RESOLUTION: SPECIAL USE PERMIT – HENNINGSSEN CONSTRUCTION INC.
PART OF SEC 28, T13N, R 12E, (10755 Mitchell Road) Sarpy County, Nebraska

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; and,

WHEREAS, the County Board of Commissioners has the authority to adopt a Zoning Regulation, which shall have the force and effect of law pursuant to Neb. Rev. Stat. 23-114 (Reissue 2012); and,

WHEREAS, said Zoning Regulations require the County Board of Commissioners to approve Special Use Permits; and

WHEREAS, the Planning Department has reviewed the Special Use Permit application to operate a temporary asphalt plant in AG zoning for four weeks of production on property located at 10755 Mitchell Road and legally described as follows:

Part of Sec 28, T13N, R12E, Sarpy County, Nebraska.

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 Special Use Permit was held before the Sarpy County Planning Commission on May 19, 2015, and further, the Planning Commission gave their recommendation.

II. A public hearing regarding the Special Use Permit was held by this Board.

III. Notice of each of the Public Hearings described above was published at least ten (10) days prior to each respective public hearing.

IV. The Planning Department has made a recommendation as noted in the attached Exhibit “A”, which Exhibit “A” includes the Planning Department report, the operation plan, the Site Plan and an aerial view of the subject property.

V. The zoning at the property described above is AG, Agricultural District.

VI. The Special Use Permit is in compliance with the Comprehensive Development Plan and the Sarpy County Zoning Regulations.
VII. The performance standards set out at Section 41.5 of the Sarpy County Zoning Regulations have been met.

FURTHER BE IT RESOLVED THAT this Board in light of the above recited findings of fact, after due deliberation and consideration, approves the Special Use Permit application for Henningsen Construction, Inc. subject to the following conditions:

1. The use remains compliant and consistent with the operation plan attached hereto in Exhibit A and as specifically described in the Planning Department Reports.
2. The applicant address the April 30, 2015 Public Works comments and provide written documentation of solutions to Sarpy County Planning Department prior to the start of use.

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 ___ day of ________________, 2015.

Attest

SEAL

___________________________   _______________________________
Sarpy County Board Chairman   County Clerk
The applicant has submitted a letter withdrawing their Special Use Permit application for a Temporary Asphalt Plant proposed to be located at 10755 Mitchell Road, Papillion, Nebraska.

They are seeking alternate locations that have improved accessibility and are closer to the project site.
June 18, 2015

Donna Lyman
Sarpy County Planning and Building Department
1210 Golden Gate Dr. #1240
Papillion, NE 68046

Donna:
We respectfully are withdrawing our Special Use Permit Application for a Temporary Portable Asphalt Plant to be located at 10755 Mitchell Road, Papillion, Nebraska.

We would like to thank you and the board for your consideration in this process.

Respectfully,

Mike Mathisen
Henningsen Construction
1407 SW 7th Atlantic, IA 50022
712-243-4855
Subject Properties (Outlined in Red)

Vicinity Map - Current Zoning
10755 Mitchell Road - Parcels #010382488 & #010382496
Henningsen SUP - Temporary Asphalt Plant
Sarpy County Board of Commissioners
Exhibit “A”
Planning Department Report
County Board Meeting Date: June 9, 2015

Table:

<table>
<thead>
<tr>
<th>Subject</th>
<th>Type</th>
<th>By</th>
</tr>
</thead>
<tbody>
<tr>
<td>Application for a Special Use Permit to locate a Temporary Asphalt Plant in an AG Zoning District at 10755 Mitchell Road, Papillion, NE 68046 (Part of Sec 28, T13N, Rng 12E)</td>
<td>Public Hearing &amp; Resolution</td>
<td>Donna Lynam Assistant Director Planning &amp; Building Dept.</td>
</tr>
</tbody>
</table>

**Summary and Purpose of Requests:**
- Henningsen Construction Inc. is requesting approval of a SUP (Special Use Permit) to operate a temporary asphalt plant within the site of the Martin Marietta Rock Quarry at 10755 Mitchell Road for a duration of 4 production weeks.

