
- 5.8 When a rezoning request is applied for concurrently with the Preliminary Plat, the conditional approval of the plat also allows for conditional approval of the rezoning request. The rezoning does not become official until the final plat is filed and approved.

SECTION 6 PRELIMINARY PLAT AND SUPPLEMENTAL DATA

- 6.1 General Requirements. A Preliminary Plat shall include a legal description of the property. A Preliminary Plat shall at a minimum meet the design standards set forth in these regulations. Sheet sizes for plats shall be adequate to provide for a scale making it possible to clearly read all necessary information shown thereon.
- 6.2 Specific Requirements: Preliminary Plats shall include the following information:
 - 6.2.1 Name of subdivision.
 - 6.2.2 Name of subdivider.
 - 6.2.3 Name of engineer, landscape architect, or surveyor preparing the plat.
 - 6.2.4 Scale specified.
 - 6.2.5 North point and date.
 - 6.2.6 Proposed location and size of lots, alleys, easements, streets (with suggested names), and other proposed dedicated areas which shall conform to current Zoning Regulations, or a proposed zoning plan deemed acceptable by the Planning Department.
 - 6.2.7 All existing structures within the area to be platted.
 - 6.2.8 All existing utilities, in or on streets adjoining the area, to be platted.
 - 6.2.9 All lands and/or subdivisions shall be shown for a distance of two hundred (200) feet from all sides of land in question showing location, names, and width of street and highways, etc.
 - 6.2.10 Building front set-back line, as required by the Zoning Regulations for that district or proposed zone district.
 - 6.2.11 Location of section and half-section lines in relation to plat.
 - 6.2.12 A preliminary drainage plan of the area in which the preliminary plat is located.
 - 6.2.13 A preliminary draft for a subdivision agreement unless waived by the Attorney's Office, Planning Department and the Roads Department. Copies available from the County Attorney's Office or the Planning Department.
 - 6.2.14 Five (5) copies of a proposed Post-Construction Storm Water Management Plan, as provided in Section 206-19, with a proposed implementation schedule or sequence of phased construction.
 - 6.2.15 Any other data deemed necessary by the Planning Department such as:

- 6.2.15.1 Total acreage of the subdivision, number of lots and acreage designated to other uses.
- 6.2.15.2 Contours with intervals of five (5) feet. If the subdivision exceeds ten acres in are, or contains unusual topographical features, closer contour lines may be required by the Planning Department.
- 6.2.15.3 Delineation of public grounds other than streets or alleys.
- 6.2.15.4 Location and character of proposed utilities and facilities.
- 6.2.15.5 Location, widths, and other dimensions of proposed streets and alleys.
- 6.2.15.6 Layout, numbers and approximate dimensions of proposed lots, and blocks.
- 6.2.15.7 Drainage channels, wooded areas, rock outcrop and other significant natural features.
- 6.2.15.8 Existing sewers, water mains, culverts, or other underground structures within the tract and immediately adjacent thereto. If the water mains and sewers are not on or adjacent to the tract, direction and distance to the nearest ones shall be shown including invert elevations of sewers.
- 6.2.15.9 Location, widths and names of all existing or platted streets or other public ways within and immediately adjacent to the tract, existing permanent buildings, railroad rights-of-way, section lines and other such important features.
- 6.2.15.10 Proposed public improvements including highways or other major improvements planned by public authorities for future construction on or near the tract.
- 6.2.15.11 Vicinity map. A map shall be presented accompanying or included on the Preliminary Plat showing the geographic relationship of the proposed subdivision to the surrounding area. Features to be noted on the vicinity map include major streets, railroads, and public areas.
- 6.2.15.12 A description of proposed curbs, gutters, sidewalks, street surfacing, and street sub-structure.
- 6.2.15.13 Profiles, when required by the Planning Department, showing existing ground surface and proposed street grades, including extensions for a 200 feet distance beyond the limits of the proposed subdivision and typical cross-sections of the proposed grading, roadway and sidewalk.

6.3 Street names shall be approved by the Board with the Final Plat.

- 6.4 The subdivider or his surveyor, landscape architect, or engineer is to be in attendance at the Planning Commission Meeting when the Preliminary Plat is discussed.
- 6.5 Two (2) copies of the Preliminary Plat upon approval of the Board will be signed by the Chairman of the Board and one (1) returned to the subdivider or his representative.

SECTION 7 PROCEDURE FOR APPROVAL OF FINAL PLAT

- 7.1 The Final Plat shall conform to the Preliminary Plat as approved and may be comprised of only that portion of the approved Preliminary Plat which the subdivider proposes to record and develop at the same time.
- 7.2 The Final Plat shall be submitted to the Planning Department for approval at least forty-five (45) days prior to the meeting at which it is to be considered.
- 7.3 Upon approval of the Final Plat, a certification of approval by the Board shall be endorsed thereon by the County Clerk, and eight (8) copies of the Final Plat shall be filed with the Register of Deed for distribution as follows:
 - 7.3.1 One (1) original or Mylar reproducible and one (1) electronic copy in autoCAD format to the County Surveyors Office and the County GIS Section in the form set forth in Attachment "A".
 - 7.3.2 One (1) original or Mylar reproducible 18" x 24" minimum to 30" x 42" maximum, with 1½" inch border, to the Register of Deeds.
 - 7.3.3 One (1) Mylar reproducible, scale 1" = 100', and Mylar reproducible, scale 1" = 400', to the Director of Planning.
 - 7.3.4 One (1) to the Assessor.
 - 7.3.5 One (1) to the Metropolitan Utilities District.
 - 7.3.6 One (1) to the local Telephone Company
 - 7.3.7 One (1) to the Omaha Public Power District
 - 7.3.8 One (1) to the Local Fire District.
- 7.4 The final approval by the County Board shall be by Resolution after receiving the recommendation of the Planning Commission together with a letter stating that the Subdivide has complied with the requirements of these regulations. The concurring vote of the majority of the Board present shall be necessary to approve the Final Plat.
- 7.5 The final approval of a plat does not constitute approval or acceptance of roads or streets for maintenance.
- 7.6 The Final Plat (three signed mylars and five 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 re-submittal 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.

SECTION 8 FINAL PLAT AND REQUIRED SUPPLEMENTARY DATA

- 8.1 After approval of the preliminary plat by the Planning Commission and the County Board, the subdivider shall prepare and submit to the Planning Commission a final plat prepared by a registered engineer and registered land surveyor for recording purposes and in addition, shall submit to the County:
- 8.1.1 A preliminary sanitary sewer plan.
 - 8.1.2 A preliminary surface storm drainage plan within the subdivision.
 - 8.1.3 A street profile plan with a statement of proposed street improvements.
 - 8.1.4 A preliminary water distribution plan.
 - 8.1.5 A Final draft for a subdivision agreement unless waived by the Attorney's Office, Planning Department and the Roads Department. Copies available from the Planning Department.
 - 8.1.6 A schedule of improvement costs, assessment schedules, and general obligation costs.
 - 8.1.7 All final plats shall comply with the Sarpy County Storm Water Management Regulations and the Omaha Regional Storm Water Management Design Manual.
- 8.2 Instructions for the Final Plat.
- 8.2.1 Five (5) full size paper copies of the of the Final Plat and any required exhibits or supplementary material as specified in these regulations along with one electronic version in AutoCAD format for the County Information Systems (GIS Section) in the form set forth in Attachment "A" shall be submitted to the Planning Director at least forty-five (45) days prior to the meeting at which it is to be considered.
 - 8.2.2 The Final Plat shall be submitted as recommended by the Planning Commission and shall include:
 - 8.2.2.1 Name of subdivision that is not a duplicate of any previously filed plat names.
 - 8.2.2.2 Points of Compass and scale of 1" = 100'.
 - 8.2.2.3 Boundary lines of area being subdivided (heavy dashed lines) with accurate distance, angles other than 90 degrees, boundaries and location of section and half-section lines in relation to Plat. The allowable error of closure on any portion of the final plat shall be one (1) foot in five thousand (5,000).
 - 8.2.3.4 Include lands adjoining the subdivision for a distance of two hundred (200) feet on all sides, all names of such additions and streets, together with property lines, lot and block numbers, and other designations (except

dimensions, to be shown by broken lines). Dimensions of bounding streets, together with lot dimension on side adjoining streets, shall be shown.

- 8.2.3.5 Identification system for all lots and blocks.
- 8.2.3.6 Proposed streets, cul-de-sacs (with names), alleys, easements, and other dedications and lots of other parcels of land must be accurately dimensional. All angles other than ninety (90) degrees, as required to definitely establish lines or parcels of land, must be given.
- 8.2.3.7 Location of markings (in feet and decimals of a foot) shall comply with Nebraska State Statutes.
- 8.2.3.8 The point of beginning and ending of any curve, its radius, and total deflection angle.
- 8.2.3.9 Certification by a registered land surveyor.
- 8.2.3.10 A notarized certification signed and acknowledged by all of the parties having any titled interest in, or lien upon the land to be subdivided, consenting to the Final Plat including the dedication of parts of the land shown on the Final Plat for streets, easements, rights-of-way, and other purposes.
- 8.2.3.11 A certification signed by the Treasurer stating that there are no regular or special taxes due or delinquent against the platted land.
- 8.2.2.12 A form for the approval of the Planning Commission.
- 8.2.2.13 A form for the approval of the Board to be signed by the Chairman and attested by the County Clerk.
- 8.2.2.14 The plat boundary computations shall be based on Nebraska State Plane Coordinates as set forth in Neb. Rev. Stat. §§ 86-1601 to 86-1606 (Reissue 1998), except that North American Datum ("NAD") 1983 should be version 1995 under Neb. Rev. Stat. §§ 86-1602(2), and the use of United States feet and decimals of a foot shall be required in Sarpy County pursuant to Neb. Rev. Stat. § 86-1603. State Plane Coordinates shall be shown for all boundary corners and reference points used in the boundary description of the final plat.
- 8.2.2.15 A form for the approval by the Surveyor.
- 8.2.2.16 A form for the Acknowledgment by a Notary.
- 8.2.2.17 One copy of any private restrictions or covenants affecting the subdivision or any part thereof.
- 8.2.2.18 A form for the Certificate of Register of Deeds.

8.2.2.19 A form for approval of the Planning Director.

8.2.2.20 The final subdivision agreement for the Board's approval.

8.2.2.21 Square footage of all lots.

8.2.3 The Final Plat shall then be submitted to the Board at its regular meeting for approval and adoption prior to the start of construction, at a public hearing advertised and posted with notice at least ten (10) days prior to the hearing.

8.2.4 Upon approval of the Board, the Final Plat shall be filed and recorded within ninety (90) days by the applicant. The approval of the Final Plat does not constitute approval or acceptance of roads or streets for improvement or maintenance by the County.

SECTION 9 PLAT OF RECORD VACATION AND ADMINISTRATIVE REPLATS

9.1 **Plat Vacation:** The owner or owners shall present a proposal to the Planning Director containing a legal description of the subdivision and calling for a vacation thereof. The Planning Director will study the proposal and will send his/her recommendations to the Board. The Board may approve or deny the proposal, or request that the proposal be submitted to the Planning Commission for a recommendation. If the proposal is approved, it shall then be recorded in the office of the Register of Deeds. All fees for the recording of such vacation shall be paid by the subdivider.

9.1.1 **Conditions:** A subdivider may make application to the Planning Director and the Board to vacate any plat of record under the following conditions:

9.1.1.1 The Plat to be vacated is a legal plat of record.

9.1.1.2 Vacation of the subdivision will not interfere with the development of, nor deny access via public thoroughfare to, adjoining properties or utility services or other improvements.

9.1.1.3 Vacation of the subdivision will not be contrary to the Comprehensive Plan.

9.2 **Administrative Replats:** All applications for Administrative Replats of Lots shall be made with the Planning Director for approval before any transfer of title of ownership. The Administrative Replats shall be drawn to a scale of 1" = 100', including lot dimensions, any existing structures and shall include a form for the certification by a registered Land Surveyor, a form for the certification of the Treasurer, a form for the approval of the Surveyor and the Planning Director, and a form for a notarized certification signed and acknowledged by all parties having any titled interest. The Administrative Replats will be drawn on four (4) 18" X 24" minimum to 30" x 42" maximum mylars. Administrative Replats must be recorded within ninety (90) days of approval.

9.2.1 **Conditions:** To qualify for an Administrative Replat the replat must meet the following criteria:

9.2.1.1 No change of zone is required.

9.2.1.2 No dedication of streets is required.

9.2.1.3 It does not create more than one additional building lot.

9.2.1.4 The subject property has been previously platted and filed with the Sarpy County Register of Deeds Office.

9.2.1.4 New lot sizes meet all existing zoning requirements as per lot size.

9.2.1.5 Existing structures shall meet all existing set back requirements for the present zoning classification.

SECTION 10 MINIMUM DESIGN STANDARDS

No subdivision plat shall be approved unless it conforms to the following minimum requirements.

10.1 General:

Land which the Planning Commission and the County Board have found to be unsuitable for subdividing due to flooding, bad drainage, steep slopes, rock formation, or other features likely to be harmful to the safety, welfare or health of the future residents, shall not be subdivided unless adequate methods for subdivision are formulated by the developer and approved by the Planning Commission and County Board.

