

1 **BILL NO. 2006-62**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO UPDATE TITLE 11 OF THE MUNICIPAL CODE, RELATING TO THE
4 REGULATION OF TRAFFIC AND PARKING, AND TO PROVIDE FOR OTHER RELATED
MATTERS.

5 Sponsored by: Councilman Steven D. Ross

Summary: Updates Title 11 of the Municipal
Code, relating to the regulation of traffic and
parking.

7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: Title 11, Chapter 2, Section 70, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **11.02.070:** "Taxicab" means a motor vehicle which is properly licensed under State and local law
12 to provide taxicab service for a charge or fee. [In addition, the term includes any other motor vehicle
13 which is properly licensed under State and local law to provide transportation services for up to ten
14 person, including the driver, for a charge or fee.]

15 SECTION 2: Title 11, Chapter 4, Section 40, of the Municipal Code of the City of
16 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

17 **11.04.040:** It is the duty of the officers of the Las Vegas Metropolitan Police Department and such
18 other officers as are assigned by the Sheriff to enforce, and officers of the [Park Ranger Unit of the
19 Department of Detention and Enforcement] City's Deputy City Marshal Unit are authorized to
20 enforce, all street traffic laws of the City and all of the State vehicle laws applicable to street traffic
21 in the City.

22 SECTION 3: Title 11, Chapter 4, Section 50, of the Municipal Code of the City of
23 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

24 **11.04.050:** Officers of the Las Vegas Metropolitan Police Department and such officers as are
25 assigned by the Sheriff, and officers of the [Park Ranger Unit of the Department of Detention and
26 Enforcement,] City's Deputy Marshal Unit, are authorized to direct all traffic by voice, hand or signal
27 in conformance with traffic laws; provided that, in the event of a fire or other emergency or to expedite
28 traffic or to safeguard pedestrians, such officers may direct traffic as conditions may require,

1 notwithstanding the provisions of the traffic laws.

2 SECTION 4: Title 11, Chapter 6, Section 30, of the Municipal Code of the City of
3 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

4 **11.06.030:** No person shall wilfully fail or refuse to comply with any lawful order or direction of
5 [a Police Officer, Department of Fire Services official or Traffic Engineering Division official.] any
6 officer or official who is authorized to enforce the provisions of this Chapter.

7 SECTION 5: Title 11, Chapter 10, Section 20, of the Municipal Code of the City of
8 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

9 **11.10.020:** Whenever any vehicle is found in violation of the parking laws which are set forth in
10 this Title, a Notice of Infraction [must be issued.] may be issued in accordance with this Chapter.

11 SECTION 6: Title 11, Chapter 10, Section 30, of the Municipal Code of the City of
12 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

13 **11.10.030:** (A) [The] A Notice of Infraction issued under this Chapter must contain the
14 following information:

15 (1) The state and license number and the make of the vehicle which is
16 parked in violation of the provisions of this Code;

17 (2) The location at which the violation occurred;

18 (3) The date and time of the violation;

19 (4) The number of the applicable parking meter, [which is adjacent to the
20 vehicle,] if the vehicle is violating a parking regulation respecting the use of parking meters, as
21 provided for in Chapter [54 of Title 11 of this Code;] 11.54;

22 (5) The name of the person who issues the Notice of Infraction;

23 (6) The section of this Code which allegedly is being violated;

24 (7) The names of the operator and/or the registered owner of the vehicle,
25 if they are known to the person who issues the Notice of Infraction;

26 (8) Information which advises of the manner in which, and the time within
27 which, the Notice of Infraction must be answered;

28 (9) Any other reasonable information which is prescribed by the Department

1 of Detention and Enforcement or Department of Business Activity.

2 (B) [Error] No error concerning or omission of any of the above-described
3 information is [not] grounds for the dismissal of an action relating to a Notice of Infraction unless the
4 person requesting such a disposition demonstrates substantial prejudice therefrom by a preponderance
5 of the evidence.

6 (C) Where the Notice of Infraction data is [stored into] entered into and stored in
7 a computer or similar device, any printout or other output readable by sight which accurately reflects
8 such data is an "original" Notice of Infraction for purposes of this Chapter. Any such recording which
9 is moved or copied into another computer or similar device and is intended to have the same effect
10 by the issuing officer is also an "original" Notice of Infraction for purposes of this Chapter.

