

WAHOO CITY COUNCIL AGENDA
Tuesday, July 28, 2026 - 7:00 PM
Wahoo Public Library, 637 N Maple St, Wahoo, NE 68066

NOTICE IS HEREBY GIVEN that the Mayor and Council of the City of Wahoo meet on the second and fourth Tuesdays of each month at the Wahoo Public Library, 637 N Maple Street Wahoo, Nebraska, at 7:00 p.m. Notice of special meetings shall be given by posting a notice thereof on the bulletin board in City Hall, U.S. Post Office, and FirstBank of Nebraska, at least 24 hours before the special meeting. All Council meetings are open to the public and the agenda, which is kept continually current, is available for public inspection at the office of the City Clerk at City Hall during normal business hours.

Individuals requiring physical or sensory accommodations, individual interpreter service, Braille, large print or recorded material, please contact the ADA Coordinator at City Hall, 637 N Maple St, Wahoo, Nebraska, 68066, telephone 402-443-3222 as far in advance as possible, but no later than 48 hours before the scheduled event.

Pledge of Allegiance

Announcement of the Open Meetings Act

Call to order and roll call

Proclamation

Audience comments on items not listed on the agenda

Department head reports

1. Library
2. Parks and Recreation

Consent Agenda

1. Acceptance of excused absence of Mayor or Council member(s)
2. Approval of the July 14, 2026 minutes of the City Council
3. Appointment of Jon Gross-Rhode to the Airport Authority Board
4. Approval of Logan Kleffner as a volunteer fire fighter
5. Approval of claims

Public hearing and associated action items

1. Application for a Rezone at County Road 15 and County Road O from TA to LLR

2. Approval of an amendment to Zoning Regulations regarding definition of single-family dwellings.

Action items not requiring a public hearing

1. Discussion and possible action directing staff on the topic of backyard chickens
2. Approval of an Ordinance to amend the ATV/UTV regulations to allow for use after dark
3. Approval of an Ordinance to amend on street parking permit process
4. Approval of an ordinance to amend Ordinance No 2491 regarding the vacation of an Alley between Ninth and Tenth connecting Sycamore and Walnut Streets
5. Acceptance of the 2025 Utilities audit
6. Consideration of a waiver of fees for the building permit for the amphitheater project located on NRD property.

Mayor's comments on items not listed on the agenda

Council Comments on items not listed on the agenda

Adjourn

Upcoming planned meeting dates and agenda deadlines

The Council met in Regular session in the Wahoo Public Library, in compliance with the agenda posted at City Hall, Post Office, and First Bank of Nebraska, and the City of Wahoo website, with each Council member being notified of the agenda prior to the meeting. The meeting was called to order by Mayor Gerald D. Johnson at 7:00 PM and opened with the Pledge of Allegiance. The public was informed of the location of posting of the Open Meetings Law. Roll call was taken with the following Council members: Ryan Ideus: Present, Stuart Krejci: Present, Patrick Nagle: Present, Chris Rappl: Present, Shane Sweet: Present, Carl Warford: Absent.

Six members of the community came and spoke to the City Council requesting that they consider amending municipal code to allow backyard chickens.

Rhonda Andresen, County Assessor, spoke to the process for setting property valuation assessments

City Administrator Harrell spoke to an upcoming meeting for the Nebraska Department of Roads regarding the expansion of Hwy 77 between Wahoo and Fremont.

City Council Member Krejci motioned, and City Council Member Ideus seconded to approve the consent agenda which included acceptance of excused absence of Carl Warford, approval of the June 23, 2026, minutes of the City Council, approval of membership with SENDD for 2026-2027, approval of claims from SENDD for general administration of CDBG25PP012 (DTR) - Invoices 1-5 for a total of \$2,193.33, and approval of the following claims:

BEN – Benefits 7/3/26 \$18,757.74, Benefits 7/17/26 \$53,832.29,
BLD - Heartland Office Cleaners \$1,040.00, Jackson Services \$26.39,
COM – Reditech \$5,293.99,
EDU – Benchmark \$1,145.50, City of Hickman \$1,088.77, Ne Law Enforce Train \$75.00, ES OPCO USA \$5,020.00, Wonderful Life Project \$133.23, Wynn, Joseph \$38.00,
EQU – Hometown Leasing \$83.00,
LIB – Ingram \$295.76, Midlands Business Journal \$84.00, Midwest Tape \$446.83,
MED – Airgas \$31.93, BoundTree \$1,623.28, One Billing Solutions \$5,131.88, Sykes \$1,326.00,
MEM – SENDD - \$3,570.00,
MISC - Black Dragon \$500.00, Boom Brothers \$500.00, KaBoomers \$500.00, Lincolnshire Investments \$1,250.00, Wahoo Area Econ Dev \$7,500.00, Wahoo Parks and Rec \$70,000.00,
PAY – Payroll 7/3/26 \$150,808.87, Payroll 7/17/26 \$138,562.86
POS – Revolving Fun \$691.65,
PRO - Bromm Lindahl \$2,250.00, Cline Williams \$96.00, Hake Catering \$1,578.58, JEO \$5,310.00, One Call Concepts \$74.60,
STR - City of David City \$500.00, National Concrete Cutting \$1,853.85, Otte Oil & Propane \$361.80, Pavers \$1,905.62, Wahoo Concrete \$207.50,
SUB – Caselle \$1,508.52, Revize Software Systems \$1,855.00,
SUP – Amazon \$657.76, Bomgaars \$71.92, First Edition Printing \$289.02, Simons \$262.27,
TAX – NE Dept of Revenue \$377.00,
UNI - Great Plains Uniforms \$399.48, Rivalry \$166.00,

UTL - AT&T \$230.82, Butler Public Power \$45.71, Verizon \$690.63, Wahoo Utilities \$5,568.00,
Waste Connections \$262.82,
VEH – Wahoo Auto Parts \$110.63

Roll call vote Krejci, yes; Ideus, yes; Sweet, yes; Warford, absent and not voting; Rappl, yes; Nagle, yes.
Motion carried.

The City Council convened as the Board of Equalization.

A hearing on the proposed assessments for improvements in the Wilmer Ridge Subdivision was opened at 7:46pm. City Administrator Harrell spoke to the calculation of the assessments for both Wilmer Ridge and North Highlands Phase II subdivisions.

City Council Member Krejci motioned, and City Council Member Sweet seconded to close the hearing at 7:51pm. Roll call vote Krejci, yes; Sweet, yes; Warford, absent and not voting; Ideus, yes; Rappl, yes; Nagle, yes. Motion carried.

City Council Member Krejci motioned, and City Council Member Ideus seconded to approve Resolution No 2026-17 levying special assessments against the properties within Wilmer Ridge Subdivision and set a 6% interest rate to be applied to unpaid principal balances. Roll call vote Krejci, yes; Ideus, yes; Sweet, yes; Warford, absent and not voting; Rappl, yes; Nagle, yes. Motion carried.

A hearing on the proposed assessments for improvements in the North Highlands Phase II Subdivision was opened at 7:55pm.

City Council Member Rappl motioned, and City Council Member Krejci seconded to close the hearing at 7:57pm. Roll call vote Rappl, yes; Krejci, yes; Nagle, yes; Warford, absent and not voting; Ideus, yes; Sweet, yes. Motion carried.

City Council Member Krejci motioned, and City Council Member Ideus seconded to approve Resolution No 2026-18 levying special assessments against the properties within North Highlands Phase II Subdivision and set a 6% interest rate to be applied to unpaid principal balances. Roll call vote Krejci, yes; Sweet, yes; Warford, absent and not voting; Ideus, yes; Rappl, yes; Nagle, yes. Motion carried.

The Council returned to regular session at 7:58pm.

City Council Member Rappl motioned, and City Council Member Krejci seconded accept the new pumper truck and authorized final payment. Roll call vote Rappl, yes; Krejci, yes; Nagle, yes; Warford, absent and not voting; Ideus, yes; Sweet, yes. Motion carried.

City Council Member Krejci motioned, and City Council Member Nagle seconded to adopt the changes to NE Statutes affecting micro-TIF. Roll call vote Krejci, yes; Nagle, yes; Sweet, yes; Warford, yes; Ideus, yes; Rappl, yes. Motion carried.

City Council Member Krejci motioned, and City Council Member Nagle seconded to approve the third and final reading of Ordinance No 2504 regarding the annexation of Krumel Industrial Subdivision. Roll call vote Krejci, yes; Nagle, yes; Sweet, yes; Warford, yes; Ideus, yes; Rappl, yes. Motion carried.