10.2 Streets and Alleys:

10.2.1 The arrangements, classification, extent, width, grade and location of all streets and roads shall conform to the Comprehensive Plan and shall be designated in relation to existing and planned streets, topographic conditions, public convenience and safety, and the proposed uses of the land to be served by such streets.

10.2.2 Where such is not shown in the Comprehensive Plan, the arrangement of streets in a subdivision shall either:

10.2.2.1 Provide for the continuation or appropriate projection of existing principal streets in surrounding areas; or

10.2.2.2 Conform to a plan for the neighborhood approved or adopted by the Board to meet a particular situation where topographical or other conditions make continuance or conformance to existing streets impracticable.

10.2.3 Minor streets shall be so laid out that their use by through traffic will be discouraged.

10.2.4 Where a subdivision abuts or contains an existing or proposed major street or highway, the Board may require reverse frontage lots with rear service alleys abutting the major street or highway, or such other treatment as may be necessary for adequate protection of residential properties and for separation of through and local traffic.

10.2.5 Where a subdivision borders on or contains a railroad right-of-way, the Board may require a street approximately parallel to and on each side of such right-of-way, at a distance suitable for the appropriate use of the intervening land. Such land would be approximately used for park purposes in residential districts, or for commercial or industrial purposes in nonresidential districts. Such distances shall be determined with due regard for the requirements of approach grades or future grade separations.

10.2.6 Reserve strips in private ownership controlling access to streets shall be prohibited.

10.2.7 Intersections with centerline offsets of less than one hundred and fifty (150) feet shall be avoided.

- 10.2.8 A tangent of at least one hundred (100) feet long shall be introduced between reverse curves on major and collector streets.
- 10.2.9 When connecting street lines deflect from each other at any one point by more than ten (10) degrees, they shall be connected by a curve with a radius adequate to insure a sight distance of not less than four hundred (400) feet for collector streets, and of such greater or lesser radius as the Planning Commission shall determine for special cases.
- 10.2.10 Streets and roads shall be laid out so as to intersect as nearly as possible at right angles and no street shall intersect any other street at less than sixty (60) degrees.
- 10.2.11 Curb radius on all block corners shall be sixteen (16) feet and a ten (10) foot radius shall be used at intersections of driveways and alleys.
- 10.2.12 Half streets shall be approved only by Board.
- 10.2.13 The right-of-way widths, pavement widths (back to back of curb), street grades, and the sight-distances for streets and alleys in any subdivision shall not be less than the minimum dimensions nor more than the maximum grades as on the minimum design standard table at the end of this section (Table 10-1).
- 10.2.14 The horizontal alignment on all streets except in unusual cases shall be as follows:

Other Arterial Streets	700 ft. minimum
Collector Streets	300 ft. minimum
Local Streets	100 ft. minimum
Cul-de-sacs	100 ft. minimum

- 10.2.15 No road or street grade shall be less than one-half ($\frac{1}{2}$) of one (1) percent.
- 10.2.16 Flatter grades are preferred from fifty (50) to one hundred (100) feet from an intersection, but in no case shall grades exceed four (4) percent for a distance of at least fifty (50) feet from an intersection.
- 10.2.17 Dead-end roads and streets as permanent features shall be prohibited.
- 10.2.18 General Considerations:
- 10.2.18.1 Intersection of more than two (2) roads or streets at a point shall not be permitted.
- 10.2.18.2 Alleys shall be discouraged in residential districts but may be provided in commercial and industrial districts.
- 10.2.19 Other rights-of-way easements:

10.2.19.1 Easements for utility rights-of-way shall be not less than ten (10) feet in width and wherever possible shall be provided along the rear and side property lines.

10.2.19.2 Pedestrian walks shall be at grades no greater than the adjacent street grades.

10.2.19.3 Where a subdivision is traversed by a water course, coulee, drainage way, channel, or stream, there shall be provided a minimum storm water easement or drainage right-of-way of one hundred (100) feet, conforming substantially with the lines of such water course, and such further width for construction and water flow or both that will be adequate for such purpose. Parallel streets, parkways, walkways, culverts, or bridges may be required in connection with such drainage easement.

10.3 Blocks:

10.3.1 Block length shall not exceed 800 feet. The length of blocks shall be considered to be the distance from street centerline to opposite street centerline and shall be measured through adjacent back lot lines or through the center of the block. In cases of irregular-shaped blocks, the requirements shown herein may be waived by the Planning Commission. This standard may be waived for rural/acreage subdivisions.

10.3.2 Pedestrian crosswalks not less than ten (10) feet wide may be required in blocks longer than five hundred (500) feet where such crosswalks are deemed by the Board to be essential to provide circulation, or access to schools, playgrounds, shopping centers, transportation or other community facilities.

10.3.3 The width of blocks shall generally be sufficient to allow two (2) tiers of lots and be at least two hundred forty (240) feet in width. In cases of irregular-shaped blocks, the minimum width may be waived by the Board.

10.3.4 Blocks intended for business and industrial use should be specifically designated for such purposes with adequate space set aside for off-street parking and delivery facilities. The Board may require service drives or frontage access roads along major streets for business or industry.

10.3.5 Where frontage is on a major or collector street, the long dimensions of the block should front thereon.

10.4 Lots:

10.4.1 Lot dimensions and area for lots shall conform to the requirements of the Zoning Regulations.

10.4.2 The platting of lots for commercial and industrial purposes should include adequate space for off-street parking and service areas.

10.4.3 Satisfactory access from a public street shall be provided for all lots.

- 10.4.4 Double frontage and reverse frontage lots shall be avoided where possible.
- 10.4.5 Corner lots shall be of extra width sufficient to maintain building lines on both streets.
- 10.4.6 Side lot lines shall be approximately at right angles or radial to street lines.
- 10.4.7 Excessive depth in relation to width of lots over a ratio of three-to-one shall be avoided.
- 10.4.8 Every lot shall abut and have access to a public street.

Table 10-1

MINIMUM DESIGN STANDARDS FOR RURAL ROADS AND HIGHWAYS (All streets and roads will meet State of Nebraska, Board of Public Roads standards)									
Roadway Classification	Design Year ADT	Design Year DHV	Design Speed (MPH) min.	Max Curve (Deg.)	Max Grade (%)	No. of Lanes Min	Lane Width Ft. – Min	Right-of-Way (feet)	Surfacing Type Min
Interstate			75	3.0	3	4 Divide d	12	300'	Hard
Expressway			75	3.0	3	4 Divide d	12	300'	Hard
Major Arterial		Over 750	70	3.5	4	4 Divide d	12	150'	Hard
Major Arterial		350 - 750	70	3.5	4	2	12		Hard
Major Arterial		180- 350	70	3.5	4	2	12		Hard
Major Arterial	Over 800	Under 180	70	3.5	4	2	12		Hard
Major Arterial	400- 800		65	4.5	5	2	12		Hard
Major Arterial	250- 400		65	4.5	6	2	12		Hard
Major Arterial	180- 250		50	7.5	7	2	11		Hard
Major Arterial	Under 180		40	7.5	7	2	11		Hard

Table 10-1
continued

Other Arterial		Current ADT	Design Speed (MPH) min.	Max Curve (Deg.)	Max Grade (%)	No. of Lanes Min	Lane Width Ft. – Min	Right-of-Way (feet)	Surfacing Type Min
Other Arterial		401-750	50	7.5	7	2	12	100'	Agg.
Other Arterial		251-400	50	7.5	7	2	11		Agg.
Other Arterial		51-250	50	7.5	7	2	10		Agg.
Other Arterial		0-50	40	8.0	8	2	10		Agg.
Other Arterial		251-400	50	7.5	7	2	11	70'	Agg.
Other Arterial		51-250	50	7.5	7	2	10		Agg.
Other Arterial		0-50	40	10.0	9	2	10		Agg.
Other Arterial		251-400	50	7.5	7	2	11	66'	Agg.
Other Arterial		51-250	50	7.5	7	2	10		Agg.
Other Arterial		0-50	30	23.0	10	2	10		Agg.

Table 10-1 continued

MINIMUM DESIGN STANDARDS FOR URBAN STREETS (All streets and roads will meet State of Nebraska, Board of Public Roads standards)									
Roadway Classification	Design Year ADT	Design Speed (MPH) Min.	Max Curve (Deg)	Max Grade (%)	No. of Lanes Min	Lane Width Ft. Min	Right-of Way (feet) Min	Should Width (feet) Min	Surfacing Type Min
Major Arterial *	***	50	7	7	2	12	100'	8'	Hard
Other Arterial (including all section line roads)	*** 3,000 +	30	15	8	4	11	70'	8'	Concrete w/curb & gutters
Collector *	500-2,000	25	20	10	3	12.5	70'	6'	Concrete w/curb & gutters
Local	200-500	25	30	10	2	12.5	50'	6'	Concrete w/curb & gutters
Alleys	N/A	15	30	15	1	10	20'	6'	Concrete w/curb & gutters
Cul-de-sac Street **	0-200	15	30	10	2	25	110'	4'	Concrete w/curb & gutters

* Streets in these classifications shall be designed and graded to full right-of-way widths stated.

** Cul-de-sac streets shall have a right-of-way diameter of 110 feet at their terminal end, a pavement turn around diameter of 80 feet, and a maximum length of 600 feet.

*** Design should be based on 1200 V.P.H. per lane in design year, or 250-500 V.P.H. per lane in design year where cross and turning traffic is sufficiently great to require signal control. "Design Year" shall be year of initial construction plus 20 years.

Note: "Design Year" shall be year of initial construction plus 20 years.

Source: Minimum Design Standards of the State of Nebraska Board of Public Roads.

SECTION 11 PUBLIC SITES AND OPEN SPACES

- 11.1 Where a park, playground, school or other site for public use shown on the Comprehensive Plan is located in whole or in part in the applicant's subdivision, the County may require the acquisition or accept the dedication or reservation of such area within the subdivision.
- 11.2 Where deemed essential by the Planning Commission and the Board, upon consideration of the type of development proposed in the subdivision, and especially in a large-scale development not anticipated in the Comprehensive Plan, the County may request the dedication or reservation of such other areas or sites of a character, extent or location suitable to the needs created by such development for schools, parks and other neighborhood facilities.
- 11.3 Where a tract of land is being subdivided and includes land proposed to be used for parks under the duly-adopted Comprehensive Plan, the subdivider shall indicate the location of such areas on the subdivision plat.
- 11.4 When a tract of land is being subdivided, the developer shall submit a plat of the proposed development to the local school board.
- 11.5 All subdividers may be assessed the assessments for improvements to implement the public sites and open space segments of the Comprehensive Plan. The form and amount of assessment will be fixed by the Board upon recommendation of the Planning Commission when the costs for the improvements have been determined.
- 11.6 Where future school sites or public park sites are shown on the Comprehensive Plan and are located on a tract of land proposed to be subdivided, the sites shall be reserved for a period of six (6) months, and the applicable School and County may purchase the unplatted land at a value determined in the same manner as required by the Nebraska Statutes for proceedings under the power of eminent domain, or by negotiations with the owners of the property.

SECTION 12 STANDARDS FOR CONSTRUCTION PLANS AND SPECIFICATIONS

- 12.1 The subdivider shall construct and install the improvements in accordance with the County's Standards for Construction Plans and Specifications and as approved by the Engineer.
- 12.2 Construction plans for such improvements shall be signed/sealed and also submitted in electronic form in AutoCAD. The subdivider shall furnish "as built" construction plans within six (6) months after completion of construction in the above-described format.
- 12.3 No contracts for the construction of any improvements within the subdivision shall be awarded without the approval of the Board.
- 12.4 Staking: The following-described monuments shall be installed before the Engineer shall approve a plat, or in lieu thereof, a performance bond in an amount equal to the cost of doing such work, shall be furnished to the County before the Engineer shall certify to the Board that required improvements have been satisfactorily arranged for:
- 12.4.1 The external boundaries and corners of blocks shall be monumented by iron rods or pipes not less than five-eighths inch (5/8") in diameter extending at least twenty-four (24") inches below grade.
- 12.4.2 Lot corners, all points of curvature, points of tangency, and other points shall be monumented by iron rods or pipes not less than five-eighths inch (5/8") inch in diameter extending at least 24 inches below grade.
- 12.5 Street Grading: All full-width streets located entirely within the boundary of the subdivision, except major streets as noted, shall be graded to the full width to within six (6) inches of the finished grade. Such grading shall be completed, or in lieu thereof, a performance bond in an amount equal to the cost of doing such work, shall be furnished to County before the Engineer shall certify to the Board that the required improvements have been satisfactorily arranged for.
- 12.6 Street Surfacing: The streets shall be paved, including curbs and gutters in accordance with the Standards for Street Improvement and approved by the Board, except that in the case of a plat wherein all of the lots in the plat have a minimum frontage width of 200 feet or more, the paving requirements may be waived at the developer's request and the streets in such a plat may have a crushed rock or gravel surface meeting the specifications of the County and not less than 30 feet wide in lieu of pavement .
- 12.7 Sanitary Sewer: Where the County-approved sanitary sewer is accessible by gravity flow within one (1) mile of the Final Plat, the subdivider shall connect thereto and provide adequate sewer lines and stubs to benefit each lot. Where any other County -approved sanitary sewer is more than one (1) mile distance, or where an approved sanitary sewer is not accessible by gravity flow, the subdivider shall make provisions for the disposal of sewage as required by law and as approved by the Board. In the case where temporary disposal facilities shall be approved, these temporary facilities shall be approved under the following conditions:
- 12.7.1 The temporary facility shall only be approved and sized for that subdivision.

