

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

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

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104 (Reissue 2012), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103 (Reissue 2012), the powers of the County as a body are exercised by the County Board of Commissioners; and,

WHEREAS, the County Board of Commissioners has the authority to adopt a Subdivision Regulation, which shall have the force and effect of law pursuant to Neb. Rev. Stat. § 23-374 (Reissue 2012); and,

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

WHEREAS, the final plat for DH Addition was approved by Resolution 2014-99 on March 18, 2014 on property generally located at one quarter mile north of Angus Road on 234th Street with a legal description as follows:

Tax Lot 2 in Section 34, Township 13N, Range 10E of the 6th P.M., Sarpy County, NE.

WHEREAS, the applicant, Dusty Hawkins has requested to extend the final plat approval of DH Addition for ninety (90) days.

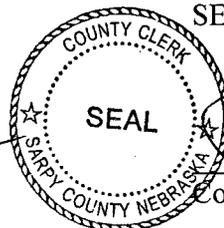
NOW, THEREFORE, BE IT RESOLVED BY THE SARPY COUNTY BOARD OF COMMISSIONERS THAT the approval of the final plat of a subdivision to be known as DH Addition, is hereby extended for a period of ninety (90) days beginning June 18, 2014 with an expiration date of September 18, 2014.

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 21st day of June, 2014.

Attest

SEAL


 Sarpy County Board Chairman




 County Clerk



Sarpy County Planning & Building Department

Bruce Fountain, AICP, EDFP – Director
Phone: (402)593-1555 Fax: (402) 593-1558

Planning Staff Report

90 Day Extension to File Final Plat for
DH Addition (FP 13-0008)
County Board Date: June 24, 2014

Subject	Type	By
90 day extension for the filing of the Final Plat for DH Addition	Resolution	Bruce Fountain, AICP, EDFP Director, Planning & Building Dept.

E & A Consulting Group, Inc. has submitted a request on behalf of their client, Dusty Hawkins, for a 90 day extension for the filing of the Final Plat for DH Addition. The extension is being requested as taxes on the property are required to be brought current to the date of the recording of the plat. The applicant had not planned to have to pay the taxes until their normal due date in August and had not budgeted for them at this time. Therefore, he is requesting an extension to record the plat at that time in August when they would normally pay the taxes.

The final plat and subdivision agreement for this subdivision was approved by the Board of Commissioners on March 18, 2014 and is required to be filed with the Register of Deeds within 90 days of that date which would be on June 18, 2014. Since the request to extend the approval was submitted within that 90 days and immediately after knowledge of the issue came up, staff believes it is appropriate to process the request. The applicant is requesting an extension to September 18, 2014 at this time (see attached letter from E & A Consulting Group).

Staff Recommendation

Section 7.6 of the Sarpy County Subdivision Regulations allows the Board of Commissioners to grant up to two (2) ninety (90) day extensions for the filing of a Final Plat with the Register of Deeds. The Regulations require that each extension be filed separately. Therefore, staff recommends approval of the request for a 90 day extension to September 18, 2014 to file the Final Plat for DH Addition.



Engineering Answers

E & A CONSULTING GROUP, INC.

Planning • Engineering • Environmental & Field Services

330 North 117th Street
Omaha, NE 68154-2509

www.eacg.com

Phone: 402.895.4700
Fax: 402.895.3599

June, 16th 2014

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

RE: DH Addition Final Plat
E&A Job # P 2013.260.001

Dear Mr. Fountain,

Per County Code Section 7.6, the Final Plat shall be filed with the Register of Deeds within 90 days of the date approved by the Sarpy County Board of Commissioners. Failure to do so shall require resubmittal of the Final Plat with repayment of the application fees. The board may grant up to two (2) 90 day extensions upon the request of the applicant.

The Final Plat, DH Addition was approved on March 18 2014. The plat cannot be recorded at this time as the taxes have not been paid. We do hereby request a 90 day extension from the original expiration date of June 18, 2014 to September 18, 2014.

Please place this item on the next Sarpy County Board of Commissioners agenda and feel free to contact me with any questions.

Thank you
E&A Consulting Group

Jason Headley
c/o Dusty Hawkins

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

APPROVE FINAL PLAT – DH ADDITION

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104 (Reissue 2012), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103 (Reissue 2012), the powers of the County as a body are exercised by the County Board of Commissioners (County Board); and,

WHEREAS, the County Board 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, said Subdivision Regulations require the County Board to approve applications for final plats; and

WHEREAS, the applicant, Dusty Hawkins applied for approval of a final plat into a 2 lot subdivision generally located one quarter mile north of Angus Road on 234th Street and legally described as follows:

**Tax Lot 2 in Section 34, Township 13 North, Range 10 East of the 6th P.M.
Sarpy County, Nebraska.**

WHEREAS, the Sarpy County Planning Department staff reviewed the application of the final plat of a subdivision to be known as DH Addition, for compliance with the Subdivision Regulations; and

WHEREAS, the Planning Department staff made a recommendation of approval as noted in Exhibit A, attached hereto and incorporated by reference, which Exhibit A includes the Planning Department report, the aerial map of the subject property and a copy of the final plat of the subdivision to be known as DH Addition, as discussed at the January 21, 2014 Planning Commission meeting.

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

- I. A public hearing regarding the approval of the final plat was held on January 21, 2014 before the Sarpy County Planning Commission. The Planning Commission provided their recommendation to the County Board.
- II. A public hearing regarding the approval of the final plat was held by this County Board.
- III. Notice of each of the public hearings described above was published at least once in the ten (10) day period prior to each respective public hearing.

