

TITLE VII: TRAFFIC CODE

Chapter

- 70. GENERAL PROVISIONS**
- 71. TRAFFIC REGULATIONS**
- 72. PARKING REGULATIONS**

CHAPTER 70: GENERAL PROVISIONS

Section

- 70.01 Definitions
- 70.02 Emergency regulations
- 70.03 Police enforcement
- 70.04 Refusal to obey
- 70.05 Traffic officers

Statutory reference:

Regulation of highways by local authorities, see Neb. RS 60-680

Powers and duties of peace officers, see Neb. RS 60-683

Powers and duties of state patrol, Neb. RS 81-2005

§ 70.01 DEFINITIONS.

The words and phrases used in this title, pertaining to motor vehicles and traffic regulations, shall be construed as defined in Neb. RS Chapter 60, Article 6, as now existing or hereafter amended. If not defined in the designated statutes, the word or phrase shall have its common meaning. (Neb. RS 60-606 through 60-676)

§ 70.02 EMERGENCY REGULATIONS.

The County Sheriff is hereby empowered to make and enforce temporary traffic regulations to cover emergencies.

§ 70.03 POLICE ENFORCEMENT.

The County Sheriff's Department is hereby authorized, empowered, and ordered to exercise all powers, and duties, with relation to the management of street traffic and to direct, control, stop, restrict, regulate, and, when necessary, temporarily divert or exclude in the interest of public safety, health, and convenience the movement of pedestrian and animal and vehicular traffic of every kind in streets, in parks, and on bridges. The driver of any vehicle shall stop upon the signal of any police officer.

§ 70.04 REFUSAL TO OBEY.

It shall be unlawful for any person to refuse or fail to comply with any lawful order, signal, or direction of a police officer.

Penalty, see § 10.99

§ 70.05 TRAFFIC OFFICERS.

The Board of Trustees or the County Sheriff may at any time detail officers, to be known as "traffic officers," at street intersections. All traffic officers shall be vested with the authority to regulate and control traffic at the intersections to which they are assigned. It shall be their duty to direct the movement of traffic and prevent congestion and accidents. It shall be unlawful for any person to violate any order, or signal, of any such traffic officer notwithstanding the directive of a stop sign, or signal device, which may have been placed at any such intersection.

CHAPTER 71: TRAFFIC REGULATIONS

Section

General Provisions

- 71.01 Truck routes
- 71.02 Traffic lanes; designation
- 71.03 Crosswalks
- 71.04 Signs; signal
- 71.05 Stop signs
- 71.06 School crossing zones; designation
- 71.07 Engine braking prohibited
- 71.08 ATV Licensing - added 10/12/15

Speed Limits

- 71.20 Near schools

Statutory reference:

Regulation of highways by local authorities, see Neb. RS 60-680

GENERAL PROVISIONS

§ 71.01 TRUCK ROUTES.

The Board of Trustees may, by resolution, designate certain streets in the municipality that trucks shall travel upon, and it shall be unlawful for persons operating such trucks to travel on other streets than those designated for trucks, unless to pick up or deliver goods, wares, or merchandise, and in that event, the operator of such truck shall return to such truck routes as soon as possible in traveling through or about the municipality. The Board of Trustees shall cause notices to be posted or shall erect signs indicating the streets so designated as truck routes.

Penalty, see § 10.99

Statutory reference:

Truck routes authorized, see Neb. RS 60-681

§ 71.02 TRAFFIC LANES; DESIGNATION.

The Board of Trustees may, by resolution, mark lanes for traffic on street pavements at such places as it may deem advisable.

§ 71.03 CROSSWALKS.

The Board of Trustees may, by resolution, establish and maintain by appropriate devices, markers, or lines upon the street crosswalks at intersections where there is particular danger to pedestrians crossing the street, and at such other places as it may deem necessary.

§ 71.04 SIGNS; SIGNALS.