- 12.7.2 The subdivider shall enter into a formal agreement with the County stating that if and when a County-approved sanitary sewer line is constructed within one (1) mile of the subdivision, the subdivider shall connect to the sewer line and disconnect from the temporary facility, which shall be discontinued and eliminated by the subdivider as approved by the Board at the cost of subdivider.
- 12.8 Storm Sewers: The subdivider shall be required to provide for adequate drains, inlets, manholes, and other facilities to provide for the adequate removal of all surface drainage. Where the subdivision is located within a drainage area, and the subdivider is required to provide a Storm Water Management Plan, this plan will be subject to approval by the Engineer or a Registered Engineer, appointed by the Board, as to adequacy.
- 12.9 The Storm Water Management Plan shall contain the following information for the entire tract of land to be developed:
- 12.9.1 A vicinity map showing the proposed development in relation to roadways, jurisdictional boundaries, streams, and adjacent developed areas or land use.
- 12.9.2 A site plan showing predominant soil types, proposed roads, sewers, and other utilities existing and proposed water courses, and the features of the proposed development.
- 12.9.3 A plan showing the details of the proposed drainage system, including initial and major drainage provisions. The plan should show type and size of various elements of the system necessary to evaluate its performance, such as pipe size and slope, channel configuration and slope, detention cell volumes, etc.
- 12.9.4 A topographic map showing existing and proposed contours, development features, and the contour elevations of the one percent chance flood.
- 12.9.5 A topographic map of adjacent areas upstream and downstream of the proposed development showing contour elevations of the one percent chance flood, and any features designed to mitigate increased storm water runoff from the proposed development. Mapping shall point upstream and downstream where it can be clearly shown to the satisfaction of the Board that no additional flood problems will result from the proposed development.
- 12.9.6 A schedule of anticipated starting and completion dates of each stage or sequence of construction, and the estimated date of completion of all utility construction in the development.
- 12.9.7 A detailed description of the maintenance program for the drainage system including sediment removal from detention ponds, channel bed and bank stabilization measures, and bridge and culvert maintenance.
- 12.10 Water Mains: The subdivision shall be provided with an adequate water main supply system. The location of fire hydrants shall be shown on the water utility plan.

12.11 Erosion Control: The subdivision shall be required to provide an Erosion and Sediment Control Plan. This plan will be subject to approval by the Engineer or a Registered Engineer, who is appointed by the Board, as to adequacy. The plan shall contain the following information for the entire tract of land to be disturbed:

12.11.1 A vicinity map indicating the proposed development in relation to roadways, jurisdictional boundaries, and streams.

12.11.2 A site plan showing soil types, existing vegetation, existing and proposed water courses, critical erosion areas, and the features of the proposed development.

12.11.3 A plan for temporary and permanent vegetative and structural practices, which specify conservation measures to be used during all phases of clearing, grading, filling, construction, and permanent development.

12.11.4 The subdivider shall be required to seed the area covered by the subdivision to control erosion of areas disturbed by grading operations; and to construct temporary terraces on slopes, temporary silting basins, sod swales and spillways, and whatever may be necessary to prevent erosion and damage to adjacent properties from surface drainage, all as approved by the Board.

12.11.5 A schedule of anticipated starting and completion dates for each sequence and stage of land-disturbing activities and for the installation of conservation measures. It shall also include the expected date when final stabilization will be completed.

12.11.6 A detailed description of the maintenance program for the erosion and sediment control facilities, including inspection programs, vegetative establishment on exposed soils, method and frequency of removal and disposal of waste materials from control facilities, and disposition of temporary structural measures.

12.11.7 Implementation of the approved sediment control plan shall be required prior to any land-disturbing activity.

12.11.8 The use of construction and demolition waste for erosion control along a water course is permitted if incorporated into an Erosion Control Plan.

12.12 Sidewalks: A concrete sidewalk shall be provided on both sides of a street within the street right-of-way with a minimum width as follows:

Zoning Districts	Sidewalk Width
RS, RD	4 feet, and 4 feet inside from the curb
RG	4 feet
Other Districts	As directed by Board

- 12.13 Other Improvements: The installation of other improvements may be required when deemed necessary in the best interest of the County. All recreation improvements shall be approved by the Board.
- 12.14 The subdivider shall install the required improvements in compliance with the staking of monuments, street grading and paving; and other improvements; sanitary sewer, water system, storm drainage, and erosion control requirements, all within one year after the plat has been approved by the Board, or the subdivider may post a performance bond or certified check in the amount of 100 percent of the cost of the required improvements, with approval thereof by the Engineer. If the improvements are not completed and approved within the specified time, the bond or certified check shall be forfeited and used by the County to complete the improvements. The Board may extend this period upon the showing by the subdivider of circumstances beyond his/her control or upon evidence of circumstances that create a hardship to the subdivider.
- 12.15 Subdivision Agreement: No plat shall be approved by the Board until a subdivision agreement shall have been entered into between the subdivider and the County. The County Attorney shall prepare such agreement to be approved by the Board. The agreement shall provide for the needs of the subdivision, including, but not limited to, pavement, water mains, sanitary sewers, storm sewers, sidewalks, grading, waste treatment, and open space requirements. Security may be required to assure performance under the agreement. The subdivision agreement's engineering details shall be furnished by the subdivider's engineer and shall also be submitted.
- 12.16 Paving:
- 12.16.1 Concrete shall be installed on all residential streets using a minimum thickness of seven (7) inches and shall be a minimum width of twenty-five (25) feet back to back of curbs. Curbs shall be six (6) inch integral rolled type. All material shall be class "47B" and shall conform to the requirements of the 1985 Nebraska Department of Roads Specifications as revised for highway construction:
- 12.16.2 Asphalt may be installed in lieu of portland cement concrete using a minimum thickness of ten (10) inches, or nine (9) inches with a six (6) inch sub-base, and shall also be twenty-five (25) feet back to back of curbs, with two (2) foot wide, by seven (7) inch deep, and six (6) inch high, portland concrete integral rolled curb and gutter.
- 12.16.2.1 Asphaltic concrete for the six (6) inch base course shall conform to the requirements of Section 1003-Asphaltic Concrete Mixtures and Section 1010-Gradation Requirements, of the current Standard Specifications for the Public Works Construction for the City of Omaha, for binder course mix. Asphaltic concrete three (3) inch overlay placement shall conform to the requirements of Section 1003-Asphaltic Concrete Mixtures of the current Standard Specifications for the Public Works Construction for the City of Omaha, for a five-eighths (5/8) inch surface mix.
- 12.16.3 Intersection radius requirements: shall be installed to a minimum radius of twenty-five (25) feet.

12.16.4 Paving for rural type subdivisions (200' wide acreage lots) shall meet the following requirements:

12.16.4.1 Concrete (Portland Cement Concrete) shall be seven (7) inches minimum thickness by twenty-four (24) feet in width and may be curbless.

12.16.4.2 Asphalt (Asphalt Cement Concrete) shall be nine (9) inches minimum thickness by twenty-four (24) feet in width and may be curbless.

12.16.4.3 The above concrete and asphalt paving specifications shall meet the requirements as outlined above for residential subdivisions.

12.17 Subgrade Requirements: The upper six (6) inches of compaction of the subgrade shall be extended at least eighteen (18) inches beyond the edge of the proposed pavement. All subgrades shall be compacted to a dry density of at least 90% of maximum dry density as determined by ASTM D 1557, Method A (Modified Proctor) or at least 95% (Standard Proctor). The moisture content of the soil when compacted shall be between 2% below and 7% above the optimum moisture content determined by the test.

SECTION 13 PLANNED DEVELOPMENT

- 13.1 The intent and purpose of the Planned Development is to permit the subdivider or developer a greater flexibility and creativity to develop land for a better arrangement, spacing, and orientation of buildings to provide a more economical, practical, and efficient arrangement of related land uses, such as parking areas, drives, walks, and recreation areas, and above all, to provide a more useful and greater area for open space.
- 13.2 The minimum area of a tract of land to be subdivided as a planned unit development shall be five (5) acres.
- 13.3 When a planned unit development is proposed, a detailed site plan showing the location of access, streets, buildings, parking facilities, recreational facilities and landscaping areas shall be submitted to the Planning Department for review, together with detailed information as to proposed use and occupancy.
- 13.4 After public hearings thereon, the same as required for a Preliminary Plat, if the Planning Commission and the Board find that the interest of the County would be enhanced by the better design, greater environmental amenities, and more efficiencies in public services, the Planning Commission and the Board may grant waivers of or modifications to one or more of the Subdivision Regulations (excepting the requirements for the installation of improvements), or may consider additional conditions to be met by the subdivider. Before granting these waivers or changes, the Board shall consider the reasonable application of the purpose and intent of the Comprehensive Plan consistent with the purposes of promoting the health, safety, morals, convenience, order, prosperity, and welfare of the present and future inhabitants of the County, including among others, such purposes as:
- (1) developing both urban and non-urban areas;
 - (2) lessening congestion in the streets or roads;
 - (3) reducing the waste of excessive amounts of road;
 - (4) securing safety from fire and other dangers;
 - (5) lessening or avoiding the hazards to persons and damage to property resulting from the accumulation or runoff of storm or flood waters;
 - (6) providing adequate light and air;
 - (7) preventing excessive concentration of population and excessive and wasteful scattering of population or settlement;
 - (8) promoting such distribution of population, such classification of land uses, and such distribution of land development as will assure adequate provisions for transportation, water flowage, water supply, drainage, sanitation, recreation, soil fertility, food supply, and other public requirements;

- (9) protecting the tax base;
- (10) protecting property against blight and depreciation;
- (11) securing economy in governmental expenditures;
- (12) fostering the state's agriculture, recreation, and other industries;
- (13) encouraging the most appropriate use of land in the County; and,
- (14) preserving, protecting and enhancing historic buildings, places, and districts.

- 13.5 In approving such a development plan, the Planning Commission and the Board shall be assured that the development provides and dedicates adequate open spaces and improvements for circulation, parking, recreation, education and service needs of the tract when fully developed and that such covenant, and financial and legal guarantees are provided that will assure that the plan will be followed and achieved.
- 13.6 In approving such a development, the Planning Commission and the Board may waive or adjust any of the Subdivision Regulations, provided the Planned Development will provide more environmental amenities, efficiency of public services, or contiguous open spaces, than otherwise permissible under the requirements of the Subdivision Regulations.
- 13.7 The procedure for approval of a Planned Development shall be the same as required for a Preliminary Plat and a Final Plat. The requirements for the final Development Plan approval and adoption shall be the same as those required for a subdivision plat. The Final Site Development Plan shall be drawn in ink on linen or Mylar reproducible material, and shall require the same forms for approval, certification, dedication, and acknowledgment as required for a Final Plat.

SECTION 14 CLUSTER SUBDIVISION DEVELOPMENT

- 14.1 When a cluster subdivision development of a tract of land consisting of more than ten (10) acres is proposed, this section shall apply by itself and may not be applied to any other subdivision developments unless excepted by this section.
- 14.2 In a cluster subdivision, buildings may be permitted to be clustered or grouped to permit the construction of dwellings and buildings to be closer together, thus permitting more open space, common areas, or recreational areas, and permitting private walks and public streets required in the other sections of the Subdivision Regulations.
- 14.2.1 Exceptions to the requirements and regulations relating to lot size and shape may be permitted when:
- 14.2.1.1 An additional open space, common ground, or recreational area is to be provided for the use and the benefit of the family dwelling units in the development; and
- 14.2.1.2 The total land area of the development divided by the total number of family dwelling units provides an average land area per family dwelling unit equal to or more than that required by the Regulations and regulations of the zoning district or districts in which the development is to be located. Total land area for calculating the density of the development shall include the land area of open space, common ground, or recreational areas, but shall not include any land area being set aside for street rights-of-way, surfaced parking areas or other public land, such as schools, public parks, public golf courses, etc.
- 14.2.1.3 All cluster lots and dwelling units must abut and have access to all open space, common ground, or recreational areas.
- 14.2.2 Exceptions to the requirements that cluster lots abut and have access to a public street may be permitted when:
- 14.2.2.1 Adequate and permanent access by easement from a public street to each cluster lot is provided for pedestrian and vehicular traffic; and
- 14.2.2.2 Adequate and permanent off-street parking areas are provided.
- 14.2.3 The subdivider shall submit with his/her Final Plat a "Declaration of Covenants, Conditions and Restrictions" regarding the permanent maintenance of the open space, common ground, or recreational areas, and the Declaration of Covenants, conditions and restrictions shall be filed and recorded with the Register of Deeds and shall be a portion of each Abstract of Title on the lots of said cluster subdivision. No exceptions to the requirements shall be permitted unless the Board determines that the subdivider has adequately provided for such upkeep and maintenance of open space, common ground, or recreational areas.

