



# City of Grand Island

Tuesday, April 14, 2020

Council Session

## Item G-14

**#2020-97 - Approving Changes to the Waiver Fine Schedule  
Relative to the Directed Health Measure**

Staff Contact: Stacy Nonhof, Interim City Attorney

# **Council Agenda Memo**

**From:** Stacy R. Nonhof, Interim City Attorney  
**Meeting:** April 14, 2020  
**Subject:** City Code Violations Waiver Schedule  
**Presenter(s):** Stacy R. Nonhof, Interim City Attorney

## **Background**

The City of Grand Island last updated the City Code Violations – Waiver Schedule in 2014. Due to the emergency nature of the current COVID-19 pandemic, a section was added to City Code for violations of Directed Health Measures.

## **Discussion**

The proposed change to the City Code Violations – Waiver Schedule is limited to just this one violation. Any changes to the Schedule are submitted to Hall County Court for input into Justice. This change will make it a \$100.00 fine for violating a Directed Health Measure.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve amending the Grand Island City Code Violations – Waiver Schedule as reflected in Exhibit “A”.

## **Sample Motion**

Move to approve the Resolution.

RESOLUTION 2020-97

WHEREAS, the City Code Violations – Waiver Schedule was last updated in 2014; and

WHEREAS, the current COVID-19 pandemic has created an emergency need for an Ordinance and a fine; and

WHEREAS, the Waiver Schedule is submitted to the Hall County Court for input into the Justice program; and

WHEREAS, the Waiver Schedule will be submitted to the Nebraska Crime Commission for input into the eTracs program of electronic citations; and

WHEREAS, it is necessary to amend such Waiver Schedule to modify fines for violations of Grand Island City Code, as identified on Exhibit "A" attached hereto and incorporated herein by this reference; and

WHEREAS, it would be beneficial to the City of Grand Island to implement the amendments to the Waiver Schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the 2020 Grand Island City Code Violations – Waiver Schedule be modified and the changes incorporated as identified on Exhibit "A" Grand Island City Code Violations – Waiver Schedule.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 14, 2020.

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Roger G. Steele, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	☒ _____
April 10, 2020	☒ City Attorney

**EXHIBIT A**

**GRAND ISLAND CITY CODE VIOLATIONS - WAIVER SCHEDULE**  
Effective April 15, 2020

1-8	Failure to Appear .....	50.00
4-18	Drinking in Public .....	50.00
4-19	Alcohol in Park .....	50.00
4-20	Minors Not Permitted After 9 P.M. ....	50.00
5-5	Interference With Animal Control Officer .....	50.00
5-7	Failure to Obtain Commercial Animal Establishment Permit .....	150.00
5-7.1	Selling Animals On City or Private Property .....	50.00
5-12	No Animal License .....	50.00
5-14	No Pet Shelter .....	50.00
5-15	Enclosure/Restraint Violation .....	50.00
5-17	Failure to Register Animal Enclosure .....	50.00
5-18	Number of Animals .....	50.00
5-21	Food, Water, Health Care, Grooming .....	50.00
5-22	Cruelty to Animals .....	250.00
5-30	No Vaccination .....	50.00
5-34	Dog/Cat at Large	
	First Offense .....	25.00
	Second Offense .....	75.00
	Third Offense .....	150.00
	Fourth Offense .....	Subject to Nuisance Owner Status
5-36	Dangerous/Potentially Dangerous Enclosure Violation .....	100.00
5-36.1	Dangerous/Potentially Dangerous Spay/Neuter Microchip .....	100.00
5-37	Dangerous/Potentially Dangerous Animal Off Owner's Property .....	250.00
5-38	Barking Dog Violation	
	First Offense .....	25.00
	Second Offense .....	100.00
5-40	No Wild Animal License .....	50.00
5-46	Nuisance Owner .....	100.00
8-22	Failure to Obtain Permit .....	25.00
8-130	Building Code Violation .....	25.00
16-4	Unlawful Transportation of Dangerous Material .....	50.00
16-6	Tampering with Fire Alarm System .....	50.00
16-7	Unlawful Duplication of Fire Alarm System Key .....	25.00
16-8	False Fire Alarm .....	50.00
16-9	Unlawful Storage of Combustible Material .....	25.00
16-10	Improper Disposal of Combustible Material .....	25.00
16-11	Open Burning Violation .....	100.00
16-12	Unauthorized Use of Fireworks .....	50.00
16-13	No Permit to Sell Fireworks .....	100.00

16-15	Unlawful Sale of Fireworks .....	100.00
16-16	Improper Fireworks Stand .....	50.00
16-17	Sale of Fireworks by Underage Individual .....	50.00
16-18	Discharge of Fireworks Where Sold Prohibited .....	25.00
16-19	Throwing Explosives Prohibited.....	50.00
16-22	Discharge of Fireworks.....	50.00
17-3	Accumulation of Litter.....	50.00
17-4	Litter and Offensive Substances .....	50.00
17-14	No Garbage Receptacle.....	25.00
17-15	No Garbage Receptacle Non-residential.....	25.00
17-19	Tree Limbs and Branches .....	50.00
17-33	Violation of Garbage Collection Time .....	25.00
17-45	Automobile parts at landfill .....	50.00
17-50	Weeds Prohibited .....	50.00
17-51	Duty to Cut.....	50.00
17-57	Inoperable/Unlicensed Vehicle .....	50.00
17-66	Graffiti.....	50.00
20-1	Disturbing the Peace	
	Noise .....	50.00
	Fighting.....	75.00
	Offensive Action.....	50.00
20-2	Trespassing .....	50.00
20-3	Littering.....	50.00
20-4	Shoplifting .....	
	First Offense.....	250.00
	Second Offense .....	500.00
20-5	Tampering with Meter .....	50.00
20-6	Theft of Services.....	50.00
20-7	Public Urination .....	50.00
20-8	Discharge Gun/BB Gun, etc. ....	50.00
20-9	Juvenile Curfew .....	25.00
20-10	No Horses on City Streets.....	25.00
20-11	Obstruction of Public Right-of-Way.....	25.00
20-12	Obstruction of Public Easement.....	25.00
20-16	Skateboards Prohibited .....	25.00
20-17	Disorderly House .....	50.00
20-18	Failure to Disperse .....	50.00
20-19	Volume Control .....	50.00
20-20	Minor in Possession of Tobacco .....	25.00
20-21	Directed Health Measure Violation .....	100.00
22-13	No Valid Registration .....	25.00
22-14	No Plates .....	50.00
22-14	Fictitious Plates.....	50.00
22-16	No Operator's/Motorcycle License .....	75.00
22-17	No License on Person .....	25.00
22-18	Operator's License Acts Prohibited .....	50.00

