

1 Bill No. 81-8

2 Ordinance No. 2145

3  
4 AN ORDINANCE RELATING TO OCCUPANCY FEES FOR SEWER CONNECTION;  
5 AMENDING TITLE IV, CHAPTER 2, OF THE MUNICIPAL CODE OF THE CITY  
6 OF LAS VEGAS, NEVADA, 1960 EDITION, BY REPEALING SECTION 22 OF  
7 THAT CERTAIN DOCUMENT INCORPORATED INTO SAID TITLE AND CHAPTER  
8 BY SECTION 1 THEREOF AND ENTITLED "SUPPLEMENTAL DOCUMENT,  
9 ADOPTED BY REFERENCE COMPLETING THE 1979 UNIFORM PLUMBING CODE  
10 OF THE CITY OF LAS VEGAS, NEVADA, AND HEREBY DESIGNATED AS  
11 CHAPTER 2 OF SAID TITLE IV, CHAPTER 2, SECTIONS 1 THROUGH 23,  
12 AND ALSO DESIGNATED AS ORDINANCE NO. 2085" AND ADOPTING IN  
13 LIEU OF SAID SECTION 22 A NEW SECTION, DESIGNATED SECTION 22,  
14 ESTABLISHING A NEW SYSTEM OF OCCUPANCY FEES FOR SEWER CONNEC-  
15 TION; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO;  
16 AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CON-  
17 FFLICT HEREWITH.

18 Sponsored by:

19 Commissioner Paul Christensen

Summary: Repeals existing sched-  
ule of occupancy fees for sewer  
connections and establishes a  
new system of occupancy fees for  
sewer connections.

20 THE BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS  
21 VEGAS, NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

22 SECTION 1: It is hereby declared as a matter of  
23 legislative determination that the purpose of this ordinance  
24 is to establish an equitable system for the collection of  
25 sewer connection charges and to provide for connection fees  
26 which will produce the funds required for the Wastewater  
27 Treatment System Capital Improvement Program.

28 SECTION 2: Title IV, Chapter 2, of the Municipal  
29 Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby  
30 amended by repealing in its entirety Section 22 of that certain  
31 document incorporated by reference into said Title and Chapter  
32 by Section 1 thereof and entitled "Supplemental Document,  
Adopted by Reference, Completing the 1979 Uniform Plumbing Code  
of the City of Las Vegas, Nevada, and hereby Designated as Part  
2 of Title IV, Chapter 2, Sections 1 Through 23, and Also  
Designated as Ordinance No. 2085".

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1 SECTION 3: Title IV, Chapter 2, of the Municipal  
2 Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby  
3 amended by adding to that certain document incorporated by  
4 reference into said Title and Chapter by Section 1 thereof and  
5 entitled "Supplemental Document, Adopted by Reference, Com-  
6 pleting the 1979 Uniform Plumbing Code of the City of Las Vegas,  
7 Nevada, and Hereby Designated as Part 2 of Title IV, Chapter 2,  
8 Sections 1 Through 23, and Also Designated as Ordinance No.  
9 2085" a new section, to be designated Section 22, reading as  
10 follows:

11 Section 22: OCCUPANCY FEES FOR SEWER CONNECTION

12 (A) Definitions:

13 Except where the context otherwise requires,  
14 as used in this Section the following words,  
15 terms and phrases shall have the meanings  
16 indicated as follows:

- 17 1. "Casino" means a place which is not a part  
18 of a hotel where games of chance or gambling  
19 devices are made available for play by the  
20 public.
- 21 2. "Church" means any structure primarily used  
22 for activities sponsored by a religious  
23 organization.
- 24 3. "Convalescent and Rest Homes" means an  
25 establishment used or designed to provide  
26 personal and health care supervision to  
27 convalescents, invalids, aged or infirm  
28 humans.
- 29 4. "Dwelling Unit" means one or more rooms de-  
30 signed or used as living quarters for one  
31 family and having facilities for the prep-  
32 aration of food.