SECTION 15 HARDSHIP

15.1 Upon application by the subdivider therefore and where it can be shown in the case of a particular proposed subdivision, that strict compliance with the requirements of these regulations would result in extraordinary hardship to the subdivider because of unusual topography, or other such conditions, thus retarding the achievement of the objective of these regulations, then the Board upon recommendation from the Planning Commission, may vary, modify or waive requirements so that substantial justice may be done and the public interest secured; provided, that such variance, modification or waiver will not have the effect of nullifying the intent and purpose of these regulations or of the Comprehensive Plan.

15.2 In no case shall any variance, modification, or waiver be granted without due consideration to the intent and purposes of these regulations, the Zoning Regulations, and the Comprehensive Plan, including among others, such specific purposes as:

- (1)** developing both urban and non-urban areas;
- (2)** lessening congestion in the streets or roads;
- (3)** reducing the waste of excessive amounts of roads;
- (4)** securing safety from fire and other dangers;
- (5)** lessening or avoiding the hazards to persons and damage to property resulting from the accumulation or runoff of storm or flood waters;
- (6)** providing adequate light and air;
- (7)** preventing excessive concentration of population and excessive and wasteful scattering of population or settlement:
- (8)** promoting such distribution of population, such classification of land uses, and such distribution of land development as will assure adequate provisions for transportation, water flowage, water supply, drainage, sanitation, recreation, soil fertility, food supply, drainage, sanitation, recreation, soil fertility, food supply, and other public requirements;
- (9)** protecting the tax base;
- (10)** protecting property against blight and depreciation;
- (11)** securing economy in governmental expenditures;
- (12)** fostering the state's agriculture, recreation, and other industries;
- (13)** encouraging the most appropriate use of land in the County; and,
- (14)** preserving, protecting and enhancing historic buildings, places, and districts.

SECTION 16 FEES

16.1 In order to cover the costs of advertising, holding public hearings, and other expenses incidental to the approval of a subdivision, the subdivider shall pay a fee at the time of application for approval of a Preliminary Plat and/or Final Plat. Such fees shall be paid in accordance with the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board.

16.2 All fees collected for the approval of subdivisions shall be credited to the General Fund of the County.

16.3 Watershed Fees

Pursuant to the Interlocal Cooperation Act Agreement for the Continuance of the Papillion Creek Watershed Partnership, Sarpy County shall collect watershed fees at the time of application for a building permit.

The Watershed Fee shall only apply to new development or significant redevelopment. Further, Sarpy County shall transfer the collected Watershed Fees according to the Interlocal Cooperation Act Agreement for the Continuance of the Papillion Creek Watershed Partnership as amended.

Multiple fee classifications are established which fairly and equitably distribute the cost of these projects among all undeveloped areas within the Papillion Creek Watershed. Such fees shall be paid in accordance with the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board.

Each subdivision or other agreements with developers for new developments or significant redevelopments, shall include the right to collect Watershed Fees at the time of building permit issuance pursuant to, and consistent with, the provisions of this regulation. The Watershed Fee specified in a subdivision agreement shall not be changed after such subdivision agreement has been approved by the Sarpy County Board of Commissioners, notwithstanding that the Watershed Fee framework or rates possibly may be changed before all building construction has been completed in such subdivision.

SECTION 17 GUIDE LINE PROCEDURES FOR PUBLIC IMPROVEMENTS

17.1 General:

The procedure by which public improvements are installed in a subdivision is a matter for mutual concern to the subdivider and the County. These improvements become permanent features and could be a great financial burden to the County or subdivider and a continual excessive maintenance cost to the residents; therefore, it is the intent of this section to provide for adequately-sized, properly installed improvements through the prescribed rules and standards for recreation improvements, utilities, and streets.

- 17.2 No contract for any public improvements provided for in this section and within the jurisdiction of the County shall be let unless first the Engineer shall have made a detailed study of the costs for the improvements and recommended to the Board the approval of the installation of such improvements.
- 17.3 Any subdivider proposing to acquire, purchase, install, construct, repair, or to let a contract for the improvements shall be first required to enter into an agreement with the County for the purposes of having a mutual understanding of the cost for public improvements that will be assessed to the lots within the subdivision; an understanding of the improvements to be made by the subdivider; and, an understanding of the schedule, the applicable standards, and the supervision and inspection of the construction work involved.
- 17.4 Any subdivider or developer of a subdivision or planned development proposing to acquire, purchase, construct, repair, or let a contract for public improvements shall first be required to enter an agreement with the County to pay an additional fee not to exceed one percent of the construction cost to cover the cost for the review and approval of construction plans and contracts, documents, and inspection of construction.
- 17.5 No contract shall be let, awarded, or otherwise consummated by the subdivider after receiving bids, duly advertised, unless first receiving the approval of the Board concerning the basis of assessments for the costs to be incurred as a general obligation by the Sanitary and Improvement District, Development Corporation, or other persons to be involved in the contract, as well as the basis of special assessments for improvement costs.
- 17.6 The subdivider shall be required to furnish maintenance bonds on forms required by the County in the full amount of the contract cost for the public improvements as security for the guaranteed maintenance; and the subdivider shall furnish the County with a performance bond for the full amount of the contract cost as security for the faithful performance of the contract.
- 17.7 No subdivision shall be deemed completed nor the bond(s) released as prescribed in this section until the registered engineer and/or land surveyor has certified that all improvements have been installed and located as designed, or "As Built Drawings" have been filed with the County.

SECTION 18 VALIDITY

No plat or subdivision shall be recorded or filed with the Register of Deeds, nor shall any plat or subdivision have any validity until it complies with the provisions of these regulations and has been approved by the Board as prescribed herein.

SECTION 19 BUILDING PERMITS

Building permits may be subjected to review by the Board and at its request may be referred to the Planning Commission for a hearing and review.

SECTION 20 AMENDMENTS

The Board may amend these regulations from time to time provided, however, that such amendments shall not become effective until a recommendation from the Planning Commission is received or after 60 days have passed since the proposed amendment has been referred to the Planning Commission, and other conditions are satisfied as may be required by law.

SECTION 21 SEVERABILITY

If any article, section, sub-section, sentence, clause or phrase of these regulations be declared unconstitutional or void, such division shall not affect the validity of these regulations as a whole or in part thereof, other than the part so declared invalid.

SECTION 22 PENALTY

A person, firm, co-partnership, association, or corporation violating any of the provisions of these regulations shall be guilty of a misdemeanor and shall upon conviction thereof be punished as provided by law. The sale or lease of each and every lot sold in violation of this chapter shall be considered a separate violation. Each day of a continuing violation of these regulations shall constitute a separate and distinct offense and shall be punishable as such.

SECTION 23 CONFLICTING REGULATIONS REPEALED

All regulations or part of regulations in conflict herewith are hereby repealed, except any regulations that impose more restrictive regulations and conditions than are imposed herein.

EXHIBIT A
 Planning Department Report
 Applications (MISC 13-0003 & 13-0004)
 County Board Date: August 6, 2013

Subject	Type	By
Text Amendments to Sarpy County Zoning and Subdivision Regulations concerning application fees, application submittal requirements, clarification of some inconsistent provisions, as well as fixing clerical errors	Resolution	Bruce Fountain, AICP, EDFP Director, Planning & Building Dept.

➤ **Background and Analysis:**

Staff is recommending several text amendments to the Sarpy County Zoning and Subdivision Regulations in order to clarify and simplify the fee structure for applications for various planning and zoning applications, to update submittal requirements to reflect the current availability of electronic technologies of today, to clarify areas of inconsistency and correct some clerical errors.

In order to simplify our fees for various planning, zoning and building applications and permits, staff is proposing that the County Board adopt one "Master Fee Schedule for the Planning and Building Department" ("Schedule") which will list all these fees in one document, thereby eliminating the need for the public to scan through several different sections of regulations. In order to move forward with this Master Fee Schedule, we must first amend the County Zoning and Subdivision Regulation to remove the specific fees from various sections and replace with language referring to the new Schedule instead.

The County's current submittal requirements for plans, drawing, etc. which accompany applications reflects a time when paper copies were distributed to numerous other departments and agencies. With today's technology and the ability to transmit copies as electronic files through email, etc., these large quantities of paper copies are no longer necessary. Therefore, staff proposes to amend the regulations to reflect a more reasonable number of submittal copies required with certain applications.

The last area of text amendments is simply to clarify certain sections that conflict with other areas such as definitions and to correct clerical errors and renumber sections as necessary.

Redlined copies of the sections proposed to be amended in both the Zoning Regulations and the Subdivision Regulations are provided as "Attachments A and B" for your review. Staff will provide a verbal overview of each of the proposed changes at the County Board's public hearing meeting.

➤ **Staff Recommendation:**

Staff believes that the proposed text amendments are necessary to simplify the County's fee structure for the public, bring submittal requirements more in line with quantities that are actually necessary, and correct/clarify conflicting sections as well as clerical errors. This will make the County's requirements more in line with area cities and provide more consistency.

Therefore, staff recommends **APPROVAL** of the text amendments to the Sarpy County Zoning and Subdivision Regulations as shown in "Attachments A and B."

➤ **Planning Commission Recommendation:**

On June 19, 2013, the Planning Commission voted 7-0 to recommend **APPROVAL** of the text amendments to the Sarpy County Zoning Regulations and Subdivision Regulations "Attachments A and B." The Planning Commission also directed staff to study and bring back a future amendment related to Section 10.4.8 of the Subdivision Regulations which would allow some flexibility in providing access easements within commercial/office and multi-family residential planned developments as a potential alternative to publicly dedicated right-of-way.

MOTION: Whitfield moved, seconded by Malmquist to **APPROVE** the text amendments to the Sarpy County Zoning Regulations as shown in Attachment A of the Planning Commission's staff report. **Ballot:** *Ayes – Bliss, Lichter, Ackley, Whitfield, Mohr, Malmquist, and Farrell. Nays – none. Abstain – None. Absent – Stuart, Murante, Fenster and Torczon.* **Motion carried 7-0-4.**

MOTION: Whitfield moved, seconded by Malmquist to **APPROVE** the text amendments to the Sarpy County Subdivision Regulations as shown in Attachment A of the Planning Commission's staff report. **Ballot:** *Ayes – Bliss, Lichter, Ackley, Whitfield, Mohr, Malmquist, and Farrell. Nays – none. Abstain – None. Absent – Stuart, Murante, Fenster and Torczon.* **Motion carried 7-0-4.**



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L. Kenneth Polikov
Sarpy County Attorney

MEMORANDUM

August 1, 2013

TO: Sarpy County Board of Commissioners & Sarpy County Clerk
FROM: Nicole O'Keefe, Deputy Sarpy County Attorney
RE: Proposed Text Amendments to the Sarpy County Subdivision Regulations

There are proposed text amendments to the Sarpy County Subdivision Regulations on the August 6, 2013 County Board agenda. The Resolution for the text amendments references an "Exhibit B". Should the County Board approve any text amendments to the Sarpy County Subdivision Regulations, Exhibit B shall be the Sarpy County Subdivision Regulations *as amended*. Thus Exhibit B is not currently attached to the Resolution, but will be the complete Sarpy County Subdivision Regulations with any and all amendments made by the County Board at the August 6, 2013 meeting. Please contact me with any questions.

“ATTACHMENT A”

**PROPOSED TEXT AMENDMENTS TO
SARPY COUNTY ZONING REGULATIONS**

PLANNING COMMISSION PUBLIC HEARING DATE: JUNE 19, 2013

COUNTY BOARD PUBLIC HEARING DATE: AUGUST 6, 2013

SECTION 2 - ADMINISTRATION AND ENFORCEMENT

2.7 FEES FOR PERMIT

Each applicant for a Building Permit shall pay to the County Planning and Building Department upon the presentation of such applications a fee based upon the cost of the proposed construction, alteration, or repairs, Said Building Permit Fee Schedule is on file in the Planning and Building Department's office, Sarpy County Courthouse, Papillion, Nebraska. Receipt for such fee shall be issued by the Planning and Building Department and record thereof kept by him/her for this purpose, which shall be open to public inspection for a period as may be required by law. When a permit fee is refunded, 10% a portion of the fee paid by the applicant shall be retained by the County and the balance of the fee shall be refunded to said applicant. The portion of the fee retained by the County shall be established in the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board. At the end of each month the Planning and Building Department shall pay to the County Treasurer, for deposit in the General Fund, all fees received ~~by him or her~~ for which permits have been granted plus the 10% minimum fees retained as above provided and all special, conditional, and temporary permit fees, and shall receive the Treasurer's receipt therefore.