The Board of Trustees may, by resolution, provide for the placing of stop signs or other signs, signals, standards, or mechanical devices in any street or alley under the municipality's jurisdiction for the purpose of regulating or prohibiting traffic thereon. Such resolution shall describe the portion of the street or alley wherein traffic is to be regulated or prohibited, the regulation or prohibition, the location where such sign, signal, standard or mechanical device shall be placed, and the hours when such regulation or prohibition shall be effective. It shall be unlawful for any person to fail, neglect, or refuse to comply with such regulation or prohibition.

Statutory reference:

Obedience to, placement of, and authority over traffic-control devices, see Neb. RS 60-6,119 through 60-6,121

§ 71.05 STOP SIGNS.

Every person operating any vehicle shall, upon approaching any stop sign erected in accordance with a resolution authorized by this chapter, cause such vehicle to come to a complete stop before entering or crossing any street, highway, or railroad crossing. The vehicle operator shall stop at a marked stop line, or, if there is no stop line, before entering the crosswalk; but if neither is indicated, then as near the right-of-way line of the intersecting roadway as possible.

§ 71.06 SCHOOL CROSSING ZONES; DESIGNATION.

(A) Neb. RS 60-682.01 provides fines for operating a motor vehicle in violation of authorized speed limits and states that the fines are doubled if the violation occurs within a school crossing zone.

(B) Neb. RS 60-6,134.01 makes it unlawful for a person operating a motor vehicle to overtake and pass another vehicle in a school crossing zone in which the roadway has only one lane of traffic in each direction and provides fines for violation of that prohibition.

Village of Giltner, Nebraska
Ordinance No. 71.08

AN ORDINANCE RELATING TO ALL-TERRAIN VEHICLES; TO ALLOW THE OPERATION OF ALL-TERRAIN VEHICLES WITHIN THE CORPORATE LIMITS UNDER CERTAIN CIRCUMSTANCES; TO IMPOSE RESTRICTIONS ON THE USE OF ALL-TERRAIN VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATION; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF GILTNER, NEBRASKA:

Title XVII, Local Legislation, Chapter 173 entitled Traffic Regulations, Section 173.01 "All Terrain Vehicles" is hereby added to the Code of Giltner as follows:

SECTION 1.

Definitions.

1. For purposes of this section:
 - a. All-terrain vehicle means any motorized off-highway vehicle which (a) is fifty (50) inches or less in width, (b) has a dry weight of nine hundred (900) pounds or less, (c) travels on three or more low pressure tires, (d) is designed for operator use only with no passengers or is specifically designed by the original manufacturer for the operator and one passenger, (e) has a seat or saddle designed to be straddled by the operator, and (f) has handlebars or any other steering assembly for steering control. (Neb. Rev. Stat. §60-6,355)
 - b. Street or highway means the entire width between the boundary limits of any street, road, avenue, boulevard, or way which is publicly maintained when any part thereof is open to use of the public for purposes of vehicular travel. (Neb. Rev. Stat. §60-624)

SECTION 2. All-terrain vehicles may be operated, without complying with this section, on streets and highways in parades which have been authorized by the State of Nebraska or any department, board, commission, or political subdivision of the state.

SECTION 3. An All-terrain vehicle may be operated on the streets and highways within the corporate limits of Village of Giltner, Nebraska, only if the operator and vehicle comply with the provisions of this Ordinance.

SECTION 4. An all-terrain vehicle may be operated on the streets and highways within the corporate limits of the Village of Giltner, Nebraska, only if such vehicle is equipped with headlights, taillights, brake lights, an OEM muffler, and a federally approved bicycle safety flag which extends not less than five (5) feet above ground attached to the rear of such vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than 30 square inches and shall be day glow in color.

SECTION 5. Operation.

1. Any person operating an all-terrain vehicle as authorized in Section 3 of this Ordinance shall have:

- a. A valid class O operator's license; and
- b. Liability insurance coverage for the all-terrain vehicle while operating the all terrain vehicle on a street or highway. The person operating the all-terrain vehicle shall provide proof of such insurance coverage to any law enforcement officer requesting such proof within five days of such a request.

