

BILL NO. 81-2

ORDINANCE NO. 2140

AN ORDINANCE RELATING TO AUCTIONEERS, PROVIDING A 30 DAY RESIDENCY IN CLARK COUNTY PRIOR TO FILING AN APPLICATION FOR AN AUCTION PERMIT IN LIEU OF A ONE YEAR RESIDENCY IN THE CITY; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

Sponsored by:

Paul J. Christensen

Summary: Reduces the residency requirement of an applicant for an auction permit from one year in the City to 30 days within the county.

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

SECTION 1: Title V, Chapter 6, Section 3, of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended as follows:

5-6-2: PERMIT REQUIRED: It shall be unlawful for any person to advertise for disposal, offer for sale, dispose of, sell, cause or permit to be advertised for disposal, offered for sale, disposed of or sold at public auction, or in any manner carry on or conduct, or cause or permit to be carried on or conducted, a public auction of any property, whether the same shall be his own property or the property of others, without first complying with the provisions of this Chapter and obtaining a permit so to do as herein required; provided, that no permit shall be granted to any person unless he is the holder of a valid and subsisting license as an auctioneer, a citizen of the United States or has duly declared his intention of becoming a citizen of the United States, and has been a resident of [the City for at least one (1) year next] Clark County thirty (30) days or more preceding the

1 filing of his application for such permit. No permit
2 shall be granted to carry on or conduct an auction
3 sale of jewelry, as herein defined, unless such
4 jewelry is the stock in trade of a merchant who has
5 been, for a period of at least one (1) year next pre-
6 ceding the filing of the application for such permit,
7 continuously engaged in the City in the business of
8 selling such jewelry at retail or wholesale and is
9 disposing, in good faith, of his stock for the purpose
10 of retiring from business.

11 SECTION 2: Title V, Chapter 6, Section 3, of the
12 Municipal Code of the City of Las Vegas, Nevada, 1960 Edition,
13 is hereby amended as follows:

14 5-6-3: APPLICATION FOR PERMIT: All applications for permits
15 required by this Chapter shall be filed by the per-
16 son who as auctioneer will carry on or conduct any
17 auction sale with the License Supervisor addressed
18 to the Board of Commissioners, not less than twenty
19 (20) days nor more than forty (40) days before the
20 date of the commencement of any auction sale. Such
21 applications shall be on forms furnished by the
22 License Supervisor and each application shall be
23 accompanied by a fee of twenty dollars (\$20.00),
24 no part of which may be refunded to the applicant.
25 All such applications shall be verified and shall set
26 forth the following information:

27 (A) The name and address of applicant.

28 (B) Length of time applicant has been engaged in
29 business in the City[.] or Clark County.

30 (C) Length of time applicant has been a resident of
31 the City[.] or Clark County.

32 (D) Time and place of any auction sale applicant may

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have conducted in the City or elsewhere, within one (1) year prior to the date of application.

(E) Whether applicant is the holder of a license as an auctioneer.

(F) Whether applicant has ever made application for an auctioneer's license or a permit and has been refused the same.

(G) Whether applicant has ever held an auctioneer's license or a permit and whether the same has been revoked.

(H) Whether applicant is a citizen of the United States or has duly declared his intention of becoming a citizen.

(I) The location of the place where the auction sale will be conducted.

(J) The length of time for which the permit is desired and the date when the applicant desires to commence such auction.

(K) The name and address of the owner of the property proposed to be sold at such auction.

(L) If the property proposed to be sold at such auction is jewelry, as herein defined, whether the owner thereof has been, for a period of at least one (1) year next preceding the filing of the application, continuously engaged in the City in the business of selling such jewelry at retail or wholesale only, whether such jewelry is the stock in trade of such owner in such business, and whether such owner is disposing of his stock at such auction for the purpose of retiring from business. The applicant shall also furnish satisfactory evidence that the jewelry proposed

1 to be sold is a bona fide part of the owner's
2 stock in trade, and that it was not secured,
3 purchased or brought into the owner's place of
4 business for or in anticipation of such sale.