City Council Member Ideus motioned, and City Council Member Sweet seconded to approve a contract with Revize for the development of a new website for the City of Wahoo. Roll call vote Ideus, yes; Sweet, yes; Warford, yes; Rappl, yes; Krejci, yes; Nagle, yes. Motion carried.

City Council Member Sweet motioned, and City Council Member Krejci seconded to approve Resolution No 2026-19 declaring property as surplus. Roll call vote Sweet, yes; Krejci, yes; Ideus, yes; Warford, yes; Rappl, yes; Nagle, yes. Motion carried.

Discussion was held regarding an amendment to on-street parking permit process.

The meeting was adjourned at 8:46pm

Approved:

Christina Fasel, City Clerk

Gerald D. Johnson, Mayor

GL Account and Title	Vendor Name	Description	Invoice Number	Invoice Date	Net Invoice Amount	Amount Paid
GENERAL FUND						
101-01-142.600 DUE FROM OTHER FUNDS						
101-01-142.600 DUE FROM OTHER FUNDS	Wahoo Utilities	Transfer of grant money received from US Treasury - PHMSA	72426	07/24/2026	266,573.82	.00
Total 101-01-142.600 DUE FROM OTHER FUNDS:					266,573.82	.00
101-01-550.315 GAS & DIESEL - REIMBURSEABLE						
101-01-550.315 GAS & DIESEL - REIMBURSEABLE	Breunig Supply Co.	2129 gal gas @ 4.197	2378	07/24/2026	8,935.41	.00
101-01-550.315 GAS & DIESEL - REIMBURSEABLE	Breunig Supply Co.	619 gal diesel @ 4.44	2378	07/24/2026	2,748.36	.00
Total 101-01-550.315 GAS & DIESEL - REIMBURSEABLE:					11,683.77	.00
101-01-550.330 PRINTING & PUBLICATION						
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	minutes 6/9/26	3767CEE7-026	06/16/2026	66.71	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	minutes 6/23/26	3767CEE7-026	06/25/2026	58.79	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	renewal of Liquor License - Fariner	3767CEE7-026	07/16/2026	14.70	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	renewal of Liquor License - Beckman	3767CEE7-026	07/16/2026	14.70	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	renewal of Liquor License - Wahoo Locker	3767CEE7-026	07/16/2026	14.70	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	renewal of Liquor License - Titles	3767CEE7-026	07/16/2026	14.70	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	PH - CC Rezone 15th and O	3767CEE7-026	07/16/2026	17.52	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	PH - single family dweling	3767CEE7-026	07/16/2026	10.74	.00
101-01-550.330 PRINTING & PUBLICATION	Lincoln Journal Star	minutes 7/14/26	3767CEE7-026	07/17/2026	80.27	.00
Total 101-01-550.330 PRINTING & PUBLICATION:					292.83	.00
101-01-550.390 MEMBERSHIP & CERTIF. DUES						
101-01-550.390 MEMBERSHIP & CERTIF. DUES	Three Rivers Clerk's Assoc	2025-26 annual dues for Christina Fasel	2026	07/16/2026	10.00	.00
Total 101-01-550.390 MEMBERSHIP & CERTIF. DUES:					10.00	.00
101-01-550.410 EDUCATION & TRAINING EXPENSE						
101-01-550.410 EDUCATION & TRAINING EXPENSE	Wonderful Life Project	training	45	07/19/2026	146.90	.00
101-01-550.410 EDUCATION & TRAINING EXPENSE	Wonderful Life Project	training	46	07/19/2026	83.33	.00
Total 101-01-550.410 EDUCATION & TRAINING EXPENSE:					230.23	.00
Total GENERAL FUND:					278,790.65	.00
POLICE FUND						
102-01-550.410 EDUCATION & TRAINING EXPENSE						
102-01-550.410 EDUCATION & TRAINING EXPENSE	Complete Tactical Consulta	TAP Officer Training Platform License - 15 users	1603	06/01/2026	1,000.00	.00
102-01-550.410 EDUCATION & TRAINING EXPENSE	Garcia, Stefani	mileage reimbursement grant fund training	71726	07/17/2026	48.58	.00
Total 102-01-550.410 EDUCATION & TRAINING EXPENSE:					1,048.58	.00
Total POLICE FUND:					1,048.58	.00

GL Account and Title	Vendor Name	Description	Invoice Number	Invoice Date	Net Invoice Amount	Amount Paid
STREET FUND						
103-01-546.110 SALARIES & WAGES						
103-01-546.110 SALARIES & WAGES	Wahoo Utilities	GIS wage reimbursement	71726	07/17/2026	456.82	.00
Total 103-01-546.110 SALARIES & WAGES:					456.82	.00
103-01-546.215 EMPLOYEE BENEFITS						
103-01-546.215 EMPLOYEE BENEFITS	Wahoo Utilities	GIS benefits reimbursement	71726	07/17/2026	58.33	.00
Total 103-01-546.215 EMPLOYEE BENEFITS:					58.33	.00
103-01-550.000 RENTS-LAND/BLDG./EQUIP.						
103-01-550.000 RENTS-LAND/BLDG./EQUIP.	Wahoo Public Bldg & Grnd	Rent of Building @331 W A St	2026	04/10/2026	31,710.00	.00
Total 103-01-550.000 RENTS-LAND/BLDG./EQUIP.:					31,710.00	.00
103-01-550.310 MATERIALS & SUPPLIES						
103-01-550.310 MATERIALS & SUPPLIES	Bomgaars	painting material screen	27440227	06/23/2026	7.99	.00
103-01-550.310 MATERIALS & SUPPLIES	Bomgaars	water, sprayer	27440674	06/24/2026	12.98	.00
103-01-550.310 MATERIALS & SUPPLIES	Bomgaars	water	27443569	07/01/2026	2.99	.00
103-01-550.310 MATERIALS & SUPPLIES	Bomgaars	water	27443570	07/01/2026	2.99	.00
103-01-550.310 MATERIALS & SUPPLIES	Bomgaars	spray paint, truck bed coating, wheel	27444146	07/02/2026	162.41	.00
103-01-550.310 MATERIALS & SUPPLIES	Logan Contractors Supply,	concrete cure	H20278	07/14/2026	240.00	.00
Total 103-01-550.310 MATERIALS & SUPPLIES:					429.36	.00
103-01-550.360 UTILITIES-ELEC./TELE./GARBAGE						
103-01-550.360 UTILITIES-ELEC./TELE./GARBAGE	Charter Communications	Acct #156543701 Street Dept internet	156543701071	07/14/2026	150.00	.00
Total 103-01-550.360 UTILITIES-ELEC./TELE./GARBAGE:					150.00	.00
103-01-550.480 ALCOHOL/DRUG TESTING EXPENSE						
103-01-550.480 ALCOHOL/DRUG TESTING EXPENSE	HireRight LLC	drug test - Reynolds	P1321000	04/30/2026	45.35	.00
Total 103-01-550.480 ALCOHOL/DRUG TESTING EXPENSE:					45.35	.00
103-01-550.510 ASPHALT/GRAVEL/CONCRETE						
103-01-550.510 ASPHALT/GRAVEL/CONCRETE	Pavers Inc.	6.42 ton hot mix asphalt Downtown wahoo asphalt patching	112507	06/29/2026	513.60	.00
103-01-550.510 ASPHALT/GRAVEL/CONCRETE	Pavers Inc.	7.75 tons hot mix asphalt downtown wahoo asphalt patching	112522	07/06/2026	620.00	.00
Total 103-01-550.510 ASPHALT/GRAVEL/CONCRETE:					1,133.60	.00
103-01-550.530 PAVEMENT MARKING						
103-01-550.530 PAVEMENT MARKING	Sherwin-Williams Co.	paint	5789-7	06/30/2026	2,705.93	.00
103-01-550.530 PAVEMENT MARKING	Straight-Line Striping Inc.	line striping	7626	07/06/2026	10,952.25	.00
Total 103-01-550.530 PAVEMENT MARKING:					13,658.18	.00

