

VILLAGE OF NEHAWKA
ORDINANCE NO 2026-2

AN ORDINANCE TO REVISE ALL OF THE ORDINANCES FOR THE VILLAGE OF NEHAWKA, NEBRASKA WITH SUBJECTS EMBRACED IN SUCH NEBRASKA BASIC CODE OF ORDINANCES, 2025, TO REQUIRE THE FILING OF THE ORDINANCES, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the current general and permanent ordinances of the Village of Nehawka, Nebraska are outdated and the Village of Nehawka (the "Village") would be served by the updating and revising of the current Ordinances.

WHEREAS, the Acts of the Legislature of the State of Nebraska empower and authorize the Village to revise, amend, restate, codify and compile any existing ordinances.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF NEHAWKA, CASS COUNTY, NEBRASKA AS FOLLOWS:

Section 1.: The general ordinances of the Village of Nehawka, Nebraska, are hereby revised, codified, and printed in book form and electronically published on the Village's website and at <https://codelibrary.amlegal.com/codes/nehawkane/latest/overview> and shall be known as the "Nehawka, Nebraska Basic Code of Ordinances" consisting of the following Titles and Chapters:

TITLE I: GENERAL PROVISIONS

Chapter

10. GENERAL PROVISION

Section

10.01	Title of code
10.02	Interpretation
10.03	Application to future ordinances
10.04	Captions
10.05	Definitions
10.06	Rules of interpretation
10.07	Severability
10.08	Reference to other sections
10.09	Reference to offices
10.10	Errors and omissions
10.11	Official time
10.12	Reasonable time
10.13	Ordinances repealed
10.14	Ordinances unaffected

10.15	Repeal or modification of ordinance
10.16	Section histories; statutory references
10.17	Local changes to this code of ordinances
10.99	General penalty

TITLE III: ADMINISTRATION

Chapter

30. ELECTED OFFICIALS: ORDINANCES

Section

Board of Trustees

30.01	Election; terms; qualifications
30.02	General powers
30.03	Oath; organization; Chairperson
30.04	Chairperson; powers and duties; absence
30.05	Standing committees
30.06	Vacancy; general provisions
30.07	Vacancy due to unexcused absences

Ordinances, Resolutions, and Motions

30.20	Grant of power
30.21	Procedure for resolutions and motions
30.22	Introduction of ordinances
30.23	Ordinances; style, title
30.24	Reading and passage of ordinances, resolutions, orders, bylaws
30.25	Publication or posting
30.26	Certificate of publication or posting
30.27	Effective date; emergency ordinances
30.28	Amendments and revisions

31. APPOINTED VILLAGE OFFICIALS

Section

31.01	Appointment; terms; removal, powers; duties
31.02	Qualification for office
31.03	Merger of offices
31.04	Village Clerk
31.05	Village Treasurer
31.06	Village Attorney
31.07	Overseer of Streets
31.08	Village Chief of Police
31.09	Fire Chief
31.10	Water Commissioner/Public Works Commissioner
31.11	Village Engineer; Special Engineer

32. DEPARTMENTS, BOARDS, AND COMMISSIONS

Section

Boards and Commissions

32.01	Board of Health
32.02	Planning Commission
32.03	Board of Adjustment
32.04	Board of Park Commissioners

Fire Department

32.15	Operation and funding
32.16	Fire Chief
32.17	Membership
32.18	Records
32.19	Fires
32.20	Distant fires
32.21	Inspections
32.22	Notice of violations
32.23	Power of arrest
32.24	Fire investigation

33. GENERAL PROVISIONS

Section

Meetings

33.01	Definitions
33.02	Open to public; notice; agenda
33.03	Notice to news media
33.04	Village Board meetings; when; where; quorum
33.05	Emergency meetings
33.06	Attendance other than in person
33.07	Closed sessions
33.08	Prohibited acts; exempt events
33.09	Public participation
33.10	Village Board; order of business
33.11	Votes
33.12	Village Board; parliamentary procedure
33.13	Minutes
33.14	Village Board; change in office

