

ORDINANCE NO. 2053 - 2

AN ORDINANCE OF THE CITY OF GERING, NEBRASKA, AMENDING TITLE VII, TRAFFIC CODE; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. That Title VII: Traffic Code be amended by adding the following:

EMERGENCY SNOW REMOVAL

§ 76.01 INTRODUCTION.

Due to the location of Gering, Nebraska, snow, ice, or freezing rain can be expected between September through April each year. Snow and ice control is basically emergency work in which City streets must be cleared at any time of the day or night. Since snow and ice removal is considered an emergency service by the City of Gering, the City of Gering shall undertake operations using the methods, resources, and equipment necessary to keep access to the City as open as possible during snow events.

§ 76.02 SNOW EMERGENCY DECLARATION

(A) A snow emergency is defined as a special condition of a snowfall event requiring residents to move their vehicles off the snow emergency routes to accommodate emergency snow removal.

(B) A snow emergency declaration allows for the towing of vehicles from the emergency snow routes. A snow emergency is normally declared after a measurable snowfall of two (2) inches or more; however, any amount of snow combined with ice, rain, and/or wind can also require a snow emergency to be declared.

(C) The City Administrator or Public Works Director may declare a snow emergency. A snow emergency may be declared in advance of an anticipated storm, to start at a specific time; or a snow emergency may be declared anytime during or after a storm. A snow emergency will normally not last more than 72 hours past the end of the last snowfall.

(D) That a snow emergency has been declared will be communicated to the public through mass media outlets as deemed appropriate by the City Administrator, Transportation Superintendent or Public Works Director.

§ 76.03 SNOW EMERGENCY ROUTES

(A) A system of marked snow emergency routes has been established to maintain the flow of traffic, goods and services to the City of Gering on thoroughfare streets. The marked snow emergency routes are established as follows:

EMERGENCY SNOW ROUTES

10th Street from "J" Street to "U" Street

10th Street (Scottsbluff/Gering Highway) from "U Street to the river bridge

"M" Street/Old Oregon Trail from the cemetery road east to Highway 71 bypass

Kimball Avenue from Five Rocks Road to "J" Street

Five Rocks Road from Robidoux Road to Country Club Road

"U" Street from Five Rocks Road to 10th Street

"U" Street from 7th Street east to 21st Avenue
"S" Street from 10th Street to 7th Street
7th Street from "M" Street to Country Club Road
Country Club Road from 10th Street to 7th Street
Lockwood Road from Hwy 71 to M Street
21st Avenue from M Street to the North Platte River bridge

(B) **Modifications to Ban.** The foregoing prohibition shall be modified within the area of the Downtown Business District designed for parking and more particularly described as follows:

- (1) 10th Street from "K" Street to "S" Street;
- (2) "M" Street from 9th Street to 14th Street.

(C) The foregoing prohibition shall not apply to the above described area during the business hours of six o'clock (6:00) a.m. to seven o'clock (7:00) p.m.

§ 76.04 DRIVEWAYS AND SNOW REMOVAL FROM PRIVATE PROPERTY.

(A) City snowplows will not clear private driveways. The snow placed in driveways by City plows is a natural result of clearing the streets and is the responsibility of the property owner to remove.

(B) Only on emergency snow routes, when plowed windrows exceed 24 inches, if time and conditions allow, the City will attempt to plow open private driveways at the curb line.

(C) Snow from a private driveway, private sidewalk, business driveway, or parking lot may not be placed on a City street. Penalty see § 10.99.

(D) City equipment will not be used to remove piled snow or push snow away from private property or businesses. Snow will only be removed from City facilities. Using City equipment to clear snow from private property is a violation of this code unless it is necessary to allow emergency vehicles access to the private property for ambulance, fire or police calls.

§ 76.05 VEHICLE TOWING DURING DECLARED SNOW EMERGENCIES.

Vehicles parked on a designated Snow Emergency Route street during a declared Snow Emergency are subject to tow without notice to the owners, and at the owners' expense. In addition, if a vehicle is left on a public street or alley on a designated snow route in such a fashion as to hinder snow removal, that vehicle may be towed at the expense of the owner of the vehicle, provided that an attempt was made to contact the owner to have the vehicle moved; and that either the owner could not be located, or the owner was contacted, that the owner of the vehicle failed to move the vehicle within fifteen (15) minutes after being contacted.

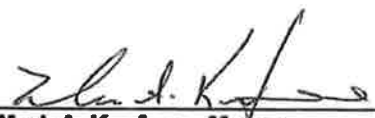
§ 76.06 VIOLATION OF VEHICLES PARKING ON EMERGENCY SNOW ROUTES.

A violation of this ordinance shall be punishable by a fifty dollar (\$50.00) fine.

Section 2. Any ordinance or part of any ordinance in conflict with this ordinance is hereby repealed to the extent of such conflict and should any part or section of this ordinance be declared void and unenforceable, such declaration shall not render any other part void and unenforceable.

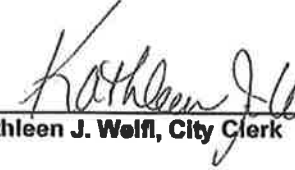
Section 3. This Ordinance shall be in full force and effect from and after the date of its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 11th DAY OF DECEMBER, 2017.



Mark A. Kaufman, Mayor

ATTEST:



Kathleen J. Wolf, City Clerk

