

ORDINANCE RECORD

No. 728—REDFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 1038

AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, AMENDING SECTION 8.B.i.b. OF ORDINANCE NO. 1013 TO CHANGE THE BUILDING SETBACKS IN PARCEL 1, PREVIOUSLY KNOWN AS LOT 1, SOUTHPORT WEST REPLAT TWO, BEING REPLATTED AS LOTS 1 THRU 3, SOUTHPORT WEST REPLAT THREE; TO REPEAL SECTION 8.B.i.b. OF ORDINANCE NO. 1013 AS PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA:

Section 1. Amendment to Section 8.B.i.b. of Ordinance No. 1013. Section 8.B.i.b. of Ordinance No. 1013 is hereby changed to read as follows:

- b. Building Setback. No part of any building eight (8) stories and over in height shall be erected within sixty (60) feet of the perimeter property line. No part of any building under eight (8) stories in height shall be erected within one hundred twenty-five (125) feet of the perimeter property line. The building setback from an internal lot line may be zero (0) feet if approved by the City as part of a PUD Plan.

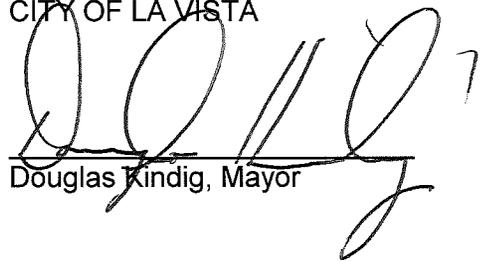
Section 2. Repeal of Section 8.B.i.b. of Ordinance No. 1013 as Previously Enacted. Section 8.B.i.b. of Ordinance No. 1013 as previously enacted is hereby repealed.

Section 3. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, sentence clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED AND APPROVED THIS 19TH DAY OF JUNE, 2007.

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Bueth, CMC
City Clerk