Bonds and Oaths

33.25	Bonds; requirements
33.26	Oath of office; village officials

Compensation; Conflicts of Interest

33.40	Compensation; how fixed; limitations
33.41	Conflict of interest involving contracts

Notices

33.55	Publication of notice
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34. ELECTIONS

Section

34.01	Generally
34.02	Notice
34.03	Registered voters; qualifications

34.04	Special elections
34.05	Election of officers; certification
34.06	Partisan ballot; when allowed; requirements
34.07	Candidate filing forms; deadlines; filing officers; special election requirements
34.08	Filing fee
34.09	Caucus candidates
34.10	Petition, write-in, and other candidates for general election ballot; procedures
34.11	Recall procedure
34.12	Exit polls; poll watchers

Cross-reference:

Elected officials, see Chapter 30

35. FINANCE AND REVENUE

Section

General Provisions

35.01	Definitions
35.02	Annual audit; financial statements
35.03	Contracts and purchasers; bidding and other requirements
35.04	Orders or warrants for money; contracts; expenditures; requirements
35.05	Claims and accounts payable
35.06	Collection of special assessments; procedure
35.07	Special assessment fund
35.08	Sinking funds; gifts of money or property
35.09	Deposit of funds
35.10	Certificates of deposit; time deposits; conditions
35.11	Investment and use of surplus funds
35.12	Bond issues
35.13	Debt collection; authority to contract with collection agency

35.14	Credit cards; authority to accept
	<i>Annual Budget</i>
35.25	Fiscal year
35.26	Budget procedures
35.27	Expenditures prior to adoption of budget
35.28	Proposed budget statement; contents; availability; correction
35.29	Proposed budget statement; hearing; adoption; certification of tax amount
35.30	Adopted budget statement; filing; certification of tax amount
35.31	Appropriation bill
35.32	General Fund
35.33	Transfer of funds
35.34	Budget revision
35.35	Proprietary functions; fiscal year; budget statements; filing; hearing; adoption; reconciliation
	<i>Tax Levies</i>
35.50	Property tax levy for general revenue purposes
35.51	Levies for other taxes and special assessments
35.52	All-purpose levy; extraordinary levies; allocation; abandonment
35.53	Property tax levy; maximum; authority to exceed
35.54	Property tax levy; certification of amount; collection
35.55	Property tax request; procedure for setting
35.56	Property tax request increase by more than allowable growth percentage; procedure for setting
35.57	Motor vehicle fee

TITLE V: PUBLIC WORKS

Chapter

50. GENERAL PROVISIONS

Section

50.01	Denial of service; when prohibited
50.02	Discontinuance of service; notice procedure
50.03	Diversion of services; meter tampering, unauthorized reconnection prohibited; evidence
50.04	Diversion of services; civil action
50.05	Delinquent utility charges; lien; civil action

Cross-reference:

Trespass; public power infrastructure facilities, see § 130.02

TITLE VII: TRAFFIC CODE

Chapter

70. GENERAL PROVISIONS

Section

70.01	Definitions
70.02	Traffic regulations; general authority
70.03	Regulation of highways; police powers
70.04	Prohibitions on operation of vehicles
70.05	Ordinances contrary to state law prohibited
70.06	Placement and maintenance of traffic-control devices
70.07	Enforcement of rules and laws
70.08	Failure or refusal to obey order
70.09	Obedience to traffic-control devices; exceptions
70.10	Authorized emergency vehicles; privileges
70.11	Traffic officers
70.99	Penalty

71. TRAFFIC REGULATIONS

Section

General Provisions

71.01	Restrictions on directions of travel
71.02	Right-of-way; stop and yield signs

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| 71.03 | Interference with traffic-control devices or railroad signs or signals |
| 71.04 | Signs, markers, devices, or notices; prohibited acts |
| 71.05 | Tire requirements and prohibitions; permissive uses |

Speed Limits

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|-------|---------------------------------------|
| 71.20 | Basic rule |
| 71.21 | Maximum limits |
| 71.22 | Bridges and other elevated structures |
| 71.23 | Alternative maximum limits |
| 71.24 | Near schools |
| 71.99 | Penalty |