2. All-terrain vehicles shall not be operated on any controlled-access highway with more than two marked traffic lanes, and the crossing of any controlled-access highway with more than two marked traffic lanes shall not be permitted.

3. The crossing of a street or highway, other than a controlled-access highway, shall be permitted by an all-terrain vehicle, only if:

- a. The crossing is made at an angle approximately ninety degrees (90°) to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing;
- b. The vehicle is brought to a complete stop before crossing the shoulder or roadway of the street or highway;

- c. The operator yields the right-of-way to all oncoming traffic that constitutes an immediate potential hazard;
- d. In crossing a divided highway, the crossing is made only at the intersection of such highway with another highway; and
- e. Both the headlight and taillight of the vehicle are on at the time the crossing is made. (Neb. Rev. Stat. §60-6,356)

SECTION 6. No person shall:

- a. Equip the exhaust system of an all-terrain vehicle with a cutout, bypass, or similar device;
- b. Operate an all-terrain vehicle with an exhaust system so modified; or
- c. Operate an all-terrain vehicle with the spark arrester removed or modified except for use in closed-course competition events.

SECTION 7. Registration. In order to be authorized for operation on the streets and highways of the Village of Giltner, Nebraska, an all-terrain vehicle must be registered in the office of the Village Clerk. A registration sticker will be issued upon submitting proof the following:

- a. A certificate from the Clerk's Office indicating that the all-terrain vehicle has been inspected and complies, in full, with the equipment requirements identified in Section 4.
- b. Proof of liability insurance coverage for the all-terrain vehicle while operating such vehicle on a street or highway.
- c. A \$15.00 annual fee for registration of the vehicle. A \$25.00 annual fee shall be required of dealers of all-terrain vehicles within the Village of Giltner, Nebraska. All such fees shall be credited to the **street fund** of the Village of Giltner, Nebraska. The registration sticker will entitle the all-terrain vehicle to be operated on the streets and highways of the Village from January 1st in any year to December 31st the following year and shall be renewable annually. The annual fee shall not be prorated. A registration sticker shall be displayed on the left lower corner of the windshield of such vehicle, or if the vehicle is not equipped with a windshield at the left front of such vehicle.

Upon compliance with the registration requirements identified herein, the Village Clerk shall issue a registration sticker for the all-terrain vehicle being registered. Said registration sticker must be prominently displayed upon said vehicle at all times while

such vehicle is in operation on the streets and highways of the Village of Giltner, Nebraska.

SECTION 8. Any person operating an all-terrain vehicle as authorized by this Ordinance shall have a valid Class O operator's license or a farm permit provided in section 60-4,126, by the State of Nebraska or another state. The individual operating the all-terrain vehicle shall provide proof of insurance coverage as required elsewhere in this Ordinance to any law enforcement officer requesting such proof within five (5) days of the request being made. No person shall operate an all-terrain vehicle on the streets or highways of the Village of Giltner, Nebraska, in violation of the Nebraska rules of the road as established by the Revised Statutes of the State of Nebraska.

SECTION 9. Work Permit. The Village of Giltner, Nebraska, may issue a work permit to an operator that otherwise complies with all the terms of this Ordinance with the exception of age. A work permit shall be issued by the Village Clerk, upon receipt of the following:

- a. Application signed by the applicant, who is at least between 14 -16 years of age as of the date thereof, and the parent or legal guardian of the applicant. The applicant will acknowledge receipt of a copy of this Ordinance and certification of the applicant and parent/guardian that the applicant will fully comply with all provisions thereof.
- b. Upon issuance of a work permit, the holder thereof may operate an all-terrain vehicle for legitimate employment purposes (snow removal, lawn care or agricultural use), and in addition, holder may operate an all-terrain vehicle to or from the site where the operator is engaged in such employment and the residence of the operator, over the most direct and accessible route through the streets of the Village of Giltner.