SECTION 30- FP FLOOD PLAIN DISTRICT

30.6 APPLICATION FOR PERMIT

To obtain a permit, the applicant shall first file an application in writing, along with a non-refundable fee ~~of \$100.00~~ as established in the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board, on a form furnished for that purpose. Every such application shall:

- 30.6.1 Identify and describe the development to be covered by the flood plain development permit.
- 30.6.2 Describe the land on which the proposed development is to be done by lot, block tract, and house and street address, or similar description that will readily identify and definitively locate the proposed building or development.
- 30.6.3 Indicate the use or occupancy for which the proposed development is intended.
- 30.6.4 Be accompanied by plans and specifications for proposed construction, including but not limited to the following information: 1) existing (natural) grades, 2) proposed grades as a result of proposed development, 3) the proposed lowest floor elevation and any higher floor elevations, including attached garage, of any proposed structures, 4) the lowest and highest adjacent grades next to any proposed structures, 5) the most restrictive base flood elevation nearest the proposed development.
- 30.6.5 Be signed by the permittee or his/her authorized agent who may be required to submit evidence to indicate such authority.
- 30.6.6 Give such other information as reasonably may be required by the Sarpy County Director of Planning.
- 30.6.7 Comments from the Papio-Missouri River Natural Resources District shall be solicited by the Sarpy County Planning Department concerning each application for a flood plain development permit.

- 30.6.8 When flood-proofing is utilized and/or when elevation one foot above regulatory flood level is achieved by piling for a particular structure, the Director of Planning shall be presented with a construction and elevation certification from a registered professional engineer or architect.

SECTION 36 - WIRELESS TOWER REGULATIONS

36.16 RETENTION OF EXPERT ASSISTANCE AND REIMBURSEMENT BY THE APPLICANT

- 36.16.1 The County Board may hire any consultant and/or expert necessary to assist the Director of Planning, Planning Commission and County Board in reviewing and evaluating the Application, including the construction and modification of the site, once permitted, and any site inspections.
- 36.16.2 An Applicant shall deposit with the County funds sufficient to reimburse the County Board for all reasonable costs of consultant and expert evaluation and consultation to the County in connection with the review of any Application including where applicable, the lease negotiation, the pre-approval evaluation, and the construction and modification of the site, once permitted. The initial deposit shall be ~~\$8,500.00~~ as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board. The placement of the ~~\$8,500.00-escrow funds~~ with the County shall precede the pre-application meeting. The County will maintain a separate escrow account for all such funds. The County's consultants/experts shall invoice the County for its services related to the Application. If at any time during the process this escrow account has a balance of less than ~~\$2,500.00~~ 30 percent of the initial deposit amount, the Applicant shall immediately, upon notification by the County, replenish said escrow account so that it has a balance of at least ~~\$5,000.00~~ 60 percent of the initial deposit amount. Such additional escrow funds shall be deposited with the County before any further action or consideration is taken on the Application. In the event that the amount held in escrow by the County is more than the amount of the actual invoicing at the conclusion of the project, the remaining balance shall, upon request of the Applicant, be promptly refunded to the Applicant.
- 36.16.3 The total amount of the funds needed as set forth in subsection (B) of this section may vary with the scope (lease negotiations and/or review) and complexity of the project, the completeness of the Application and other information as may be needed to complete the necessary review, analysis and inspection of any construction or modification.

36.17 PUBLIC HEARING AND NOTIFICATION REQUIREMENTS

- 36.17.1 Prior to the approval of any Special Use Permit for Wireless Telecommunications Facilities, Public Hearings shall be held by both the Planning Commission and the County Board, notice of which shall be published in the newspaper general circulation in of the County no less than ten (10) calendar days prior to the scheduled date of the Public Hearings and the sign posted on or near the property no less then ten (10) calendar days prior to the scheduled dates of the Public Hearings.
- 36.17.2 In order that the Planning Department shall notify all abutting landowners and landowners within 500 feet of the proposed new Wireless Telecommunications Facilities of the Planning Commission Public Hearings only, the Application shall contain the names and address of all abutting landowners whose property is abutting the lot or parcel on which the new Wireless Telecommunications Facilities are proposed to be located in addition to all landowners within 500 feet of the of the proposed new Wireless Telecommunications Facilities. Notification

shall be by first class, postage pre-paid US Mail. Applicants shall also be required to pay the ~~cost~~ a Mailing Fee as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board for this notification process.

36.17.3 Notwithstanding any other provisions of this section and all subparts thereof, the collocation and/or shared use of antennas on existing telecommunication towers or other tall structures or compatible use structures, such as utility poles, water towers, and other towers, where there is no increase in the height of the existing structure, or for a temporary facility, not to exceed ninety (90) days: shall be exempt from the Public Hearing, Planning Commission and County Board review requirements otherwise required for a new tower or where there is a height increase proposed for the existing structure, and shall be subject only to an administrative review process by the County, its designee and wireless consultant.

36.17.4 The Director of Planning shall schedule the Public Hearings referred to in Subsection (A) of this section once the Director finds the Application is complete, the County Board, at any stage prior to issuing a Special Use Permit, may require such additional information as it deems necessary.

36.20 APPLICATION FEE

At the time that a Person submits an Application for a Special Use Permit for a new Tower or for co-locating on an existing Tower or structure, where no increase in height of the Tower or structure is required, such Person shall pay a non-refundable application fee ~~of \$3,000.00 as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board.~~ If the Application is for a Special Use Permit for co-locating on an existing Tower or other suitable structure, where no increase in height of the Tower or structure is required, the non-refundable fee shall be \$1,000.00.

SECTION 38 - STORMWATER MANAGEMENT REGULATIONS

38.5 WATERSHED FEES

Pursuant to the amended Papillion Creek Watershed Partnership interlocal agreement, Sarpy County shall collect watershed fees.

All new development and significant redevelopment will be required to fund the planning, implementation, and operation and maintenance of water quality LID.

Such Watershed Management Fee shall only apply to new development or significant redevelopment within the Papillion Creek Watershed and the initial framework shall consist of the following provisions.

Collection of fees and public funding shall be earmarked specifically for the construction of projects called for in the Papillion Creek Watershed Management Plan, including Maximum LID costs such as on site detention, regional detention basins, and water quality basins.

Multiple fee classifications are established which fairly and equitably distribute the cost of these projects among all undeveloped areas within the Papillion Creek Watershed. Those fees are provided within the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board, as follows:

Construction/Use Type	Watershed Fee
Single Family Residential (single family, two family and multi-family up to 4 units per building)	\$750 per dwelling unit.
Multi-Family (greater than 4 units per building)	\$3,300 per gross acre.
Commercial/Industrial	\$4,000 per gross acre.

Each subdivision or other agreements with developers for new developments or significant redevelopments, shall include the right to collect Watershed Fees at the time of building permit issuance pursuant to, and consistent with, the provisions of this regulation. The Watershed Fee specified in a subdivision agreement shall not be changed after such subdivision agreement has been approved by the Sarpy County Planning Commission, notwithstanding that the Watershed Fee framework or rates possibly may be changed before all building construction has been completed in such subdivision.

Watershed Fees shall be collected at the time of application for a building permit. The Watershed Fees shall be earmarked specifically for construction of regional detention structures and water quality basins and collected as listed below. Further, Sarpy County shall transfer the collected Watershed Fees according to the Amended Interlocal Cooperation Act Agreement for the Continuance of the Papillion Creek Watershed Partnership.

38.17 GRADING PERMIT FEE

Before any grading permit application will be accepted by Sarpy County, the applicant shall pay to the County a fee ~~of \$500.00 for ten acres or less, or \$1000.00 for more than ten acres~~ as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board.

SECTION 41 - SPECIAL USE PERMITS

41.2 APPLICATIONS FOR SPECIAL USE PERMITS AND PLANNING COMMISSION RECOMMENDATIONS

41.2.1 A request for a special use permit for a special use or modification of a special use may be initiated by a property owner or his/her authorized representative by filing an application with the Director of Planning upon forms prescribed for this purpose. The application shall be accompanied by a non-refundable fee ~~of \$250.00 as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board~~ which is non-refundable. Applications for amendments to Special Use Permits shall be accompanied by a non-refundable fee of \$100.00. Applicants shall also be required to pay ~~the cost a Mailing Fee as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board~~ of for written notices to be sent to property owners within 300 feet of the property which is the subject of the special use permit request. ~~At the time of application, the Planning Department will work with GIS and determine an estimated cost for the mailing, which said estimated cost will be collected at the time of application. Once the actual costs for the mailing are known, the Planning Department will refund money or collect~~

~~additional money as appropriate~~ All ~~mailing costs-fees~~ are required to be paid in advance of scheduling the application with the Planning Commission or the County Board.

- 41.2.2 Applicants shall submit the site plans and other such plans and data showing the dimensions, arrangements, description, data, and other materials shall constitute a record essential to the understanding of the proposed use or proposed modification.
- 41.2.3 The other information required shall be addressed in the application to identify for the Planning Commission and County Board of Commissioners that the proposed use or modification will conform to the required performance standards contained in these regulations.
- 41.2.4 The operational plans will be identified by the Director of Planning in consultation with other Sarpy County Officials and will be based on compliance with local rules and regulations and state and federal laws and regulations.
- 41.2.5 After filing a completed application for a special use permit or modification of a special use, the Planning Commission shall have 30 days to review the materials and make a recommendation to the County Board of Commissioners. This recommendation can include appropriate conditions and a specified time limit for the performance of the special use permit or modification of a special use.

41.5 **PERFORMANCE STANDARDS**

- 41.5.1 No special use permit shall be granted by the County Board of Commissioners unless such Board shall find:
 - (A) That the establishment, maintenance, or operation of the special use will not be detrimental to nor endanger the public health, safety, morals, comfort, or general welfare of the community.
 - (B) That the special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purpose already permitted, nor substantially diminish and impair property values within the neighborhood.
 - (C) That the establishment of the special use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
 - (D) That adequate utilities, access roads, drainage, and/or necessary facilities have been or are being provided.
 - (E) That adequate measures have been or will be taken to provide ingress and egress designed to minimize traffic congestion in the public streets.
 - (F) The special use shall not include any activity involving the use or storage of flammable or explosive material unless protected by adequate fire-fighting suppression equipment and by such safety devices as are normally used in the handling of any such material.
 - (G) The special use shall not include noise which is objectionable due to volume, frequency, or beat unless muffled or otherwise controlled.
 - (H) The special use shall not include vibration which is discernible without instruments on any adjoining lot or property.

- (I) The special use shall not involve any pollution of the air by fly-ash, dust, vapors or other substances which are harmful to health, animals, vegetation, or other property or which can cause soiling, discomfort, or irritation.
- (J) The special use shall not involve any malodorous gas or matter which is discernible on any adjoining property or from any public street, road, or highway.
- (K) The special use shall not involve any activity substantially increasing the movement of traffic on public streets unless procedures are instituted to limit traffic hazards and congestion.
- (L) The special use shall not involve any activity substantially increasing the burden on any public utilities or facilities unless provisions are made for any necessary adjustments.

41.5.2 The County Board of Commissioners may revoke a special use permit if the use has been abandoned for a period of at least one (1) year, or if the use is found to have substantially varied the use or structure for the originally-permitted intent, and thus is found in non-conformance with the special use permit as issued.

41.5.3 Special permitted use exceptions for trailers and mobile homes:

- (A) A travel trailer, camping trailer, pick-up coach, auto camper, or motorized home belonging to a guest of the property owner may park and occupy for temporary lodging on the same lot but not for more than 14 days in a one-month period.
- (B) A trailer or mobile home may be used as a temporary office incidental to the construction of a building development for the duration of the construction provided that the trailer is located on the same lot as the construction project and only after obtaining a temporary special construction permit and paying the County a fee ~~of \$75.00~~ as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board.
- (C) No single-wide mobile home shall be permitted in any district as a permanent residence except for Mobile Home Residential District (RMH).
- (D) Any single wide mobile home used for seasonal recreational purposes shall apply for and receive approval of a special permit for such single wide mobile home for a three year period.
- (E) Any change in ownership of a single wide mobile home used for seasonal recreational purposes shall apply for and receive approval of the change of ownership for a single wide mobile home for a three year period.

41.5.4 Standards for Salvage Yard Special Permits:

- (A) The application for a special use permit shall be accompanied with a proposed development plan together with other documents prescribing the general intent or covenant to meet the minimum requirements described herein:
 1. Any salvage yard shall be at least 500 feet distant in all directions from any residential dwelling.
 2. The out-of-doors yards shall be screened by a wall at least 50 percent solid or uniformly-painted solid fence not less than 6 feet in height, or in lieu thereof, a landscape buffer strip 5 feet in width with deciduous evergreen trees and large shrubs to provide a landscape screen at least 10 feet high.

3. Off-street parking or service area in connection with the yards may be located outside of the screened-in area.

41.7 ADMINISTRATIVE APPROVAL

The Director of Planning, shall have the right to approve and issue Administrative Special Use Permits under certain specified conditions as listed below.

Administrative Action: Application will be made on a form so designated by the Planning and Building Department. A non-refundable application fee ~~of \$100.00~~ as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board shall accompany the completed application and any additional documentation. The Planning and Building Department shall approve or disapprove the special use permit within fifteen (15) working days of receipt of the completed application and any required additional documentation. In the event of disapproval, the Planning and Building Department shall give the applicant a written statement showing the reason for the disapproval. If approval is given; a permit will be issued, signed by the Director of Planning and Building.

Appeal of Administrative Disapproval: The applicant has the privilege of requesting that the Planning Commission and the County Board of Commissioners review and consider the application after due notice and public hearing and order the issuance or denial of the permit with reasons in writing.

