

**ORDINANCE NO. 2016-15**

**AN ORDINANCE AMENDING CHAPTER 54 LIBRARY, ARTICLE I IN GENERAL, BY ADDING SECTION 54-8 UNLAWFUL LIBRARY CONDUCT AND SECTION 54-9 PENALTIES IMPOSED; RECOVERY IN CIVIL ACTION; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.**

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska:

Section 1. That Chapter 54, Article I, of the Wayne Municipal Code is hereby amended to add the following sections:

**54-8 UNLAWFUL LIBRARY CONDUCT.**

It shall be unlawful for any person to take or retain possession beyond the due date of, or to remove from the public library building, in violation of any bylaw, rule or regulation adopted by the Library Board or City Council for the protection and government of the public library or in violation of any agreement entered into by any person concerning utilization of the public library, or to willfully and maliciously write upon, deface, injure or destroy any book, periodical, record, film or other property owned by, or in custody of, the public library. Any person who shall violate the terms of any agreement concerning utilization of the public library, or who unlawfully takes or retains possession beyond the due date of, or removes from the public library building, writes upon, defaces, injures or destroys any book, periodical, record, film or other property owned by or in the custody of the public library, shall be guilty of an offense.

**54-9 PENALTIES IMPOSED; RECOVERY IN CIVIL ACTION.**

Penalties imposed or accruing under any bylaw, rule or regulation adopted by the Library Board or City Council may be recovered in a civil action before any court having jurisdiction thereof. Such action shall be instituted and maintained in the name of the city. This remedy shall be in addition to that provided in section 54-8.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby amended and repealed.

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

PASSED AND APPROVED this 6<sup>th</sup> day of December, 2016.

THE CITY OF WAYNE, NEBRASKA

By \_\_\_\_\_  
Council President

ATTEST:

\_\_\_\_\_  
City Clerk