

**RESOLUTION NO. 02-08**

**A RESOLUTION FOR THE CITY OF LEXINGTON, NEBRASKA, MAKING A DETERMINATION OF A BLIGHTED AND SUBSTANDARD AREA IN THE CITY PURSUANT TO THE NEBRASKA COMMUNITY DEVELOPMENT ACT.**

WHEREAS, the Mayor and City Council of the City of Lexington, Nebraska, (the "City") by its Ordinance passed and approved, created the Community Redevelopment Authority of the City of Lexington, Nebraska (the "Authority") pursuant to Sections 18-2101 through 18-2153, Reissue Revised Statutes of Nebraska, as amended (the "Act");

WHEREAS, the City has adopted and has in place a Comprehensive Plan, which includes a general plan for development of the City, within the meaning of Section 18-2110 of the Act;

WHEREAS, the City has received the recommendation of the Lexington Planning Commission after review pursuant to Section 18-2109 of the Act; and

WHEREAS, the Notice of Public Hearing has been published two (2) consecutive weeks in the legal newspaper for the City, the second publication being at least ten (10) days prior to the Public Hearing held May 1, 2002 before the Lexington City Council, and copies of said notice have been sent by first class mail to the president or chairperson of the governing body of Dawson County, Dawson County School District #1, Central Community College, Educational Service Unit #13, and the Central Platte Natural Resources District; and

WHEREAS, after public hearing, it is hereby determined that the area described in "Exhibit A" as attached is substandard and blighted as defined by Section 18-2103 of the Act, and is in need of redevelopment.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:**

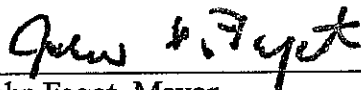
1. **RESOLVED**, that the area described in "Exhibit A" as attached, is hereby found and declared to be a blighted and substandard area as defined by Section 18-2103, R.R.S. 1943, subsections (10) and (11), in that said area meets the criteria described in subsection (10) and meets on or more of the factors set forth in (i) through (iv) of subsection (11)(b) and that said area is in need of redevelopment.
2. The portions of the area not included in the City are necessary and convenient to the redevelopment of the blighted and substandard areas in the City.
3. That such substandard and blighted condition is beyond the remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations of private enterprise without the aids provided by the Community Development Law.

The elimination of said substandard and blighted condition under the authority of the Community Development Law is found to be a public purpose and in the public interest.

4. That it is hereby found and determined that said area is an eligible site for a redevelopment project under the provisions of Chapter 18, Article 21, Nebraska Revised Statutes of 1943 as amended.
5. That any Resolution passed and approved prior to the passage, approval and publication of the Resolution which is in conflict with the terms and provisions of this Resolution is hereby repealed. This Resolution shall take effect and be in full force and effect from and after its passage, approval and publication as required by law. The provisions of this Resolution are separable, and invalidity of any phrase, clause or part of this Resolution shall not affect the validity or effectiveness of the remainder of this Resolution.

PASSED AND APPROVED, this 13th day of May, 2002.

CITY OF LEXINGTON, NEBRASKA

  
\_\_\_\_\_  
John Fagot, Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk / Deputy



**EXHIBIT A**

**LEGAL DESCRIPTION—REDEVELOPMENT AREA #4—CITY OF LEXINGTON**

Beginning at the intersection of the west line of Plum Creek Parkway (Highway 283) and the north line of Third Street, thence east along said north line to its intersection with the east line of Taft Street, thence south along said east line to its intersection with the north line of the Prairie View Estates Addition, thence east along said north line to its intersection with the east corporate limit line, thence south along said east corporate limit line to the point at which it intersects the north line of Pacific Avenue (Highway 30), thence continuing south along an extended line from the east corporate limit line across Highway 30 and the Union Pacific Railroad Right-of-Ways to its intersection with the north line of Walnut Street, thence Southeasterly along said north line to its intersection with the east line of the northwest quarter of Section 9, T9N, R21W, thence south along said east line to its intersection with the south line of the northwest quarter, thence west along said south quarter section line to its intersection with the west line of Section 9, T9N, R21W and continuing west along the south quarter section line of the northeast quarter of Section 8, T9N, R21W to its intersection with the west line of the southeast quarter section, thence north along said west line to its intersection with the south line of the northwest quarter section of the northeast quarter of Section 8, thence west along said south line to the east line of lot 3 of the Joseph Smith Addition, thence south along said east line to its intersection with the south line of said lot 3, thence west along said south line and continuing west across the Highway 283 right-of-way to its intersection with the west line of Highway 283, thence north along said west line to its intersection with the north line of Third Street, to the point of beginning, all located within or adjacent to the City of Lexington, Dawson County, Nebraska.