41.7.1 Permitted Special Uses Applicable for Administrative Approval:

Sludge Disposal and Storage in Agricultural Zones. Applicant must provide a copy of executed contract between the applicant and the City of Omaha's Public Works Department-Waste Water Residual Office, as well as a copy of the executed contract between the applicant and Environmental Control.

41.7.2 Special use permits eligible for administrative approval may be approved after a public notice for approval of the special use permit, which shall be published by the Director of Planning and Building in a legal paper of general circulation in Sarpy County, one time, at the first opportunity after receipt of the application. If no written objections to the special use permit are received within 30 days of public notice, the application can be approved by the Director of Planning. If written objections are received, the application will follow the same procedure as for other special use permits requiring public hearing and approval by the Planning Commission and County Board of Commissioners.

SECTION 42 - BOARD OF ADJUSTMENT

42.1 GENERAL PROVISIONS

42.1.1 A Board of Adjustment is hereby established by the County Board of Commissioners.

42.1.2 The Board of Adjustment shall adopt rules in accordance with the provisions of this Regulation. Meetings of the Board of Adjustment shall be held at the call of the Chairman and at such other times as the Board of Adjustment may determine. The Chairman, or in his/her absence the acting Chairman, may administer oaths and compel the attendance of witnesses. All meetings of the Board of Adjustment shall be open to the public. The Board of Adjustment shall keep minutes of its proceedings, showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the County Clerk, and shall be a public record.

- 42.1.3 Appeals to the Board of Adjustment may be petitioned by any persons aggrieved, or by any officer, department, board or bureau of the County affected by any decision of the Planning Director within 30 days of such decision. The appeal shall be filed with the County Clerk accompanied by a filing fee ~~of \$100.00 as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board, made payable to the Sarpy County Treasurer.~~

SECTION 43 - AMENDMENTS AND RE-ZONING

43.2 APPLICATION AND FEES

- 43.2.1 An application for an amendment or change by the owner or by the duly Authorized agent of the owner shall be submitted to the Planning Commission on forms obtained from the Planning Department accompanied by a non-refundable filing fee payable to the County.

The filing fees shall be in accordance with the ~~following schedule:~~ "Master Fee Schedule for the Planning and Building Department" adopted by the County Board.

Agricultural (AG and AGR)	\$200.00
Residential, (RS-100 through RMH)	\$200.00
Commercial (BG through BHS)	\$400.00
Industrial (IL through IGM)	\$400.00
Airport (AP)	\$400.00
Planned Development (PD)	\$400.00
Planned Townhouse Development (PTD)	\$400.00

Applicants shall also be required to pay ~~the cost~~ a Mailing Fee as established in the "Master Fee Schedule for the Planning and Building Department" adopted by the County Board ~~of for~~ written notices to be sent to property owners within 300 feet of the property which is the subject of the change of zone request. ~~At the time of application, the Planning Department will work with GIS and determine an estimated cost for the mailing, which said estimated cost will be collected at the time of application. Once the actual costs for the mailing are known, the Planning Department will refund money or collect additional money as appropriate. All mailing costs fees~~ are required to be paid in advance of scheduling the application with the Planning Commission or the County Board.

- 43.2.2 The application must be submitted to the Planning Department at least 45 days prior to the Planning Commission's regular meeting.
- 43.2.3 With each application the applicant shall submit a copy of the deed on file from the Register of Deeds indicating that the applicant is the owner of the property for which the amendment or change is requested.

“ATTACHMENT B”

**PROPOSED TEXT AMENDMENTS TO
SARPY COUNTY SUBDIVISION REGULATIONS
PLANNING COMMISSION PUBLIC HEARING DATE: JUNE 19, 2013
COUNTY BOARD HEARING DATE: AUGUST 6, 2013**

SECTION 3 DEFINITIONS

3.1 For the purpose of these regulations, certain words used herein are defined as follows:

ABANDONMENT shall mean the relinquishment of property, or a cessation of the use of property, by the owner or lessee without any intention of transferring rights of the property to another owner or of resuming the use of the property.

AGENT shall mean any person, group, corporation, partnership, or other entity representing the ownership of a tract of land.

ALLEY shall mean a minor public service street or public thoroughfare 20 feet or less in width, through a block of lots primarily for vehicular service access to the rear or side of properties otherwise abutting on another street. Buildings facing an alley shall not be construed as satisfying the requirements of this regulation related to frontage on a dedicated street.

BLOCK shall mean a parcel of land platted into lots and bounded by public streets or by waterways, rights-of-way, un-platted land, city-county boundaries, or adjoining property lines.

BOARD shall mean the County Board of Commissioners of Sarpy County, Nebraska.

BUILDING INSPECTOR shall mean the Building Inspector of Sarpy County, Nebraska.

CLERK shall mean the County Clerk of Sarpy County, Nebraska.

COMPREHENSIVE PLAN shall mean the County Comprehensive Development Plan of Sarpy County, Nebraska, as adopted by the Planning Commission and the Board in accordance with the laws of the State of Nebraska.

COUNTY shall mean Sarpy County, Nebraska.

COUNTY ASSESSOR shall mean the Assessor of Sarpy County, Nebraska.

COUNTY ATTORNEY shall mean the County Attorney of Sarpy County, Nebraska.

COUNTY TREASURER shall mean the County Treasurer of Sarpy County, Nebraska.

CUL-DE-SAC shall mean a short public way which has only one outlet for vehicular traffic and does not terminate in a vehicular turn-around.

DEDICATION shall mean the intentional appropriation of land by the owner to some public use.

DEVELOPER See "Subdivider".

DIRECTOR, PLANNING DEPARTMENT shall mean the Director of the Sarpy County Planning Department.

EASEMENT shall mean a space on a lot or parcel of land reserved for or used for public utilities or public or private uses.

ENGINEER shall mean the engineer ordinarily retained by Sarpy County, Nebraska, for the recommendation, advice, and prosecution of engineering work.

HIGHWAY, MAJOR INTER-REGIONAL shall mean a "U.S." or "State" designated highway with 100 feet right-of-way or more on which partial control of access and geometric design and traffic control measures are used to expedite the safe movement of through vehicular traffic.

IMPROVEMENTS shall mean street grading, street surfacing and paving, curbs and gutters, street lights, street signs, sidewalks, crosswalks, water mains and lines, water motors, fire hydrants, sanitary sewers, storm drainage facilities, culverts, bridges, public utilities, or other such installations.

LOT shall mean: A parcel or tract of land which is or may be occupied by a use herein permitted, together with yards and other open spaces herein required, that has frontage upon a street, and is a part of a recorded subdivision plat or has been recorded prior to the adoption of this regulation; or A parcel of real property delineated on an approved record of survey, lot-split or sub-parceling map as filed in the office of the Register of Deeds and abutting or having access to at least one (1) public street or right-of-way.

LOT AREA shall mean the total area, on a horizontal plane, within the lot lines of a lot.

LOT, CORNER shall mean a lot located at the intersection or intersections of two (2) or more streets at an angle of not more than one hundred thirty-five (135) degrees. If the angle is greater than one hundred thirty-five degrees, the lot shall be considered an "Interior Lot."

LOT COVERAGE shall mean the portion of a lot or building site which is occupied by any building or structure, excepting paved areas, walks, and swimming pools, regardless of whether said building or structure is intended for human occupancy.

LOT, CURVE shall mean a lot fronting on the outside curve of the right-of-way of a curved street, which street has a center line radius of three hundred (300) feet or less.

LOT DEPTH shall mean the horizontal distance between the front and rear lot lines measured in the mean direction of the side lot lines.

LOT, INTERIOR shall mean a lot other than a corner lot.

LOT LINE shall mean the property line bounding a lot.

LOT LINE, FRONT shall mean the property line abutting a street.

LOT LINE, REAR shall mean a lot line not abutting a street which is opposite and most distant from the front lot line.

LOT LINE, SIDE shall mean any lot line that is not a front lot line ~~nor~~ or a rear lot line.

LOT, NONCONFORMING shall mean a lot having less area or dimension than that required in the district in which it is located and which was lawfully created prior to the zoning thereof, whereby the larger area or dimension requirements were established, or any lot, other than one shown on a plat recorded in the office of the Register of Deeds, which does not abut a public road or public road right-of-way and which was lawfully created prior to the effective date of these Regulations.

LOT, SUBLot shall mean subordinate and integral part of a lot. The sublot shall be identified on the subdivision plat for the purpose of constructing a single townhouse unit.

LOT, THROUGH shall mean a lot having frontage on two (2) dedicated streets, not including a corner lot.

LOT OF RECORD shall mean a lot held in separate ownership as shown on the records of the Register of Deeds at the time of the passing of a resolution establishing these subdivision regulations.

LOT WIDTH shall mean the average horizontal distance between the side lot line, measured at right angles to the lot depth at a point midway between the front and rear lot lines.

MONUMENT shall mean an identification marker established by certified land survey and set by a registered land surveyor at each section corner, angle point, block corner, street center line, or other point.

OUTLOT shall mean a parcel of real property having access to at least on public street or private roadway, but not presently designated for a primary structure or occupancy, but permitting an accessory use as permitted by the zoning district, or reserved for open space and common facilities.

PERSON shall mean an individual, firm, co-partnership, joint venture, association, social club, fraternal organization, corporation, estate, trust, receiver, syndicate, city, county, special district, or any other group or combination acting as an entity, except that it shall not include Sarpy County, Nebraska.

PLANNER shall mean a professional planner ordinarily retained by Sarpy County, Nebraska for recommendations, advice, and the prosecution of planning work.

PLANNING COMMISSION shall mean the Planning Commission of Sarpy County, Nebraska.

PLANNING, DEPARTMENT OF shall mean the Department of Planning in Sarpy County, which provides administrative support to the Planning Commission and serves as the office of the Planning Commission.

PLAT shall mean a map which delineates the subdivision of a quantity of land. A plat commonly shows lots, blocks, streets and other features relevant to the development and improvement of the property.

PLAT, FINAL shall mean the final plan of the plat, subdivision or dedication of land prepared for filing or recording in conformance with these regulations.

PLAT, PRELIMINARY shall mean the preliminary plan of the plat, subdivision or dedication prepared in accordance with the requirements of these regulations.

REGISTER OF DEEDS shall mean the Register of Deeds of Sarpy County, Nebraska.

ROAD, MAJOR COLLECTOR shall mean a county highway with 80 feet right-of-way or more used to expedite the safe movement of local County vehicular traffic.

ROAD, LOCAL shall mean a road primarily for service to abutting rural property.

SIDEWALK OR WALKWAY shall mean that portion of a dedicated right-of-way or easement intended for pedestrian use only.

STORMWATER MANAGEMENT REGULATIONS shall mean the Sarpy County Storm Water Management Regulations and the Omaha Regional Storm Water Management Design Manual.

STREET shall mean a public thoroughfare or right-of-way dedicated, deeded or condemned for use as such, other than an alley, which affords the principal means of access to abutting property including avenue, place, way, drive, lane, boulevard, highway, road and any other thoroughfare except as excluded in these Regulations.

STREET, COLLECTOR shall mean a street or highway which is intended to carry traffic from minor streets to major streets. Collector streets are usually the principal entrance streets to residential developments and the streets for circulation within the development.

STREET, MAJOR shall mean a street or highway used primarily for fast or high volume traffic, including expressways, freeways, boulevards, and arterial streets.

STREET, MINOR shall mean a street intended primarily to provide pedestrian and vehicular access to the abutting properties.

SUBDIVIDER shall mean any person, group, corporation, partnership, or other entity, or any agency thereof, dividing or proposing to divide land so as to constitute a subdivision.

SUBDIVISION shall mean the subdividing of land into one or more parcels which are smaller than 20 acre lots. No owner of any real property, located in an unincorporated area, except in an area in which any city or village is exercising subdivision control, shall be permitted to subdivide, plat, or lay out said real property in building lots, streets, or other portions of the same intended to be dedicated for public use, or for the use of the purchasers or owners of lots fronting thereon or adjacent thereto, without first having obtained the approval thereof of the Board. At such time as a city or village exercises such control over an unincorporated area by adopting or amending subdivision regulations, its regulations shall supersede those of the County.

SUPERINTENDENT OF ROADS shall mean the superintendent of roads of Sarpy County, Nebraska.

SURVEYOR shall mean the Surveyor of Sarpy County, Nebraska.

ZONING REGULATIONS shall mean the Zoning Regulations of Sarpy County, Nebraska.

SECTION 5 PROCEDURE FOR APPROVAL OF PRELIMINARY PLAT

5.1 General.

- 5.1.1 Before any subdivider or agent contracts for the sale, for lease hold, or offers to sell any subdivision of land or any part thereof, which is wholly or partly within the County and is not wholly within the corporate limits or extra-territorial jurisdictional limits of a city or village having zoning regulations and subdivision regulations, the subdivider, or his agent, shall file an application for a Preliminary Plat of said subdivision with the Planning Department for public hearing before the Planning Commission and County Board. The Preliminary Plat shall be prepared in accordance with the regulations set forth herein, and shall be submitted to the Planning Department prior to the completion of final surveys of streets and lots, and before the start of any grading or construction work upon the proposed streets and lots, and before any map of said subdivision is made in form suitable for recording. The Planning Commission shall determine whether the tentative plat is in proper form and shall not receive and consider such plat as filed until it is submitted in accordance with the requirements hereof. The street layout shall be in conformity with a plan for the most advantageous development of the entire neighboring area.
- 5.1.2 All plats, preliminary and final, shall be prepared in conformance with the provisions of these regulations and in conformance with the Comprehensive Plan. The subdivider shall be responsible for such conformance.