GL Account and Title	Vendor Name	Description	Invoice Number	Invoice Date	Net Invoice Amount	Amount Paid
Total STREET FUND:					47,641.64	.00
CEMETERY FUND						
104-01-550.310 MATERIALS & SUPPLIES						
104-01-550.310 MATERIALS & SUPPLIES	Bomgaars	water, wasp spray	27442762	06/29/2026	17.96	.00
104-01-550.310 MATERIALS & SUPPLIES	Bomgaars	water	27448571	07/13/2026	5.98	.00
104-01-550.310 MATERIALS & SUPPLIES	Wahoo Vets Club	purchase of 2 flags for the Wahoo cemeteries	52026	05/20/2026	90.00	.00
Total 104-01-550.310 MATERIALS & SUPPLIES:					113.94	.00
104-01-550.360 UTILITIES-ELEC./TELE./GARBAGE						
104-01-550.360 UTILITIES-ELEC./TELE./GARBAGE	Omaha Public Power Distri	Cemetery electrical service charge	72426	07/13/2026	46.26	.00
Total 104-01-550.360 UTILITIES-ELEC./TELE./GARBAGE:					46.26	.00
104-01-550.380 TOOLS						
104-01-550.380 TOOLS	Bomgaars	hose reel cart	27448571	07/13/2026	99.99	.00
Total 104-01-550.380 TOOLS:					99.99	.00
104-01-554.620 LAND MAINTENANCE						
104-01-554.620 LAND MAINTENANCE	Bomgaars	weed spray	10401554620	07/15/2026	239.96	.00
104-01-554.620 LAND MAINTENANCE	Bomgaars	round-up weed spray	27440225	06/23/2026	319.97	.00
Total 104-01-554.620 LAND MAINTENANCE:					559.93	.00
Total CEMETERY FUND:					820.12	.00
FIRE FUND						
106-01-554.630 BUILDING MAINTENANCE						
106-01-554.630 BUILDING MAINTENANCE	Jackson Services, Inc.	Fire Hall mop, towels, mats	5870271	07/21/2026	137.76	.00
Total 106-01-554.630 BUILDING MAINTENANCE:					137.76	.00
106-01-554.640 CAR/TRUCK MAINTENANCE						
106-01-554.640 CAR/TRUCK MAINTENANCE	Bomgaars	stainless bolts	27446786	07/08/2026	51.18	.00
Total 106-01-554.640 CAR/TRUCK MAINTENANCE:					51.18	.00
106-01-940.710 VEHICLES						
106-01-940.710 VEHICLES	Rosenbauer	Pumper Truck final payment	88720-1	07/02/2026	536,272.00	.00
Total 106-01-940.710 VEHICLES:					536,272.00	.00
Total FIRE FUND:					536,460.94	.00
LIBRARY FUND						
108-01-550.310 MATERIALS & SUPPLIES						
108-01-550.310 MATERIALS & SUPPLIES	Eakes Office Solutions	towels, trash bags	9367859-0	07/16/2026	181.26	.00
108-01-550.310 MATERIALS & SUPPLIES	Simons Home Store	canned air, soap	A343282	07/16/2026	14.98	.00

GL Account and Title	Vendor Name	Description	Invoice Number	Invoice Date	Net Invoice Amount	Amount Paid
Total 108-01-550.310 MATERIALS & SUPPLIES:					196.24	.00
108-01-550.360 UTILITIES-ELEC./TELE./GARBAGE						
108-01-550.360 UTILITIES-ELEC./TELE./GARBAGE	Charter Communications	Acct # 116378301 Library Internet	116378301070	07/01/2026	124.98	.00
Total 108-01-550.360 UTILITIES-ELEC./TELE./GARBAGE:					124.98	.00
108-01-550.560 BOOKS						
108-01-550.560 BOOKS	Ingram	books	97768452	07/09/2026	25.53	.00
108-01-550.560 BOOKS	Ingram	books	97830246	07/12/2026	59.70	.00
108-01-550.560 BOOKS	Ingram	books	97954802	07/17/2026	19.67	.00
108-01-550.560 BOOKS	Ingram	books	97954803	07/17/2026	190.27	.00
108-01-550.560 BOOKS	Ingram	books	97983524	07/20/2026	48.68	.00
Total 108-01-550.560 BOOKS:					343.85	.00
108-01-550.570 PERIODICALS						
108-01-550.570 PERIODICALS	WT.Cox Information Servic	periodical subscription service - various magazines	3167156	07/20/2026	245.21	.00
Total 108-01-550.570 PERIODICALS:					245.21	.00
108-01-554.630 BUILDING MAINTENANCE						
108-01-554.630 BUILDING MAINTENANCE	Jackson Services, Inc.	Library Mats	5864820	07/14/2026	26.39	.00
Total 108-01-554.630 BUILDING MAINTENANCE:					26.39	.00
Total LIBRARY FUND:					936.67	.00
FEDERAL GRANT FUND (HSG REHAB)						
109-01-550.900 GRANT/LOAN EXPENSE						
109-01-550.900 GRANT/LOAN EXPENSE	Southeast Nebraska Devel	General admin for CDBG grant project	B25PP012GA-	12/31/2025	490.00	.00
109-01-550.900 GRANT/LOAN EXPENSE	Southeast Nebraska Devel	General admin for CDBG grant project	B25PP012GA-	01/31/2026	1,015.00	.00
109-01-550.900 GRANT/LOAN EXPENSE	Southeast Nebraska Devel	General admin for CDBG grant project	B25PP012GA-	02/28/2026	245.00	.00
109-01-550.900 GRANT/LOAN EXPENSE	Southeast Nebraska Devel	General admin for CDBG grant project	B25PP012GA-	03/31/2026	303.33	.00
109-01-550.900 GRANT/LOAN EXPENSE	Southeast Nebraska Devel	General admin for CDBG grant project	B25PP012GA-	05/31/2026	140.00	.00
Total 109-01-550.900 GRANT/LOAN EXPENSE:					2,193.33	.00
Total FEDERAL GRANT FUND (HSG REHAB):					2,193.33	.00
BUILDING & ZONING FUND						
115-01-550.980 OCCUPANCY CERT DEP REFUND						
115-01-550.980 OCCUPANCY CERT DEP REFUND	On Center Construction	refund occupancy 731 W 24th Circle B-75-25	B-75-25	10/24/2025	500.00	.00
Total 115-01-550.980 OCCUPANCY CERT DEP REFUND:					500.00	.00
Total BUILDING & ZONING FUND:					500.00	.00
EMS						
121-01-550.355 MEDICAL SUPPLIES						
121-01-550.355 MEDICAL SUPPLIES	BoundTree Medical LLC	Medical supplies	86284527	07/20/2026	160.80	.00

GL Account and Title	Vendor Name	Description	Invoice Number	Invoice Date	Net Invoice Amount	Amount Paid
121-01-550.355 MEDICAL SUPPLIES	BoundTree Medical LLC	Medical supplies	86284528	07/20/2026	215.99	.00
121-01-550.355 MEDICAL SUPPLIES	BoundTree Medical LLC	Medical supplies	86288114	07/22/2026	49.29	.00
Total 121-01-550.355 MEDICAL SUPPLIES:					426.08	.00
Total EMS:					426.08	.00
CHESTNUT STREET PROJECT						
122-01-130.010 OPERATING - INVESTMENTS						
122-01-130.010 OPERATING - INVESTMENTS	First Bank of Nebraska	Chestnut Street Revenues - CD	72426	07/24/2026	173,810.96	173,810.96
Total 122-01-130.010 OPERATING - INVESTMENTS:					173,810.96	173,810.96
Total CHESTNUT STREET PROJECT:					173,810.96	173,810.96
Grand Totals:					1,042,628.97	173,810.96

Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

**CITY OF WAHOO
APPLICATION FOR CHANGE OF ZONING**

Applicant's Name Ronald R. Giesselmann
Applicant's Address 2419 N. Main St. Fremont, NE. 68025
Phone Number(s): 402-721-1185
Address or location of property to be rezoned Area of County Roads 15+00'

Legal description of property to be rezoned See attachment.

Area of property (Sq Ft or Acres) 6.43 acres

Current use of property crop farm

Proposed use of property residential

Present zoning agriculture Requested zoning residential

Current zoning and use of adjoining properties:

North: agriculture South: agriculture

East: agriculture West: agriculture

Designated use of property on Future Land Use Map and Wahoo Comprehensive plan: Residential

Applicant must furnish a survey plat of property proposed to be rezoned, and site plan showing existing and proposed structures, easements, water courses, curb cutbacks, etc.

Under the provisions of the City of Wahoo Zoning Regulations, the undersigned hereby applies for a change of zoning. This application authorizes representatives of the City of Wahoo to enter the above property for purposes of inspection, examination, and investigation related to this application, and posting of signs as required by Zoning Regulations.

