

ORDINANCE NO. 330

An ordinance requiring obedience to signal indicating approach of train; prohibiting certain acts in regard to signals indicating approach of train; providing for repeal of all Ordinances in conflict herewith; and providing an effective date.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA.

SECTION I. Whenever any person driving a vehicle approaches a railroad grade crossing under any of the circumstances set forth in this section, the driver of such vehicle shall stop within fifty feet (50') but not less than fifteen feet (15') from the nearest rail of such railroad and shall not proceed until he can do so safely. The requirements of this Section shall apply when:

- (1) A clearly visible electric or mechanical signal devise gives warning of the immediate approach of a railroad train;
- (2) A crossing gate is lowered or a human flagman gives or continues to give a signal of the approach or passage of a railroad train;
- (3) A railroad train approaching within approximately one quarter ( $\frac{1}{4}$ ) mile of the highway crossing emits a signal audible from such distance and such railroad train, by reason of its speed or nearness to such crossings, is an immediate hazard; or
- (4) An approaching railroad train is plainly visible and is in hazardous proximity to such crossing.

SECTION II. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION III. This ordinance shall be in force and effect from and after its passage, approval, and publication as provided by law.

Passed and approved this 3<sup>rd</sup> day of Jan.,  
1978.

CITY OF GOTHENBURG, NEBRASKA

BY: John H. Gullberg  
Mayor.

ATTEST:

Marion Joken  
City Clerk.

APPROVED AS TO FORM:

Steve Winden  
City Attorney.