

NOTICE AND DECLARATION OF CHRONIC NUISANCE

Date: 10/27/09
To: Harold Sweet
2001 Fremont
Las Vegas, NV 89101

In Response
Please Reply To:
Officer J. Oaks
Officer D. Nunez
Phone#828-4348

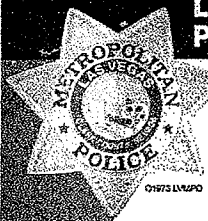
PLEASE TAKE NOTICE, the following conduct occurred on the premises commonly known as 2001 Fremont, #114, Las Vegas, NV, 89101.

X On October 15, 2009 under Event# 091015-2152 a search warrant was served at 2001 Fremont, #114, by the Downtown Area Command's Problem Solving Unit. The search warrant was in reference to Narcotics being sold from the room. As a result of the Search Warrant Officers recovered .1 grams of Cocaine, 3.0 grams of Marijuana and 40 Hydrocodone pills from inside the room. The following actions are suggested:

- **Immediate Eviction of tenants at 2001 Fremont, #114**
- **Immediate Eviction of all future problem tenants; especially including those involved in criminal activity.**
- **Background checks on future tenant**
- **More active role of the property owner in managing the property.**
- **Better screening of potential tenants**

This conduct constitutes a Chronic Nuisance as defined by Las Vegas Municipal Code 9.04.010. Pursuant to Las Vegas Municipal Code 9.040.020, every person who causes or maintains a public nuisance or chronic nuisance, or who wilfully omits or refuses to perform any legal duty relating to the abatement of such a nuisance

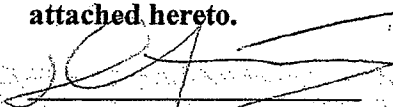




- (1) Shall be guilty of a misdemeanor; or
 - (2) Shall be liable civilly to the City and, upon such finding based upon substantial evidence, shall be responsible to pay civil penalties of not more than five hundred dollars per day for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation.
- (B) Each day that a violation of this Section continues, whether pursued criminally or civilly, constitutes a separate violation for purposes of criminal prosecution or civil proceedings.

REQUEST FOR ABATEMENT

YOU ARE HEREBY requested to take any and all steps necessary to abate the above nuisance **IMMEDIATELY**. You have until 11-06-09 to correct and abate this nuisance. I can assist you with suggestions and alternatives that may help in abating this nuisance. Please contact me upon receipt of this notice so that the appropriate corrective actions can begin. Failure to abate this nuisance will result in the implementation of any and all remedial measures available to the City of Las Vegas under Title 9 of the Las Vegas Municipal Code, including civil fines and criminal prosecution. If you wish to appeal this notice, see Las Vegas Municipal Code 9.04.070, attached hereto.


Officer Daniel Nunez

cc **Councilman Gary Reese**
 City Attorney





9.04.070 Appeal procedures.

Within ten days after service of the notice of violation, the owner or responsible party may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk. Within fifteen days after the appeal has been filed, the appellant shall be given written notice of the procedure and time frame for the hearing of the appeal. The appeal shall be heard by the City Council or by the Council's designee, with a right of final appeal to the Council. The decision of the City Council or the Council's designee, in cases where a designee hears an appeal and no further appeal is taken, shall be final and conclusive. Any owner or responsible party failing to appeal as provided in this Section shall be deemed to have waived any and all objections to the existence of a public nuisance and the abatement of such nuisance.

