

**BOARD OF SARPY COUNTY AND CITIES WASTEWATER AGENCY****RESOLUTION APPROVING AN AMENDMENT TO THE URBAN DEVELOPMENT GROWTH ZONE UNDER THE AGENCY'S GROWTH MANAGEMENT PLAN**

WHEREAS, pursuant to the Interlocal Cooperation Act, Neb. Rev. Stat. § 13-801, et seq. (the "Act"), Sarpy County and the Cities of Papillion, Bellevue, Springfield, La Vista and Gretna entered into an agreement (as amended the "Formation Interlocal"), and formed the interlocal agency called the Sarpy County and Cities Wastewater Agency (the "Agency") (all capitalized terms not otherwise expressly defined herein shall have the same meanings as provided in the Formation Interlocal);

WHEREAS, the Agency is a separate body corporate and politic under the Act;

WHEREAS, pursuant to the Formation Interlocal, the powers of the Agency as a body are exercised by the Agency Board;

WHEREAS, pursuant to Agency Resolution 2019-004, the Agency (A) established the area over which the it has sole jurisdiction to authorize, design, construct, and control the Unified SSWS to the exclusion of all other sewer systems (the "Agency's Jurisdiction"), and (B) adopted the current Growth Management Plan (the "Growth Management Plan") that prioritizes areas of land development and growth within the Agency's Jurisdictions;

WHEREAS, the Agency and the City of Springfield ("Springfield") are parties to that certain Interlocal Agreement for the Operation of the Springfield Sewer System Located in the Agency's Jurisdiction dated July 9, 2019 ("Springfield Sewer Interlocal");

WHEREAS, on or about February 18, 2020, Springfield approved a subdivision agreement ("Springfield Subdivision Agreement") with Raven Northbrook LLC, a Delaware limited liability company ("Developer") concerning a new land development (the "Proposed Development") located within both Springfield's extra-territorial zoning jurisdiction and the Agency's Jurisdiction;

WHEREAS, a portion of the Proposed Development is located within the Urban Reserve Zone (as defined in the Growth Management Plan) and another portion is located within the Urban Development Zone (as defined in the Growth Management Plan);

WHEREAS, pursuant to Section 4 of the Springfield Sewer Interlocal, the Agency agreed, upon the effective date of the Springfield Subdivision Agreement, to adopt a resolution amending the Growth Management Plan to modify the Urban Development Zone to specifically include the Proposed Development;

WHEREAS, in connection therewith, the Agency Board has reviewed the proposed map of the Growth Zones (as defined in the Growth Management Plan) attached hereto as **Exhibit A-GZ2020** that includes the entire Development Area within the Urban Development Zone (the “Amended Growth Zone Map”);

WHEREAS, the Agency Board deems it appropriate and advisable to approve the attached Amended Growth Zone Map and to amend the Growth Management Plan accordingly by replacing Figure 2 of the Growth Management Plan in its entirety with the attached Amended Growth Zone Map;

WHEREAS, the Agency recognizes that the Agency’s adoption of the Growth Management Plan, as amended herein, does not supersede each Member’s planning approval jurisdiction, and the (a) Members recognize that any future development and related sewer service expansion within the Agency’s Jurisdiction shall be consistent with the Growth Management Plan, as amended herein, and its implementing policies and procedures adopted by the Agency Board from time to time, and (b) because the modification of the Urban Development Zone affects only land located within Springfield’s extra-territorial zoning jurisdiction, Springfield agrees to submit the Growth Management Plan, as amended herein, to its governing body and, if required by law, its planning and zoning board (or related bodies) for review and incorporation into its comprehensive development and land use plans or similar instruments; and

NOW, THEREFORE, BE IT RESOLVED BY THE AGENCY BOARD THAT the Amended Growth Zone Map attached hereto as **Exhibit A-GZ2020** is hereby adopted and approved;

NOW, THEREFORE, BE IT RESOLVED BY THE AGENCY BOARD THAT upon the effective date of the Springfield Subdivision Agreement, Growth Zone Map attached as Figure 2 to the Growth Management Plan shall be replaced in its entirety with the attached Amended Growth Zone Map; and

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE AGENCY BOARD THAT the Growth Management Plan, as amended herein, does not supersede each Member’s planning approval jurisdiction, but (a) each Member recognizes that any future development and related sewer service expansion within the Agency’s Jurisdiction shall be consistent with the Growth Management Plan, as amended, and its implementing policies and procedures adopted by the Agency Board from time to time, and (b) because the modification of the Urban Development Zone affects only land located within Springfield’s extra-territorial zoning jurisdiction, Springfield agrees to submit the Growth Management Plan, as amended herein (including the Amended Growth Zone Map), to its governing body and, if required by law, its planning and zoning board (or related body) for review and incorporation into its comprehensive development and land use plan or similar instrument.

