

ORDINANCE RECORD

No. 728—REDFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 1350

AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA TO AMEND THE LA VISTA MUNICIPAL CODE SECTIONS 70.042 AND 70.070; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

SECTION 1. Municipal Code Section 70.042 is hereby amended to read as follows:

§ 70.042 SCHOOL BUS QUALIFICATIONS.

(A) No person shall operate a school bus upon the streets of the city while the number of passengers therein exceeds the seating capacity designated by the manufacturer of said bus or while any passenger therein is not seated. ('79 Code, § 5-508)

(B) Each school bus transporting school children within the city shall be equipped with:

(1) An electric signal stop lamp, red in color, located on the rear of the vehicle at a height of not less than 42 inches nor more than 60 inches from the surface of the street or highway. Such device shall be operated independently by a control in the driver's compartment of the vehicle and shall be illuminated for a distance of not less than 100 feet in advance of any point in the city at which the operator intends to stop the vehicle. Said signal stop lamp shall comply with specifications for said lamps adopted by the Nebraska Department of Transportation.

(2) Mechanical stop-signal arm, which the operator of the school bus shall cause to be extended from the left or driver's side of the school bus during such time as the bus is stopped for the purpose of loading or unloading passengers. Said mechanical stop-signal arm shall comply with specifications for same adopted by the Nebraska Department of Transportation.

(3) A seating space for each passenger allowed to enter the bus. No operator of any school bus shall permit passengers to board the bus in greater number than the seating capacity designated by the manufacturer of said bus. ('79 Code, § 5-509) (Ord. 102, passed - -)

SECTION 2. Municipal Code Section 70.070 is hereby amended to read as follows:

§ 70.070 PLACING AND MAINTAINING TRAFFIC CONTROL DEVICES.

The city shall place and maintain such traffic-control devices upon streets, roads, avenues, boulevards, highways, or any other publicly maintained ways under its jurisdiction and open to the use of the public for vehicular traffic as it shall deem necessary to indicate and carry out the provisions of the Nebraska Rules of the Road or to regulate, warn, or guide traffic, and such devices shall conform with the Manual on Uniform Traffic Control Devices adopted by the Nebraska Department of Transportation from time to time.

Statutory reference:

Traffic-control devices, see Neb. RS 60-6,119 et seq.

SECTION 3. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances as previously enacted that are in conflict with this ordinance or any part hereof, are hereby repealed.

SECTION 4. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council hereby declare that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

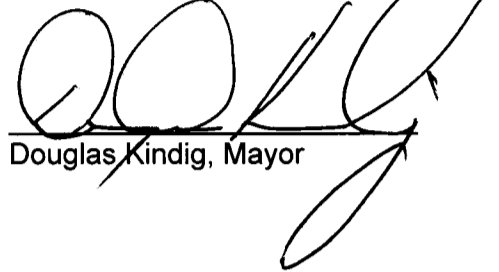
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SECTION 5. Effective Date. This Ordinance shall be in force and take effect from and after passage, approval and publication in pamphlet form as provided by law.

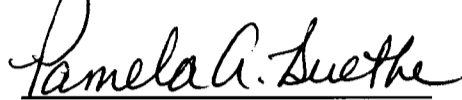
PASSED AND APPROVED THIS 2ND DAY OF JULY 2019.

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Buethe
Pamela A. Buethe, CMC
City Clerk