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5. "Equivalent Residential Unit ("ERU" herein)  
means the average amount of wastewater dis-  
charged by a single-family residence, which  
has been determined to be 90,000 gallons  
per year.

6. "Family" means one or more human beings  
living together as a single housekeeping  
unit.

7. "Fixture" means a device which is permanently  
connected to the hot or cold water supply  
system or both and which is connected to  
the wastewater collection system of the  
City<sup>1</sup> and includes but is not limited to  
the following:

- (a) Bathtub (with or without overhead  
shower)
- (b) Bidet
- (c) Combination sink and tray, with or  
without food-disposal units
- (d) Dental unit or cuspidor
- (e) Dental lavatory
- (f) Drinking fountain
- (g) Dishwasher, domestic
- (h) Faucet heads for water supply<sup>2</sup>
- (i) Kitchen sink, domestic, with or without  
food waste grinder
- (j) Lavatory
- (k) Lavatory, barber, beauty parlor, surgeon's
- (l) Laundry tray (1 or 2 compartments)
- (m) Shower stall, domestic
- (n) Showers (group) per head<sup>2</sup>

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(o) Sinks:

- Service (trap standard)
- Service (P trap)
- Pot, scullery, etc.

(p) Urinal

(q) Urinal trough (each 2-foot section)

(r) Washing machine

(s) Wash sink (circular or multiple),  
each set of faucets

(t) Water closet, tank-operated or valve-  
operated

1. The following devices and appliances  
are expressly excluded from the definition  
of "Fixtures":

- Air Conditioner
- Boiler
- Coffee Urn
- Garbage Disposal Unit
- Ice Machine
- Refrigerator
- Soft Drink Machine
- Steam Table
- Water Softner
- X-Ray Machine

2. Faucet heads or shower heads  
which flow into a single drain

8. "Hospital" means an establishment staffed  
and equipped to provide diagnosis, care  
and treatment of human illness or injury  
and which provides 24-hour professional  
nursing services under the direction of  
physicians.

9. "Hotel" means a structure containing two  
or more rooms each of which is designed  
or used for sleeping quarters for one family  
and each of which contains one or more

1 fixtures but does not contain facilities for  
2 the preparation of food.

3 10. "Large Commercial" means an establishment of  
4 single ownership or operation which uses  
5 more than 5,000,000 gallons of water per  
6 year and does not otherwise fall under any  
7 of the other user classifications.

8 11. "Laundry" means an establishment where  
9 clothing is washed for remuneration.

10 12. "Mobile Home Residential Estate" and/or  
11 "Mobile Home Park" means a place which is  
12 used or intended for use to park two or more  
13 trailers for occupancy as living quarters  
14 for human beings for 30 days or more.

15 13. "Multiple Family Residence" means a struc-  
16 ture or trailer containing two or more  
17 dwelling units under one ownership.

18 14. "Recreational Vehicle Park" means a place  
19 which is used or intended for use to park  
20 two or more trailers for occupancy as living  
21 quarters for human beings for less than 30  
22 days.

23 15. "Restaurant" means a place which is not a  
24 part of a hotel where the primary business  
25 is serving food to the public.

26 16. "School" means an establishment, whether  
27 public or private, in which is offered a  
28 full-time academic, vocational or technical  
29 course of study or other educational ser-  
30 vices, whether elementary, secondary, or  
31 post-secondary, and includes nursery schools,  
32 day care centers and other licensed child

1 care facilities.

2 17. "Single Family Residence" means a structure  
3 or trailer containing only one dwelling  
4 unit and each individually owned unit in a  
5 structure or trailer containing two or more  
6 dwelling units.

7 18. "Trailer" means a vehicular structure which  
8 is built on a chassis or frame, which is  
9 designed to be used with or without a  
10 permanent foundation and which may be used  
11 as living quarters for human beings whether  
12 drawn by a motor vehicle or propelled by  
13 its own power.