The above Resolutions were approved by a vote of the Sarpy County and Cities Wastewater Agency Board at a public meeting duly held in accordance with applicable law on the \_26th day of February, 2020.

ATTEST:

Lisa A. Haine  
Sarpy County and Cities Wastewater  
Agency Secretary

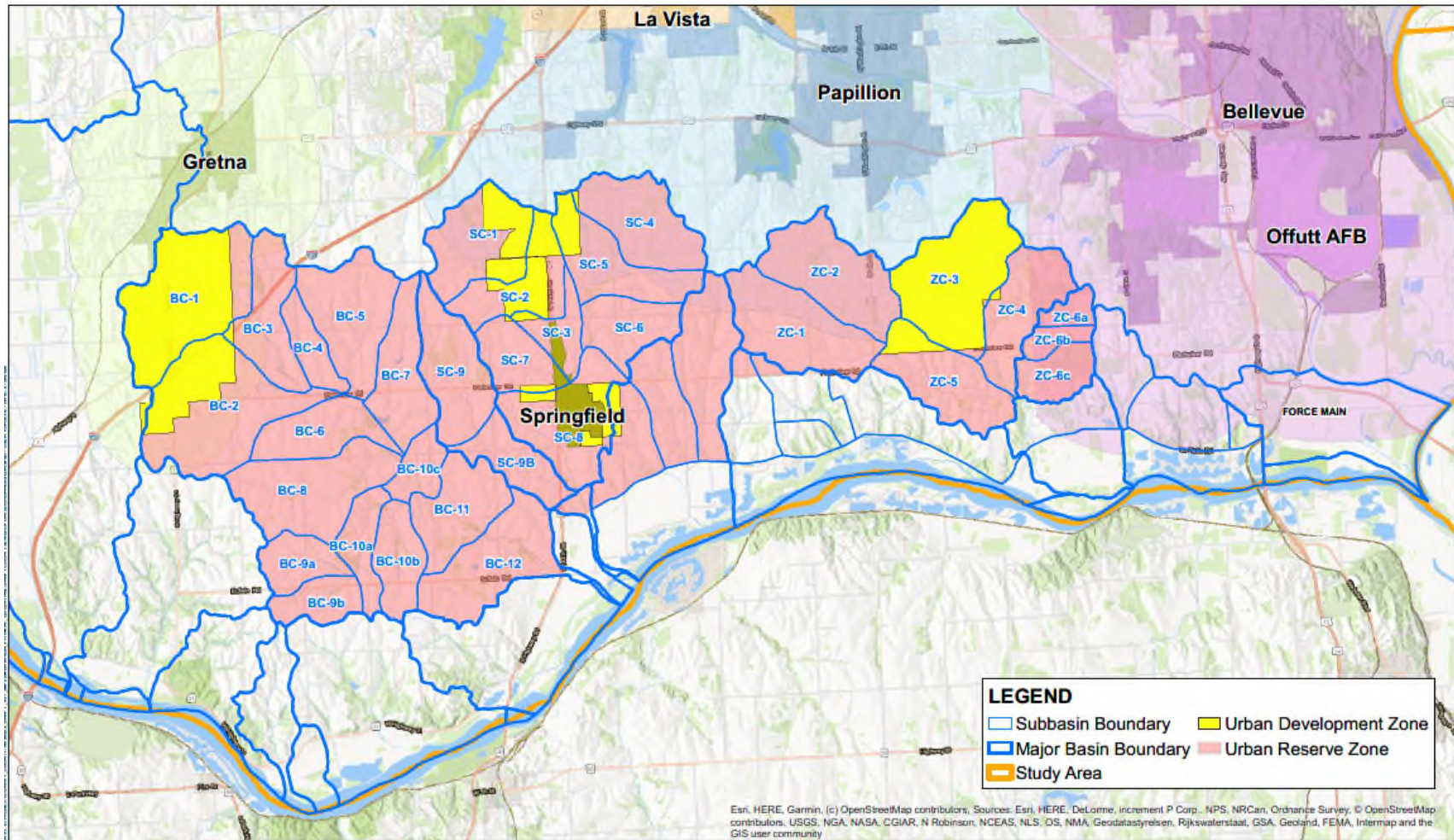


[Signature]  
Sarpy County and Cities Wastewater  
Agency Board Vice-Chairman

**EXHIBIT A-GZ2020**

**Growth Zone Map**

[Attached]



**EXHIBIT A-GZ2020**



**SOUTHERN SARYP COUNTY  
UPDATED URBAN DEVELOPMENT ZONE**



DATE  
FEBRUARY 2020

FIGURE  
FIGURE 1