

VILLAGE OF GILTNER, NEBRASKA

CODE OF ORDINANCES

**Contains 2012 S-1 Supplement,
Current through Ord. No. 94.40, passed 7-11-11**

AMERICAN LEGAL PUBLISHING CORPORATION

Codification Consultant to

The League of Nebraska Municipalities

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PUBLISHER'S ACKNOWLEDGMENT

In the publication of this Code of Ordinances, every effort was made to provide easy access to local law by municipal officials, the citizens of this municipality, and members of the business community.

We want to express our grateful appreciation to all municipal officials for their untiring efforts in the preparation of this Code of Ordinances.

AMERICAN LEGAL PUBLISHING CORPORATION

Stephen G. Wolf, Esq.
President

ORDINANCE RECORD

1 READING & PASSED

Giltner, Nebraska

October 14, 2002

The Chairperson and Board of Trustees of the Village of Giltner, Nebraska met in special/regular session in the town hall in said Village at 7 p.m. Chairperson Williams presided. Village Clerk Frank recorded the proceedings of this meeting.

The following Trustees were present: Nuss, Hosier, Cates, Williams, Hindley. Absent was: -

Trustee Williams introduced Ordinance No. 02-160 entitled: Codification of Ordinances

and moved that the statutory rule requiring reading on three different days be suspended. Trustee Cates seconded the motion to suspend the rules and upon roll call vote on the motion, the following Trustees voted YEA: Williams, Hindley, Nuss, Hosier, Cates. The following Trustees voted NAY: -. Absent was: -

The motion to suspend the rules was adopted by three-fourths of the Village Board and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title and thereafter Trustee Williams moved for final passage of the ordinance, which motion was seconded by Trustee Cates. The Chairperson then stated the question: "Shall Ordinance No. 02-160 be passed and adopted?" Upon roll call vote, the following Trustees voted YEA: Hosier, Cates, Williams, Hindley, Nuss. The following voted NAY: -. Absent was: -

The passage and adoption of said ordinance having been concurred in by a majority of all members of the Board of Trustees, the Chairperson declared the ordinance adopted and the Chairperson, in the presence of the Trustees, signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true and correct copy of said ordinance is as follows:

ORDINANCE RECORD

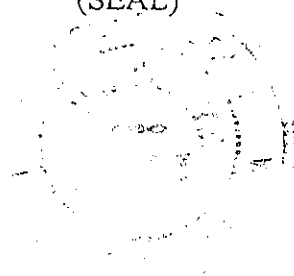
CERTIFICATE OF PASSAGE OF
ORDINANCE NO. 02-160

I, Charlynn Kral Krcilek, Clerk of the Village of Giltner, Nebraska, hereby certify that Ordinance No. 02-160, as attached herewith, was passed and approved on the 14th day of October, 2002, and has been posted in three public places, town hall, library and post office, for legally required time after said passage.

Charlynn Kral Krcilek

Charlynn Kral Krcilek
Village Clerk
Giltner, Nebraska

(SEAL)



ORDINANCE NO. 02-160

VILLAGE OF GILTNER
COUNTY OF HAMILTON
STATE OF NEBRASKA

An ordinance of the Village of Giltner, Nebraska adopting the codification of ordinances by and for the Village of Giltner, Nebraska, hereby designated as the **Code of Giltner**.

WHEREAS, unless otherwise provided herein, or by law or implication required, the same rules of construction, definition, and application shall govern the interpretation of this code as those governing the interpretation of state law, and,

WHEREAS, all provisions of Title I compatible with future legislation, shall apply to ordinances hereafter adopted, amending, or supplementing this code unless otherwise specifically provided, and,

WHEREAS, all ordinances of a temporary or special nature and all other ordinances pertaining to subjects not embraced in the **Code of Giltner**, including 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.

WHEREAS, the Chairperson and the Board of Trustees is the Governing Body of the Village of Giltner,

THEREFORE, BE IT ORDAINED THAT THE CHAIRPERSON AND THE BOARD OF TRUSTEES, GILTNER, NEBRASKA, do:

HEREBY, give approval for the adoption of the **Code of Giltner**.

At least one copy of the **Code of Giltner** shall be on file in the office of the Village Clerk and available for inspection by members of the public during the hours the office is kept open for the ordinary transaction of business. The Clerk shall file a copy of the ordinances with the County Court.

ORDINANCE NO. 03-164

VILLAGE OF GILTNER)
COUNTY OF HAMILTON) SS.
STATE OF NEBRASKA)

An ordinance of the Village of Giltner, Nebraska to set forth **definitions to Code §133.43 UNLICENSED OR INOPERABLE VEHICLES.**

WHEREAS, the Chairperson and the Board of Trustees is the Governing Body of the Village of Giltner,

THEREFORE, be it ordained that the Chairperson and the Board of Trustees, Giltner Nebraska, do;

HEREBY, set forth **definitions to Code §133.43 UNLICENSED OR INOPERABLE VEHICLES.**

§133.43 Definitions

The following definitions are applicable to Code Section §133.43 pertaining to unlicensed or inoperable vehicles.