The holder of the work permit shall not use any type of interactive wireless communication device while operating an all-terrain vehicle on the streets of the Village of Giltner

SECTION 10. Local requirement:

1. Any operation of an all-terrain vehicle within the Village limits shall, in addition to the requirements above, obey all municipal traffic Ordinances and regulations, including, but not limited to, posted speed limits and stop signs; and

SECTION 11. An all-terrain vehicle may be operated only between the hours of sunrise and sunset, unless equipped with operable snow plow blade and apparatus, and shall

not be operated at a speed in excess of the posted speed limit and in no event in excess of 30 mph.

All-terrain vehicles may be operated inside the corporate limits of the Village of Giltner by electric utility personnel within the course of their employment in accordance with the operation requirements, with the exception that the operation of such vehicle need not be limited to the hours between sunrise and sunset.

SECTION 12. A person who is found to be in violation of this Ordinance shall be guilty of an Offense punishable as set forth in §10.99 General Penalty of the Code.

SECTION 13. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 14. That this ordinance shall be published or posted and shall be in full force and take effect January 1, 2016.

Passed and approved this 12th day of October, 2015.

ATTEST:

Approved:

Joan Eastman
Joan Eastman – Village Clerk/Treasurer

John Eastman
John Eastman – Board Chairman



(C) The Board of Trustees may, by resolution, designate to the public any area of a roadway, other than a freeway, as a school crossing zone through the use of a sign or traffic control device as specified by the Board of Trustees in conformity with the *Manual on Uniform Traffic Control Devices*. Any school crossing zone so designated starts at the location of the first sign or traffic control device identifying the school crossing zone and continues until a sign or traffic control device indicates that the school crossing zone has ended.

(Neb. RS 60-658.01) Penalty, see § 10.99

§ 71.07 ENGINE BRAKING PROHIBITED.

It shall be unlawful within the village limits for any operator of a motor vehicle with a total gross vehicle weight rating of 7,000 pounds or more, including its towed unit or units, to attempt to retard the forward movement of said vehicles by initiating a device to contain the engine's compression, thus rapidly slowing the engine's revolutions per minute.

(Ord. 140, passed 10-6-97) Penalty, see § 10.99

SPEED LIMITS

§ 71.20 NEAR SCHOOLS.

It shall be unlawful for the driver of any vehicle, when passing premises on which school buildings are located, and which are used for school purposes, during school recess, or while children are going to, or leaving school during the opening or closing hours to drive such vehicle at a rate of speed in excess of 15 miles per hour past such premises, and such driver shall stop at all stop signs located at, or near, such school premises, and it shall be unlawful for such driver to make a U-turn at any intersection where such stop signs are located at, or near, such school premise.

Penalty, see § 10.99

Statutory reference:

State, county, and local authority, see Neb. RS 60-6,190

CHAPTER 72: PARKING REGULATIONS

Section

General Provisions

- 72.01 Brakes and turned wheels required
- 72.02 Parallel parking required; exceptions
- 72.03 Designation of type of parking
- 72.04 Areas of prohibited parking
- 72.05 Alleys; restrictions
- 72.06 Unloading; freight vehicles
- 72.07 Fire hydrants and stations
- 72.08 Schools, theaters
- 72.09 Street intersections
- 72.10 Obstructing traffic
- 72.11 Curb parking; painting of curbs
- 72.12 Display or repair
- 72.13 Current registration
- 72.14 Time limit
- 72.15 Snow removal and maintenance
- 72.16 Emergency vehicles
- 72.17 Trucks, semi-trailers, common carriers, and the like
- 72.18 Trucks transporting flammable liquids

Administration and Enforcement

- 72.30 Tickets
- 72.31 Removal of illegally parked vehicles

GENERAL PROVISIONS**§ 72.01 BRAKES AND TURNED WHEELS REQUIRED.**

No person having control or charge of a motor vehicle shall allow such vehicle to stand unattended without first effectively setting the brakes thereon and, when standing upon any grade, without turning the front wheels of such vehicle to the curb or side of the street. The driver of a motor vehicle, when traveling upon a down grade upon any street, shall not coast with the gears of the vehicle in neutral.

