

**FILED**

**FEB 18 2009**

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF LANCASTER COUNTY, NEBRASKA

**LANC. COUNTY CLERK**

COUNTY CHANGE OF ZONE NO. 08065: )  
TEXT AMENDMENTS TO THE LANCASTER )  
COUNTY ZONING RESOLUTION, )  
TO AMEND PROVISIONS FOR "WIND )  
ENERGY CONSERVATION SYSTEMS" )  
(WECS) TO PROVIDE FOR WECS OVER )  
THE DISTRICT HEIGHT AS A CONDITIONAL )  
USE IN THE "AG" AGRICULTURAL DISTRICT )  
AND "AGR" AGRICULTURAL RESIDENTIAL )  
DISTRICT. )

RESOLUTION NO. R-09-0008

WHEREAS, pursuant to Neb. Rev. Stat. § 23-114 et seq. (Reissue 1997), the Board of County Commissioners is authorized to make amendments to the 1979 Zoning Resolution of Lancaster County, which are consistent with the County's Comprehensive Plan and after receipt of specific recommendations from the Lincoln/Lancaster County Planning Commission (Planning Commission); and

WHEREAS, the Director of Planning has requested text amendments to Article 4, "AG" Agricultural District, Section 4.005(f); and Article 5, "AGR" Agricultural Residential District, Section 5.005(e) of the Lancaster County Zoning Resolution; and

WHEREAS, the proposed text amendments provide for "wind energy conversion systems" (WECS), also known as wind turbines and windmills, over the district height as a conditional use in the AG and AGR zoning districts; and

WHEREAS, the Lincoln-Lancaster County Planning Department recommends approval of the proposed text amendments;

WHEREAS, on January 14, 2009, after public hearing, the Lincoln-Lancaster Planning Commission recommended approval of said text amendments; and

WHEREAS, on February 17, 2009, the Board of Commissioners of Lancaster County conducted a public hearing regarding said text amendments; and

WHEREAS, on February 24, 2009, the Board of Commissioners voted to approve said text amendments, as provided in Attachment "A," attached hereto and incorporated by this reference .

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Lancaster County, Nebraska that the application to amend Article 4, "AG" Agricultural District, Section 4.005(f); and Article 5, "AGR" Agricultural Residential District, Section 5.005(e), of the Lancaster County Zoning Resolution, as described in Attachment "A," is hereby approved.

BE IT FURTHER RESOLVED, that any other references in said Resolution which may be affected by the above specified amendments be, and they hereby are, amended to conform to such specific amendment.

DATED this 24<sup>th</sup> day of February, 2009, at the County-City Building, Lincoln, Nebraska.

APPROVED AS TO FORM  
this 24<sup>th</sup> day of  
February, 2009.  
*Gary E. Lacey*  
for GARY E. LACEY  
County Attorney

BY THE BOARD OF COUNTY  
COMMISSIONERS OF LANCASTER  
COUNTY, NEBRASKA

*Deann Beer*  
*Danny Kubler*  
*Bob Workman*  
*D. D. Storr*  
Stevens WAS absent.