14 (B) Equivalent Residential Unit (ERU) Schedule:

15 The number of ERU's from which sewer connection  
16 fees will be calculated shall be determined in  
17 accordance with the tabulation set forth below:

<u>Customer Class</u>	<u>Billing Unit</u>	<u>ERU's</u>
<u>Single family residence</u>	<u>Each dwelling unit</u>	<u>1.00</u>
<u>Mobile home residential</u> <u>estates<sup>1</sup></u>	<u>Each trailer lot</u>	<u>1.00</u>
<u>Mobile home parks</u>	<u>Each trailer lot</u>	<u>1.00</u>
<u>Multiple family resi-</u> <u>dence</u>	<u>Each dwelling unit</u>	<u>0.70</u>
<u>Other residence</u>	<u>Each dwelling unit</u>	<u>1.00</u>
<u>Recreational vehicle</u> <u>parks</u>	<u>Each trailer space</u>	<u>0.70</u>
<u>Hotel</u>	<u>Each room</u>	<u>0.60</u>
<u>Plus: fixture out-</u> <u>side of rooms (includ-</u> <u>ing fixtures in casinos</u> <u>and restaurants)</u>	<u>Each fixture</u>	<u>1.50</u>

1	<u>Casino</u>	<u>Each fixture</u>	<u>1.50</u>
2	<u>Business operations not</u>		
3	<u>separately rated</u>	<u>Each fixture</u>	<u>0.65</u>
4	<u>Hospital</u>	<u>Each bed</u>	<u>1.20</u>
5	<u>Convalescent and Rest</u>		
6	<u>Homes</u>	<u>Each bed</u>	<u>1.20</u>
7	<u>School</u>	<u>Each student</u>	<u>0.10</u>
8	<u>Church</u>	<u>Each fixture</u>	<u>0.50</u>
9	<u>Restaurant</u>	<u>Each fixture</u>	<u>1.33</u>
10	<u>Large commercial and</u>	<u>Annual water use<sup>2</sup>:</u>	
11	<u>other</u>	<u>90,000 gallons =</u>	<u>No. ERU's</u>
12	<u>Commercial laundries</u>	<u>0.35 x annual</u>	
13		<u>water use<sup>2</sup>:</u>	
14		<u>90,000 gallons =</u>	<u>No. ERU's</u>

- 16 1. Trailers which contain more than one  
17 dwelling unit shall be classified as  
18 multiple residential.
- 19 2. Annual water use will be estimated  
20 by the Director of Public Services. After  
21 the first full year of discharging, the num-  
22 ber of ERU's and the corresponding sewer  
23 connection fee may be adjusted at the discre-  
24 tion of the Director of Public Services.

25	<u>Swimming Pools--Public and</u>		
26	<u>Private--each pool by capacity</u>		
27	<u>30,000 gallons and less</u>		<u>0.10</u>
28	<u>30,001 to 99,999 gallons</u>		<u>0.25</u>
29	<u>100,000 to 149,999 gallons</u>		<u>0.50</u>
30	<u>150,000 to 199,999 gallons</u>		<u>0.65</u>
31	<u>200,000 to 249,999 gallons</u>		<u>0.85</u>
32	<u>250,000 to 299,999 gallons</u>		<u>1.00</u>
	<u>300,000 gallons or more</u>		<u>1.30</u>

1            (C) Calculation of Occupancy Fees for Sewer Conne-  
2            tion:

3            Subject to the annual evaluations provided for  
4            in subsection (D) hereof,

5            1. Commencing on the effective date of this  
6            Section and until July 1, 1982, connection  
7            fees within the City of Las Vegas shall be  
8            determined as follows:

9            (a) User's class is determined.

10           (b) According to ERU Schedule the number of  
11           ERU's for the user is determined.

