

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 70.056; 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. Section 70.056 of the La Vista Municipal Code is amended to read as follows:

§ 70.056 PENALTY.

Every person convicted of violating the provisions of this subchapter relative to the duty to stop in the event of accident **certain accidents** shall be subject to the penalties set forth in state statutes for the particular violation or violations, which statutes provide for varying penalties depending on the circumstances, in some cases providing for a fine of up to \$1,000, or up to one year imprisonment, or both. In addition, the court in some cases shall prohibit the person from driving any motor vehicle for a period of not more than one year from the date of payment, or satisfaction of fine, or discharge from jail or a correctional facility, whichever is later, and revoke any operator's or chauffeur's license for a like period.

(Neb. RS 60-696, 60-698) ('79 Code, § 5-431)

SECTION 2. 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and parts of ordinances as previously enacted that are in conflict with this Ordinance or any part hereof are hereby repealed.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 3. Severability. 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 or constitutionality of the remaining portions of this Ordinance. The Mayor and City Council of the City of La Vista 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.

SECTION 4. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 1ST DAY OF MAY 2007.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

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