

ORDINANCE NO. 2225

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO MUNICIPAL PROPERTY; TO AMEND SECTION 8-111 OF THE CRETE MUNICIPAL CODE; TO REQUIRE REMOVAL OF STRUCTURES SITTING ABOVE GROUND ON CITY RIGHT-OF-WAY AT A TIME AS DETERMINED BY THE CITY ADMINISTRATOR OR THEIR DESIGNEE WHEN REVIEWING SAID PERMIT REQUEST.

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

Section 1. That Chapter 8, Article 1, Section 8-111 of the Crete Municipal Code be amended as follows:

8-111 Municipal Property; Structure In Public Right-Of-Way; Permit Required; Removal upon request or expiration of permit

- (1) Any person that would like to place an above-ground or below-ground structure in the public right-of-way must apply for and be granted a permit from the City, and the following requirements, at a minimum, must be met, to-wit:
 - a. Such structures shall not pose a hazard to pedestrians or vehicular traffic
 - b. Such structures shall not hinder the view of pedestrians or vehicular traffic.
 - c. Below-ground structures shall not interfere with or hinder the operation of any utilities or right-of-way functions for any present or future public use.
- (2) Any person who places a structure in the public right-of-way shall be required to remove or repair such structure, at their own expense, should the City require the structure to be removed or repaired for any reason. The City and its officers, employees, and agents are not responsible for the removal, relocation, or repair of any structure or other obstruction placed in the public right-of-way.
- (3) All permits for above ground structures or equipment storage in the public right-of-way shall be limited to the time granted by the City Administrator or their designee at the time of reviewing the permit.

Section 2. That the above section shall be codified as part of the Crete City Code as stated herein.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be published in pamphlet, book, or electronic form and shall take effect and be in full force and effect from and after its passage, approval and publication, as provided by law.

PASSED AND ENACTED the 19th day of November 2024.

Mayor

ATTEST:

City Clerk

Seal