12           (c) The Occupancy Fee for Sewer Connections  
13           is calculated by multiplying the number  
14           of ERU's by \$400.

15           2. Commencing on July 1, 1982 and until July 1,  
16           1983, connection fees within the City of  
17           Las Vegas shall be determined as follows:

18           (a) User's class is determined.

19           (b) According to ERU Schedule the number  
20           of ERU's for the user is determined.

21           (c) The Occupancy Fee for Sewer Connections  
22           is calculated by multiplying the  
23           number of ERU's by \$450.

24           3. On and after July 1, 1983, connection fees  
25           within the City of Las Vegas shall be  
26           determined as follows:

27           (a) User's class is determined.

28           (b) According to ERU Schedule the number  
29           of ERU's for the user is determined.

30           (c) The Occupancy Fee for Sewer Connections  
31           is calculated by multiplying the number  
32           of ERU's by \$500.

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(D) Annual Evaluations:  
Commencing no later than June 1, 1982, and  
during the month of May in each year thereafter  
the City of Las Vegas will evaluate its future  
needs for capital improvements to the wastewater  
treatment system, and the occupancy fees for  
sewer connections specified in subsection (C)  
above shall be subject to adjustment either up-  
ward or downward to compensate for such needs.  
All interested individuals and groups shall be  
provided with notice of and the opportunity to  
appear and be heard at such annual evaluations.

SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Chapter 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 Chapter or any part thereof. The Board of City Commissioners of the City of Las Vegas, Nevada, 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 5: All ordinances or parts of ordinances,  
sections, subsections, phrases, sentences, clauses or paragraphs  
contained in the Municipal Code of the City of Las Vegas, Nevada,  
1960 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED, and APPROVED this 4th day of  
March, 1981.

APPROVED:

*William H. Briare*  
BY WILLIAM H. BRIARE, MAYOR

ATTEST:

*Carol Ann Hawley*  
Carol Ann Hawley, City Clerk

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The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 18th day of February, 1981, and referred to the following committee composed of Commissioners Christensen and Woofter for recommendation; thereafter the said committee reported favorably on said ordinance on the 4th day of March, 1981, which was a regular meeting of said Board; that at said regular meeting, the proposed ordinance was read by title to the Board of Commissioners as first introduced and adopted by the following vote:

VOTING "AYE" Commissioners: Christensen, Levy, Lurie & Mayor Briare  
VOTING "NAY" Commissioners: None  
ABSENT: Woofter (excused)

APPROVED:

*William H. Briare*  
BY WILLIAM H. BRIARE, MAYOR

ATTEST:

*Carol Ann Hawley*  
Carol Ann Hawley, City Clerk

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS  
COUNTY OF CLARK)

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of one insertions from period of March 7, 1981 to March 7, 1981 inclusive, being the issue of said newspaper for the following dates, to wit:

March 7, 1981

That said newspaper was regularly issued and circulated on each of the dates above named.

BILL NO. 81-8  
ORDINANCE NO. 2145  
AN ORDINANCE RELATING TO OCCUPANCY FEES FOR SEWER CONNECTION; AMENDING TITLE IV, CHAPTER 2, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY REPEALING SECTION 22 OF THAT CERTAIN DOCUMENT INCORPORATED INTO SAID TITLE AND CHAPTER BY SECTION 1 THEREOF AND ENTITLED "SUPPLEMENTAL DOCUMENT, ADOPTED BY REFERENCE COMPLETING THE 1979 UNIFORM PLUMBING CODE OF THE CITY OF LAS VEGAS, NEVADA, AND HEREBY DESIGNATED AS CHAPTER 2 OF SAID TITLE IV, CHAPTER 2, SECTIONS 1 THROUGH 23, AND ALSO DESIGNATED AS ORDINANCE NO. 2085" AND ADOPTING IN LIEU OF SAID SECTION 22 A NEW SECTION, DESIGNATED SECTION 22, ESTABLISHING A NEW SYSTEM OF OCCUPANCY FEES FOR SEWER CONNECTION; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.  
Sponsored by:  
Commissioner Paul Christensen  
Summary: Repeals existing schedule of occupancy fees for sewer connections and establishes a new system of occupancy fees for sewer connections.  
The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 18th day of February, 1981, and referred to the following committee composed of Commissioners Christensen and Wooffler for recommendation; thereafter the said committee reported favorably on said ordinance on the 4th day of March, 1981, which was a regular meeting of said Board; that at said regular meeting, the proposed ordinance was read by title to the Board of Commissioners as first introduced and adopted by the following vote:  
VOTING "AYE" Commissioners: Christensen, Levy, Lurie and Mayor Briare  
VOTING "NAY" Commissioners: None  
ABSENT: Wooffler  
COPIES OF THE COMPLETE ORDINANCE ARE AVIALABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
Pub. Mar. 7, 1981