Date: 6.14.26 Signed: Ron Giesselmann
Address: 2415 N. Main St. Owner or authorized agent
Fremont, NE. 68025
Phone: 402-721-1185

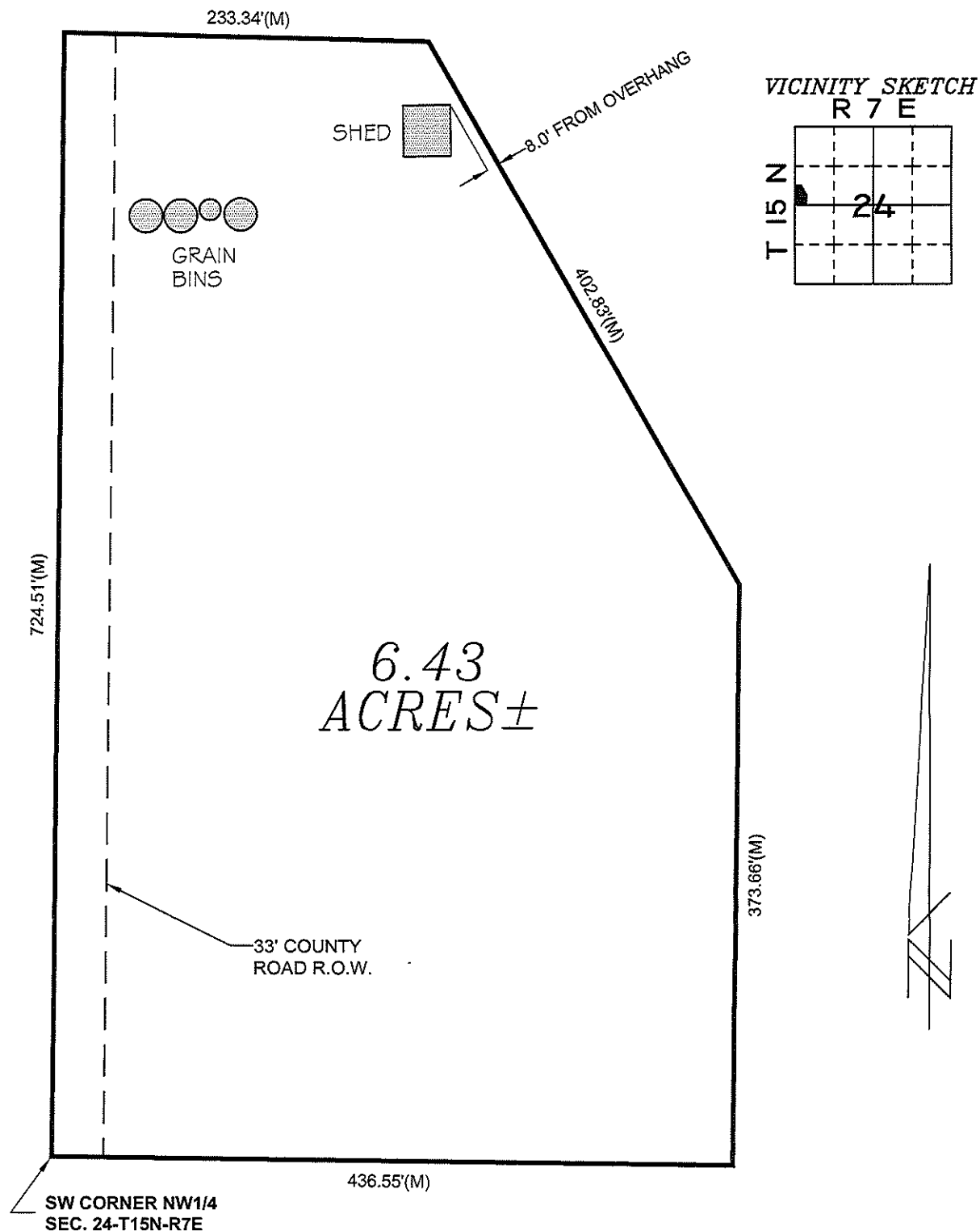
FEE: \$ _____ Receipt # _____

Publication fees will be billed to applicant

Date of Hearing (Planning Commission) _____, 20____. Approved _____ Denied _____

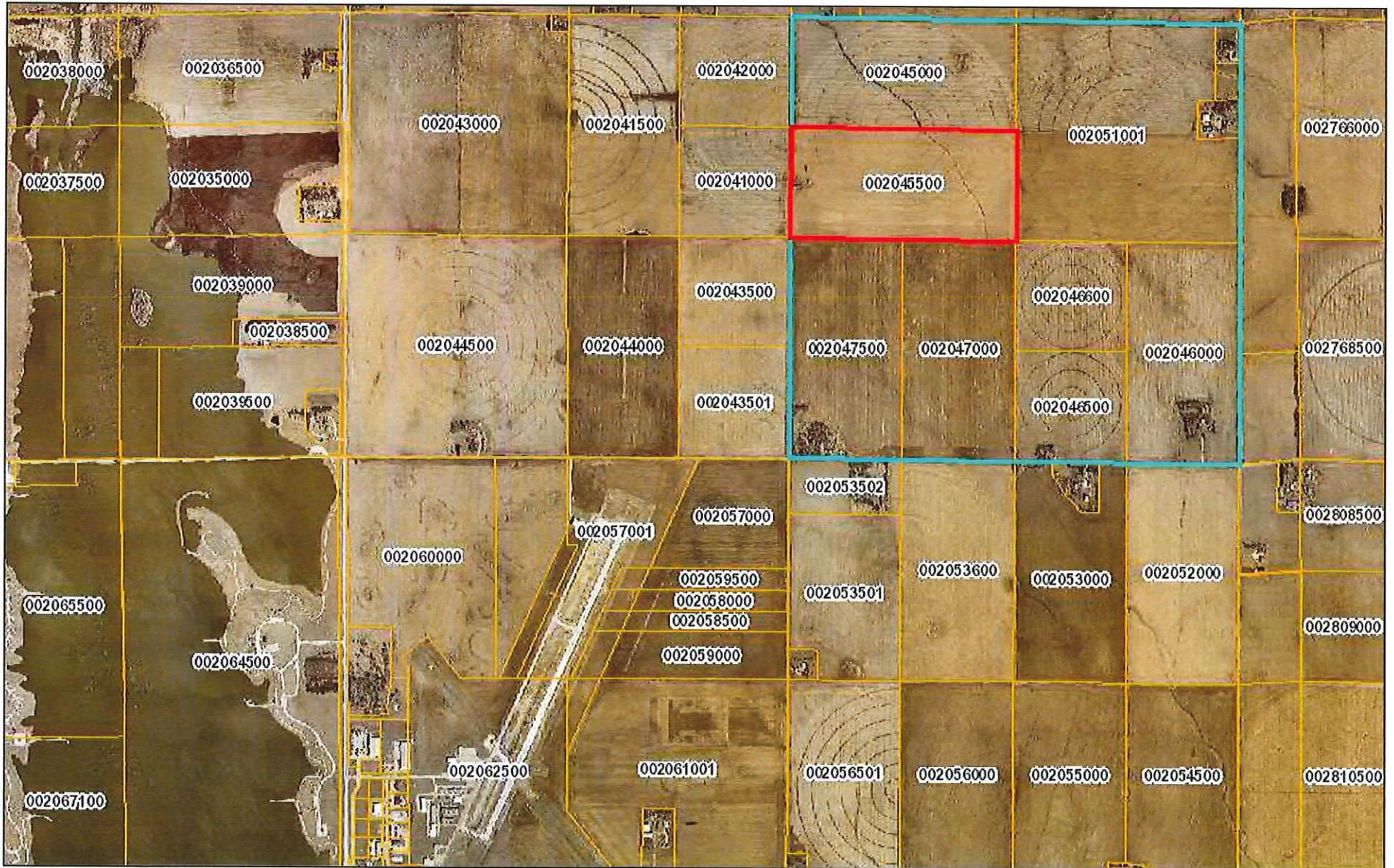
Date of Hearing (City Council) _____, 20____. Approved _____ Denied _____

Zoning Administrator



LEGAL DESCRIPTION:

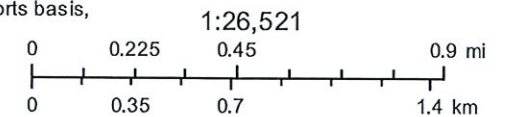
THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 15 NORTH, RANGE 7 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SAUNDERS COUNTY, NEBRASKA, DESCRIBED AS BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 24, THENCE N00°36'08"E, (ASSUMED BEARING), ON THE WEST LINE OF THE NORTHWEST QUARTER, A DISTANCE OF 724.51 FEET; THENCE S88°33'34"E, A DISTANCE OF 233.34 FEET; THENCE S29°41'48"E, A DISTANCE OF 402.83 FEET; THENCE S00°36'08"W, A DISTANCE OF 373.66 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE N89°20'58"W, ON THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, A DISTANCE OF 436.55 FEET TO THE POINT OF BEGINNING; CONTAINING A COMPUTED AREA OF 6.43 ACRES MORE OR



June 29, 2026
21:22 PM

DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

- Parcels
- Sections



ORDINANCE NO. 2505

AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF WAHOO, NEBRASKA, BY CHANGING THE PRESENT ZONING OF THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT:

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 15 NORTH, RANGE 7 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SAUNDERS COUNTY, NEBRASKA

FROM TA – TRANSITIONAL AGRICULTURAL TO LLR – LARGE LOT RESIDENTIAL DISTRICT; THAT THE WAHOO COMPREHENSIVE PLAN, ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AS OF JULY 23, 2010, AS IT PERTAINS TO THE AREA TO BE REZONED, AS AFORENOTED, SHOWS THE FUTURE LAND USE TO BE LOW DENSITY RESIDENTIAL; TO AUTHORIZE THE MAYOR AND THE CLERK OF THE CITY OF WAHOO, NEBRASKA, TO AMEND THE COMPREHENSIVE PLAN AND THE OFFICIAL ZONING MAP OF THE CITY OF WAHOO, PURSUANT TO THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM AND THE EFFECTIVE DATE THEREOF; AND TO PROVIDE THAT THIS ORDINANCE SHALL NOT BE MADE A PART OF THE MUNICIPAL CODE OF THE CITY OF WAHOO, NEBRASKA.

WHEREAS, Ronal Giesselmann, is the owner of the above described real estate, commonly known as 216 W 3rd, and,

WHEREAS, the Mayor and Council of the City of Wahoo, Nebraska, pursuant to Ordinance No. 1886, have adopted zoning for the City of Wahoo, Nebraska, and for that area beyond the corporate limits of the City of Wahoo, but within one mile thereof, said Ordinance known as the Wahoo Zoning Ordinance, and,

WHEREAS, said Wahoo Zoning Ordinance does provide for the Official Zoning Map of the City of Wahoo, Nebraska, and,

WHEREAS, said Wahoo Zoning Ordinance does provide for various zoning districts within the City of Wahoo, Nebraska, and within one mile of the corporate limits of the City of Wahoo, Nebraska, and,

WHEREAS, said Official Zoning Map does indicate that the above described real estate is zoned TA – TRANSITIONAL AGRICULTURAL District, and,

WHEREAS, the owner of said real estate, as above noted, has requested, in writing, that the Mayor and Council of the City of Wahoo, Nebraska, amend the Official Zoning Map of the City of Wahoo, to indicate that the above described real estate be zoned LLR – LARGE LOT RESIDENTIAL, and,

WHEREAS, said written request for zoning change was submitted to the City of Wahoo Planning Commission, and,

WHEREAS, said Planning Commission did submit in writing its recommendation as to said zoning changes, and,

WHEREAS, a notice of said change of zoning, said notice being not less than 18 inches in height and 24 inches in width with a white or yellow background and black letters not less than 1 ½ inches in height, was posted upon the above described real estate such that it was easily visible from the street nearest said real estate, said notice having been posted at least ten (10) days prior to the date of this hearing, and,

WHEREAS, the Mayor and Council of the City of Wahoo, Nebraska have held a public hearing on said request for change of zoning,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

Section 1. That the findings herein above made should be, and they hereby are made a part of this Ordinance as wholly as if set out at length herein.

Section 2. That the Official Zoning Map of the City of Wahoo, Nebraska, be amended, as to the following described real estate, to wit:

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 15 NORTH, RANGE 7 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SAUNDERS COUNTY, NEBRASKA

from TA – TRASITIONAL AGRICULTURAL TO LLR – LARGE LOT RESIDENTIAL

Section 4. That the Mayor of the City of Wahoo, Nebraska, and the Clerk of the City of Wahoo, Nebraska, be authorized to amend the Official Zoning Map of the City of Wahoo, Nebraska, pursuant to this Ordinance.

Section 5. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Mayor and Council of the City of Wahoo, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 6. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 7. That this Ordinance shall be published within the first fifteen days after its passage and approval in pamphlet form within the City of Wahoo, Nebraska, and shall be effective on the fifteenth day from and after its passage, approval, and publication according to law.

Section 8. That this Ordinance shall not be made a part of the Municipal Code of the City of Wahoo, Nebraska.

PASSED AND APPROVED this 28 day of July 2026.

CITY OF WAHOO, NEBRASKA

By: _____
Gerald D. Johnson, Its Mayor

ATTEST:

Christina Fasel, City Clerk

(SEAL)

ORDINANCE NO. 2506

AN ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, TO AMEND ORDINANCE NO. 1886, KNOWN, AND CITED, AS THE ZONING ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, ADOPTED JANUARY 27, 2005, BY THE AMENDMENT OF SECTION 2.03 Definitions – 2.03.160 Dwelling, single family, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST FIFTEEN (15) DAYS AFTER ITS PASSAGE AND APPROVAL, IN PAMPHLET FORM, IN THE CITY OF WAHOO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW, AND AS PROVIDED HEREIN; AND THAT IT IS THE INTENTION OF THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AND IT IS HEREBY ORDAINED, THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE ZONING ORDINANCE OF THE CITY OF WAHOO, NEBRASKA, AND THAT THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, on January 27, 2005, the Mayor and Council of the City of Wahoo, Nebraska, did adopt Ordinance No. 1886, known and cited as the Zoning Ordinance of the City of Wahoo, Nebraska, and,

WHEREAS, an application for amendment of zoning regulation text has been filed by JEO Investments, Inc. to amend the Zoning Regulations to provide for an amendment to the R-3 Zoning District regarding lot area and lot width, and,

WHEREAS, the Wahoo Planning Commission did hold a public hearing upon said proposed changes and has submitted, in writing, its recommendations to the Mayor and Council of the City of Wahoo, and,

WHEREAS, it is in the best interests of the citizens of the City of Wahoo, Nebraska, that language to amend the Section 2.03 Definitions – 2.03.160 Dwelling, single family in the Zoning ordinance of the City of Wahoo, Nebraska, as set forth herein,

WHEREAS, notice of said proposed changes was given by publication in the Wahoo Newspaper, a newspaper of general circulation in Wahoo, at least one time ten days prior to the hearing upon said changes,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

1. That the findings hereinabove should be and are hereby made a part of this Ordinance as fully as if set out at length herein.

2. That Section 2.03 Definitions – 2.03.160 Dwelling, single family shall be amended to add the following language and that sections of said ordinance may be renumbered to accomplish such amendment:

DWELLING, SINGLE FAMILY a building having accommodation for or occupied exclusively by one family which meet all the following standards:

1. The home shall have no less than 900 square feet of floor area, above grade, for single story construction; a minimum of 50 percent of the total square foot area must be habitable.
2. The home shall have no less than an 18-foot exterior width;
3. The roof shall be pitched with a minimum vertical rise of two and one-half inches for each 12 inches of horizontal run;
4. The exterior material shall be of a color, material and scale comparable with those existing in residential site-built, single-family construction; and shall not include vertical metal wall panels
5. The home shall have a non-reflective roof material that is or simulates asphalt or wood shingles, tile, or rock. Said roof may be finished in metal provided it is non-reflective and meets standards established for residential or commercial use;
6. The home shall be placed on a continuous permanent foundation and have wheels, axles, transporting lights, and removable towing apparatus removed, and
7. The home shall meet and maintain the same standards that are uniformly applied to all single-family dwellings in the zoning district.
8. Permanent foundation: Base on which building rests to be constructed from either poured concrete or laid masonry block or brick on a footing to be placed a minimum of 42 inches below the final ground level.

3. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Mayor and Council of the City of Wahoo, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

4. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

5. That this Ordinance shall be published within the first fifteen (15) days after its passage and approval in pamphlet form within the City of Wahoo, Nebraska, and shall be effective on the fifteenth (15th) day from and after its passage, approval, and publication according to law.

6. That the provisions of this Ordinance shall become and be made a part of the Zoning Ordinance of the City of Wahoo, Nebraska, and that the Sections of this Ordinance may be renumbered to accomplish such intention.