**Background and Analysis:**
- A detailed staff report on this application was presented to the Planning Commission at their May 19, 2015 meeting and is attached for your information and review.
- The applicant has been awarded the contract for NDOR Project STP-50-2(134) resurfacing of Highway 50 from Springfield to Louisville and desires to locate and operate a temporary batch plant for asphalt production on the site of the Martin Marietta Rock Quarry.
- Access to the site will be from Mitchell Road via 108th and Platteview Road. Duration of temporary plant production is to be 4 weeks. Staff of six full time employees and hours of operation will be from 6 am to 6 pm M-F unless they get rained out and then they will work on Saturday.
- Estimated truck trips – 1800 trips in with raw materials, 1800 trips out with asphalt product.
- Proposed route from plant will be north on 108th to Platteview Road, then west to Highway 50 which is all hard surfaced except for those roads within the quarry site.
- Sarpy County Public Works recommends that the applicant coordinate with Springfield Platteview School District on the proposed haul route and schedule.

**Staff Recommendation:**
Staff recommends APPROVAL of this Special Use Permit to allow for a temporary asphalt plant in the AG Zoning District as specifically described in the application and operational plan submitted by the applicant as it is in conformance with the Sarpy County Comprehensive Plan and Zoning Regulations. Staff makes this recommendation with the condition that the applicant address the comments from Sarpy County Public Works Department prior to commencement of any work and providing written documentation to the Planning Department.

**Planning Commission Recommendation:**
The Planning Commission held public hearings on these applications at their May 19, 2015 meeting and recommended APPROVAL to the County Board.

**MOTION:** Malmquist moved, seconded by Whitfield, to recommend Approval of this Special Use Permit application to allow for a temporary asphalt plant in the AG Zoning District as specifically described in the Application and Operational Plan submitted by the applicant, with the condition that the applicant address the comments from the Sarpy County Public Works Department prior to commencement of any work and provide written documentation to the Planning Department. This recommendation is being made as the Special Use Permit is in conformance with the Sarpy County Comprehensive Plan and Zoning Regulations. **Ballot:** Ayes – Huddleston, Ackley, Whitfield, Sotak, Malmquist, Torczon and George. Nays: Lichter, Davis, and Fenster. Abstain: None. Absent: Bliss. **Motion carried 7-3-1.**
Members of the Board:

During our preliminary hearing for the Special Use Permit of our Temporary Asphalt Plant a number of concerns were relayed to us by area residents. We would like to address some of the concerns. I know your time is valuable so I am supplying you the information below in a very abridged version. If you would like to know more please visit www.asphaltpavement.org.

- Asphalt plants are well regulated by the EPA, DNR and other state and federal regulatory agencies.
- In 2002, the EPA officially delisted asphalt plants as a major source of air pollution.
- From time to time, odors may emanate from an asphalt plant – while noticeable, these odors pose no danger to plant personnel or the communities in which a plant operates.
  - A 1995 study regarding an asphalt plant located at 14012 Giles Road in Sarpy County can be found here: www.atsdr.cdc.gov/hac/pha/pha.asp?docid=945&pg=1
- Asphalt pavement is composed of roughly 95% aggregates and only 5% asphalt cement (a petroleum product).
- Asphalt is inert; it does not leach materials. Recycled or reclaimed asphalt pavement is likewise inert.
- Storage silos and fuel tanks on a plant's property are highly regulated to ensure they are well maintained and redundant protection systems and safeguards are in place to prevent accidental material release.
- We estimate that we will only be onsite for thirty (30) full days of production.

With regard to the intersection of 108th Street and Platteview RD; we plan to add additional signage in all directions and are currently working with the County Engineers office to develop additional safety precautions.

We would like to thank you for taking the time to review our request and should you have further questions please feel free to contact us.

