

ORDINANCE 942

AN ORDINANCE TO ADD SECTION 3-439 TO THE CENTRAL CITY MUNICIPAL CODE; TO REPEAL ALL OTHER CONFLICTING ORDINANCES OR PARTS OF ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

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

Section 1. That Chapter 3, Section 3-439, of the Central City Municipal Code be added to read as follows:

SECTION 3-439 PARKING ON RESIDENTIAL LOTS

- (1) It shall be unlawful for any person to allow a vehicle or trailer to be parked within the front yard of a residential lot, unless said vehicle or trailer is parked on a driveway.
- (2) It shall be unlawful for any person to construct a parking pad or parking area in the front yard of a residential lot.
- (3) Parking pads and parking areas in front yards of residential lots, that were in place prior to September 30, 2010, may continue to be used for parking.
- (4) Driveways constructed of gravel or crushed rock that were in place prior to August 30, 2010 may continue to be considered a driveway.
- (5) Vehicles may not be parked on vacant lots unless said lot is immediately adjacent and under the same ownership as an abutting lot that is developed.
- (6) For the purposes of this section, the following definitions shall apply.
 - (a) “driveway” shall be defined as a private, solid concrete or asphalt roadway or as a flat surface, solidly constructed of brick, concrete block or pavers, gravel or crushed rock, so as to create a surface that does not collect and hold water, and does not allow vegetation to grow on or through the parking surface, and which serves the garage or the rear or side yard of the property or provides access from one point of public right of way to another point of public right of way.
 - (b) “front yard” shall be defined as the open space extending across the full width of the residence between the front lot line adjoining a public street and the nearest line of the residence.
 - (c) “parking pad or parking area” shall be defined as a concrete or asphalt area other than a driveway.

- (d) “street-side side yard” shall be defined as the yard between the side of the residence and the street right of way, and extending entirely from the front lot line to the rear lot line of the residence.
- (e) “trailer” shall be defined as a wheeled cart, wagon or platform, designed to be towed behind a vehicle as defined above.
- (f) “vehicle” shall be defined as every self-propelled land vehicle, passenger vehicle, watercraft, motor home and camper, except self-propelled chairs used by persons who are disabled and electric personal assistive mobility devices.
- (g) “residential lot” shall be any lot used primarily for residential purposes, even if said lot or structures on said lot or structures on said lot have commercial or industrial uses.

Section 2. Any other ordinance or section passed and approved prior to passage, approval, and publication of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication as required by law.

PASSED AND APPROVED this 13th day of September, 2010.

Attest:

Clayton Erickson, Mayor

Linda Jensen, City Clerk