72. PARKING REGULATIONS

Section

General Provisions

- | | |
|-------|--|
| 72.01 | Regulation or prohibition authorized |
| 72.02 | Roadway outside business or residential district |
| 72.03 | General prohibitions; exceptions |
| 72.04 | Obstructing street, intersection, or entrance |
| 72.05 | Intersections |
| 72.06 | Alleys |
| 72.07 | Truck parking, loading, and unloading |
| 72.08 | Display or repair of vehicle |
| 72.09 | Current registration |
| 72.10 | Time limits |
| 72.11 | Snow, weather emergencies; highway maintenance |
| 72.12 | Parallel, angle, and center parking |
| 72.13 | Backing freight vehicle to curb |
| 72.14 | Unattended motor vehicle |
| 72.15 | Painting of curbs |

Administration and Enforcement

72.30	Tickets
72.31	Removal of illegally stopped vehicles; liability for costs

TITLE IX: GENERAL REGULATIONS

Chapter

90. LEISURE AND RECREATION

Section

Parks and Recreational Facilities

90.01	Operation and funding
90.02	Injury to property

91. HEALTH AND SAFETY

Section

General Provisions

91.01	Health regulations
91.02	Enforcement official
91.03	County Health Board

Nuisances

91.15	Definition
91.16	Abatement procedure
91.17	Adjoining landowners; intervention before trial
91.18	Dead or diseased trees
91.19	Weeds; litter; stagnant water
91.20	Garbage and refuse

Cross-reference:

Property offenses, see Chapter 130

Public health and safety offenses, see Chapter 133

Village Board of Health, see § 32.01

92. PUBLIC WAYS AND PROPERTY

Section

Village Property

92.001	Definitions
92.002	Streets, alleys, walks, malls, and other improvements
92.003	Maintenance and control
92.004	Regulation of obstructions
92.005	Regulation of snow, ice, and other encroachments
92.006	Permitted use of public street space
92.007	Poles, wires, and pipelines
92.008	Dangerous stairways and entrances
92.009	Excavations and exposures, barricades and lights
92.010	Guttering and eave spouts
92.011	Prohibited obstructions
92.012	Trees in sidewalk space
92.013	Overhanging branches
92.014	Signs and canopies
92.015	Cutting into paving, curb, or sidewalk
92.016	Heavy equipment

Sale and Acquisition of Property; Public Works

92.030	Sale and conveyance; real property
92.031	Sale and conveyance; personal property
92.032	Acquisition or construction of public buildings; election requirements
92.033	Acquisition of real property; appraisal
92.034	Acquisition of real property; public meeting; access for recreational use
92.035	Public works involving architecture or engineering; requirements
92.036	Special assessments for public works or improvements; notice to nonresident property owners

Sidewalks

92.050	Requirement to keep clean
92.051	Use of space beneath

92.052	Construction at owner's initiative
92.053	Construction and repair at village direction
<i>Streets and Alleys</i>	
92.065	Dedication to public use
92.066	Grading, paving, and other improvements
92.067	Improvements without petition or creation of district
92.068	Opening, widening, improving, or vacating
92.069	Vacating public ways; procedure
92.070	Crossings
92.071	Names and numbers
92.072	Driveway approaches
92.073	Excavation
92.074	Driving stakes
92.075	Mixing concrete
92.076	Harmful liquids
92.077	Snow, debris, and the like on street prohibited

93. ANIMALS

Section

General Provisions

93.01	Definitions
93.02	Running at large; tethering
93.03	Wild animals
93.04	Killing, poisoning, and injuring
93.05	Enclosures
93.06	Abandonment, neglect, and mistreatment
93.07	Equine; bovine; prohibited acts
93.08	Impoundment
93.09	Officer's compensation
93.10	Interference with police

Rabies

93.25	Definitions
93.26	Vaccination required; cost; exceptions
93.27	Post-incident management
93.28	Domestic or hybrid animal or livestock; post-exposure management
93.29	Animal pound; impoundment; release; fees
93.30	Proclamation of danger
93.31	Enforcement