Respectfully,

Brad Henningsen

President
SARPY COUNTY PLANNING & BUILDING DEPARTMENT

RECOMMENDATION REPORT

SPECIAL USE PERMIT (SUP 15-007) – HENNINGSEN CONSTRUCTION INC.
TEMPORARY ASPHALT PLANT AT SITE OF EXISTING ROCK QUARRY OPERATION
IN AN AG (AGRICULTURAL) ZONING DISTRICT

PLANNING COMMISSION HEARING OF: May 19, 2015

I. GENERAL INFORMATION

A. APPLICANT: Henningsen Construction Inc.
   1407 SW 7th Street
   Atlantic IA 50022

B. SUBJECT PROPERTY OWNER: Martin Marietta Springfield Quarry
   10755 Mitchell Road
   Papillion NE 68046

C. SUBJECT PROPERTY LOCATION: 10755 Mitchell Road

D. LEGAL DESCRIPTION: SW ¼ NW ¼ exc. Whitney Road & Tax Lots L, K, 1, 2 & 3, and the NW ¼ NW ¼, all in Sec. 28, Twp.13N, Rng. 12E of the 6th P.M. Sarpy County, NE

E. SUBJECT PROPERTY SIZE: approximately 5 acre site within 67 acre quarry property

F. EXISTING FUTURE LAND USE AND ZONING DESIGNATIONS:
   ▪ Future Land Use Designations: Estate Residential/Greenway
   ▪ Zoning: AG (Agricultural)

G. REQUESTED ACTION(S): To approve a Special Use Permit (SUP) to operate a temporary asphalt plant within the site of existing rock quarry operation in an AG (Agricultural) Zoning District for a period of approximately 4 weeks.

H. PURPOSE OF REQUEST: The applicant has been awarded the contract for NDOR Project STP-50-2(134) resurfacing of Highway 50 from Springfield to Louisville and would like to place a temporary batch plant for asphalt production on the site of the Martin Marietta Rock Quarry.

II. BACKGROUND INFORMATION

A. EXISTING CONDITION OF SITE: The site is an active rock quarry operation owned by Martin Marietta

B. SURROUNDING AREA CURRENT ZONING AND LAND USE DESIGNATIONS: Mostly open agricultural ground with spotty large lot residential/farmsteads.

C. RELEVANT CASE HISTORY:
   ▪ This is a separate submittal from the existing SUP for Martin Marietta approved in 2002 for extraction, processing and sale of aggregate from this location.
The temporary asphalt plant will be located on the same site as the aggregate operation.

D. **APPLICABLE REGULATIONS:**
- Sarpy County Comprehensive Plan
- Sarpy County Zoning Regulations:
  - Section 23 – AG (Agricultural) District
  - Section 41 – Special Use Permits

III. **ANALYSIS**

A. **COMPREHENSIVE PLAN:**
- The proposed project is consistent with the Comprehensive Plan future land use designation as a temporary use in conjunction with the principal use of the property.

B. **TRAFFIC AND ACCESS:**
- Access to the site will be from Mitchell Road via 108th and Platteview Road.

C. **OPERATIONS**
- Duration of temporary plant operations is estimated to be 4 weeks
- Hours of operation are from 6 am to 6 pm
- Six full time employees
- Estimated truck trips – 1800 in with raw materials, 1800 out with asphalt product
- Proposed route from plant will be north on 108th to Platteview Road, then west to Highway 50.

D. **OTHER AGENCY REVIEW/COMMENTS:**
- The application was sent to area jurisdictional agencies or departments that may have an interest to allow them to comment. Comments from the Sarpy County Public Works Department and the Papio-Missouri NRD were received. Full Responses attached.
  - Sarpy County Public Works commented on the Hazardous Communication Plan and on the “Haul Route” recommending coordination with Springfield Platteview School District.
  - Papio Missouri NRD commented on Flood Plain Regulations but the site plan for this project falls outside of the floodplain area.

E. **GENERAL PUBLIC COMMENTS:**
- Notice of the public hearing for this application was published in area newspapers, notification letters also were sent out to property owners within 300 feet of the subject property and the subject property was posted with a sign indicating a zoning action was pending on it.

IV. **STAFF COMMENTS AND RECOMMENDATIONS:**
- Staff recommends **APPROVAL** of this Special Use Permit application to allow for a temporary asphalt plant in the AG Zoning District as specifically described in the Application and Operational Plan submitted by the applicant as it is in conformance with the Sarpy County Comprehensive Plan and Zoning Regulations. Staff makes this recommendation with the condition that the applicant address the comments from the Sarpy County Public Works Department prior to commencement of any work and provide written documentation of such to the Planning Department.