5 (M) If the property proposed to be sold at such
6 auction is jewelry, as herein defined, an inven-
7 tory of the same, prepared as follows:
8 Each item shall be listed separately, except
9 that items which are to be sold as a set or
10 together may be listed together as a single item.
11 Any property so listed may not be sold otherwise
12 than together as listed. Items, sets or groups
13 of items listed shall be separately and consecu-
14 tively numbered, beginning with the number one
15 (1).

16 Following the name of each article, and upon the
17 same line or immediately beneath it, shall be:

18 (1) A description of the article, giving the
19 name of the manufacturer, if known, the
20 manufacturer's number, if any, the name,
21 size or weight or any precious or semi-
22 precious stones or imitations thereof, the
23 kind of metal, the grade of fineness thereof
24 used in such article, together with such
25 other and further information as shall
26 reasonably tend to inform persons examining
27 the inventory of the nature and quality of
28 the articles listed and to identify the
29 same; and

30 (2) The wholesale or invoice values thereof.

31 SECTION 3: If any section, subsection, subdivision,
32 paragraph, sentence, clause or phrase in this Chapter or any

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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.

PASSED, ADOPTED and APPROVED this 21st day of

JANUARY, 1981.

APPROVED:

William H. Briare
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 7th day of JANUARY, 1981, and referred to the following committee composed of Commissioners CHRISTENSEN and LEVY for recommendation; thereafter the said committee reported favorably on said ordinance on the 21st day of JANUARY, 1981, which was a 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: Woofter

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 January 24, 1981 to January 24, 1981 inclusive, being the issue of said newspaper for the following dates, to wit:

January 24, 1981

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

SIGNED

George J. Vasconi
GEORGE J. VASCONI

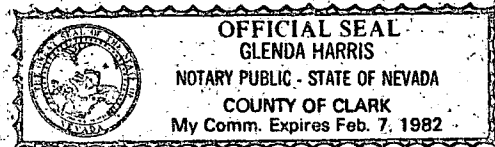
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BILL NO. 81-2
ORDINANCE NO. 2140
AN ORDINANCE RELATING TO AUCTIONEERS, PROVIDING FOR A 30 DAY RESIDENCY IN CLARK COUNTY PRIOR TO FILING AN APPLICATION FOR AN AUCTION PERMIT IN LIEU OF A ONE YEAR RESIDENCY IN THE CITY; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.
Sponsored by:
Paul J. Christensen
Summary: Reduces the residency requirement of an applicant for an auction permit from one year in the City to 30 days within the county.
The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 7th day of JANUARY, 1981, and referred to the following committee composed of Commissioners Christensen and Levy for recommendation; thereafter the said committee reported favorably on said ordinance on the 21st day of January, 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 Briere
VOTING "NAY" Commissioners: None
ABSENT: 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. Jan. 24, 1981

Subscribed and sworn to before me this 28 day of Jan, 19 81

Glenda Harris

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



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 January 14, 1981 to January 14, 1981 inclusive, being the issue of said newspaper for the following dates, to wit:

January 14, 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. 81-2
AN ORDINANCE RELATING TO AUCTIONEERS, PROVIDING A 30 DAY RESIDENCY IN CLARK COUNTY PRIOR TO FILING AN APPLICATION FOR AN AUCTION PERMIT IN LIEU OF A ONE YEAR RESIDENCY IN THE CITY; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

Sponsored by:
Paul J. Christensen
Summary:
Reduces the residency requirement of an applicant for an auction permit from one year in the City to 30 days within the County.
At a Commission Meeting on January 7, 1981
BILL NO. 81-2 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE
Commissioners Christensen and Levy
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. Jan. 14, 1981

Subscribed and sworn to before me this 14 day of Jan, 19 81

Glenda Harris

NOTARY PUBLIC; IN AND FOR CLARK COUNTY, NEVADA