Dogs

93.45	License and tax required; exemption; tags
93.46	Collar or harness required
93.47	Removal of collar, harness, or tags
93.48	Liability of owner
93.49	Barking and chasing; complaints
93.50	Dangerous dogs
93.99	Penalty

TITLE XI: BUSINESS REGULATIONS

Chapter

110. BUSINESS LICENSING

Section

Occupation Taxes

110.01	Levies authorized
110.02	Collection dates
110.03	Certificates
110.04	Failure to pay

111. ALCOHOLIC BEVERAGES

Section

General Provisions

111.01	Definitions
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- 111.02 Sale or gift to minor or mentally incompetent person prohibited
- 111.03 Consumption in public places or places open to the public; restrictions
- 111.04 Removal of intoxicated persons from public or quasi-public property

Licenses Required

- 111.15 Manufacture, sale, delivery, and possession; general prohibitions; exceptions
- 111.16 Acquisition and possession; restrictions
- 111.17 Licensee requirements
- 111.18 Licenses; village powers and duties
- 111.19 Licensed premises; inspections
- 111.20 License renewal; village powers and duties
- 111.21 Catering licenses
- 111.22 Display of license
- 111.23 Owner of premises or agent; liability
- 111.24 Licensee; liability for acts of officer, agent, or employee
- 111.25 Citizen complaints

Retail Establishments

- 111.40 Location
- 111.41 Access to dwellings
- 111.42 Sanitary conditions
- 111.43 Hours of sale
- 111.44 Credit sales prohibited
- 111.45 Original package required
- 111.46 Minor's presence restricted
- 111.47 Keg sales; requirements; prohibited acts

112. TOBACCO AND CIGARETTES

Section

- 112.01 License to sell; issuance

112.02	License application
112.03	License term; fees
112.04	Rights of licensee
112.05	Disposition of fees
112.06	Transfer of license
112.07	Reissuance of revoked and forfeited license

113. SALES AND ADVERTISING

Section

Peddlers and Solicitors

113.01	Definitions
113.02	License required
113.03	Application procedure
113.04	Standards for issuance
113.05	Revocation procedure
113.06	Standards for revocation
113.07	Appeal procedure
113.08	Exhibition of identification
113.09	Policy on soliciting
113.10	Notice regulating soliciting
113.11	Posted notice; solicitors to comply
113.12	Prohibited solicitation

TITLE XIII: GENERAL OFFENSES

Chapter

130. PROPERTY OFFENSES

Section

130.01	Criminal mischief
130.02	Criminal trespass
130.03	Electrical interference
130.04	Injury to trees

130.05	Posting
130.99	Penalty

131. OFFENSES AGAINST PUBLIC ORDER

Section

131.01	Disorderly conduct
131.02	Street games
131.03	Obstruction of public ways
131.04	Obstructing water flow
131.05	Disturbing the peace

132. OFFENSES AGAINST PUBLIC JUSTICE AND ADMINISTRATION

Section

132.01	Impersonating a public servant
132.02	Impersonating a peace officer
132.03	Refusing to aid a peace officer
132.04	Resisting arrest without the use of a deadly or dangerous weapon
132.05	Obstructing a peace officer
132.06	Interfering with a firefighter
132.07	False reporting

133. OFFENSES AGAINST PUBLIC HEALTH AND SAFETY

Section

General Provisions

133.01	Maintaining a nuisance
133.02	Appliances in yard
133.03	Putting carcass or filthy substance into well, spring, brook, or stream
133.04	Prohibited fences
133.05	Littering
133.06	Raising or producing stagnant water

Substance Offenses

133.20	Use of tobacco by persons under the age of 21
133.21	Sale of tobacco to persons under the age of 21
133.22	Misrepresentation by person under the age of 21 to obtain tobacco
133.23	Misrepresentation by minor to obtain alcohol
133.24	Minors; prohibited acts involving alcoholic liquor
133.25	Drinking on public property; open beverage container