- (1) Junked Vehicle means any vehicle which is inoperable or totally or partially wrecked or dismantled, or which does not display valid license plates.
- (2) Building means a structure with four walls and a roof erected in compliance with the village building codes.
- (3) In charge or control of means placement, maintenance, or keeping for any length of time in excess of thirty (30) days.
- (4) Wrecked means a vehicle that has been damaged to such an extent that such vehicle, if operated on the streets or highways, would be in violation of one or more state statutes pertaining to the condition of vehicles being operated on the alleys, streets or highways.
- (5) Dismantled means lacking any vehicle part, the absence of which, if such a vehicle were operated on the streets or highways, would cause such vehicle to be in violation of one or more state statutes pertaining to the condition of vehicles being operated on the alleys, streets or highways.
- (6) Inoperable means having one or more parts necessary for the operation of a vehicle either not attached to such vehicle or in non-working condition, including but not limited to all tires fully inflated.

Definitions to be filed with **Code of Giltner**, adopted by Chairperson and the Board of Trustees, Giltner, Nebraska on October 14, 2002.

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

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

Steve Williams
Steve Williams, Chairperson

Charlynn Kral Krcilek
Charlynn Kral Krcilek, Village Clerk

Date: June 9, 2003



ORDINANCE NO. 6-604-1

VILLAGE OF GILTNER
COUNTY OF HAMILTON
STATE OF NEBRASKA

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF GILTNER, NEBRASKA AS AN AMENDMENT TO CHANGE THE VILLAGE ZONING REGULATIONS, ARTICLE 6, SECTION 604 AS FOLLOWS:

WHEREAS, the Hamilton County Joint Planning Commission and the Village of Giltner, Nebraska have been requested to add language to the Giltner Zoning Regulations allowing more residential dwellings in the Agricultural District located within the Village of Giltner One Mile Extra Territorial Jurisdiction.

THEREFORE, BE IT ORDAINED by the Hamilton County Joint Planning Commission to make a recommendation to the Village of Giltner, Nebraska to allow more residential dwellings in the Agricultural District within their One Mile Extra Territorial Jurisdiction of the Giltner Zoning Regulations by adding the following language to Article 6, Section 604, Exceptions:

The minimum acreage requirement for a single family dwelling can be reduced from the twenty (20) acre requirement (Section 606) to a one (1) acre requirement subject to the following: Where by reason of narrowness, shallowness, or shape of a specific piece of property or by reason of topographic conditions of such property, that farming practices are not practical.

WHEREAS, the Giltner Village Board held a public hearing on April 11, 2005 at 7:00 p.m. in the Town Hall at Giltner, Nebraska to discuss and hear public comment regarding the above mentioned amendment change, and;

WHEREAS, procedures to amend the zoning regulations set forth in Nebraska Revised State Statute 19-905 have been met;

THEREFORE BE IT ORDAINED, that the above written amendment change to Article 6, Section 604 be added to the Giltner Zoning Regulations.

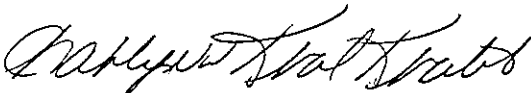
VILLAGE OF GILTNER
COUNTY OF HAMILTON
STATE OF NEBRASKA

To be filed with **Code of Giltner**, adopted by Chairperson and the Board of Trustees,
Giltner, Nebraska on October 14, 2002.

Changes to **Code of Giltner**:

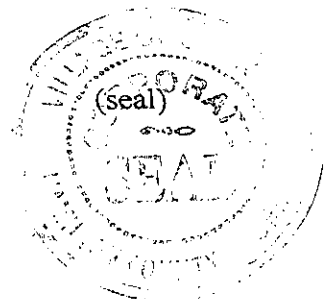
- ◆ Chapter 50: General Provisions
50.02upon payment of the delinquent bill, **(insert and)**, a reconnection fee
- ◆ Chapter 150: Building Regulations
150.01 Any person desiring to commence or proceed to erect, construct, repair,
enlarge, demolish, or relocate any building or dwelling, or cause the same to be
done....an application for a building permit. **ADD: Any person desiring to erect
a fence shall also file an application for a building permit with the Clerk.**
- ◆ Chapter 151: Comprehensive Plan
151.04 **Add: Any person desiring to erect a fence shall file with the Municipal
Clerk an application for a building permit.** Fences shall not be erected....

Code of Giltner was adopted with the above changes on October 14, 2002.



Charlynn Kral Krcilek
Village Clerk

Date: 10.14.02



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