PASSED AND APPROVED this 28 day of July 2026.

CITY OF WAHOO, NEBRASKA

By:

Gerald D. Johnson, Its Mayor

ATTEST:

Christina Fasel, Its Clerk

(SEAL)

ORDINANCE NO. 2429

AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO APPROVE AN ORDINANCE PERMITTING THE USE OF ALL-TERRAIN AND UTILITY-TYPE VEHICLES WITHIN THE CORPORATE LIMITS OF THE CITY OF WAHOO UNDER TERMS SPECIFICIED HEREIN; TO PROVIDE THAT THE MAYOR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE CITY OF WAHOO, NEBRASKA, ARE AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, OR PROVISION OR PORTION OF THIS ORDINANCE FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST FIFTEEN (15) DAYS AFTER ITS PASSAGE AND APPROVAL IN PAMPHLET FORM, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW, AND AS PROVIDED HEREIN; AND THAT IT IS THE INTENTION OF THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AND IT IS HEREBY ORDAINED, THAT THE PROVISIONS OF THIS ORDINANCE SHALL NOT BECOME AND BE MADE A PART OF THE WAHOO MUNICIPAL CODE OF THE CITY OF WAHOO, NEBRASKA.

WHEREAS, a number of citizens of the City of Wahoo, Nebraska, have requested the City to adopt regulations allowing the use of All-Terrain, Utility-Type Vehicles within the corporate limits of the City of Wahoo, Nebraska, and,

WHEREAS, Neb. Rev. Stat. § 60-6,356(7) gives cities the authority to adopt ordinances relating to use of All-Terrain and Utility-Type Vehicles, and,

WHEREAS, Title VII: TRAFFIC Code; Chapter 70 GENERAL PROVISIONS; Section 70.03 currently provides a process from which an off-road designed vehicle shall be permitted to operate within the City of Wahoo, and,

WHEREAS, the Mayor and Council of the City of Wahoo, Nebraska, are willing to permit the use of All-Terrain and Utility-Type Vehicles within the corporate limits of the City of Wahoo, subject to certain conditions as contained herein, and,

WHEREAS, the Mayor and Council of the City of Wahoo, Nebraska, deem the adoption of this Ordinance to be in the best interests of the citizens of the City of Wahoo, Nebraska, and,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

1. That the findings herein above made should be and are hereby made a part of this Ordinance as fully as if set out at length herein.

2. That Title VII: TRAFFIC Code; Chapter 70 GENERAL PROVISIONS; Section 70.03 shall be amended to read as follows:

(A) ATVs and UTVs; DEFINITIONS

- (1) All-Terrain Vehicle (ATV) is defined pursuant to Neb. Rev. Stat. § 60-103 and means any motorized off-highway vehicle which: (a) is fifty inches (50") or less in width, (b) has a dry weight of twelve hundred (1,200) pounds or less, (c) travels on four (4) or more non-highway tires, and (d) is designed for operator use only with no passengers or is specially designed by the original manufacture for the operator and one (1) passenger. ATVs are declared to be motor vehicles subject to Nebraska Rules of the Road and traffic laws in addition to this Chapter.
- (2) Utility-Type vehicle (UTV) is defined pursuant to Neb. Rev. Stat. § 60-135.01 and means any motorized off-highway device which (a) is seventy-four inches (74") in width or less, (b) is not more than one hundred eighty inches (180"), including the bumper, in length, (c) has a dry weight of two thousand (2,000) pounds or less, and (d) travels on four (4) or more non-highway tires. UTV does not include ATVs, golf car vehicles, or low-speed vehicles as the same are defined by Nebraska law. UTVs are declared to be motor vehicles subject to Nebraska Rules of the Road and traffic laws in addition to this Chapter.

(B) ATVs and UTVs; OPERATION AND EQUIPMENT

An ATV or UTV may be operated upon city streets and highways within the corporate limits of the City only if the operator and vehicle is in compliance with the following provisions in addition to the Nebraska Rules of the Road and City Codes:

1. Such ATV or UTV must be registered with City Hall as provided in this Chapter, unless the same is owned by the City itself.
2. An ATV or UTV shall not be operated at a speed faster than thirty (30) miles per hour or the posted speed limit, whichever is less. When in operation, the headlights and taillights of the vehicle shall be on.
3. Any person operating an ATV or UTV as authorized by this Code shall:
 - a. Have a valid Class O operator's license as provided for in Neb. Rev. Stat. § 60-4,126;
 - b. Have liability insurance coverage for the ATV or UTV while in operation upon a street or highway and provide such insurance proof of coverage upon the demand of any peace officer requesting such proof within five (5) days of such request; such insurance shall be within the limits stated in Neb. Rev. Stat. § 60-509, as amended from time to time;

c. Only operate such ATV or UTV between sunrise and sunset.

d. Only operate such ATV or UTV between sunset and sunrise if:

(A) The headlight for the all-terrain vehicle or utility-type vehicle displays a white light and: (1) For multiple beam headlights, the upper beam sufficiently illuminates any person, vehicle, or substantial object at a distance of at least one hundred feet in front of the all-terrain vehicle or utility-type vehicle, and the lowermost beam sufficiently illuminates any person, vehicle, or substantial object at a distance of at least fifty feet in front of the all-terrain vehicle or utility-type vehicle; and (2) For single beam headlights, the headlight sufficiently illuminates any person, vehicle, or substantial object at a distance of at least one hundred feet in front of the all-terrain vehicle or utility-type vehicle, and the high intensity portion of the light does not project higher than the level of the center of the headlight; and

e. (B) The taillight for the all-terrain vehicle or utility-type vehicle displays a red light that is plainly visible from a distance of five hundred feet behind the all-terrain vehicle or utility-type vehicle.

d.e. Only operate such ATV or UTV less than 30 MPH

e.f. Only have as many riders as the manufacturers intended.

4. Every ATV and UTV shall be equipped with:

- a. A braking system maintained in good operating condition;
- b. An adequate muffler system in good working condition and without a cutout, bypass or similar device, or any modifications to the muffler system which increases the volume of the noise of the exhaust system. No portion of the system shall be permitted to contact the ground when weighted by its operator;
- c. A United States Forest Service-qualified spark arrester;
- d. Headlights, taillights, and break lights;
- e. Equipped with a safety flag which extends no less than five (5) feet above the ground and is attached to the rear of such vehicle. The flag shall be day-glow in color, triangular in shape, and of a size with an area of not less than thirty (30) square inches.

(C) ATVs and UTVs; Usage in Parades; Usage on Public Roads, Sidewalks and Trails.

ATVs and UTVs may be operated without complying with this section only: (1) during parades which have been authorized by the State or any department, board, commission, or political subdivision of the State, (2) if the operation is removing snow from driveways or sidewalks within 48 hours after cessation of a snow storm, or (3) on public trails and

streets only if engaged by the public entity for snow removal.

(D) ATVs and UTVs; Controlled-Access Highways and Off-Limit Streets.

An ATV or UTV shall not be operated on any controlled-access highway with more than two (2) marked traffic lanes,

Unless engaged by the City for municipal government purposes, it shall be unlawful to operate an ATV or UTV anywhere on. Provided, however, the crossing of said streets shall be permissible subject to the restrictions identified herein.

(E) ATV and UTV; Crossing Highways

For the purpose of this Article, the crossing of a highway shall be permitted only if:

1. The crossing is made at an angle of approximately ninety degrees (90°) perpendicular to the direction of travel being made on such highway and at a place where no obstruction prevents a timely and safe crossing;
2. The vehicle is brought to a complete stop before crossing shoulder or roadway of said highway;
3. The operator yields the right of way to all traffic which constitutes an immediate or potential hazard;
4. In crossing a divided highway, the crossing shall only be made at an intersection of another highway or roadway; and,
5. Both headlights and taillights must be on when crossing is made.

(F) ATV and UTV; Registration.

Only ATVs or UTVs registered with City Hall or owned by the City shall be authorized for operation on streets or highways within the corporate limits of the City. A registration sticker shall be issued by City Hall upon the owner submitting the following:

1. Certification from the Wahoo Police Department stating that the ATV or UTV has been inspected and is in compliance with the equipment requirements identified by City Code.
2. Proof of liability insurance coverage for the vehicle specifically listing the vehicle as referenced by year, make, model, and serial number; and,
3. A one hundred dollar (\$100.00) annual fee for registration of the vehicle.

The registration sticker shall entitle the vehicle to be operated on the streets and highways of the City as provided by Code during the calendar year of issuance. The annual fee will not be prorated and is not transferrable. No refunds shall be allowed for any reason. Registration will expire on December 31 of each year.