§ 72.02 PARALLEL PARKING REQUIRED; EXCEPTIONS.

No person shall park any vehicle or approach the curb with a vehicle, except when headed in the direction of the traffic. Vehicles, when parked, shall stand parallel with and adjacent to the curb or edge of the roadway in such manner as to have both right wheels within 12 inches of the curb or edge of the roadway and so as to leave at least four feet between the vehicle so parked and any other parked vehicles, except where the Board of Trustees designates that vehicles shall be parked at an angle so as to have the front right wheel at the curb or edge of the roadway. Where stalls are designated either on the curb or pavement, vehicles shall be parked within such stalls. No vehicle shall be parked upon a roadway when there is a shoulder adjacent to the roadway which is available for parking.

Penalty, see § 10.99

§ 72.03 DESIGNATION OF TYPE OF PARKING.

The Board of Trustees may, by resolution, designate any street, or portion thereof, where vehicles shall be parked parallel with and adjacent to the curb or at an angle so as to have the right front wheel at the curb.

§ 72.04 AREAS OF PROHIBITED PARKING.

The Board of Trustees may, by resolution, set aside any street, alley, public way, or portion thereof where the parking of a particular kind or class of vehicle shall be prohibited, or where the parking of any vehicle shall be prohibited. No vehicle prohibited from parking thereon shall stand or be parked adjacent to the curb of the street, alley, public way, or portion thereof, longer than a period of time necessary to load and unload freight or passengers.

Penalty, see § 10.99

§ 72.05 ALLEYS; RESTRICTIONS.

(A) No vehicle, while parked, shall have any portion thereof projecting into any alley entrance.

(B) No vehicle shall be parked in any alley, except for the purpose of loading or unloading during the time necessary to load or unload, which shall not exceed the maximum limit of ½ hour. Every vehicle while loading or unloading in any alley shall be parked in such manner as will cause the least obstruction possible to traffic in such alley.

Penalty, see § 10.99

§ 72.06 UNLOADING; FREIGHT VEHICLES.

Vehicles on an over-all length less than 20 feet, including load, while discharging or loading freight may back to the curb but shall occupy as little of the street as possible.

§ 72.07 FIRE HYDRANTS AND STATIONS.

No vehicle shall be parked within 15 feet in either direction of any fire hydrant nor within 20 feet of the driveway entrance to any fire station. The curb space within such area of 15 feet in either direction of such fire hydrant shall be painted red to indicate such prohibition.

(Neb. RS 60-6,166) Penalty, see § 10.99

§ 72.08 SCHOOLS, THEATERS.

The Board of Trustees may, by resolution, prohibit the parking or stopping except for loading or unloading of passengers or freight, of vehicles at the curb on streets directly in front of any entrance to a school house, school building, or theater, and such curbs adjacent to the entrance of said school house, school building, or theater shall be painted red to indicate such prohibition.

§ 72.09 STREET INTERSECTIONS.

Except in compliance with traffic control devices, no vehicle shall be parked or left standing for any purpose, except momentarily to load or discharge passengers, within 25 feet of the intersection or curb lines or, if none, then within 15 feet of the intersection of property lines, nor where the curb lines are painted red to indicate such prohibition.

Penalty, see § 10.99

Statutory reference:

Authority, see Neb. RS 60-6,166

§ 72.10 OBSTRUCTING TRAFFIC.

No person shall, except in case of an accident or emergency, stop any vehicle in any location where such stopping will obstruct any street, intersection, or entrance to an alley or public or private drive. Penalty, see § 10.99

§ 72.11 CURB PARKING; PAINTING OF CURBS.