Motor Vehicle and Highway Offenses

133.40	Abandoned automobiles
133.41	Unlicensed or inoperable vehicles

Weapons Offenses

133.55	Discharge of firearms
133.56	Slingshots, air guns, BB guns

134. OFFENSES AGAINST PUBLIC MORALS

Section

134.01	Prostitution
134.02	Public indecency
134.03	Gambling

TITLE XV: LAND USAGE

Chapter

150. BUILDING REGULATIONS

Section

Building Permits and Regulations

150.01	Requirement
150.02	Limitation
150.03	Duplicate to County Assessor
150.04	Excavations and exposures; barricades and lights

Moving of Buildings

150.15	Regulations
150.16	Deposit
<i>Unsafe Buildings</i>	
150.30	Definition
150.31	Prohibitions
150.32	Determination; notice
150.33	Appeal; demolition; duty to inform county
150.34	Emergency
150.35	Special assessments
<i>Building Inspector</i>	
150.50	Power and authority
150.51	Right of entry
150.52	Permit cards
150.53	Time of inspection
150.54	Appeal from decision

Cross-reference:

Maintaining a nuisance an offense, see Chapter 133

Nuisance abatement procedures, see Chapter 91

Section 2. The Code of Ordinances contains all of the provisions of a general nature pertaining to the subjects enumerated and embraced in the Code of Ordinances. All prior ordinances pertaining to the subjects treated in the Code of Ordinances are repealed, except that nothing shall affect any rights acquired under, actions involving, or fines, penalties, forfeitures, or liabilities pursuant to such ordinances prior to repeal.

Section 3. All ordinances of a temporary or special nature and all other ordinances pertaining to subjects not embraced in the Code of Ordinances, including but not limited to ordinances specified in this section, shall remain in full force and effect unless repealed expressly or by necessary implication.

- 1) Vacating or setting the boundaries of streets, alleys, or other public places;
- 2) Annexing or detaching territory;
- 3) Granting or accepting easements, plats, or dedication of land to public use;
- 4) Providing for the acquisition or conveyance of real or personal property;
- 5) Authorizing or directing public improvements to be made;
- 6) Levying taxes or special assessments;
- 7) Appropriating money;
- 8) Granting franchises or special licenses;
- 9) Providing for the issuance of bonds or other instruments of indebtedness; or
- 10) Specific Ordinances previously passed by the Board of Trustees that are styled and numbered based on the year of passage, by way of example not limitation, Ordinance 2007-1 relating to parking areas; Ordinance 2015-1 relating to water and sewer rates, or Ordinance 2020-9

relating to the designation of a enforcement official and quarantine office for the abatement of nuisances.

Section 4. At least one copy of the Nehawka Nebraska Basic Code of Ordinances shall be on file in the office of the Village Clerk and available for inspection and copying by members of the public during the hours the Village clerk's office is open for business. The Clerk shall file a copy of the ordinances with the Clerk of the Cass County Court.

Section 5. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting according to law, being 15 days from and after its passage, as required by law.

FIRST READING: waived

SECOND READING: waived

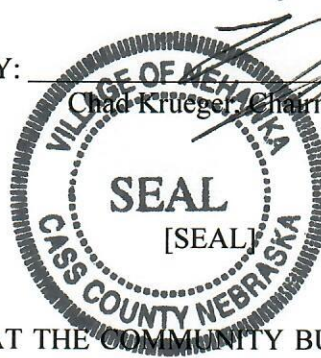
THIRD READING: waived

PASSED AND ADOPTED THIS 8th DAY OF July, 2026.

BY: [Signature]
Chad Krueger, Chairman

Attest:

[Signature]
Village Clerk



ATTESTED AND PUBLISHED BY POSTING AT THE COMMUNITY BUILDING, POST OFFICE, AND FIRST STATE BANK WITHIN 15 DAYS OF PASSAGE ON THE 9th DAY OF July, 2026.

Attest:

[Signature]
Village Clerk

Date: 7/9/26