

ORDINANCE NO. \_\_\_\_\_

1 AN ORDINANCE amending Section 10.22.080 of the Lincoln Municipal Code  
2 relating to the requirements for vehicles operated upon streets to make that section consistent  
3 with state statute; and repealing Section 10.22.080 of the Lincoln Municipal Code as hitherto  
4 existing.

5 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

6 Section 1. That Section 10.22.080 of the Lincoln Municipal Code be amended  
7 to read as follows:

8 **10.22.080 Requirements for Vehicles Operated Upon Streets.**

9 Every motor vehicle operated upon the streets of the city shall meet the following  
10 requirements, to wit:

11 (a) Shall be properly registered as required by this title, and shall have displayed  
12 thereon the proper registration plates issued under the laws of the State of Nebraska;

13 (b) Shall be equipped with an efficient and audible signaling device;

14 (c) Shall be equipped with a windshield wiper in good working condition that will  
15 wipe off moisture uniformly over the entire sweep of the wiper;

16 (d) Shall be equipped with a rear view mirror, sufficiently large and in good  
17 reflective condition, so located, fastened, and adjusted as to reflect to the driver at all times  
18 a clear view of the highway for a distance of at least 200 feet to the rear of such vehicle;

19 (e) All glass shall be clear of stickers, signs, or any other material other than that  
20 required by law; and no glass shall be broken, cracked, discolored, or obscured to such an

1 extent so that visibility to the operator is impaired or the ability to see inside the vehicle is  
2 substantially impaired;

3 (f) All tires shall be in safe operating condition. A tire shall be considered unsafe  
4 if it has any bump, bulge, or knot affecting the tire structure; a break which exposes a tire body  
5 cord or is repaired with a boot or patch; a tread depth of less than two thirty-seconds of an  
6 inch measured in any two tread grooves at three locations equally spaced around the  
7 circumference of the tire or, on those tires with tread wear indicators, been worn to the point  
8 that the tread wear indicators contact the road in any two tread grooves at three locations  
9 equally spaced around the circumference of the tire, except that this subdivision shall not  
10 apply to truck tires with ten or more cord plies which are mounted on dual wheels; or such  
11 other conditions as may be reasonably demonstrated to render the tire unsafe.

12 No tire shall be used on any motor vehicle which is driven or moved on any street or  
13 alley in the city if such tire was designed or manufactured for nonstreet use.

14 No person shall destroy, alter, or deface any marking on a new or usable tire which  
15 indicates whether the tire has been manufactured for street or nonstreet use.

16 No person shall sell any motor vehicle for street use unless the vehicle is equipped with  
17 tires that are in compliance with this section.

18 (g) Wheels shall be aligned so that the side slippage due to error in alignment as  
19 indicated by the alignment indicator shall not exceed thirty feet per mile;

20 (h) All steering equipment must be in good condition and wheel play shall not  
21 exceed twenty-five degrees. With the weight of the vehicle off the wheels, inspection of the  
22 vehicle shall show no excessive wear or defective condition and adjustment of the steering  
23 mechanism, springs, and axle assemblies, particularly the steering post and gear, drop arm,

1 drag link, tie rod, king pins and bushings, spindles and bearings, springs, loose or missing  
2 spring clips, axles, wishbone brace, knee action arms, pins and bushings;

3 (i) Shall be equipped with a muffler in good working condition and in constant  
4 operation to prevent excessive or unusual noise and annoying smoke. No "muffler cut-out"  
5 shall be used on any vehicle;

6 (j) No vehicle shall exceed a total outside width, including any load thereon, but  
7 excluding designated safety devices of 102 inches, except that such prohibition shall not apply  
8 to farm equipment in temporary movement during daylight hours in the normal course of farm  
9 operations. Excluded safety devices shall include such devices as rearview mirrors, turn signal  
10 lamps, marker lamps, steps and handholds for entry and egress, flexible fender extensions,  
11 mudflaps and splash and spray suppressant devices, load-induced tire bulge, refrigeration units  
12 or air compressors, and other devices necessary for safe and efficient operation of commercial  
13 motor vehicles, except that no such device shall have by its design or use the capability to  
14 carry cargo.

15 (k) No vehicle unladen or with load shall exceed a height of fourteen feet, six  
16 inches; provided, however, the owners, lessees, and operators, jointly and severally, of  
17 vehicles exceeding twelve feet six inches in height shall assume the risk of loss to the vehicle  
18 or its load, and shall be liable for any damages that result in overhead obstructions from  
19 operation of a vehicle exceeding twelve feet six inches in height.

20 (l) (1) No vehicle shall exceed a length of forty feet, extreme overall  
21 dimensions, inclusive of front and rear bumpers, including load, except that: (i) a bus may  
22 exceed the forty-foot limitation by up to six inches when such excess length is caused by the  
23 projection of a front or rear safety bumper constructed, treated, or manufactured so that it

1 absorbs energy upon impact; and (ii) a semi-trailer operating in a truck-tractor single semi-  
2 trailer combination may exceed the forty-foot limitation but shall not exceed a length of forty-  
3 eight feet including load on streets not a part of the interstate and federal-aid primary system  
4 highways and fifty-three feet including load on streets on the interstate and federal-aid primary  
5 system.

6 (2) No combination of vehicles shall exceed a length of sixty-five feet  
7 extreme overall dimensions inclusive of front and rear bumpers and including load, except (i)  
8 a truck-tractor single semi-trailer combination and (ii) a truck-tractor semi-trailer/trailer  
9 combination, but the semi-trailer/trailer portion of such combination shall not exceed sixty-five  
10 feet inclusive of connective devices. Such combinations of vehicles exceeding a length of six-  
11 ty-five feet extreme overall dimensions permitted by this section shall be limited to the  
12 interstate and federal-aid primary system highways with reasonable and direct access from  
13 those highways to terminals off of the system.

14 (3) A truck shall be construed to be one vehicle for the purpose of  
15 determining lengths; and

16 (4) A trailer shall be construed to be one vehicle for the purpose of  
17 determining lengths.

18 The above provisions of this subsection shall not apply to the temporary moving of farm  
19 machinery during daylight hours in the normal course of farm operations, nor to the  
20 movement of public utility construction and maintenance material at any time.

21 (m) Shall be equipped with efficient brakes in conformity with the requirements of  
22 this title.

1 (n) Shall be equipped with proper lights in conformity with the requirements of this  
2 title.

3 (o) Temporary outside mirrors and attachments used when towing a trailer shall be  
4 removed from a motor vehicle or retracted within the outside dimensions thereof when it is  
5 operated upon the public way without a trailer.

6 Section 2. That Section 10.22.080 of the Lincoln Municipal Code as hitherto  
7 existing be and the same is hereby repealed.

8 Section 3. That this ordinance shall take effect and be in force from and after  
9 its passage and publication according to law.

Introduced by:

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Approved as to Form & Legality:

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City Attorney

Staff Review Completed:

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Administrative Assistant