(A) No vehicle shall park on any street with its left side to the curb, unless the street has been designated to be a "one-way" street by the Board of Trustees. Vehicles must not be parked at any curb in such a position as to prevent another vehicle already parked at the curb from moving away.

(B) It shall be the duty of the Board of Trustees or its agent to cause the curb space to be painted and keep the same painted as provided in this chapter. No person, firm, or corporation shall paint the curb of any street or in any manner set aside or attempt to prevent the parking of vehicles in any street, or part thereof, except at such places where the parking of vehicles is prohibited by the provisions of this chapter. The marking or designating of portions of streets or alleys where the parking of vehicles is prohibited or limited shall be done only by the municipality through its proper officers, at the direction of the Board of Trustees.

Penalty, see § 10.99

§ 72.12 DISPLAY OR REPAIR.

It shall be unlawful for any person to park upon any street, alley, or public place within this municipality any vehicle displayed for sale. No person shall adjust or repair any automobile or motorcycle, or race the motor of same, while standing on the public streets or alleys of this municipality, except in case of breakdown or other emergency requiring same. No person or employee connected with a garage or repair shop shall use sidewalks, streets, or alleys in the vicinity of such garage or shop for the purpose of working on automobiles or vehicles of any description.

Penalty, see § 10.99

§ 72.13 CURRENT REGISTRATION.

It shall be unlawful to park or place on the streets, alleys, or other public property any vehicle without first securing a current registration as provided by law.

Penalty, see § 10.99

§ 72.14 TIME LIMIT.

(A) The Board of Trustees may, by resolution, entirely prohibit or fix a time limit for the parking and stopping of vehicles on any street, streets, or district designated by such resolution, and the parking,

or stopping, of any vehicle in any such street, streets, or district, for a period of time longer than fixed in such resolution shall constitute a violation of this chapter.

(B) The parking of a motor vehicle on a public street for over 24 consecutive hours is unlawful, except where a different maximum time limit is posted.

Penalty, see § 10.99

§ 72.15 SNOW REMOVAL AND MAINTENANCE.

(A) It shall be unlawful to park or stand any vehicle on any street or alley in the municipality at any time within 12 hours after a snowfall of three inches or more has occurred within a 24 hour period unless the snow has been removed within that time.

(B) The Board of Trustees or the County Sheriff may order any street or alley, or portion thereof, vacated for weather emergencies or street maintenance. Notice shall be given by personally notifying the owner or operator of a vehicle parked on such street or alley or by posting appropriate signs along such streets or alleys. Such signs shall be posted not less than four hours prior to the time that the vacation order is to be effective. Any person parking a vehicle in violation of this section shall be subject to the penalties provided for violation of this chapter, and such vehicle may be removed and parked, under the supervision of the County Sheriff, to a suitable nearby location without further notice to the owner or operator of such vehicle.

Penalty, see § 10.99

Statutory reference:

Authority to regulate during snow emergencies, see Neb. RS 17-557

§ 72.16 EMERGENCY VEHICLES.

The provisions of this chapter regulating the movement, parking, and standing of vehicles shall not apply to authorized emergency vehicles, as defined in this title, while the driver of the vehicle is operating the same in an emergency in the necessary performance of public duties.

Statutory reference:

Privileges of and conditions on authorized emergency vehicles, see Neb. RS 60-6,114

§ 72.17 TRUCKS, SEMI-TRAILERS, COMMON CARRIERS, AND THE LIKE.

(A) It shall be unlawful for the operator of any truck, truck-tractor or semi-trailer or for the operator of any automobile with attached trailer of an overall length of more than 18 feet including load, to stop or park such vehicle for more than eight hours during the hours of 7:00 a.m. to 6:00 p.m. and any such vehicle shall be not parked within the village limits or for any period of time after 6:00 p.m. of any one day or before 7:00 a.m. of the succeeding day.

(B) It shall be unlawful for the owner or operator of any truck, truck-tractor or semi-trailer to dolly or to leave such semi-trailer unhooked from the tractor for any length of time within the village limits.