A reflecting, self-destructing sticker with an assigned number will be provided to the registering owner upon registration of such vehicle at City Hall. This registration sticker shall be affixed on the vehicle's lower driver's side windshield if equipped, or if the vehicle is not equipped with a windshield, then the sticker shall be affixed on the driver's side front of such vehicle. A duplicate sticker at a cost of twenty-five dollars (\$25.00) may be issued by City Hall in the event of a lost or destroyed registration sticker.

(G) ATV and UTV; Dealer Registration.

A dealer of ATVs or UTVs located within the City shall make application to City Hall for a dealer registration sticker, in lieu of registering each ATV and UTV which the dealer owns, to be used solely for the purposes of transporting, testing, demonstrating, or use in the daily use and conduct of business of the dealer.

A dealer registration sticker shall be issued upon the dealer submitting the following:

1. Certification from the dealer stating that ATVs and UTVs to be operated in accordance with the dealer registration sticker comply with the equipment requirements identified by City Code;
2. Proof of liability insurance coverage for the fleet of ATVs and UTVs to be operated pursuant to this Section;
3. A three hundred dollar (\$300.00) annual fee is paid for the dealer registration sticker.

Displaying the dealer registration sticker entitles the vehicle to be operated as provided by City Code on the streets and highways of the City during the calendar year of issuance of the dealer registration sticker for uses described in this Section. The annual fee shall not be prorated and no refunds will be allowed for any reason. A dealer registration sticker may be allowed to be placed on a placard or other item so as to allow for its transferability from vehicle to vehicle and shall be displayed upon the vehicle during its operation. A duplicated dealer registration sticker at a cost of twenty-five (\$25.00) may be issued by City Hall in the event of a lost or destroyed dealer registration sticker.

(H) ATV and UTV; Accident; Report Required.

If an accident involving an ATV or UTV results an injury to any person resulting in the examination or treatment of the injured person by a physician, or results in the death of any person, then the operator of each ATV or UTV involved in the accident shall give notice of the accident in the same manner as provided in Neb. Rev. Stat. § 60-699.

(I) ATV and UTV; Penalty; Impoundment.

Any person who violates any provision of this Article or violates the provisions defined by Chapter 39 or Chapter 60 of the Revised Statutes of Nebraska while operating an ATV

or UTV shall be subject to the penalties under the provisions of Chapter 39 and Chapter 60 of the Revised Statutes of Nebraska and additionally all City-issued registrations for all of the operator's and the owner's ATVs and UTVs shall be revoked as follows:

1. For the operator's first offense, the operator shall be fined two hundred dollars (\$200.00);
2. For the operator's second offense occurring within two (2) years of the first offense, the operator shall be fined four hundred dollars (\$400.00)
3. For the operator's third offense occurring within two (2) years of the first offense, the operator shall be fined four hundred dollars (\$400.00), impoundment of vehicle, and all City-issued registrations of both the operator and the owner shall be revoked for a period of two (2) years from the date of offense.
4. For the operator's fifth offense occurring within five (5) years of the first offense, all City-issued registrations of both the operator and the owner shall be revoked for a period of ten (10) years from the date of offense.

3. That the Mayor and the appropriate department, whether one or more of the City of Wahoo, Nebraska, are hereby authorized and directed to implement this Ordinance, to include, but not be limited to, the filing of a certified copy of this Ordinance with the Saunders County Register of Deeds.

4. That should any section, paragraph, sentence, or word of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of the Mayor and Council of the City of Wahoo, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

5. That all Ordinances or parts of Ordinances passed and approved prior to the passage, approval and publication of this Ordinance and in conflict herewith, are hereby repealed.

6. That this Ordinance shall be published within the first fifteen days after its passage and approval, in pamphlet form, and shall be in full force and be effective on June 1, 2023, from and after its passage and approval, and publication, as provided herein.

7. That it is the intention of the Council and Mayor of the City of Wahoo, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Wahoo Municipal Code of the City of Wahoo, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

PASSED AND APPROVED this 25th day of April 2023.

CITY OF WAHOO, NEBRASKA

BY:

Gerald D. Johnson, Its Mayor

ATTEST:

Christina Fasel, Its Clerk
(SEAL)

1st reading: March 14, 2023
2nd reading: March 28, 2023
3rd reading: April 25, 2023

ORDINANCE NO. 2508

AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO AMEND TITLE VII: TRAFFIC CODE, CHAPTER 70. GENERAL PROVISIONS, SECTION 70.04 OFF STREET PARKING, OF THE WAHOO MUNICIPAL CODE, AND IN PARTICULAR, THE PORTION THEREOF PERTAINING TO DOWN TOWN PARKING; TO PROVIDE THAT THE MAYOR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE CITY OF WAHOO, NEBRASKA, ARE AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, OR PROVISION OR PORTION OF THIS ORDINANCE FOUND UNCONSTITUTIONAL OR INVALID; TO PROVIDE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST FIFTEEN (15) DAYS AFTER ITS PASSAGE AND APPROVAL, IN PAMPHLET FORM, IN THE CITY OF WAHOO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW, AND AS PROVIDED HEREIN; AND THAT IT IS THE INTENTION OF THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AND IT IS HEREBY ORDAINED, THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF WAHOO MUNICIPAL CODE, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, on January 24, 2002, the Mayor and Council of the City of Wahoo, Nebraska, did adopt the Wahoo Municipal Code, and,

WHEREAS, Title VII: TRAFFIC CODE, CHAPTER 70. GENERAL PROVISIONS, Section 70.04 Off Street Parking, sets forth the statute for on-street parking, Nebraska, and,

WHEREAS, it is in the best interest of the citizens of the City of Wahoo, Nebraska, that the portion of said Section pertaining to on-street parking be amended by expanding the limits of permitted on-street parking.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, AS FOLLOWS:

1. That the findings hereinabove should be and are hereby made a part of this Ordinance as fully as if set out at length herein.

2. That Title VII: TRAFFIC CODE, CHAPTER 70. GENERAL PROVISIONS, Section 70.04 Off Street Parking be amended as follows:

§ 70.04 OFF STREET PARKING.

(A) VEHICLE shall mean every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved solely by human power or used exclusively upon stationary rails or tracts.

(B) All residents of the city, during the hours specified herein, shall provide facilities on the real estate upon which they reside, to include that portion of the street adjacent thereto between the curb lines and the adjacent property lines, denoted as SIDEWALK SPACE, and as defined in § 95.030, for parking of vehicles which they own and/or operate and/or control, without parking said vehicle on a sidewalk in violation of Neb. RS 60-6,166(1)(a)(ii).

(C) No person shall park any vehicle on the traveled portion of streets in the city, between the hours of midnight and 5:00 a.m., Sunday through Saturday, inclusive, except for the following areas in which parking shall be prohibited between the hours as indicated, Sunday through Saturday, inclusive:

- (1) Between 2:00 a.m. and 6:00 a.m.:
 - (a) Broadway Street from the intersection of 4th Street to the intersection of 7th Street;
 - (b) Linden Avenue from the intersection of 4th Street to the intersection of 7th Street;
 - (c) 4th Street from the intersection of Beech Street to the intersection of Maple Street;
 - (d) 5th Street from the intersection of Beech Street to the intersection of Chestnut Street;
 - (e) South side of 5th Street from the intersection of Chestnut Street to the intersection of Walnut Street;
 - (f) 6th Street from the intersection of Beech Street to the intersection of Maple Street;
 - (g) 7th Street from the intersection of Linden Avenue to the intersection of Broadway Street.
- (2) Between midnight and 6:00 a.m.:
 - (a) 4th Street from the intersection of Orange Street to the intersection of Beech Street;
 - (b) Beech Street from the intersection of 4th Street to the intersection of 5th Street;
 - (c) Elm Street from the intersection of 4th Street to the intersection of 5th Street.

