

ORDINANCES OF A GENERAL AND PERMANENT NATURE

of the

CITY OF STROMSBURG, NEBRASKA

ORDINANCE NO. 247

An ordinance of the City of Stromsburg, Nebraska, codifying the general ordinances of the Municipality, repealing prior ordinances in conflict herewith.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF STROMSBURG, NEBRASKA.

Section 1. Codification. The general ordinances of the Municipality of Stromsburg, Nebraska, are hereby codified into eleven chapters and the articles and sections thereunder, which are adopted and declared to be ordinances of this Municipality.

Section 2. Repeal of Prior Ordinances in Conflict. All ordinances and parts of ordinances of a general or permanent nature passed and approved prior to the passage and approval of this codification ordinance and in conflict with this ordinance or with any of the provisions of this ordinance, are hereby repealed; Provided, that in construing the provisions of this ordinance the following ordinances shall not be considered or held to be ordinances of a general or permanent nature, to-wit:

1. Ordinances vacating streets and alleys.
2. Ordinances authorizing or directing public improvements to be made.
3. Ordinances levying taxes or special assessments.
4. Ordinances granting any right, privilege, franchise, or license to persons, firms, or corporations.
5. Ordinances providing for the issuance of bonds or other instruments of indebtedness.
6. Ordinances establishing grades.
7. Real Estate Transactions.
8. Any other ordinance which by nature would be considered special.

Section 3. Exceptions. The repeal of ordinances as provided in Section 2, Ordinance No. 247 shall not affect any rights acquired, fines, penalties, forfeitures, or liabilities incurred thereunder, or actions involving any of the provisions of such ordinances and parts thereof. Such ordinances above repealed are hereby continued in force and effect after the passage, approval and publication of this general codification ordinance for the purpose of all rights, fines, penalties, forfeitures, liabilities, and actions therefor.

Section 4. Defining Chapters, Articles, and Sections. The chapters, articles, and sections as set forth herein shall be and hereby are declared to be the chapters, articles, and

sections of this general codification ordinance. All ordinances hereafter passed by the local Governing Body of the Municipality shall be numbered consecutively, beginning with No. 248.

Section 5. Severability. If any section, subsection, paragraph, sentence, clause, phrase, term, or provision of this ordinance should be declared invalid by any court of competent jurisdiction for any reason whatsoever, such decision shall not affect the remaining portions of this code, which will remain in full force and effect, and the provisions of this ordinance are hereby declared to be severable.

Section 6. Blanket Penalty. Any person, his agents, or servants who shall violate any of the provisions of this Municipal Code unless otherwise specifically provided herein, shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined in any sum not exceeding one hundred (\$100.00) dollars. Whoever aids, abets, procures, encourages, requests, advises, or incites another to commit any act which is an offense under this Code or under any other ordinance of the Municipality may be prosecuted and punished as though he were the principal offender.

Section 7. General Definitions:

1. Person. Whenever used in this code, the word person shall include natural persons, artificial persons, such as corporations, co-partnerships, associations, and all aggregate organizations of whatever character.
2. Gender and Number. All words used herein implying the masculine gender may apply to, and include the feminine or neuter gender and all words importing the plural may be applied to, and mean a single person, firm, or thing. All words importing the singular number may be applied to and mean the plural number.
3. Code, Ordinance, and Chapter. Municipal Code shall mean the General Codification Ordinance No. 247. Ordinance and chapter are used synonymously unless from the context the contrary clearly appears.
4. Wholesale Dealer. The words wholesale dealer or sellers of said product at wholesale shall embrace and include manufacturers of any product who sell the said product to other persons for the purpose of future resale to consumers.
5. Municipal and Municipality. The words Municipal and Municipality whenever used in this code mean the City of Stromsburg, Nebraska, a Municipal Corporation.
6. Governing Body. The words Governing Body, whenever they appear in this Code mean the Mayor and City Council of the Municipality.
7. Mayor. The word Mayor means the Chief Administrative Official of the Municipality whenever it appears in this Code.
8. Municipal Police. Municipal Police shall mean any police officer of the Municipality whenever it appears in this Code.

Section 8. Time. Whenever words fixing or importing time or the hour of the day are used in this Code, they shall be construed to mean Central Standard Time or Central Daylight

Savings Time whichever is applicable.

