

ORDINANCE NUMBER 13-056

An ordinance to amend Sections 16-7 and 16-8 of the Beatrice City Code; to repeal Section 16-312 of the Beatrice City Code and all other conflicting ordinances or parts of ordinances; and providing for publication in pamphlet form and an effective date of this ordinance.

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

SECTION 1. That Section 16-7 of the Beatrice City Code be and hereby is amended as follows:

“Sec. 16-7. Closing streets generally.

(a) The City Traffic Engineer is hereby authorized to close any street, alley, public place or highway and withdraw the same from public use temporarily and during such period as public work thereon or other public emergency or expediency shall make such action necessary. No person shall use or attempt to use such street, alley, public place or highway so withdrawn from public use or drive or attempt to drive any vehicle or animal thereon.

(b) The City Traffic Engineer shall place a sign or placard at each end of the portion withdrawn from public use, such placard or sign shall have the following words printed thereon: "Street Closed" or "Road Closed."

SECTION 2. That Section 16-8 of the Beatrice City Code be and hereby is amended as follows:

“Sec. 16-8. Closing streets for private uses.

(a) Any person may request the closing of any street, alley, public place or highway by requesting permission from the City Traffic Engineer. The City Traffic Engineer shall obtain the permission of the Chief of Fire Department, the Chief of Police, the City Administrator, and the General Manager of the Board of Public Works, indicating their approval of the closing. A barrier, sign, or placard shall be placed at each entrance of the portion of the street, alley, public place or highway to be closed, and shall sufficiently indicate to the public that such street, alley, public place, or highway is closed. The City Traffic Engineer shall regulate the appropriate use of barriers, signs, and placards outlined herein.

(b) No person shall drive or attempt to drive any vehicle or animal on such street,

alley, public place or highway so withdrawn from public use. Fire and police vehicles operated by the city and school buses operated by a public school or under contract with a public school are specifically excluded from the provisions of this subsection.”

SECTION 3. That Section 16-312 of the Beatrice City Code be and hereby is repealed.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. That this ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED this 21st day of October, 2013.

Dennis M. Schuster, Mayor

Attest:

Linda S. Koch, City Clerk