

**ORDINANCE NO. 2010-27**

**AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE, CHAPTER 90, ARTICLE V, BY AMENDING SECTION 90-425 CONDITIONS AND CONDITIONS FOR GRANTING EXCEPTIONS IN THE B-3 NEIGHBORHOOD COMMERCIAL DISTRICT.**

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

Section 1. The Planning Commission held a public hearing on September 13, 2010, and recommended amending Section 90-425 Conditions and Conditions for Granting Exceptions in the B-3 Neighborhood Commercial District of the Wayne Municipal Code, with the "Findings of Fact" being:

- Staff's recommendation; and
- It is consistent with the Comprehensive Plan and the current and future land use map.

Section 2. That Chapter 90, Article V, of the Wayne Municipal Code is hereby amended as follows:

**Section 90-425 Special Conditions and Conditions for Granting Exceptions (B-3 Neighborhood Commercial District):**

(8) Storage of towed vehicles:

- a) **Wrecked** vehicles shall only be stored ~~on-site~~ pending settlement or legal disposition of vehicles by insurance carrier and/or owner.
- b) All ~~towed and stored~~ **wrecked** vehicles shall be stored behind the front building line.
- c) No demolition of ~~towed or stored~~ **any** vehicles shall be allowed.
- d) All stored vehicles shall be owned by persons other than the towing service owner/operator and or land owner.
- e) All **wrecked** vehicles shall be stored behind a solid barrier fence of sufficient height to disallow visibility. Height of fence to be set by Planning Commission at the public hearing.
- f) No more than six wrecked vehicles may be stored at any one time.**
- g) Use by Exception shall only be effective upon compliance to all conditions as set forth by City Council and verified by the Zoning Administrator.

Section 3. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 4. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED AND APPROVED THIS 5<sup>th</sup> day of October, 2010.

THE CITY OF WAYNE, NEBRASKA

By \_\_\_\_\_

ATTEST:

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