CITY OF BROKEN BOW

ORDINANCE NO. 1322

AN ORDINANCE OF THE CITY OF BROKEN BOW, CUSTER COUNTY, NEBRASKA, DESIGNATING A HANDICAP PARKING STALL ON THE WEST SIDE OF SOUTH 10TH AVENUE, BEING THE FIRST PARKING SPACE NORTH OF THE SOUTH 10TH AVENUE AND SOUTH C STREET CROSSWALK; PROVIDING FOR SIGNAGE AND MARKING PURSUANT TO CHAPTER 72 OF THE MUNICIPAL CODE AND NEBRASKA REVISED STATUTES §§ 18-1736 AND 18-1737; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. Authority. Pursuant to Chapter 72 of the Municipal Code of the City of Broken Bow, including § 72.01 (Regulation or Prohibition Authorized) and § 72.12(D) (authority to prohibit or restrict parking and to erect and maintain signs), and pursuant to Neb. Rev. Stat. §§ 18-1736, 18-1737, and 60-680, the Mayor and City Council hereby designate the on-street parking space described in Section 2 of this Ordinance for the exclusive use of handicapped or disabled persons and vehicles authorized under state law.

Section 2. Designation of Handicap Parking Stall. There is hereby designated one (1) "Handicap Parking" stall located on the west side of South 10th Avenue in the City of Broken Bow, Custer County, Nebraska. Said stall shall be the first parking space immediately north of the South 10th Avenue and South C Street crosswalk. The location of said stall is depicted on the aerial map attached hereto and incorporated herein by this reference as Exhibit A.

Section 3. Permitted Use. The stall designated in Section 2 shall be reserved for the exclusive use of the following, as provided in Neb. Rev. Stat. § 18-1736:

(a) handicapped or disabled persons whose motor vehicles display the distinguishing license plates issued to handicapped or disabled persons pursuant to the Motor Vehicle Registration Act;

(b) handicapped or disabled persons whose motor vehicles display a distinguishing license plate issued to a handicapped or disabled person by another state;

(c) such other handicapped or disabled persons or temporarily handicapped or disabled persons whose motor vehicles display a handicapped or disabled parking permit; and

(d) such other motor vehicles which display a handicapped or disabled parking permit.

Section 4. Signage and Marking. The City, through its proper officers and at the direction of the City Council, shall cause the stall designated in Section 2 to be indicated by posting aboveground and immediately adjacent to and visible from the stall a sign conforming to Neb. Rev. Stat. § 18-1737, the Manual on Uniform Traffic Control Devices adopted pursuant to Neb. Rev. Stat. § 60-6,118, and the federal Americans with Disabilities Act of 1990 and regulations adopted thereunder. In addition to such sign, the stall may also be indicated by blue paint on the curb or edge of the paved portion of the street adjacent to the stall, as authorized by Neb. Rev. Stat. § 18-1736(2) and Municipal Code § 72.15.

Marking or designation of the stall shall be done only by the City through its proper officers. Municipal Code §§ 70.06 and 72.12(E) shall apply to the placement and observance of such devices and stall markings.

Section 5. Prohibited Parking; Penalty. It shall be unlawful for any person to stop, stand, or park a vehicle in the stall designated by this Ordinance except as authorized in Section 3. A violation of this section shall constitute a handicapped parking infraction as provided in Neb. Rev. Stat. §§ 18-1737 and 18-1741.01 et seq., and shall also be punishable as provided in Municipal Code § 70.99. Vehicles parked in violation of this Ordinance may be removed as provided in Municipal Code § 72.51 and applicable state law.

Section 6. Codification. This Ordinance may be codified in Title XVII, Local Legislation, of the Municipal Code of the City of Broken Bow, or in Chapter 72, Parking Regulations, as the City Clerk may determine. Pursuant to Municipal Code § 10.17, local legislation so codified shall control to the extent of any conflict with other provisions of the Code on the same subject.

Statutory references:

Neb. Rev. Stat. §§ 18-1736, 18-1737, 18-1741.01 to 18-1741.07, 60-680, and 60-6,118; Municipal Code §§ 10.17, 70.06, 70.99, 72.01, 72.12, 72.15, and 72.51.

Section 7. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 8. This ordinance shall take effect and be in full force and effect from and after its passage, approval, and publication as provided by law.

Passed and approved this 22nd day of September, 2026.

Rodney W. Sonnichsen, Mayor

ATTEST:

Jennifer A. Waterhouse, City Clerk

(SEAL)

CITY OF BROKEN BOW CORPORATE SEAL NEBRASKA

Exhibit A follows.

EXHIBIT A

Handicap Parking Stall — West Side of South 10th Avenue

First parking space north of the South 10th Avenue & South C Street crosswalk



The stall designated by Ordinance No. 1322 is the first on-street parking space on the west side of South 10th Avenue immediately north of the marked crosswalk at South C Street, as indicated on the map above.