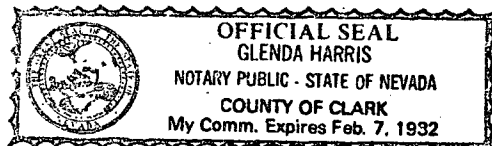
SIGNED \_\_\_\_\_

GEORGE J. VASCONI

Subscribed and sworn to before me this 10 day of March 1981

*Glenda Harris*

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



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FINANCE DEPT

STATE OF MISSISSIPPI  
COMPTROLLER GENERAL  
OFFICE OF THE COMPTROLLER  
STATE HOUSE  
MONTGOMERY, ALABAMA 36103

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MAR 9 12:53 PM '81  
CITY CLERK

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS  
COUNTY OF CLARK)

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of one insertions from period of February 25, 1981 to February 25, 1981 inclusive, being the issue of said newspaper for the following dates, to wit:

February 25, 1981

That said newspaper was regularly issued and circulated on each of the dates above named.

SIGNED

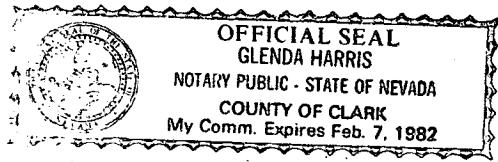
*George J. Vasconi*  
\_\_\_\_\_  
GEORGE J. VASCONI

**BILL NO. 81-8**  
AN ORDINANCE RELATING TO OCCUPANCY FEES FOR SEWER CONNECTION; AMENDING TITLE IV, CHAPTER 2, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY REPEALING SECTION 22 OF THAT CERTAIN DOCUMENT INCORPORATED INTO SAID TITLE AND CHAPTER BY SECTION 1 THEREOF AND ENTITLED "SUPPLEMENTAL DOCUMENT, ADOPTED BY REFERENCE COMPLETING THE 1979 UNIFORM PLUMBING CODE OF THE CITY OF LAS VEGAS, NEVADA, AND HEREBY DESIGNATED AS CHAPTER 2 OF SAID TITLE IV, CHAPTER 2, SECTIONS 1 THROUGH 23, AND ALSO DESIGNATED AS ORDINANCE NO. 2085" AND ADOPTING IN LIEU OF SAID SECTION 22 A NEW SECTION, DESIGNATED SECTION 22, ESTABLISHING A NEW SYSTEM OF OCCUPANCY FEES FOR SEWER CONNECTION; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.  
Sponsored by:  
Commissioner Paul Christensen  
Summary: Repeals existing schedule of occupancy fees for sewer connections and establishes a new system of occupancy fees for sewer connections.  
At a Commission Meeting on February 18, 1981  
BILL NO. 81-8 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE  
Commissioners Christensen and Woolfer  
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
Pub. Feb. 25, 1981

Subscribed and sworn to before me this 27 day of Feb, 1981

*Glenda Harris*

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



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