V. **PLANNING COMMISSION RECOMMENDATION:**

**MOTION:** Malmquist moved, seconded by Whitfield, to recommend **Approval** of this Special Use Permit application to allow for a temporary asphalt plant in the AG Zoning District as
specifically described in the Application and Operational Plan submitted by the applicant, with the condition that the applicant address the comments from the Sarpy County Public Works Department prior to commencement of any work and provide written documentation to the Planning Department. This recommendation is being made as the Special Use Permit is in conformance with the Sarpy County Comprehensive Plan and Zoning Regulations. **Ballot:** Ayes – Huddleston, Ackley, Whitfield, Sotak, Malmquist, Torczon and George. Nays: Lichter, Davis, and Fenster. Abstain: None. Absent: Bliss. **Motion carried 7-3-1.**

VI. **ATTACHMENTS TO REPORT:**
1. Application
2. Business Operation Summary
3. Site Plan
4. Sarpy County Public Works Comments
5. Papio-Missouri NRD Comments
6. Current Zoning Map
7. Current Development Structure Plan – Figure 5.1 of Comprehensive Plan

VII. **COPIES OF REPORT SENT TO:**
1. Henningsen Construction Inc., Applicant
2. Martin Marietta, Property Owner
3. Public Upon Request

**SARPY COUNTY PLANNING & BUILDING DEPT.**
1210 GOLDEN GATE DRIVE, #1240
PAPILLION, NE 68046
PHONE: 402-593-1555  FAX: 402-593-1558  E-MAIL: PLANNING@SARPY.COM

**SPECIAL USE PERMIT APPLICATION**

In order for your application to be considered **COMPLETE**, please answer all applicable questions and provide the following:

1. Completed Special Use Permit Application
2. Non-Refundable Fee of $\text{ }500.00 made payable to Sarpy County (an additional fee of $25.00 is also required to cover cost of mailing of public notifications)
3. Mailing list labels certified by a Title Company of all property owners within 300 ft. of the subject property.
4. Two (2) site plan drawings and/or other such plans and data showing the dimensions, arrangements, description, data, and other material which shall constitute a record essential to the understanding of the proposed use.
5. One (1) reduced size site plan drawing or other material provided above (8.5 x 11)
6. One (1) electronic copy of site plan drawing or other material provided above (in PDF form)
7. A detailed operational plan for propose use
8. Other information as deemed necessary by Sarpy County Planning Department
9. Please review Section 41 of the Sarpy County Zoning Regulations for complete information, processes and submittal requirements for Special Use Permits.

**APPLICANT INFORMATION:**

| NAME: Henningsen Construction Inc. | E-MAIL: bradh@henningsenconst.com |
| ADDRESS: 1407 SW 7th Street | CITY/STATE/ZIP: Atlantic, Iowa 50022 |
| MAILING ADDRESS: | CITY/STATE/ZIP: |
| PHONE: 712-243-4955 | FAX: 712-243-6521 |

**PROPERTY OWNER INFORMATION:** (If multiple owners, please attach separate sheet)

| NAME: Martin Marietta Springfield Quarry | E-MAIL: |
| ADDRESS: 10755 Mitchell Road | CITY/STATE/ZIP: Papillion, Nebraska 68046 |
| MAILING ADDRESS: | CITY/STATE/ZIP: |
| PHONE: 402-592-9364 | FAX: |

**ENGINEERING/SURVEYING OR OTHER CONSULTING PROFESSIONAL'S INFORMATION:**

| NAME: Nebraska Department of Roads - District 2 | E-MAIL: |
| ADDRESS: 4425 South 108th Street | CITY/STATE/ZIP: Omaha, Nebraska 68145 |
| MAILING ADDRESS: | CITY/STATE/ZIP: |
| PHONE: 402-595-2534 | FAX: 402-595-1720 |
OPERATION PLAN / PROJECT DESCRIPTION: Describe the project in detail, including proposed improvements, proposed uses or business, operating hours, number of employees, anticipated customers, other operational details, etc. – Attach as separate document entitled “Operation Plan.” PLEASE NOTE: A detailed project description is essential to the reviewing process of this request.