Section 9. Construction of Chapters, Articles, and Sections. For purposes of construction each chapter contained and arranged in this Code shall be considered as a separate and distinct ordinance grouped for convenience under the General Codification Ordinance No. 247, each section appearing in the several chapters of this Code shall be considered a separate and distinct unit of legislation germane to the chapter or article under which it is grouped and each article appearing in the said chapters shall be considered as a group of legislative units germane to the chapter wherein it is placed. Any chapter, article, or section duly enacted by the Governing Body of the Municipality and included in this Code, and any other independent ordinance, chapter, article, section, or subsection of an ordinance duly enacted shall be altered, amended, or revised only by the complete nullification and repeal of such ordinance, chapter, article, section, or subsection and by the substitution of a new ordinance, chapter, article, section, or subsection containing the entire ordinance, chapter, article, section, or subsection as amended, altered, or revised.

Section 10. Publication and Distribution. This code was printed in book form under the direction of the Governing Body, and shall be distributed as they may see fit. (*Ref. 17-613, 17-614 RS Neb.*)

Section 11. When Operative. This ordinance shall be in full force and shall take effect from and after its passage, approval and publication according to law.

Passed and approved July 8, 1975.

Don E. Nordberg
Mayor

Alice Bouska
Municipal Clerk

(SEAL)

ORDINANCE NO. 724

AN ORDINANCE RELATING TO SUPPLEMENTS TO THE MUNICIPAL CODE; TO AUTHORIZE THE CODIFIER TO MAKE FORMAL NONSUBSTANTIVE CHANGES IN ORDINANCES AND PARTS OF ORDINANCES INCLUDED IN THE SUPPLEMENT AS NECESSARY TO EMBODY THEM INTO A UNIFIED CODE; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF STROMSBURG, NEBRASKA:

Section 1. **SUPPLEMENTATION OF MUNICIPAL CODE**. When preparing a supplement to the Municipal Code, the codifier (meaning the person, agency, or organization authorized to prepare the supplement) may make formal nonsubstantive changes in ordinances and parts of ordinances included in the supplement as necessary to embody them into a unified Code. For example, the codifier may:

1. Organize the ordinance material into appropriate sections and subdivisions;
2. Provide appropriate catchlines, headings, and titles for sections and other subdivisions of the ordinance printed in the supplement and make changes in such catchlines, headings, and titles;
3. Assign appropriate numbers to sections and other subdivisions to be inserted in the Code and, where necessary to accommodate new material, change existing section or other subdivision numbers;
4. Change the words "this ordinance" or words of the same meaning to "this chapter," "this article," "this section," etc., as may be appropriate, or to "sections _____ to _____" (inserting section numbers to indicate the sections of the Code which embody the substantive sections of the ordinance incorporated into the Code);
5. Insert appropriate section numbers in references to Code sections such as "section _____" or "sections _____ to _____" which are not filled in prior to adoption of an ordinance;
6. Correct the spelling of words, correct obvious typographical errors, correct erroneous division and hyphenation of words, capitalize or decapitalize words, and make other similar changes in accordance with accepted usage or for consistency with other provisions of the Code;
7. Change terminology for consistency with terminology used in other provisions of the Code; and
8. Make other nonsubstantive changes necessary to incorporate ordinance material into the Code while preserving the original meaning of the ordinance sections.

In no case shall the codifier make any change in the meaning or effect of ordinance material included in the supplement or already embodied in the Code and not repealed by any ordinance.

Section 2. Any other ordinance or section passed and approved prior to passage, approval, and publication or posting of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 22nd day of July, 1997.

James G. Ekstrand
Mayor

(SEAL)

Barbara J. Cotter
Clerk

CITY OF STROMSBURG, NEBRASKA

ORDINANCE NO. 1078

AN ORDINANCE AMENDING § 1-101.01, 1-710, 1-715, 1-720, 1-810, 1-820, 2-201, 2-212, 3-711.01, 3-738, 3-826, 3-827, 3-918, 3-919, 3-1019, 3-1106, 3-1202, 4-902, 5-426, 5-427, 5-710, 6-101, 6-208, 6-209, 6-210, 6-211, 6-212, 6-213, 6-415, 6-427, 6-428, 6-441, 8-111, 8-301.01, 8-324, 9-108.01, 10-301, 10-302, 10-303, 10-307, 10-308, 10-311, 10-316, 10-320, 10-321, OF THE CITY OF STROMSBURG MUNICIPAL CODE TO COMPLY WITH RECENT LEGISLATIVE CHANGES.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF STROMSBURG, NEBRASKA:

SECTION 1. That Section Ordinance numbers described above be amended as provided by the American Legal Publishing Corporation to comply with recent legislative changes as attached hereto.

SECTION 2. This ordinance shall become effective from and after its passage, approval and publication according to law.

SECTION 3. All prior ordinances in conflict herewith are hereby repealed.

SECTION 4. The ordinances shall be published in pamphlet form and shall be on file with the City Clerk at the City Office and available for inspection during normal business hours.

PASSED AND APPROVED THIS 17TH DAY OF OCTOBER, 2013.

ATTEST:

City Clerk

Mayor