- IV. The Planning Department staff recommends approval of the preliminary plat discussed at the January 21, 2014 Planning Commission meeting.
- V. The proposed preliminary plat of a subdivision to be known as DH Addition is in conformity with the Zoning Regulations, the Subdivision Regulations and the Sarpy County Comprehensive Plan.

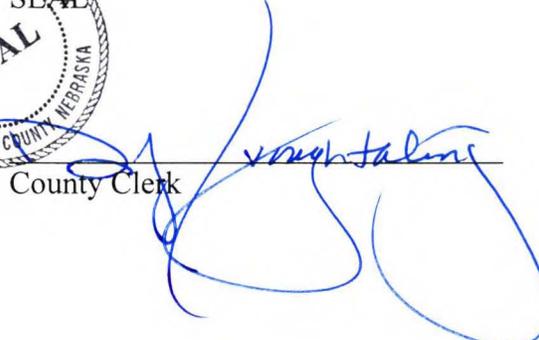
BE IT FURTHER RESOLVED THAT the preliminary plat of a subdivision heard at the January 21, 2014 Planning Commission meeting, to be known DH Addition and as further described in the attached Exhibit A is hereby approved.

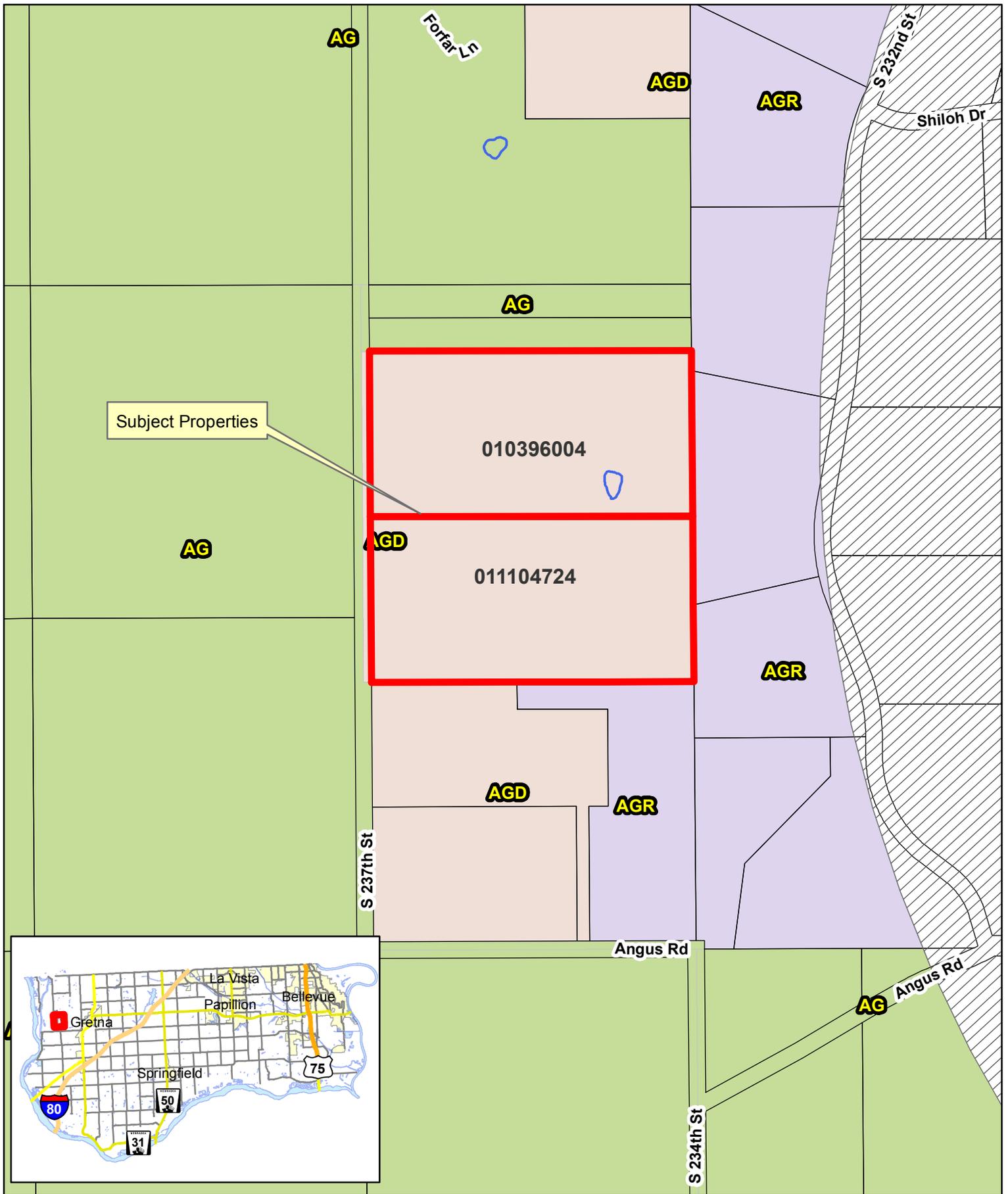
The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 18th day of March, 2014.

Attest


Sarpy County Board Chairman




County Clerk



Vicinity Map - Zoning

NE 237th & Angus Rd

Preliminary & Final Plat Hawkins Additon