PROJECT SITE INFORMATION: Complete each section in its entirety. If a question is not applicable to your project, please indicate this to show that each question has been carefully considered.

SUBDIVISION NAME (if applicable):

ASSESSOR’S PARCEL NUMBER: 010382488 ADDITIONAL PARCEL NUMBERS 010382496

GENERAL LOCATION: 10755 Mitchell Road
(example 189& Giles Rd) 010382496 NW¼ NW¼ 28-13-12 (39.79 AC)

LEGAL DESCRIPTION: (Describe property to wit:) SW 1/4 NW 1/4 EXC WHITNEY RD & TAXLOTS L, K, 1, 2 & 3 28-13-12

SIZE OF PROPERTY: 67.73 acres CURRENT ZONING: AG REQUESTED ZONING (if applicable):

ADDITIONAL INFORMATION: Please use this space to provide any other information you feel is appropriate for Sarpy County to consider during review of your application. Attach extra sheets if necessary.
We will be using approximately 5 acres of the property noted above for a portable/temporary asphalt plant for use on NDOR project STP-50-2(134)

PLEASE NOTE THE FOLLOWING PROCEDURES:
1. The Planning Department will review the application material along with other appropriate departments and/or agencies and provide a recommendation report to the Planning Commission and County Board.
2. The Planning Commission will hold a public hearing and make a recommendation to the County Board.
3. The County Board will hold a public hearing and make a final decision on the Special Use Permit application.
4. Any necessary agreements will be recorded with the Sarpy County Register of Deeds, the cost of which will be borne by the applicant or the property owner.

The applicant (or authorized agent) has prepared this application and certifies that the facts stated herein and exhibits attached hereto are true and correct.

Property Owner/Applicant Signature

3/19/15

I, the undersigned, understand the Special Use Permit process as stated above and I authorize Sarpy County staff to enter the property for inspection related to the specific request during this process.

Property Owner Signature

3/23/15

Owner Signature
SITE TO BE LOCATED WITHIN ASSESSOR’S PARCELS 010382488 AND 010382496
SPECIAL USE PERMIT APPLICATION

FOR
TEMPORARY PORTABLE ASPHALT PRODUCTION PLANT
FOR THE PURPOSE OF
NDOR PROJECT STP-50-2(134)
HWY 50 FROM LOUISVILLE TO SPRINGFIELD

SUBMITTED BY:
HENNINGSEN CONSTRUCTION
1407 SW 7TH STREET
ATLANTIC, IA 50022
712-243-4955

SUBMITTED TO:
SARPY COUNTY PLANNING DEPARTMENT
1210 GOLDEN GATE DRIVE
PAPILLION, NE 68046
402-593-1555
BRIEF OPERATIONAL DESCRIPTION OF A COUNTER FLOW DRUM MIX ASPHALT PLANT

A drum mix plant consists of major components like: cold aggregate feeder, drying and mixing unit, bitumen storage and transfer tanks, pollution control device, storage silos for hot mix material and control panel. Cold feed storage has the function of proportioning the aggregates as per the requirement. The cold feeders accurately control and feed the aggregates. The aggregates are weighed before they enter the drying drum so that its weight can be synchronized with the addition of bitumen. A separate conveyor that charges the aggregates into the drying drum is equipped with load cells which weigh the aggregates collectively as they are transferred to the drying drum. Using the weight of the aggregates the desired proportion of bitumen can be allowed to mix with the aggregates.