5.2 ~~Twenty-five (25)~~ Five (5) full size paper copies of the Preliminary Plat and the required exhibits and supplementary material as specified in these regulations along with one electronic version in AutoCAD format for the County Information Systems Department (GIS Section) in the form set forth in Attachment "A" shall be submitted to the Planning Director at least forty-five (45) days prior to the meeting at which it is to be considered. The AutoCAD format for the County Information Systems Department (GIS Section) is not required for subdivisions with 20 lots or fewer or when granted an exception by the County Surveyor. The Planning Director shall distribute one (1) copy of the Preliminary Plat with a request for comments within seven (7) days to each of the following: Engineer, Superintendent of Roads, appropriate School Board and Fire Department, the Papio-Missouri Natural Resources District, GIS Section and whomever else deemed necessary by the Planning Department.

5.3 The Planning Commission will consider the Preliminary Plat at (1) a public hearing, for which notice is given in a newspaper of general circulation in the County; and will (2) review the Preliminary Plat and other material submitted for conformity thereof to these regulations; and will (3) review any recommendations of the Surveyor, Engineer, Superintendent of Roads, School, and other Agencies; and will (4) recommend to the subdivider changes deemed advisable and the kind and extent of improvements to be made by him/her. The Planning Commission shall act on the plat as submitted or modified, and if approved, the Planning Commission shall express its approval, if any, or if disapproved, shall express its disapproval and its reasons thereof, in its recommendation to the Board.

- 5.4 Conditional approval of a Preliminary Plat shall not constitute an acceptance of the plat, but shall be deemed an expression of approval of the layout submitted on the Preliminary Plat.
- 5.5 The action of the Planning Commission shall be noted on or attached to two (2) copies of the Preliminary Plat. One (1) copy shall be returned to the subdivider and the other will be retained by the Planning Department.
- 5.6 If the Planning Commission recommends disapproval or approval, then the Planning Director will order that a Notice of Hearing before the County Board of Commissioners be published once all revisions recommended by the Planning Commission have been made to the application. The applicant may appeal any revisions to the County Board by written request prior to publishing the item for public hearing at the County Board. The notice must be published at least ten (10) days prior to the Hearing. The Board may: a) Concur with the Planning Commission's Recommendation; b) Reverse the Planning Commission's recommendation; or c) Refer the Preliminary Plat back to the Planning Commission for reconsideration with specific instructions to the Planning Commission.
- 5.7 Approval of a Preliminary Plat shall not constitute approval of the Final Subdivision Plat. Rather, the Preliminary Plat shall be deemed an expression of approval of the general design concept and serves as an acceptable guide for the preparation of the Final Plat. The approval of the Preliminary Plat shall become void after twelve (12) months from the date of such approval unless all or a portion of the approved Preliminary Plat has been submitted for approval as a Final Plat during that period. Twelve (12) month extensions may be granted by the Board upon written request by the subdivider and upon the payment of an additional platting fee equivalent to the original preliminary platting fee.
- 5.8 When a rezoning request is applied for concurrently with the Preliminary Plat, the conditional approval of the plat also allows for conditional approval of the rezoning request. The rezoning does not become official until the final plat is filed and approved.

SECTION 6 PRELIMINARY PLAT AND SUPPLEMENTAL DATA

- 6.1 General Requirements. A Preliminary Plat shall include a legal description of the property. A Preliminary Plat shall at a minimum meet the design standards set forth in these regulations. Sheet sizes for plats shall be adequate to provide for a scale making it possible to clearly read all necessary information shown thereon.
- 6.2 Specific Requirements: Preliminary Plats shall include the following information:
- 6.2.1 Name of subdivision.
 - 6.2.2 Name of subdivider.
 - 6.2.3 Name of engineer, landscape architect, or surveyor preparing the plat.
 - 6.2.4 Scale specified.
 - 6.2.5 North point and date.

- 6.2.6 Proposed location and size of lots, alleys, easements, streets (with suggested names), and other proposed dedicated areas which shall conform to current Zoning Regulations, or a proposed zoning plan deemed acceptable by the Planning Department.
- 6.2.7 All existing structures within the area to be platted.
- 6.2.8 All existing utilities, in or on streets adjoining the area, to be platted.
- 6.2.9 All lands and/or subdivisions shall be shown for a distance of two hundred (200) feet from all sides of land in question showing location, names, and width of street and highways, etc.
- 6.2.10 Building front set-back line, as required by the Zoning Regulations for that district or proposed zone district.
- 6.2.11 Location of section and half-section lines in relation to plat.
- 6.2.12 A preliminary drainage plan of the area in which the preliminary plat is located.
- 6.2.13 A preliminary draft for a subdivision agreement unless waived by the Attorney's Office, Planning Department and the Roads Department. Copies available from the County Attorney's Office or the Planning Department.
- 6.2.14 Five (5) copies of a proposed Post-Construction Storm Water Management Plan, as provided in Section 206-19, with a proposed implementation schedule or sequence of phased construction.
- 6.2.15 Any other data deemed necessary by the Planning Department such as:
 - 6.2.15.1 Total acreage of the subdivision, number of lots and acreage designated to other uses.
 - 6.2.15.2 Contours with intervals of five (5) feet. If the subdivision exceeds ten acres in are, or contains unusual topographical features, closer contour lines may be required by the Planning Department.
 - 6.2.15.3 Delineation of public grounds other than streets or alleys.
 - 6.2.15.4 Location and character of proposed utilities and facilities.
 - 6.2.15.5 Location, widths, and other dimensions of proposed streets and alleys.
 - 6.2.15.6 Layout, numbers and approximate dimensions of proposed lots, and blocks.

- 6.2.15.7 Drainage channels, wooded areas, rock outcrop and other significant natural features.
 - 6.2.15.8 Existing sewers, water mains, culverts, or other underground structures within the tract and immediately adjacent thereto. If the water mains and sewers are not on or adjacent to the tract, direction and distance to the nearest ones shall be shown including invert elevations of sewers.
 - 6.2.15.9 Location, widths and names of all existing or platted streets or other public ways within and immediately adjacent to the tract, existing permanent buildings, railroad rights-of-way, section lines and other such important features.
 - 6.2.15.10 Proposed public improvements including highways or other major improvements planned by public authorities for future construction on or near the tract.
 - 6.2.15.11 Vicinity map. A map shall be presented accompanying or included on the Preliminary Plat showing the geographic relationship of the proposed subdivision to the surrounding area. Features to be noted on the vicinity map include major streets, railroads, and public areas.
 - 6.2.15.12 A description of proposed curbs, gutters, sidewalks, street surfacing, and street sub-structure.
 - 6.2.15.13 Profiles, when required by the Planning Department, showing existing ground surface and proposed street grades, including extensions for a 200 feet distance beyond the limits of the proposed subdivision and typical cross-sections of the proposed grading, roadway and sidewalk.
- 6.3 Street names shall be approved by the Board with the Final Plat.
 - 6.4 The subdivider or his surveyor, landscape architect, or engineer is to be in attendance at the Planning Commission Meeting when the Preliminary Plat is discussed.
 - 6.5 Two (2) copies of the Preliminary Plat upon approval of the Board will be signed by the Chairman of the Board and one (1) returned to the subdivider or his representative.

SECTION 8 FINAL PLAT AND REQUIRED SUPPLEMENTARY DATA

- 8.1 After approval of the preliminary plat by the Planning Commission and the County Board, the subdivider shall prepare and submit to the Planning Commission a final plat prepared by a registered engineer and registered land surveyor for recording purposes and in addition, shall submit to the County:
 - 8.1.1 A preliminary sanitary sewer plan.

- 8.1.2 A preliminary surface storm drainage plan within the subdivision.
- 8.1.3 A street profile plan with a statement of proposed street improvements.
- 8.1.4 A preliminary water distribution plan.
- 8.1.5 A Final draft for a subdivision agreement unless waived by the Attorney's Office, Planning Department and the Roads Department. Copies available from the Planning Department.
- 8.1.6 A schedule of improvement costs, assessment schedules, and general obligation costs.
- 8.1.7 All final plats shall comply with the Sarpy County Storm Water Management Regulations and the Omaha Regional Storm Water Management Design Manual.

8.2 Instructions for the Final Plat.

~~8.2.1 Final Plat, prepared on a permanent reproducible material, such as Mylar or tracing cloth, shall be submitted forty-five (45) days prior to the Planning Commission's meeting date, together with twenty-five (25) paper prints (blue-line Ozalid or similar) Five (5) full size paper copies of the of the Final Plat and any required exhibits or supplementary material as specified in these regulations along with one electronic version in AutoCAD format for the County Information Systems (GIS Section) in the form set forth in Attachment "A" shall be submitted to the Planning Director at least forty-five (45) days prior to the meeting at which it is to be considered.~~

~~8.2.2 Two (2) prints to be delivered to the Engineer for his/her review.~~

8.2.32 The Final Plat shall be submitted as recommended by the Planning Commission and shall include:

8.2.32.1 Name of subdivision that is not a duplicate of any previously filed plat names.

8.2.32.2 Points of Compass and scale of 1" = 100'.

8.2.32.3 Boundary lines of area being subdivided (heavy dashed lines) with accurate distance, angles other than 90 degrees, boundaries and location of section and half-section lines in relation to Plat. The allowable error of closure on any portion of the final plat shall be one (1) foot in five thousand (5,000).

8.2.32.4 Include lands adjoining the subdivision for a distance of two hundred (200) feet on all sides, all names of such additions and streets, together with property lines, lot and block numbers, and other designations (except dimensions, to be shown by broken lines). Dimensions of

bounding streets, together with lot dimension on side adjoining streets, shall be shown.

- 8.2.32.5 Identification system for all lots and blocks.
- 8.2.32.6 Proposed streets, cul-de-sacs (with names), alleys, easements, and other dedications and lots of other parcels of land must be accurately dimensional. All angles other than ninety (90) degrees, as required to definitely establish lines or parcels of land, must be given.
- 8.2.32.7 Location of markings (in feet and decimals of a foot) shall comply with Nebraska State Statutes.
- 8.2.32.8 The point of beginning and ending of any curve, its radius, and total deflection angle.
- 8.2.32.9 Certification by a registered land surveyor.
- 8.2.32.10 A notarized certification signed and acknowledged by all of the parties having any titled interest in, or lien upon the land to be subdivided, consenting to the Final Plat including the dedication of parts of the land shown on the Final Plat for streets, easements, rights-of-way, and other purposes.
- 8.2.32.11 A certification signed by the Treasurer stating that there are no regular or special taxes due or delinquent against the platted land.
- 8.2.32.12 A form for the approval of the Planning Commission.
- 8.2.32.13 A form for the approval of the Board to be signed by the Chairman and attested by the County Clerk..
- 8.2.32.14 The plat boundary computations shall be based on Nebraska State Plane Coordinates as set forth in Neb. Rev. Stat. §§ 86-1601 to 86-1606 (Reissue 1998), except that North American Datum ("NAD") 1983 should be version 1995 under Neb. Rev. Stat. §§ 86-1602(2), and the use of United States feet and decimals of a foot shall be required in Sarpy County pursuant to Neb. Rev. Stat. § 86-1603. State Plane Coordinates shall be shown for all boundary corners and reference points used in the boundary description of the final plat.
- 8.2.32.15 A form for the approval by the Surveyor.
- 8.2.32.16 A form for the Acknowledgment by a Notary.
- 8.2.32.17 One copy of any private restrictions or covenants affecting the subdivision or any part thereof.

8.2.32.18 A form for the Certificate of Register of Deeds.

8.2.32.19 A form for approval of the Planning Director.

8.2.32.20 The final subdivision agreement for the Board 's approval.

8.2.32.21 Square footage of all lots.

8.2.43 The Final Plat shall then be submitted to the Board at its regular meeting for approval and adoption prior to the start of construction, at a public hearing advertised and posted with notice at least ten (10) days prior to the hearing.

8.2.54 Upon approval of the Board, the Final Plat shall be filed and recorded within ninety (90) days by the applicant. The approval of the Final Plat does not constitute approval or acceptance of roads or streets for improvement or maintenance by the County.

SECTION 9 PLAT OF RECORD VACATION, AND ADMINISTRATIVE REPLATS, AND LOT LINE ADJUSTMENTS

9.1 **Plat Vacation:** The owner or owners shall present a proposal to the Planning Director containing a legal description of the subdivision and calling for a vacation thereof. The Planning Director will study the proposal and will send his/her recommendations to the Board. The Board may approve or deny the proposal, or request that the proposal be submitted to the Planning Commission for a recommendation. If the proposal is approved, it shall then be recorded in the office of the Register of Deeds. All fees for the recording of such vacation shall be paid by the subdivider.

