

ORDINANCE NO. 665

AN ORDINANCE AMENDING ORDINANCE 5-509 TO RESTRICT PARKING OF CERTAIN TRUCKS, SEMI-TRAILERS, AND TRACTOR TRAILERS ON VILLAGE PROPERTY OR IN RESIDENTIALLY ZONED AREAS; CREATING CRIMINAL PENALTIES FOR VIOLATION; SETTING FORTH THE PROCEDURE TO OBTAIN EXEMPTION FROM THE PENALTIES FOR EMERGENCY OR MECHANICAL BREAKDOWN; SETTING A DATE WHEN SAID ORDINANCE SHALL TAKE EFFECT; REPEALING ALL ORDINANCES IN CONFLICT.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF PENDER, NEBRASKA.

Section 1. Ordinance 5-509 shall be amended read:

5-509 Parking: Trucks, Trailers, and Tractor Trailers. It shall be unlawful for a truck over 10,000 pounds, a semi-trailer, or a tractor trailer combination to be dollied down, parked, or off-loaded from its tractor on any Village property or in a residentially zoned area, except between 8:00 a.m. to 6:00 p.m. Any vehicle found violating this section shall be ticketed. The owner and driver, if a separate person from the owner, of any vehicle found violating this section shall be guilty of a misdemeanor and shall be fined pursuant to the following fine schedule:

First Offense - - Fifty (\$50.00) Dollars
Second Offense - - Seventy-Five (\$75.00) Dollars
Third Offense - - One Hundred (\$100.00) Dollars
Fourth Offense - - One Hundred Twenty- Five (\$125.00) Dollars
Fifth Offense and Subsequent Offenses - - No less than One Hundred Twenty - Five (\$125.00) Dollars, nor more than Five Hundred (\$500.00) Dollars.

Any and all subsequent offenses, in order to merit a fine as prescribed above, must be committed within a twelve-month (12) period following the date of the first offense. Any person who, due to emergency or mechanical failure, feels that he or she may come into violation of this section shall immediately notify the Thurston County Sheriff's Office. The Thurston County Sheriff's Office shall investigate and if such deputy finds that there is an emergency or mechanical breakdown, they may issue a warning in writing with a copy to be filed with the Village Clerk. The owner of the violating vehicle shall endorse a receipt of the warning. The owner of the violating vehicle shall then have three (3) days to remove said vehicle. If such vehicle is not moved within three (3) days, said owner and vehicle driver are subject to the penalties as set out above. Nothing in this ordinance shall be construed to apply to recreational vehicles.

Section 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3: That this ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

VILLAGE OF PENDER



Chairman of the Board

ATTEST:



Village Clerk