11 (D) Any Notice of Infraction issued pursuant to this Chapter, shall constitute a
12 declaration which is subject to the penalty of perjury.

13 SECTION 7: Title 11, Chapter 10, Section 50, of the Municipal Code of the City of
14 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

15 **11.10.050:** An original Notice of Infraction, or a facsimile thereof, must be filed with the
16 Department of [Business Activity] Finance and Business Services and retained by that Department,
17 and is deemed to be a public record of matters which are observed pursuant to a duty which is imposed
18 by law and is prima facie evidence of the facts which are alleged therein. An original or duplicate of
19 the Notice of Infraction must be served on the person to whom it is issued as provided in Section
20 11.10.060.

21 SECTION 8: Title 11, Chapter 10, Section 70, of the Municipal Code of the City of
22 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

23 **11.10.070:** (A) The operator of a vehicle is liable for the civil fines and civil penalties which
24 are imposed pursuant to this Chapter. The registered owner of the vehicle, even if he is not the
25 operator thereof, is also liable for such civil fines and civil penalties unless he is able to demonstrate
26 that the vehicle was used without his permission, express or implied. A registered owner who pays
27 any civil fine and/or civil penalty pursuant to this Chapter has the right to recover from the operator
28 of the vehicle the civil fine and/or civil penalty so paid and has a cause of action in any court which

1 has appropriate jurisdiction against the operator of the vehicle for the amount so paid.

2 (B) In order to hold the operator of a leased or rented vehicle primarily responsible
3 for the issuance of the Notice of Infraction, the name, address and phone number of the person renting
4 or leasing a vehicle found parked in violation of this Title must be provided by the rental or leasing
5 agent or agency to the Director of [the Department of Business Activity] Finance and Business
6 Services or his designee within seven calendar days of receiving notice of such infraction. Nothing
7 in this provision shall absolve the owner of responsibility for the issuance of the Notice of Infraction
8 as provided in this Chapter.

9 SECTION 9: Title 11, Chapter 10, Section 150, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **11.10.150:** For parking a vehicle [(1) in the area which is posted with a parking time limit or in
12 a space which is equipped with a parking meter for a period which is longer than the prescribed time,
13 or (2) in any space which is equipped with a parking meter while said meter is displaying a signal
14 which indicates that the vehicle in such parking space has already been parked beyond the prescribed
15 time,] in any of the following locations, under the circumstances indicated, the civil fine is twenty
16 dollars[.]:

17 (A) In any area posted with a parking time limit for a period longer than the
18 prescribed time; or

19 (B) In any space equipped with a parking meter while the meter displays a signal
20 indicating that the vehicle has already been parked in that space beyond the prescribed time.

21 SECTION 10: Title 11, Chapter 10, Section 160, of the Municipal Code of the City of
22 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

23 **11.10.160:** (A) For parking a vehicle in any of the following locations, the civil fine is [thirty]
24 thirty-five dollars:

25 (1) An area posted so as to limit parking to tour buses, shuttle buses or
26 limos;

27 (2) Adjacent to a drop box for U.S. mail;

28 (3) Adjacent to a curb or road surface which is painted red, unless

1 Subsection (B) of this Section applies; or

2 (4) At a parking meter space with a parking meter that has been [hooded
3 for another person's, company's, contractor's or agency's use or that has been hooded due to the
4 malfunction of the parking meter pursuant to LVMC 11.54.230.] posted as reserved or out of service,
5 either for use by another person, company, contractor or agency pursuant to Section 11.54.230, or
6 because of a malfunction of the parking meter.

7 (B) For parking a vehicle at any of the following locations, the civil fine is [one
8 hundred] two hundred fifty dollars:

9 (1) Adjacent to any curb or road surface which is painted red and is posted
10 with signage indicating "NO STOPPING, STANDING OR PARKING"; "EMERGENCY VEHICLES
11 ONLY"; or "ARMORED CARS ONLY";

12 (2) Within a fire lane, whether on public or private property, which has been
13 designated and posted as such pursuant to [Sections 901 and 902 of the Fire Code, as adopted by the
14 City;] the applicable provisions of the City's Fire Code, as adopted under Chapter 16.16; or

15 (3) Within fifteen feet of a fire hydrant located on either public or private
16 property, whether or not:

17 (a) A sign has been posted to indicate "No Parking[.];" or

18 (b) The adjacent curb or road surface has been painted red.

19 SECTION 11: Title 11, Chapter 10, Section 240, of the Municipal Code of the City of
20 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

21 **11.10.240:** (A) The City is authorized to attach an immobilizing device to a vehicle that is
22 parked on any public right-of-way or City-owned or -operated lot if the vehicle is included on an
23 immobilization eligibility list. A vehicle may be included on an immobilization eligibility list only
24 if:

25 (1) The registered owner of the vehicle has accumulated more than \$500.00
26 in unpaid civil fines, judgments and penalties, or at least five Notices of Infraction have been issued
27 and served with respect to that vehicle and have not been responded to within the time set forth in
28 Section 11.10.090; and

1 (2) At least twenty-one days before including the vehicle on the list, the City
2 provided notice of impending vehicle immobilization in accordance with Subsection (B) of this
3 Section.

4 (B) Notice of impending vehicle immobilization shall be provided by mailing such
5 notice to the registered owner of the vehicle at the address last known to the City or on file with the
6 Department of Motor Vehicles. The notice shall include the dates and nature of the infractions which
7 formed the basis for the civil fines, judgments and penalties; the numbers of the Notices of Infraction;
8 and the amounts owing. The notice shall advise that the registered owner may challenge the validity
9 of the notice by requesting a hearing. The hearing shall be held before the Hearing Officer for the sole
10 purpose of allowing the registered owner to show that:

11 (1) The amounts in question have been paid; or

12 (2) The vehicle was not properly included on the immobilization eligibility
13 list in accordance with the provisions of Subsection (A) of this Section.

14 (C) A vehicle shall be removed from the immobilization eligibility list if:

15 (1) The registered owner pays all fines, judgments, penalties and applicable
16 immobilization, towing and storage fees;

17 (2) The registered owner executes an agreement to pay within a specified
18 period of time all fines, judgments, penalties and applicable immobilization, towing and storage fees,
19 with a condition that, for default on the payment obligation, the vehicle shall be subject to
20 reinstatement on the immobilization list; or

21 (3) The Hearing Officer finds that the vehicle was not properly included on
22 the immobilization eligibility list.

23 (D) In connection with the immobilization of a vehicle, a notice shall be attached
24 to the vehicle in a conspicuous place advising:

25 (1) That the vehicle is immobilized and that any attempt to move the vehicle
26 may result in its damage;

27 (2) That the unauthorized removal of or damage to the immobilizing device
28 is a violation of law;

1 (3) How release of the immobilizing device may be obtained; and

2 (4) How a hearing may be obtained pursuant to Subsection (H).

3 (E) The City may (but is not obligated to) cause to be towed and stored any vehicle
4 which has been immobilized if, within twenty-four hours after immobilization, no arrangements have
5 been made for the vehicle's release. An unregistered vehicle that is immobilized may be towed and
6 stored immediately. Within ten days after an immobilized vehicle is towed, the City shall send a
7 notice advising that the vehicle has been immobilized and towed. The notice shall be provided by
8 means of certified mail, return receipt requested, mailed to the registered owner at the address last
9 known to the City or on file with the Department of Motor Vehicles. The notice shall state that the
10 registered owner is entitled to request a hearing pursuant to Subsection (H) of this Section to
11 determine the validity of the immobilization.

12 (F) An immobilization fee of fifty dollars shall be paid by or on behalf of the
13 registered owner of the vehicle prior to the removal of an immobilizing device.

14 (G) Release of an immobilized vehicle may be obtained by:

15 (1) The payment of all fines, judgments, penalties and applicable
16 immobilization, towing and storage fees; or

17 (2) In connection with the request of a hearing to determine the validity of
18 the immobilization of the vehicle, the posting of a bond or other sufficient undertaking in an amount
19 which will satisfy all fines, judgments, penalties and applicable immobilization, towing and storage
20 fees.

21 (H) The registered owner of a vehicle may request a hearing regarding the
22 immobilization of the owner's vehicle. The request for hearing must be made within ten days after
23 the date of the notice described in Subsection (D) or Subsection (E) of this Section. The hearing shall
24 be held before the Hearing Officer and shall be limited to a determination of whether there was a
25 factual and legal basis for the immobilization. Failure to request or attend a hearing shall be deemed
26 a waiver of the right to a hearing. If the Hearing Officer determines that there was a factual and legal
27 basis for the immobilization, the bond or undertaking shall be forfeited. If the hearing officer
28 determines that there was an insufficient factual and legal basis for the immobilization, the bond or

1 undertaking shall be exonerated.

2 SECTION 12: Title 11, Chapter 44, Section 60, of the Municipal Code of the City of
3 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

4 **11.44.060:** Upon those streets or highways or parts of streets or highways described in Schedule
5 18-V, a copy of which shall be maintained for public inspection in the offices of the City Clerk and
6 the City Traffic Engineer, which may be amended from time to time by written finding of the City
7 Traffic Engineer, no person shall stop, stand or park a vehicle for any purpose or length of time other
8 than for the expeditious and continuous loading and delivery or pickup and loading of heavy or
9 voluminous freight, cargo or other goods in any place marked as a commercial loading zone during
10 hours when the provisions applicable to such zones are in effect. In no case shall the stop for loading
11 and unloading of materials exceed thirty minutes, day or night. [Any vehicle, other than a vehicle with
12 commercial markings evidencing its commercial use, while parked in a commercial loading zone,
13 must prominently display a commercially printed sign, no less than eight inches in width and ten
14 inches in height which identifies the commercial use of the vehicle parked. This provision shall not
15 apply to one who has obtained a loading permit under LVMC 11.52.090.] The use of a commercial
16 loading zone under this Section is limited to:

17 (A) Commercial vehicles whose commercial nature is evident from the type of
18 vehicle; or

19 (B) Vehicles which have commercially-printed markings on the exterior of the
20 vehicle clearly identifying the commercial use of the vehicle.

21 SECTION 13: Title 11, Chapter 52, Section 180, of the Municipal Code of the City of
22 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

23 **11.52.180:** (A) When signs are posted giving notice thereof, no person shall stop, stand or park
24 a vehicle[, other than a vehicle with commercial markings evidencing its commercial use or a vehicle
25 prominently displaying a commercially printed sign, no less than eight inches in width and ten inches
26 in height which identifies the commercial use of the vehicle parked actually engaged in loading or
27 unloading heavy or voluminous freight, cargo or other goods, in an alley described in Schedule 17-I,
28 a copy of which is to be maintained for public inspection in the office of the City Clerk and the City

1 Traffic Engineer, and such other alleys as may be added to said schedule by written finding of the City
2 Traffic Engineer. The prohibition contained in this Subsection shall not apply to a person who has
3 obtained a loading permit under LVMC 11.52.090.] in an alley described in Schedule 17-I, a copy of
4 which is to be maintained for public inspection in the office of the City Clerk and the City Traffic
5 Engineer, and such other alleys as may be added to the schedule by written finding of the City Traffic
6 Engineer, except for the following vehicles, while actually engaged in loading or unloading heavy or
7 voluminous freight, cargo or other goods:

8 (1) Commercial vehicles whose commercial nature is evident from the type
9 of vehicle; or

10 (2) Vehicles which have commercially-printed markings on the exterior of
11 the vehicle clearly identifying the commercial use of the vehicle.

12 (B) When signs are posted giving notice thereof, no person shall park a vehicle at
13 any time in alleys or portions thereof described in Schedule 17-II, a copy of which is to be maintained
14 for public inspection in the office of the City Clerk and the City Traffic Engineer, and such other alleys
15 as may be added to [said Schedule] the schedule by written finding of the City Traffic Engineer.

16 (C) A vehicle otherwise lawfully parked in an alley shall not park for a greater
17 period than thirty minutes within any one-hour period.

18 SECTION 14: Title 11, Chapter 52, Section 305, of the Municipal Code of the City of
19 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

20 **11.52.305:** It is unlawful for a person to stand, park or store upon any residential street, a
21 commercial vehicle, recreational vehicle, trailer, or any combination of vehicle and trailer having an
22 overall length of twenty-four feet or more, except in front of]:

23 (A) The residence of the owner or driver thereof, and then only for a period not to
24 exceed four hours; or

25 (B) In front of] property from which or to which goods or passengers are being
26 picked up or delivered, and then only for that period of time during which goods or passengers are
27 being expeditiously loaded or unloaded.

28 SECTION 15: Title 11, Chapter 52, Section 330, of the Municipal Code of the City of

1 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

2 **11.52.330:** (A) The [Board of Commissioners] City Council finds that the parking of a vehicle
3 in violation of LVMC 11.52.320 is a public nuisance per se and a disruption of the effective use of
4 City-owned and City-leased parking lots by those persons authorized to use them. The City Manager
5 or his duly authorized representative shall have the authority to immobilize any vehicle or have any
6 vehicle removed by towing and impounding from a City-owned or City-leased parking lot if such
7 vehicle is found to be in violation of LVMC 11.52.320. All expenses incurred in the immobilization
8 or towing and impounding of such vehicle found to be in violation shall be the responsibility of and
9 charged to the registered owner of said vehicle and shall be paid prior to removal of the immobilizer
10 or prior to release of the vehicle from impoundment. The fee for releasing any car immobilized or
11 impounded under this [LVMC] Section is [twenty-five] fifty dollars.

12 (B) Citations issued for the violation of LVMC 11.52.320 shall be disposed of
13 under normal procedures and need not be paid as a condition for the release of the vehicle from
14 custody.

15 SECTION 16: Title 11, Chapter 54, Section 50, of the Municipal Code of the City of
16 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

17 **11.54.050:** In parking meter zones, the Traffic Engineer shall cause parking [meter posts] meters
18 to be installed [upon the curb or sidewalk immediately adjacent to the parking spaces provided in this
19 Chapter, such installation to be placed not more than two feet from the curb nor more than four feet
20 from the front line of the parking space as indicated, and the] at the appropriate locations so as to
21 control the metered parking spaces established under this Chapter. The Department of Detention and
22 Enforcement shall be responsible for the enforcement, installation, operation, maintenance and use
23 of parking meters. Each device shall be so set as to display a signal showing legal parking [upon the
24 deposit of the appropriate coin, lawful money of the United States of America, for the period of time
25 prescribed by this Chapter.] for the period of time established under this Chapter, upon the deposit of
26 the appropriate coin in lawful money of the United States of America or upon the activation of an
27 approved debit or credit payment. Each device shall be so arranged so that upon the expiration of the
28 lawful time it will indicate by a proper visible signal that the lawful parking period has expired, and

1 in such cases the right of the vehicle to occupy such space shall cease and the operator, owner,
2 possessor or manager thereof shall be subject to the penalties provided in this Title.

3 SECTION 17: Title 11, Chapter 54, Section 60, of the Municipal Code of the City of
4 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

5 **11.54.060:** (A) Except in a period of emergency determined by an officer of the Department
6 of Fire and Rescue or the Metropolitan Police Department, or in compliance with the directions of a
7 police officer or traffic-control sign or signal, when any vehicle shall be parked in any parking space
8 [alongside or next to which a parking meter is located,] controlled by a parking meter, the operator
9 of such vehicle shall, upon entering the parking meter space, immediately activate the meter in
10 accordance with this Section. Failure to activate a meter in accordance with this Section is a violation
11 of this Chapter.

12 (B) For purposes of this Section, activation of the meter consists of paying the
13 amount required to set in operation the timing mechanism of the meter. Payment of the amount
14 required for operation of the meter is accomplished by depositing the required amount in United States
15 coin. In the case of meters which have been installed and approved by the City for use in connection
16 with an authorized cashless payment system, payment may be made by [inserting a key or card which
17 has been authorized for use with that system and which properly records payment by means of a debit
18 or similar transaction.] means of either of the following methods which have been authorized for use
19 with that system and which properly record payment by means of a debit or similar transaction:

20 (1) The insertion in the meter of a key or card; or

21 (2) The activation of the meter by other electronic means.

22 (C) Upon activation of the parking meter in accordance with this Section, the
23 parking space may be lawfully occupied by such vehicle during the period of time which has been
24 prescribed for the part of the street in which said parking space is located and for the period during
25 which the parking meter is activated; provided, however, that any person [placing] parking a vehicle
26 in a parking meter space [adjacent to] controlled by a meter which indicates that unused time remains
27 on the meter shall not be required to make additional payment so long as [his] occupancy of [said] the
28 space does not exceed the indicated unused parking time.

1 SECTION 18: Title 11, Chapter 54, Section 70, of the Municipal Code of the City of
2 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **11.54.070:** If a vehicle shall remain parked in any parking space contemplated in LVMC 11.54.060
4 beyond the parking time limit set for such parking space, and if the meter shall indicate such illegal
5 parking, then, and in that event, such vehicle shall be considered as parking overtime and beyond the
6 period of legal parking time, and such parking shall be deemed a violation of this Chapter. This
7 provision regarding overtime parking shall not apply to any [person] vehicle lawfully displaying a
8 special or temporary [handicapped] parking sticker, placard, permit or plate, and [parking such
9 vehicle] parked in a space for a period of four hours or less as provided in [Chapter 484, Section 407
10 of the Nevada Revised Statute.] NRS 484.407.

11 SECTION 19: Title 11, Chapter 54, of the Municipal Code of the City of Las Vegas,
12 Nevada, 1983 Edition, is hereby amended by repealing in its entirety Section 90 thereof.

13 SECTION 20: Title 11, Chapter 54, of the Municipal Code of the City of Las Vegas,
14 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 90,
15 reading as follows:

16 **11.54.090:** (A) Subject to the provisions of Subsection (B), the hours of operation for any
17 parking meter shall be those which are established by the Traffic Engineer.

18 (B) Any metered parking space may be occupied without activating the meter on
19 the following days: January 1; the third Monday in January; the third Monday in February; the last
20 Monday in May; July 4th; the first Monday in September; the last Friday in October; November 11;
21 the fourth Thursday in November; the fourth Friday in November; December 25; and any general
22 holiday declared by the President of the United States, the Governor of the State or the Mayor.

23 SECTION 21: Title 11, Chapter 54, Section 190, of the Municipal Code of the City of
24 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

25 **11.54.190:** (A) Parking exemption permits shall authorize the persons to whom they are issued
26 to park, without violation[,] and without the payment of a meter fee, the vehicles to which the permits
27 are affixed in any on-street parking space adjacent to any parking meter [other than a short-term
28 parking meter (12, 15 and 30 minutes)] with a time limit of one hour or more, or in any space in a one-

1 hour time-limited parking zone, while actually engaged in field work, subject to the limitations in
2 Subsection (C) of this Section.

3 (B) The following groups of persons shall be eligible for parking exemption permits
4 upon application to the City Manager or his authorized designee:

5 (1) Members of news media whether involved in television, radio or
6 newspaper news preparation or reporting, who are actually in the field preparing or reporting news
7 stories for their employers;

8 (2) Public officers and employees of Federal, State or local governments
9 who are required by their employers to use private automobiles while actually engaged in field work
10 or business outside of their normal offices.

11 (C) No parking exemption permit shall be approved by the City Manager under this
12 Section unless he receives a letter accompanying the application from the applicant's top
13 administrative officer describing such applicant's job responsibilities and his need for an exempt
14 parking permit and which shows to the City Manager's satisfaction that the employee qualifies for the
15 permit.

16 (D) A fee [of twenty-five dollars] shall be charged for each parking exemption
17 permit issued, except as indicated in Subsection (G) of this Section. The fee for a media employee
18 exemption permit shall be in the amount of twenty-five dollars. The fee for a governmental employee
19 exemption permit shall be in the amount of five hundred dollars.

20 (E) Each parking exemption permit shall be valid for a period of one year. Once
21 a parking exemption permit is issued to a qualified applicant, it shall be unlawful for such person to
22 use the permit for other than official business, and in no case shall the permit authorize any vehicle
23 to park in any space adjacent to any parking meter or in any space posted one-hour time-limited
24 parking zone for more than two hours continuously.

25 (F) [Owners and operators of exempt-plated vehicles] Operators of City-owned
26 vehicles with exempt plates issued pursuant to NRS 482.368 shall not be required to apply for,
27 purchase or display parking exemption permits. Vehicles displaying such license plates shall be
28 authorized to park, without violation and without the payment of a meter fee, in any space adjacent

1 to any parking meter [other than a short-term parking meter] with a time limit of one hour or more,
2 or in any space posted as a one-hour or two-hour time-limited parking zone, for not more than two
3 hours continuously.

4 (G) [Elected officers, the county manager, city managers and their respective deputy
5 managers, and county and city department heads and their respective deputy department heads are
6 exempt from paying the twenty-five dollar parking exemption permit fee.] The City Manager or his
7 designee, upon request, may issue parking exemption permits, without charge, to the County Manager
8 of Clark County, or the city manager of any incorporated city within Clark County, for the use of
9 elected officials, citizen board members, or other government officials to whom those permits have
10 been assigned by the respective manager. The maximum number of permits that may be issued
11 without charge shall be as follows:

12 (1) For use by Clark County, a maximum of fifteen permits.

13 (2) For use by other cities, a maximum of seven permits per city.

14 SECTION 22: Title 11, Chapter 54, Section 200, of the Municipal Code of the City of
15 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

16 **11.54.200:** It shall be a violation of the provisions of this Chapter for any person:

17 (A) To cause, allow, permit or suffer any vehicle registered in the name of or
18 operated by such person, contractor or agency to be parked overtime, or beyond the period of legal
19 parking time established for any parking meter zone [as herein described, or to activate any parking
20 meter for the purposes of parking beyond the maximum legal parking time for the particular parking
21 meter zone.] established under this Chapter.

22 (B) To permit any vehicle to remain [or be placed] in any parking space adjacent
23 to any parking meter while said meter is displaying a signal indicating that the vehicle [occupying such
24 parking space] has already been parked beyond the period prescribed for such parking space or beyond
25 the period for which the meter was activated.

26 (C) To park any vehicle across any line or marking of a parking meter space or in
27 such position that the vehicle is not entirely within the area designated by such lines or markings.

28 (D) To park any vehicle for more than thirty minutes in a parking meter space that

1 has been posted as out of service because of malfunction.

2 (E) To park any vehicle in a parking meter space that has been posted as reserved
3 for use by another person, company, contractor or agency pursuant to Section 11.54.230.

4 SECTION 23: Title 11, Chapter 54, Section 210, of the Municipal Code of the City of
5 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6 **11.54.210:** Notices of Infractions [which are issued due to] whose issuance is based upon a
7 malfunctioning parking meter[, and Notices of Infractions issued in error, with written notice thereof]
8 or is otherwise in error may be referred by the issuing agency[,] to the [City Attorney] Parking
9 Citations and Hearing Office for formal withdrawal of the Notice of Infraction and any Complaint
10 and/or Summons or Affidavit of Complaint and Order previously filed.

11 SECTION 24: Title 11, Chapter 54, of the Municipal Code of the City of Las Vegas,
12 Nevada, 1983 Edition, is hereby amended by repealing in its entirety Section 230 thereof.

13 SECTION 25: Title 11, Chapter 54, of the Municipal Code of the City of Las Vegas,
14 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 230,
15 reading as follows:

16 **11.54.230:** The Director of Detention and Enforcement, or the Director's designee, may issue to
17 a person, company, contractor or agency, upon application therefor, a parking space occupancy permit
18 authorizing the occupancy of one or more metered parking spaces for extended periods of time in
19 order to provide supplies, materials, or services, on a temporary basis, in the immediate area of the
20 parking spaces. Issuance of such an occupancy permit shall be in the discretion of the Director or the
21 Director's designee. In connection with the issuance of an occupancy permit, the City is authorized
22 to charge an occupancy permit fee, which shall be paid by the applicant before any permit is issued
23 or space reserved for the applicant. The amount of the occupancy permit fee shall be determined by
24 the Director and shall be in an amount that represents the sum of:

25 (A) The maximum parking meter revenue otherwise collectible for parking a vehicle
26 or vehicles, for the period of time requested, in the metered parking spaces to be occupied under the
27 occupancy permit; and

28 (B) An amount representing the costs of processing the application and occupancy

1 permit.

2 SECTION 26: Title 11, Chapter 60, Section 20, of the Municipal Code of the City of
3 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

4 **11.60.020:** No person shall stop, stand or park a vehicle other than a bus in a bus stop, or other
5 than a taxicab in a taxicab stand, when any such stop or stand has been officially designated and
6 appropriately signed, except that the driver of a passenger vehicle may temporarily stop in a taxi zone
7 for the purpose of and while actually engaged in loading or unloading passengers and such stopping
8 does not interfere with a taxicab waiting to enter or about to enter such zone.

9 SECTION 27: Title 11, Chapter 65, Section 10, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **11.65.010:** To provide clarification of terminology used herein the following definitions are
12 provided:

13 (A) "Residential area" means a contiguous or nearly contiguous area containing
14 public streets and highways or parts thereof where residents dwell.

15 (B) "Residential parking permit" means a sticker, decal or placard with a unique
16 color [defining an area, a number and an expiration date] that:

17 (1) Defines an area or unique address to which it pertains;

18 (2) Is identified by a number;

19 (3) Includes an expiration date; and

20 (4) Is to be placed on a resident's vehicle to identify that vehicle as exempt
21 from the [two-hour parking restriction.] parking restrictions contained in this Chapter.

22 (C) "Residential permit parking zone" means a residential area designated as herein
23 provided where resident motor vehicles displaying a valid permit as described herein shall be exempt
24 from parking time restrictions established pursuant to this [chapter.] Chapter.

25 (D) "Visitor parking permit" means a placard issued to a residence to be used in the
26 vehicles of visitors to a residence to exempt that vehicle from the [two-hour parking restriction.]
27 parking restrictions contained in this Chapter.

28 SECTION 28: Title 11, Chapter 65, Section 50, of the Municipal Code of the City of

1 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

2 **11.65.050:** (A) Once a residential permit parking zone has been approved by the City Council,
3 the Traffic Engineering Division shall:

4 (1) Install parking signs on the streets designated as a residential permit
5 parking zone. The signs shall indicate the times, locations and conditions under which parking shall
6 be by permit only;

7 (2) Issue a maximum of three permanent residential parking permits and
8 a maximum of two visitor placards per residence for a designated residential permit parking zone upon
9 application and payment of the application fee by a person eligible for such permit.

10 (B) A person is eligible to apply for a residential parking permit if he/she owns or
11 operates a motor vehicle and resides on property immediately adjacent to a street, avenue or other
12 location within the residential permit parking zone. Proof of residency in the residential permit
13 parking zone on a block designated for implementation must be presented at the time application is
14 made.

15 (C) The application for a permit shall contain the name of the owner or operator of
16 the motor vehicle; residential address; the make, model, registration and license plate number of the
17 motor vehicle; and the number of the driver's license of the applicant. The motor vehicle registration
18 and the driver's license of the applicant must be presented at the time of making said application in
19 order to verify the contents thereof. The owner or operator of any motor vehicle applying for a
20 residential parking permit shall have a valid Nevada motor vehicle license. The motor vehicle
21 registration must show the applicant's present address.

22 [(D) The permit shall display a serial number, the zone color, the calendar year the
23 permit is issued and be identified as a residential parking permit.]

24 SECTION 29: Title 11, Chapter 65, Section 70, of the Municipal Code of the City of
25 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

26 **11.65.070:** (A) Notwithstanding any provisions of this [chapter] Chapter to the contrary, the
27 holder of a residential parking permit shall be permitted to stand or park a motor vehicle for which a
28 permit has been issued[,] in the residential permit parking zone designated by the permit without being

1 subjected to the limitations imposed on vehicles lacking the permit; provided, however, that parking
2 [is] at that location is otherwise permitted. While a vehicle for which a residential parking permit has
3 been issued is so parked, such permit shall be displayed so as to be clearly visible [on the left side of
4 the rear bumper or] either on the lower left hand corner of the rear window or hanging from the rear
5 view mirror of the vehicle, [and such permit shall be permanently affixed.]

6 (B) A residential parking permit shall not authorize the holder thereof to stand or
7 park a motor vehicle in such places, or during such times, as the stopping, standing, or parking of
8 motor vehicles is prohibited or set aside for specific types of vehicles, and does not exempt the holder
9 from the observance of any traffic regulation other than the parking time limit.

10 (C) A residential parking permit shall not guarantee or reserve to the holder thereof
11 an on-street parking space within the designated residential permit parking area.

12 SECTION 30: If any section, subsection, subdivision, paragraph, sentence, clause or
13 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
14 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
15 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
16 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
17 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
18 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
19 invalid or ineffective.

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SECTION 31: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this _____ day of _____, 2006.

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

Val Steed 10-18-06
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2006, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2006, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

12 APPROVED:

14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

17 BARBARA JO RONEMUS, City Clerk

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