The discharge of the hot mix material can be directly into a truck or it can be stored in hot mix storage silos provided with the asphalt plant.
OPERATIONS SPECIFIC TO:
NDOR PROJECT STP-50-2(134)
HWY 50 FROM LOUISVILLE TO SPRINGFIELD

ESTIMATED DURATION OF PLANT OPERATIONS:
4 WEEKS

ESTIMATED HOURS OF OPERATION:
6AM TO 6PM

ESTIMATED NUMBER OF FULL TIME EMPLOYEES ONSITE:
6

ESTIMATED NUMBER OF TRUCKS IN AND OUT OF PLANT SITE:
RAW MATERIALS IN – 1800
ASPHALT OUT – 1800

PROPOSED HAUL ROUTE:
From Plant Site North on 108th ST to Platteview RD then
West on Platteview RD to HWY 50

CONTACTS:
PLANT FOREMAN – GENE McKRAY, (712)249-7938
PLANT SUPERINTENDANT – DENNIS “AJ” CAMPBELL, (712)249-7929
PROJECT MANAGER – DONNIE BROWNSBURGER, (712)249-7940
PROJECT MANAGER – MIKE MATHISEN, (402)981-9366
PRESIDENT – BRAD HENNINGSSEN, (712)249-7910
Vicinity Map - Current Zoning
10755 Mitchell Road - Parcels #010382488 & #010382496
Henningsen SUP - Temporary Asphalt Plant
Subject Properties (Outlined in Red)

Vicinity Map - Flood Zones
10755 Mitchell Road – Parcels #010382488 & #010382496
Henningsen SUP - Temporary Asphalt Plant
Figure 5.1: Development Structure Plan
Sarpy County, Nebraska

Legend

Land Use Proposed
- Bellevue Future Growth
- Business Park
- Civic
- Conservation Residential
- Estate Residential
- Greenway
- Industrial
- Mixed Use Center
- Pflug Interchange Development
- Residential - Community Systems
- Urban Residential
- Urban Residential II
- Light Industrial/Storage

Long Term Residential Growth
- Cross County Arterial
- City Limit

10755 Mitchell Road – Parcels #010382488 & #010382496
Henningsen SUP - Temporary Asphalt Plant

Subject Properties Outlined in Blue (Estate Residential, Greenway)

Amended 3-07-2012
MEMO

TO: Bruce Fountain, AICP, EDFP, Planning Director
FROM: Patrick M. Dowse, PE, Engineering Manager
DATE: April 30, 2015
RE: 10755 Mitchell Road – Special Use Permit

Sarpy County Public Works has reviewed the above mentioned Special Use Permit and has the following comments:

**Hazardous Communication Plan**
Page 8, under Spill Prevention Response, the Iowa DNR is referenced for reporting of any oil discharges to any body of water. Please reference the Nebraska DEQ, or other appropriate agency. Ensure the Storm Water Pollution Prevention Plan is consistent with any applicable local regulations.

**SUP Application**
The Operations Statement estimates a four week duration, and it would appear the operation is to take place in the September to October timeframe, per correspondence with the Planning Department. As the haul route passes by the major hub for the Springfield Platteview School District, the applicant shall coordinate operations with the school district as school will be in session. Student pick up and drop off times and any other school or district events should be discussed, and any concerns the school district would have should be addressed prior work starting.

Any oversize/overweight loads would need to be permitted by Sarpy County Public Works prior to work starting.
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 Ron Petak deposes and says that he is the Executive Editor 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, May 6, 2015

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  Ron Petak
Publisher  Executive Editor

Today's Date  5-6-2015
Signed in my presence and sworn to before me:

Notary Public

GENERAL NOTARY - State of Nebraska
ELIZABETH M WHITE

Printer's Fee  $ 35.73
Customer Number:  40638
Order Number:  0001857247
NOTICE OF PUBLIC HEARING
SARPY COUNTY PLANNING COMMISSION

Notice is hereby given that a regular meeting of the Sarpy County Planning Commission will be held on Tuesday, May 19, 2015, at 7:00 P.M. in the Sarpy County Board Room, Sarpy County Administration Building, 1210 Golden Gate Drive, Papillion, NE. A Public Hearing will be held on the following applications:

- Philip K. Figi has submitted an application for consideration of a Special Use Permit for a Home Occupation I (Major) in AGR, at 19775 Cornish Plaza, legally described as Lot 17, Little Prairie, as surveyed, platted and recorded in Sarpy County, NE.