9.1.1 **Conditions:** A subdivider may make application to the Planning Director and the Board to vacate any plat of record under the following conditions:

9.1.1.1 The Plat to be vacated is a legal plat of record.

9.1.1.2 Vacation of the subdivision will not interfere with the development of, nor deny access via public thoroughfare to, adjoining properties or utility services or other improvements.

9.1.1.3 Vacation of the subdivision will not be contrary to the Comprehensive Plan.

9.2 **Administrative Replats:** All applications for Administrative Replats of Lots shall be made with the Planning Director for approval before any transfer of title of ownership. The Administrative Replats shall be drawn to a scale of 1" = 100', including lot dimensions, any existing structures and shall include a form for the certification by a registered Land Surveyor, a form for the certification of the Treasurer, a form for the approval of the Surveyor and the Planning Director, and a form for a notarized certification signed and acknowledged by all parties having any titled interest. The Administrative Replats will be drawn on four (4) 18" X 24" minimum to 30" x 42" maximum mylars. Administrative Replats must be recorded within ninety (90)days of approval.

9.2.1 Conditions: To qualify for an Administrative Replat the replat must meet the following criteria:

9.2.1.1 No change of zone is required.

9.2.1.2 No dedication of streets is required.

9.2.1.3 It does not create more than one additional building lot.

9.2.1.4 The subject property has been previously platted and filed with the Sarpy County Register of Deeds Office.

9.2.1.4 New lot sizes meet all existing zoning requirements as per lot size.

9.2.1.5 Existing structures shall meet all existing set back requirements for the present zoning classification.

~~9.3 **Administrative Lot Line Adjustments:** All applications for Administrative Lot Line Adjustments shall be made with the Planning Director for approval. Lot Line Adjustments shall be drawn to a scale of 1"=100' when possible, including lot dimensions, and shall include any existing structures, a form for the certification by a registered Land Surveyor, a form for the certification of the Treasurer, a form for the approval of the Surveyor and the Planning Director, and a form for a notarized certification signed and acknowledged by all parties having any titled interest. The Administrative Lot Line Adjustment will be drawn on 8½"X 11" sheets. Four (4) originals shall be submitted and signed. Administrative Lot Line Adjustments must be recorded within 90 days of approval.~~

~~9.3.1 Conditions: To qualify for an Administrative Lot Line Adjustment, it must meet the following criteria:~~

~~9.3.1.1 New lot sizes meet all existing zoning requirements as per lot size.~~

~~9.3.1.2 It does not create any additional building lots.~~

~~9.3.1.3 Existing structures shall meet all existing set back requirements for the present zoning classification.~~

SECTION 10 MINIMUM DESIGN STANDARDS

No subdivision plat shall be approved unless it conforms to the following minimum requirements.

10.1 General:

Land which the Planning Commission and the County Board have found to be unsuitable for subdividing due to flooding, bad drainage, steep slopes, rock formation, or other features likely to be harmful to the safety, welfare or health of the future residents, shall not be subdivided

unless adequate methods for subdivision are formulated by the developer and approved by the Planning Commission and County Board.

10.2 Streets and Alleys:

- 10.2.1 The arrangements, classification, extent, width, grade and location of all streets and roads shall conform to the Comprehensive Plan and shall be designated in relation to existing and planned streets, topographic conditions, public convenience and safety, and the proposed uses of the land to be served by such streets.
- 10.2.2 Where such is not shown in the Comprehensive Plan, the arrangement of streets in a subdivision shall either:
 - 10.2.2.1 Provide for the continuation or appropriate projection of existing principal streets in surrounding areas; or
 - 10.2.2.2 Conform to a plan for the neighborhood approved or adopted by the Board to meet a particular situation where topographical or other conditions make continuance or conformance to existing streets impracticable.
- 10.2.3 Minor streets shall be so laid out that their use by through traffic will be discouraged.
- 10.2.4 Where a subdivision abuts or contains an existing or proposed major street or highway, the Board may require reverse frontage lots with rear service alleys abutting the major street or highway, or such other treatment as may be necessary for adequate protection of residential properties and for separation of through and local traffic.
- 10.2.5 Where a subdivision borders on or contains a railroad right-of-way, the Board may require a street approximately parallel to and on each side of such right-of-way, at a distance suitable for the appropriate use of the intervening land. Such land would be approximately used for park purposes in residential districts, or for commercial or industrial purposes in nonresidential districts. Such distances shall be determined with due regard for the requirements of approach grades or future grade separations.
- 10.2.6 Reserve strips in private ownership controlling access to streets shall be prohibited.
- 10.2.7 Intersections with centerline offsets of less than one hundred and fifty (150) feet shall be avoided.
- 10.2.8 A tangent of at least one hundred (100) feet long shall be introduced between reverse curves on major and collector streets.
- 10.2.9 When connecting street lines deflect from each other at any one point by more than ten (10) degrees, they shall be connected by a curve with a radius adequate to insure a sight distance of not less than four hundred (400) feet for collector streets, and of such greater or lesser radius as the Planning Commission shall determine for special cases.

10.2.10 Streets and roads shall be laid out so as to intersect as nearly as possible at right angles and no street shall intersect any other street at less than sixty (60) degrees.

10.2.11 Curb radius on all block corners shall be sixteen (16) feet and a ten (10) foot radius shall be used at intersections of driveways and alleys.

10.2.12 Half streets shall be approved only by Board .

10.2.13 The right-of-way widths, pavement widths (back to back of curb), street grades, and the sight-distances for streets and alleys in any subdivision shall not be less than the minimum dimensions nor more than the maximum grades as on the minimum design standard table at the end of this section (Table 10-1).

10.2.14 The horizontal alignment on all streets except in unusual cases shall be as follows:

Other Arterial Streets	700' Minimum
Collector Streets	300' Minimum
Local Streets	100' Minimum
Cul-de-sacs	100' Minimum

10.2.15 No road or street grade shall be less than one-half ($\frac{1}{2}$) of one (1) percent.

10.2.16 Flatter grades are preferred from fifty (50) to one hundred (100) feet from an intersection, but in no case shall grades exceed four (4) percent for a distance of at least fifty (50) feet from an intersection.

10.2.17 Dead-end roads and streets as permanent features shall be prohibited.

10.2.18 General Considerations:

10.2.18.1 Intersection of more than two (2) roads or streets at a point shall not be permitted.

10.2.18.2 Alleys shall be discouraged in residential districts but may be provided in commercial and industrial districts.

10.2.19 Other rights-of-way easements:

10.2.19.1 Easements for utility rights-of-way shall be not less than ten (10) feet in width and wherever possible shall be provided along the rear and side property lines.

10.2.19.2 Pedestrian walks shall be at grades no greater than the adjacent street grades.

10.2.19.3 Where a subdivision is traversed by a water course, coulee, drainage way, channel, or stream, there shall be provided a minimum storm water easement or drainage right-of-way of one hundred (100) feet, conforming substantially with the lines of such water course, and such further width for construction and water flow or both that will be adequate for such purpose. Parallel streets, parkways, walkways, culverts, or bridges may be required in connection with such drainage easement.

10.3 Blocks:

10.3.1 Block length shall not exceed 800 feet. The length of blocks shall be considered to be the distance from street centerline to opposite street centerline and shall be measured through adjacent back lot lines or through the center of the block. In cases of irregular-shaped blocks, the requirements shown herein may be waived by the Planning Commission. This standard may be waived for rural/acreage subdivisions.

10.3.2 Pedestrian crosswalks not less than ten (10) feet wide may be required in blocks longer than five hundred (500) feet where such crosswalks are deemed by the Board to be essential to provide circulation, or access to schools, playgrounds, shopping centers, transportation or other community facilities.

10.3.3 The width of blocks shall generally be sufficient to allow two (2) tiers of lots and be at least two hundred forty (240) feet in width. In cases of irregular-shaped blocks, the minimum width may be waived by the Board .

10.3.4 Blocks intended for business and industrial use should be specifically designated for such purposes with adequate space set aside for off-street parking and delivery facilities. The Board may require service drives or frontage access roads along major streets for business or industry.

10.3.5 Where frontage is on a major or collector street, the long dimensions of the block should front thereon.

10.4 Lots:

10.4.1 Lot dimensions and area for lots shall conform to the requirements of the Zoning Regulations.

10.4.2 The platting of lots for commercial and industrial purposes should include adequate space for off-street parking and service areas.

10.4.3 Satisfactory access from a public street shall be provided for all lots.

10.4.4 Double frontage and reverse frontage lots shall be avoided where possible.

10.4.5 Corner lots shall be of extra width sufficient to maintain building lines on both streets.

10.4.6 Side lot lines shall be approximately at right angles or radial to street lines.

10.4.7 Excessive depth in relation to width of lots over a ratio of three-to-one shall be avoided.

10.4.8 Every lot shall abut and have access to a public street, ~~except where the lot or site abuts an access easement.~~

SECTION 16 FEES

16.1 In order to cover the costs of advertising, holding public hearings, and other expenses incidental to the approval of a subdivision, the subdivider shall pay a fee at the time of application for ~~conditional approval of a Preliminary Plat and/or Final Plat. Such fees shall be paid in accordance with the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board. Such fee will be based upon the estimated number of lots created. At the time of application for final approval of the subdivision, the required fee will be recalculated on the basis of the actual number of lots created, and an adjustment of the fee will be made, with the subdivider to pay an additional amount or to receive a refund due to changes in the number of lots. If, because of failure of the subdivider to submit a Final Plat within twelve (12) months after receiving conditional approval of a Preliminary Plat, it is necessary to resubmit a Preliminary Plat for approval, the subdivider shall be required to pay the fee then in effect at the time of resubmission.~~

~~16.1.1 The fees for approval of a subdivision shall be charged and collected at the following rates:~~

PRELIMINARY PLAT	
1 to 25 lots	\$200.00
26 to 100 lots	\$300.00 plus \$3.00 each lot
Over 100 lots	\$400.00 plus \$4.00 each lot
Planned Development	\$400.00 plus \$2.00 per dwelling unit in excess of 25 units

FINAL PLAT	
1 to 25 lots	\$200.00
Over 25 lots	\$300.00 plus \$3.00 for each lot
Planned Development	\$300.00 plus \$2.00 per dwelling unit in excess of 25 units

ADMINISTRATIVE APPLICATIONS	
Administrative Re-plat	\$100.00
Lot Line Adjustment	\$100.00
Plat of Record Vacation	\$100.00

16.2 All fees collected for the approval of subdivisions shall be credited to the General Fund of the County.

16.3 Watershed Fees

Pursuant to the Interlocal Cooperation Act Agreement for the Continuance of the Papillion Creek Watershed Partnership , Sarpy County shall collect watershed fees at the time of application for a building permit.

The Watershed Fee shall only apply to new development or significant redevelopment. Further, Sarpy County shall transfer the collected Watershed Fees according to the Interlocal Cooperation Act Agreement for the Continuance of the Papillion Creek Watershed Partnership as amended.

Multiple fee classifications are established which fairly and equitably distribute the cost of these projects among all undeveloped areas within the Papillion Creek Watershed Such fees shall be paid in accordance with the "Master Fee Schedule for the Planning and Building Department" as adopted by the County Board. -as follows:

Construction/Use Type	Watershed Fee
Single Family Residential (single family, two family and multi-family up to 4 units per building)	\$750 per dwelling unit.
Multi-Family (greater than 4 units per building)	\$3,300 per gross acre.
Commercial/Industrial	\$4,000 per gross acre.

Each subdivision or other agreements with developers for new developments or significant redevelopments, shall include the right to collect Watershed Fees at the time of building permit issuance pursuant to, and consistent with, the provisions of this regulation. The Watershed Fee specified in a subdivision agreement shall not be changed after such subdivision agreement has been approved by the Sarpy County Board of Commissioners, notwithstanding that the Watershed Fee framework or rates possibly may be changed before all building construction has been completed in such subdivision.

AFFIDAVIT OF PUBLICATION

STATE OF NEBRASKA }
 } SS.
County of Sarpy }

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher or Anne Lee deposes and says that he is the Business Manager of the **Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor**, legal newspapers of general circulation in Sarpy County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

Wednesday, July 24, 2013

Bellevue Leader
Gretna Breeze
Papillion Times
Springfield Monitor

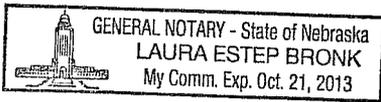
And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

Shon Barenklau OR Anne Lee
Publisher Business Manager

Today's Date 07-24-2013

Signed in my presence and sworn to before me:

Notary Public



Printer's Fee \$ 9.89
Customer Number: 40638
Order Number: 0001660571

**NOTICE OF PUBLIC HEARING
SARPY COUNTY BOARD OF
COMMISSIONERS**

Notice is hereby given that a regular meeting of the Sarpy County Board of Commissioners will be held on Tuesday, August 6, 2013, at 3:00 P.M. in the Sarpy County Board Room, Sarpy County Administration Bldg., Papillion, NE.
Sarpy County Planning Department requests approval of text amendments to several sections of the Sarpy County Zoning Regulations and Subdivision Regulations concerning application fees, application submittal requirements, clarification of

some inconsistent provisions, as well as fixing clerical errors.
An agenda for the meeting, kept continually current, is available for inspection at the Sarpy County Planning Department office.
1660571; 7/24