(D) Residents and/or non-residents of the city may obtain permission for, utilize on-street parking, as an exception to this section, in the following instances:

- (a) At any location within the City Limits of Wahoo, except as expressly prohibited in §70.06 for a period of time not to exceed 24 hours as an exception to this section, with permission to be obtained in advance from the Police Department;
- (b) In public parking stalls located either within or adjacent to the downtown area as determined appropriate by the City Administrator, provided the necessary permit, as described in the following section, has been obtained from the City of Wahoo City Clerk's Office;

(E) The City Clerk's office shall issue annual parking permits granting permission to park in the areas as described in §70.04(D)(b) based on the following qualifications:

(a) Parking permits (Downtown Residential Parking Permit) shall be made available to the property owners and/or tenants of residential units (as permitted by City of Wahoo Zoning Regulations) located in the downtown area, with one permit available per sleeping unit of each residential unit. Property owners and/or tenants shall provide the City of Wahoo Police Department with information on each user of a permit, including changes to the user of any permit as may occur from time-to-time. Information to be provided shall include name and address of the permit users, vehicle make, model and license plate of each vehicle to be parked in the designated area; and contact information for each user to contact vehicle owners in the event of a snow, utility, or other emergency.

(b) Each Downtown Residential Parking Permit shall require an annual fee paid to the City Clerk's Office before issuance of the permit of an amount to be set by resolution.

(c) Permits shall be issued based on a calendar year and shall expire each year on December 31;

(d) The permit shall be issued by the City Clerk's Office in the form of a hanging tag that shall be placed on the rear-view mirror of any vehicle parking in a designated area.

(E) Any vehicle for which city parking citations have been issued previously and for which ten or more citations are currently outstanding, meaning the citations have not been disposed of by payment of the administrative fee and fine, final court action, or by dismissal, shall be deemed to be illegally parked and subject to removal as set forth in § 70.24. Prior to the release of any vehicle removed pursuant to this section, all outstanding citations must be paid for, in full.

3. That the Mayor and the appropriate Department, whether one or more, of the City of Wahoo, Nebraska, are authorized and directed to implement this Ordinance.

4. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason be invalid, it is the intent of Mayor and Council of the City of Wahoo, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

5. That all ordinances or parts of ordinances passed and approved prior to the passage, approval, and publication of this Ordinance and in conflict herewith, are hereby repealed.

6. That this Ordinance shall be published within the first fifteen days after its passage and approval in pamphlet form within the City of Wahoo, Nebraska, and shall be effective on the fifteenth day from and after its passage and approval as provided by law.

7. That the provisions of this Ordinance shall become and be made a part of the Wahoo Municipal Code and the sections of this Ordinance may be renumbered to accomplish such intention.

PASSED AND APPROVED this day of , 2026.

CITY OF WAHOO, NEBRASKA

By: _____
Gerald D. Johnson, Its Mayor

ATTEST:

Christina Fasel, Its Clerk
(SEAL)

ORDINANCE NO. 2509

AN ORDINANCE OF THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA, TO VACATE A PORTION OF AN ALLEY, SAID PUBLIC WAY TO BE VACATED BEING DESCRIBED AS FOLLOWS: THE SOUTH THREE FOOT OF THE PLATED ALLEY BETWEEN NINTH STREET AND TENTH STREET ALLEYS CONNECTING SYCAMORE AND WALNUT STREETS LOCATED IN BLOCK 6, WAHLSTROMS ADDITION TO THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA; AND TO RETAIN A UTILITY AND INGRESS-EGRESS EASEMENT-OWNERSHIP IN FAVOR OF THE CITY OF WAHOO, NEBRASKA, FOR THE PURPOSE OF INGRESS AND EGRESS OVER, ACROSS, AND UNDER THE ABOVE-DESCRIBED REAL ESTATE AND FOR THE PURPOSE OF SURVEYING, CONSTRUCTING, RELOCATING, ALTERING, INSPECTING, REPAIRING, REPLACING, ADDING TO, MAINTAINING AND OPERATING, AT ANY TIME, UTILITIES OR ANY OTHER PHYSICAL CITY IMPROVEMENT, WITH APPURTENANCES AND ACCESSORIES THERETO, THEREIN OR IN THE FUTURE LOCATED THEREIN; TO APPROVE THE WAIVER OF THE APPOINTMENT OF A SPECIAL COMMISSION TO ASCERTAIN THE AMOUNT OF SPECIAL DAMAGES TO THE ABUTTING PROPERTY OWNERS OF THE VACATED ALLEY AS CONTAINED WITHIN §95.067 OF THE WAHOO MUNICIPAL CODE; TO PROVIDE THAT THE MAYOR AND COUNCIL AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE CITY OF WAHOO, NEBRASKA, SHALL BE AUTHORIZED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION HEREOF FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST FIFTEEN DAYS AFTER ITS PASSAGE AND APPROVAL IN PAMPHLET FORM IN THE CITY OF WAHOO, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW AND AS PROVIDED HEREIN; AND TO PROVIDE THAT THE PROVISIONS OF THIS ORDINANCE SHALL NOT BECOME A PART OF THE WAHOO MUNICIPAL CODE OF THE CITY OF WAHOO, NEBRASKA.

WHEREAS, it has been determined by the Mayor and Council of the City of Wahoo, Nebraska, that it is expedient for the public good or in the best interest of the City of Wahoo, Nebraska, that the hereinafter described Alley be vacated, to wit:

THE SOUTH THREE FOOT OF THE PLATED ALLEY BETWEEN NINTH ~~STREET~~ AND TENTH ~~STREET~~~~ALLEYS~~ CONNECTING SYCAMORE ~~STREET~~ AND WALNUT ~~STREET~~~~ALLEYS~~ LOCATED IN BLOCK 6, WAHLSTROMS ADDITION TO THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA

and,

WHEREAS, the City of Wahoo, Nebraska, does desire to retain the right, on behalf of the City of Wahoo, Nebraska, and its franchisees, to maintain ~~an easement~~~~ownership~~ for ~~the~~ right of ingress and egress ~~and~~ for the purpose of surveying, constructing, reconstructing, relocating, altering, inspecting, repairing, replacing, adding to, maintaining and operating, at any time, utilities or any other physical city improvement, with appurtenances and accessories thereto, now located and which may be located therein in the future, within said ~~portion of the 14th~~ Alley to be vacated, and

WHEREAS, Section 95.067 (~~BE~~)(2) of the Wahoo Municipal Code ~~provides that the abutting property owners may consent to the action being taken by the City Council and waive their rights relating thereto, which did in this instance occur thus negating the process set forth in Section 95.067(C) requires that the Mayor appoint three, five or seven disinterested residents of the city to a special commission to ascertain the amount of special damages that the abutting property owners are entitled to receive, pursuant to Section 95.067 (D) as a result of the vacation of a public way,~~ and,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAHOO, NEBRASKA, as follows:

Section 1. That the findings hereinabove made should be, and are hereby made a part of this Ordinance as fully as if set out at length herein.

Section 2. That the following Alley shall be vacated, to wit:

THE SOUTH THREE FOOT OF THE PLATED ALLEY BETWEEN NINTH ~~STREET~~ AND TENTH ~~STREET~~~~ALLEYS~~ CONNECTING SYCAMORE AND WALNUT ~~STREETS~~ ~~ALLEYS~~ LOCATED IN BLOCK 6, WAHLSTROMS ADDITION TO THE CITY OF WAHOO, SAUNDERS COUNTY, NEBRASKA

Section 3. That the City of Wahoo, Nebraska, shall retain the right, on behalf of the City of Wahoo, Nebraska, and its franchisees, to maintain ~~an easement~~~~ownership~~ for right of ingress and egress ~~and~~ for the purpose of surveying, constructing, reconstructing, relocating, altering, inspecting, repairing, replacing, adding to, maintaining and operating, at any time, utilities or any other physical city improvement, with appurtenances and accessories thereto, now located and which may be located therein in the future, within said ~~portion of the 14th~~ Alley to be vacated by this Ordinance.

Section 4. That the Clerk of the City of Wahoo, Nebraska, be instructed to file a certified copy of this Ordinance with the Saunders County Register of Deeds within thirty (30) days after the effective date of this Ordinance.

Section 6. That the Mayor and Council of the City of Wahoo, Nebraska, its Clerk, and any other department, whether one or more, of the City of Wahoo, Nebraska, are hereby authorized and directed to implement this Ordinance.

Section 7. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Mayor and Council of the City of

Wahoo, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 8. That all Ordinances and parts of Ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 9. That this Ordinance shall be published within the first fifteen (15) days after its passage and approval in pamphlet form, and shall be effective the 15th day from and after it is passage, approval, and publication as provided herein.

Section 10. That it is the intention of the Mayor and Council of the City of Wahoo, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall not become a part of the Wahoo Municipal Code of the City of Wahoo, Nebraska.

PASSED AND APPROVED this 28th day of July, 2026.

CITY OF WAHOO

By:

Gerald D. Johnson, Its Mayor

ATTEST:

Christina Fasel, Its Clerk

(SEAL)