

ORDINANCE NO. 2020-11

AN ORDINANCE TO AMEND SECTION 78-174 OF TITLE VII TRAFFIC CODE OF THE WAYNE MUNICIPAL CODE RELATING TO TRUCK PARKING; WHERE DESIGNATED; 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 78, Title VII, Section 78-174 of the Wayne Municipal Code is amended as follows:

§ 78-174. TRUCK PARKING; WHERE DESIGNATED

(A) It shall be unlawful to park any chassis cab, step van or semi-tractor or semi-trailer style vehicle(s) on any public street or on private property in any R-1 through R-5 Zoning Districts between the hours of 9:00 p.m. and 7:00 a.m., except for emergencies. Any person violating this section shall be subject to the penalty provision of 10.99, and the presumption set forth in 78-122 shall be applicable. ~~No chassis cab, step van, semi-tractor, or semi-trailer style vehicle(s) shall be parked on any public street, except in emergencies or for temporary loading and/or unloading.~~

(B) ~~No chassis cab, step van, semi-tractor, or semi-trailer style vehicle(s) shall be parked on any private property in any of the R-1 through R-5 Zoning Districts between the hours of 9:00 p.m. and 7:00 a.m., except in emergencies or for temporary loading and/or unloading.~~

(C) (1) ~~The following locations are designated as truck parking areas:~~
~~200 Block of East 2nd Street~~
~~South 150 feet of the 100 Block of South Pearl Street~~

~~(2) Vehicles of the type described above are allowed to park on the designated truck parking areas not to exceed 72 consecutive hours. It shall be unlawful to park any chassis cab, step van, or semi-tractor or semi-trailer style vehicle(s) on any public street or on private property in any R-1 through R-5 Zoning Districts overnight, except for emergencies. Any person violating this section shall be subject to the penalty provisions of § 10.99 and the presumption set forth in § 78-122 shall be applicable.~~

(B) A truck driver or owner may request temporary permission to park a chassis cab, step van or semi-truck tractor overnight in an R-1 through R-5 Zoning District for special circumstances, (e.g. grain harvest season). Such temporary permission may be granted by the City Police Department on a case by case, day by day basis.

(C) For the purpose of this schedule, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CHASSIS CAB. Any motor vehicle shipped from the manufacturer with a cab on chassis only having four or more drive wheels or two or more drive axles upon which an aftermarket manufacturer has or may install a customized van box, dump box, cement mixer, wrecker body, tool box or similar configuration and having a wheelbase of 120 inches or more.

SEMI-TRAILER. Any cargo, flatbed, or van trailer designed specifically to be pulled by a truck tractor and/or power unit and which is over 30 feet in length.

SEMI-TRUCK. Any truck tractor or power unit with one or more drive axles or eight or more drive wheels designed for the purpose of pulling a semi-truck trailer and/or pup-trailer more than 30 feet in length.

STEP VAN or WALK-IN-VAN. Any manufactured motor vehicle so configured as to allow the driver to step up or walk into the extra tall cab, and/or which allows the driver access to the cargo area without having to leave the vehicle and which driver and/or passenger doors slide back and forth to close and whose primary design intent is to haul cargo, freight, or equipment and/or serve as a pickup and delivery vehicle with a wheelbase of 120 inches or more.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are repealed.

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

PASSED AND APPROVED THIS 20th day of October, 2020.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk