

BILL NO. 2013-3

ORDINANCE NO. _____

AN ORDINANCE TO AUTHORIZE ONE OR MORE PILOT PROGRAMS BY WHICH MOBILE FOOD VENDORS MAY OCCUPY PARKING SPACES ON DESIGNATED PUBLIC STREETS FOR THE PURPOSE OF VENDING, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Carolyn G. Goodman

Summary: Authorizes one or more pilot programs by which mobile food vendors may occupy parking spaces on designated public streets for the purpose of vending.

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

SECTION 1: Title 11, Chapter 54, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 240, reading as follows:

11.54.240: (A) The Traffic Engineer or the Parking Division of the Department of Economic and Urban Development may establish on a temporary basis one or more pilot programs pursuant to which persons licensed as mobile food vendors may occupy parking spaces located on selected public rights-of-way for the purpose of vending. Such programs may include one or more of the following elements:

(1) A lottery or other system under which interested vendors, by means of an application or similar process and the payment of a fee, may become eligible to participate in the pilot vending program.

(2) Payment by a mobile food vendor, by means of a parking meter, for the right to occupy and vend within designated parking spaces.

(3) A system of rotation or other method by which interested vendors may participate on an equitable basis with other vendors and by which the public can have access to a variety of dining categories and food products.

(B) The use of a parking space in accordance with a program established under this Section is exempt from any prohibition on such use that otherwise would apply.

SECTION 2: Title 11, Chapter 10, Section 180, of the Municipal Code of the City of

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

11.10.180: (A) Except as provided in this Section, for parking infractions other than those set forth in LVMC 11.10.160 and 11.10.170, the civil fine is twenty dollars.

(B) For abandoning or for stopping, standing or parking a vehicle in violation of LVMC 11.24.010 or 11.52.305, the civil fine is seventy-five dollars, plus any towing and storage fees which may be assessed in connection with the removal of the vehicle pursuant to this Title.

(C) For a violation of Subsection (A) of LVMC 11.66.080, the civil fine is five hundred dollars.

(D) In connection with parking at a meter subject to a pilot program for mobile food vendors established pursuant to LVMC 11.52.240, the civil fine is:

(1) Eighty dollars, for a vehicle that is eligible for the pilot program and is parked at the meter reserved for or assigned to that vehicle but was parked in excess of the time for which the meter was activated or was parked without activating the meter.

(2) One hundred dollars, for a vehicle that is eligible for the pilot program but was parked at a meter other than one reserved for or assigned to that vehicle.

(3) One hundred dollars, for a vehicle that is ineligible for the pilot program and was parked at the meter.

SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

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SECTION 4: 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 _____, 2013.

APPROVED:

By _____
CAROLYN G. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 12-20-12
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of ____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members ____
4 ____; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of ____, 2013, which was a ____ meeting of said
6 Council; that at said ____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____
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12 APPROVED:

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14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

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17 BEVERLY K. BRIDGES, MMC
18 City Clerk
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