(C) The operator of any vehicle described in division (B) may stop, stand or park in alley adjoining or adjacent to premisses abutting streets for the purposes of loading or unloading goods, wares, merchandise or other commodities consigned to or by merchants or others on said premisses for such period of time as is necessary, but in no case longer than ½ hour; provided, if stopping or parking for loading or unloading cargo and said alley requires a longer time than ½ hour, then the consignee or consignor of the cargo may, upon oral application which satisfies the Village Marshal or Municipal Clerk, be granted and allowed such additional time for such loading or unloading, as is reasonably necessary. If the consignor or consignee has no alley entrance to his premises or if loading or unloading the cargo while standing in the alley is inconvenient, then such consignor may be permitted or allowed to load or unload cargo from certain designated street space abutting the premises of such periods of time, not longer than ½ hour, upon oral application to and oral permission from the Village Marshal or Municipal Clerk and who may extend the ½ hour period in necessary cases.

(D) No motor carrier, common carrier or contract carrier of property, as defined by the laws of Nebraska, as now existing or as hereafter amended, shall stop or park in any street or alley within the residential district during the hours of 6:00 p.m. any one day and 7:00 a.m. of the succeeding day; and no such carrier shall use or employ any portion of the parking space in a residential district for any commercial purpose. No livestock truck, loaded with livestock or otherwise shall stand or park for any period of time in any street or alley in the village except in some truck parking lot.

(Ord. 140, passed 10-6-97) Penalty, see § 10.99

§ 72.18 TRUCKS TRANSPORTING FLAMMABLE LIQUIDS.

No oil tanker, gasoline transport or tank truck, for transporting inflammable liquids, whether the same be loaded or empty, shall park or stop for any period of time within any truck parking lot or within the limits of any other street or alley of the village except to load or unload its cargo in a safe and expeditious manner. Drivers of oil tankers, gasoline transports or tank trucks may stop or park vehicles one time while enroute through the village within the village limits of any truck parking lot designated by this section for a period of time not more than 30 minutes for rest and meals. In case of breakdown or stalling on account of exhaustion of its motor fuel on any of said streets, the stopping of the disabled vehicle for the reasonable time necessary to remove the same to the next point where repairs can be made or to meet the emergency shall not be a violation of this section. No oil tanker, gasoline transport or tank truck, whether containing any inflammable materials or not, shall park or stop for any period of time on any private premises within the corporate limits of the village, save and except for purpose of loading or unloading, or breakdowns, unless said private premises be used and employed exclusively for the conduct of the wholesale or retail petroleum business with ample facilities for parking oil tankers and gasoline transports or tank trucks.

(Ord. 140, passed 10-6-97) Penalty, see § 10.99

ADMINISTRATION AND ENFORCEMENT

§ 72.30 TICKETS.

All tickets issued for violations of nonmoving traffic regulations contained in this chapter shall, in addition to information normally stated on such tickets, carry the following information:

- (A) The amount of the fine if paid within 30 days;
- (B) The amount of the fine if not paid within 30 days;
- (C) The location where payment may be made; and
- (D) The fact that a complaint will be filed after 30 days if the fine is not paid in that time.

§ 72.31 REMOVAL OF ILLEGALLY PARKED VEHICLES.

(A) Whenever any police officer shall find a vehicle standing upon a street or alley in violation of any of the provisions of the chapter, such individual may remove or have such vehicle removed or require the driver or other person in charge of the vehicle to move such vehicle to a position off the roadway of such street or alley or from such street or alley.

(B) The owner or other person lawfully entitled to the possession of any vehicle towed or stored shall be charged with the reasonable cost of towing and storage fees. Any such towing or storage fee shall be a lien upon the vehicle prior to all other claims. Any person towing or storing a vehicle shall be entitled to retain possession of such vehicle until such charges are paid. The lien provided for in this section shall not apply to the contents of any vehicles.

(Neb. 60-6,165)