22-19	Vehicle not equipped with Horn .....	25.00
22-20	No Red Tail Lights after Dark .....	10.00
22-21	Vehicle Head Lights .....	10.00
22-22	Headlights; Motorcycles .....	10.00
22-23	Failure to Dim .....	10.00
22-24	Defective Brakes .....	50.00
22-25	Vehicle Equipment.....	25.00
22-26	Projecting Loads .....	25.00
22-28	Traffic Sign/Signal.....	75.00
22-28	Wrong Way on a One Way.....	25.00
22-30	Defacing Traffic Signs or Signals.....	25.00
22-31	Leaving Scene of Personal Injury Accident.....	150.00
22-32	Leaving Scene of Property Damage Accident.....	100.00
22-33	ROW Intersections.....	25.00
22-34	Fail to Yield - Left Turn.....	25.00
22-35	Failure to Yield - ROW Private Road/Drive.....	25.00
22-36	ROW Curb .....	25.00
22-37	Stop Sign Violation/Failure to Yield .....	75.00
22-38	Failure to Yield - Yield Sign.....	25.00
22-39	Failure to Yield - Emergency Vehicle .....	100.00
22-43	Illegal U-Turn .....	25.00
22-44	Improper Left Turn .....	25.00
22-45	Unlawful Turning or Stopping/Failure to Signal.....	25.00
22-46	Left of Center.....	25.00
22-47	Improper Pass.....	25.00
22-48	Improper Passing on Right.....	25.00
22-50	Unlawful Passing on Left.....	25.00
22-51	Speeding	
	Too Fast for Conditions .....	100.00
	In Excess of Posted Speed .....	10.00
	1 - 5 mph over .....	10.00
	6 - 10 mph over .....	25.00
	11 - 15 mph over .....	75.00
	16 - 20 mph over .....	125.00
	21 - 35 mph over .....	200.00
	36+ mph over.....	300.00
	<b>Speeding in Construction Zone (same limits as above) FINES ARE DOUBLE</b>	
	<b>Speeding in School Zone (same limits as above) FINES ARE DOUBLE</b>	
22-52	Racing on Streets .....	50.00
22-53	Careless Driving.....	100.00
22-54	Reckless Driving.....	75.00
22-55	Willful Reckless Driving .....	100.00
22-56	Failure to Remove Debris from Street.....	100.00
22-57	Following Too Close to Emergency Vehicles .....	50.00
22-58	Driving over Fire Hose .....	25.00
22-59	Spilling Contents of Vehicle.....	100.00
22-60	Unlawful Use of Toy Vehicles .....	25.00
22-62	Overloaded Front Seat .....	50.00
22-63	Soliciting Rides.....	25.00

22-64	Impeding Traffic .....	10.00
22-65	Following too Closely .....	50.00
22-66	Unsafe Backing .....	25.00
22-67	Avoiding Traffic Signal .....	25.00
22-68	Clinging to Motor Vehicle .....	25.00
22-69	Riding Outside Vehicle .....	25.00
22-70	Driving on Sidewalk .....	25.00
22-71	Driving Over Newly-laid Pavement .....	100.00
22-73	Off Designated Truck Route .....	25.00
22-76.1	Engine Braking .....	25.00
22-82	Improper Use of Loading Zone .....	25.00
22-83	Improper Parking .....	10.00*
22-84	Vending Vehicle Improper Parking .....	10.00*
22-85	Unlawful Parking on Sidewalk .....	10.00*
22-86	Unlawful Parking Near Intersections .....	10.00*
22-87	Obstruction of Private Driveway .....	10.00*
22-88	Unlawful Parking near Fire Hydrant .....	10.00*
22-92	Unlawful Truck Parking in Residential District .....	25.00*
	*Waiverable fine amount if failed to pay initial police tag fine within 5 days	
22-131	Handicapped Parking	
	First Offense .....	100.00
	Second Offense [within a 1-year period] .....	200.00
	Third Offense [within a 1-year period] .....	300.00
24-3	Driving on Grass in Park .....	100.00
24-5	Park Curfew .....	25.00
25-25	Tatoing of Minors .....	25.00
28-1	Railroad Crossing Arms .....	100.00
36-50	Visibility Obstruction .....	25.00
39-4	Smoking in Public Place	
	First Offense .....	100.00
	Second Offense .....	200.00
	Third Offense .....	500.00
39-5	Allowing Smoking in Public Place	
	First Offense .....	100.00
	Second Offense .....	200.00
	Third Offense .....	500.00
	ALL OTHER VIOLATIONS .....	25.00