- Henningsen Construction, Inc. has submitted an application for consideration of a Special Use Permit in AG for a Temporary Portable Asphalt Production Plant at 10351 Mitchell Road and legally described as the SW 1/4 NW 1/4, Whitney Road & Tax Lots L, K, J, Z & 3, and the NW 1/4 NW 1/4, all in Sec. 28, Twp. 13N, Rng. 12E of the 6th P.M., Sarpy County, NE.

- Bret Feller has submitted an application for consideration of a Final Plat of a subdivision to be known as Castel’s First Addition Replat 1 being a replatting of Lots 1-4 Castel’s First Addition and a portion of Tax Lot 9A SW 1/4 of Sec. 19, Twp. 13N, Rng. 13E, of the 6th P.M., Sarpy County, NE.

- Generally located southwest of Platteview Road and 57th Street.

- Edge Business Continuity Center, LLC has submitted applications for consideration of a Change of Zone from AG to IL and a Preliminary Plat of a subdivision to be known as LightEdge Commercial Park (Lots 1-5 and Outlots A) being a platting of Tax Lot 1, located in the NW 1/4 of Section 2, Township 13N, Range 11E, of the 6th P.M., Sarpy County, NE. Generally located southeast of 156th Street and Schram Road.

- 14506 Schram, LLC has submitted applications for consideration of a Change of Zone from AG and REI to MU and a Preliminary Plat of a subdivision to be known as 14506 Schram Place (Lots 1-7 and Outlots A-B) being a platting of W 1/4 SE 1/4 exc ROW & Exc Fase’s 1st Addition Replat 1 and part of Tax Lot 4A exc ROW, and Tax Lot 1 exc 5’ 17 ft. of Fase’s 1st Addition Replat 1, and Tax Lots 4B & 5 exc ROW, all in Section 35, Township 14N, Range 11E, of the 6th P.M., Sarpy County, NE. Generally located northwest of Highway 50 and Schram Road.

Sarpy County Planning Commission requests approval of text amendments to the following sections of the Sarpy County Zoning Regulations: Section 25 – MU Mixed Use District; Section 32 – HC Highway Corridor Overlay District; and Section 40 – Signs.

Sarpy County Planning Commission requests approval of a Comprehensive Plan Amendment to amend Figure 5.1, Development Structure Plan in the area bounded by I-80 on the west, Hwy 370 on the north, 132nd Street on the east, and Capehart Road on the south.

An agenda for the meeting, kept continually current, is available for inspection at the Sarpy County Planning Department office, Sarpy County Administration Bldg., 1210 Golden Gate Drive, Papillion, NE.
AFFIDAVIT OF PUBLICATION

STATE OF NEBRASKA
County of Sarpy

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher 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, May 27, 2015

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska.

Shon Barenklau OR Ron Petak
Publisher Executive Editor

Today's Date 5-27-2015
Signed in my presence and sworn to before me:

Notary Public

G I N N A R Y NOT A R Y - State of Nebraska
ELIZABETH M WHITE
My Comm. Exp. December 22, 2018

Printer's Fee $43.22
Customer Number: 40638
Order Number: 0001861881

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, June 9, 2015, at 3:00 P.M. in the Sarpy County Board Room, Sarpy County Administration Building, 1210 Golden Gate Drive, Papillion, NE. A Public Hearing will be held on the following applications:

Sarpy County Planning Department requests approval of text amendments to the following sections of the Sarpy County Zoning Regulations: Section 25 - MU Mixed Use District.

Sarpy County Planning Department requests approval of a Comprehensive Plan Amendment to amend Figure 5.1, Development Structure Plan, in the area bounded by I-80 on the west, Hwy 370 on the north, 132nd Street on the east, and Cepheus Road on the south.

Phillip R. Figi has submitted an application for consideration of a Special Use Permit for a Home Occupation (Major) in AGR, at 19775 Cornish Plaza, legally described as Lot 17, Little Prairie, as surveyed, platted, and recorded in Sarpy County, NE.

