



# City of Grand Island

Tuesday, June 08, 2004

Council Session

## Item G13

**#2004-135 - Approving Request of Emil Schaaf/Werner  
Construction for Conditional Use Permit for Sand and Gravel  
Operation Located at 5588 South Engleman Road**

*This item relates to the aforementioned Public Hearing Item E-1.*

Staff Contact: Craig Lewis

R E S O L U T I O N 2004-135

WHEREAS, on July 11, 2000, by Resolution 00-0063, the Hall County Board of Supervisors approved a request by Emil Schaaf and Werner Construction for a conditional use permit to operate a sand and gravel pumping facility at 5588 South Engleman Road; and

WHEREAS, such property has now become part of the City of Grand Island's two mile zoning jurisdictional area; and

WHEREAS, Emil Schaaf and Werner Construction have approached the City of Grand Island and the County of Hall requesting that such Conditional Use Permit be modified to include additional land adjacent to the present sand and gravel operation; and

WHEREAS, such additional and adjacent land would bring the sand and gravel operation closer to residential areas; and

WHEREAS, on May 4, 2004, the Hall County Board of Supervisor conditionally granted to Werner Construction a Conditional Use Permit regarding additional lands adjoining the location of the present sand and gravel operation contingent on the modification of the previous Resolution #00-0053 granted to Emil Schaaf; and

WHEREAS, a Consent to Modification of Resolution #00-0063 of the County Board of Supervisors in and for the County of Hall, Nebraska, has been approved which restricts the days and hours of operation of the current sand and gravel operation, requires the use of more effective muffler systems on pump motors, and clarifies that manufacturing processes (ready mix or asphalt "hot-mix" operations) cannot be conducted on the premises; and

WHEREAS, it is recommended that the City of Grand Island approve a Conditional Use Permit to Emil Schaaf and Werner Construction for a sand and gravel operation at 5588 South Engleman Road in accordance with the terms and conditions set out in Hall County Resolution #00-0063 and the Consent to Modification of Resolution #00-0063 of the County Board of Supervisors in and for the County of Hall, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the City of Grand Island hereby authorizes and permits Werner Construction, Inc. of Hastings, Nebraska to operate a sand and gravel operation on the above-identified property owned by Emil Schaaf in accordance with the terms and conditions set out in Hall County Resolution #00-0063 and the Consent to Modification of Resolution #00-0063 of the County Board of Supervisors in and for the County of Hall, Nebraska.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute such documentation on behalf of the City of Grand Island to allow the sand and gravel operation in accordance with the terms set out therein.

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Adopted by the City Council of the City of Grand Island, Nebraska, June 8, 2004.

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RaNae Edwards, City Clerk