

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
SEPTEMBER 19, 2023 AGENDA**

Subject:	Type:	Submitted By:
AMEND MUNICIPAL CODE SECTION 90.03 CLOSING HOURS - PARKS	RESOLUTION ◆ ORDINANCE RECEIVE/FILE	JEREMY KINSEY POLICE CAPTAIN

SYNOPSIS

An ordinance has been prepared to amend Section 90.03 of the La Vista Municipal Code.

FISCAL IMPACT

N/A.

RECOMMENDATION

Approval.

BACKGROUND

All city parks currently close between the hours of 10:00 p.m. and 6:00 a.m. Sunday through Saturday. With the opening of businesses in the City Centre area, including the music venue, it is anticipated that patrons will make use of parking in Central Park, Central Park East, and in the future, Central Park West. Allowing parking in these nearby park areas will help ease the concentration of overflow parking on nearby city neighborhood streets. The recommendation to adjust the closure time of these three spaces closed between the hours of Midnight and 6:00 a.m. Sunday through Saturday, will allow for visitors to return to their cars after events and/or spending time at businesses in City Centre.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LA VISTA, NEBRASKA, TO AMEND MUNICIPAL CODE SECTION 90.03; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY AND AN EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

SECTION 1. Section 90.03 of the La Vista Municipal Code is amended to read as follows:

§ 90.03 CLOSING HOURS FOR CITY PARKS AND RECREATIONAL AREAS; EXCEPTION.

(A) All city parks and recreational areas owned by the city shall be closed to the public between the hours of 10:00 p.m. and 6:00 a.m. from Sunday through Saturday except that Central Park, Central Park East and Central Park West shall be closed to the public between the hours of 12:00 a.m. (midnight) and 6:00 a.m. from Sunday through Saturday.

(B) In the case of a city sponsored event or activity that terminates after closing hours~~10:00 p.m.~~, the city park or recreational area wherein the particular event or activity occurs shall be closed 30 minutes after the cessation of said event or activity. ('79 Code, § 3-403) (Ord. 273, passed 6-3-80)

SECTION 2. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances as previously enacted that are in conflict with this Ordinance or any part hereof are hereby repealed.

SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 4. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 19TH DAY OF SEPTEMBER 2023.

CITY OF LA VISTA

ActingMayor

Kim J. Thomas~~Douglas~~—Kindig,

ATTEST:

Pamela A. Buethe, MMC
City Clerk