Henningsen Construction Inc. has submitted an application for consideration of a Special Use Permit for a Temporary Portable Asphalt Production Plant in AG at 10755 Mitchell Road and legally described as the SW ½, NW ¼, SW ¼, NW ¼, all in Sec. 26, Twp. 13N, Rng. 12E of the 6th P.M., Sarpy County, NE.

Bret Feller has submitted an application for consideration of a Final Plat of a subdivision to be known as Castle's First Addition Plat 1 being a replatting of Lots 1-4 of Castle's First Addition and a portion of Tax Lot 9A SW ¼ of Sec. 19, Twp. 13N, Rng. 13E of the 6th P.M., Sarpy County, NE.

Generally located southeast of 145th Street and 47th Avenue.

Bret Feller has submitted an application for consideration of a Change of Zone from AG and RE1 to MU and a Preliminary Plat of a subdivision to be known as 14506 Schram LLC has submitted applications for consideration of a Change of Zone from AG and RE1 to MU and a Preliminary Plat of a subdivision to be known as 14506 Schram Place (Lots 1-7 and Outlots A-B) being a platting of W ½ SE ¼ exc. ROW & ex. Fase's 1st Addition Plat 1 and part of Tax Lot 4A exc ROW, and Lot 1 exc S 17 ft. of Fase's 1st Addition Plat 1, and Tax Lots 4B & 5 exc ROW, all in Section 35, Township 14N, Range 11E, of the 6th P.M., Sarpy County NE. Generally located northwest of Highway 50 and Schram Road.

Duane Dowd has submitted applications for consideration of a Change of Zone from AG, BG and IL with Highway Corridor Overlay to IL and MU with Highway Corridor Overlay and a Preliminary Plat of a subdivision to be known as 1-80 - 370 Commerce (Lots 1-20 and Outlot A) being a platting of Lots 1 and 2, Corn's 2nd Addition Plat 1, a subdivision in Sarpy County, Nebraska, together with Tax Lots 2D and 7 in Section 35, T14N, R11E of the 6th P.M., Sarpy County, Nebraska, together with Tax Lots 8 and 9, the South ¼ of the SE 1/4, the South ½ of the SW 1/4, the South ¼ of the SE 1/4, and the South ½ of the SW 1/4 exc. Hwy 370, generally located southeast of I-80, all in Section 34, T14N, R11E of the 6th P.M., Sarpy County Nebraska. Except those parts of above Tracts taken for Public Right-of-Way.

Generally located south and east of I-80 and Hwy 370.

An agenda for the meeting, kept continually current, is available for inspection at the Sarpy County Planning Department, Sarpy County Administration Bldg., 1210 Golden Gate Drive, Papillion, NE.

14506 Schram LLC has submitted applications for consideration of a Change of Zone from AG and RE1 to MU and a Preliminary Plat of a subdivision to be known as 14506 Schram Place (Lots 1-7 and Outlots A-B) being a platting of W ½ SE ¼ exc. ROW & ex. Fase's 1st Addition Plat 1 and part of Tax Lot 4A exc ROW, and Lot 1 exc S 17 ft. of Fase's 1st Addition Plat 1, and Tax Lots 4B & 5 exc ROW, all in Section 35, Township 14N, Range 11E, of the 6th P.M., Sarpy County NE. Generally located northwest of Highway 50 and Schram Road.

Duane Dowd has submitted applications for consideration of a Change of Zone from AG, BG and IL with Highway Corridor Overlay to IL and MU with Highway Corridor Overlay and a Preliminary Plat of a subdivision to be known as 1-80 - 370 Commerce (Lots 1-20 and Outlot A) being a platting of Lots 1 and 2, Corn's 2nd Addition Plat 1, a subdivision in Sarpy County, Nebraska, together with Tax Lots 2D and 7 in Section 35, T14N, R11E of the 6th P.M., Sarpy County, Nebraska, together with Tax Lots 8 and 9, the South ¼ of the SE 1/4, the South ½ of the SW 1/4, the South ¼ of the SE 1/4, and the South ½ of the SW 1/4 exc. Hwy 370, generally located southeast of I-80, all in Section 34, T14N, R11E of the 6th P.M., Sarpy County Nebraska. Except those parts of above Tracts taken for Public Right-of-Way.