

ORDINANCE NO. 1486

AN ORDINANCE TO AMEND TITLE VII OF THE CITY CODE OF LAS VEGAS, NEVADA BY ADDING THERETO A NEW CHAPTER ENTITLED "ADULT GROUP CARE FACILITIES" PROVIDING FOR FIRE REGULATIONS AND REQUIREMENTS GOVERNING BUSINESSES ENGAGED IN HOUSING AND CARING FOR AGED PERSONS IN ADULT CARE FACILITIES; PROVIDING OTHER MATTERS RELATED THERETO; PROVIDING PENALTIES FOR VIOLATIONS THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH. 1486

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

SECTION 1. Definitions.

ADULT GROUP CARE FACILITY shall be a structure or building housing not more than 15 aged, able-bodies, mentally capable, ambulatory persons (including guests, employees, and family) on a 24-hour basis where food and lodging is provided but no medical attention is required beyond oral medication. No person shall be placed or permitted to reside in a group care facility who needs a wheelchair, walkers, crutches, or any means of assistance to move about.

AMBULATORY shall be a person capable of moving about without the assistance of another person, or devices such as wheelchairs, crutches, walkers, or other devices required to ambulate. An ambulatory person must be mentally capable of removing herself or himself from a danger area caused by fire or other emergency, to an area of safe refuge.

CLINIC: An infirmary, usually connected with a hospital or medical school, for the treatment of non-resident patients.

CONVALESCENCE: Recovery, especially gradual recover of health and strength after disease; the time between the subsidence of a disease and complete restoration of health.

CONVALESCENT: Recovering from sickness or debility; partially to health or strength.

CONVALESCENT HOME: Refer to definition of "nursing home".

GUEST: Any person hiring or occupying a room for living or sleeping purposes.

HOSPITAL: A building or part thereof used for medical, obstetrical or surgical care on a 24-hour basis for four or more patients. "Hospitals" wherever used in this code shall include general hospitals, mental hospitals, children's hospitals, and any such facilities providing in-patient care.

**HOTEL:** Any building containing six or more guest rooms intended or designed to be used, or which are used, rented or hired out to be occupied, or which are occupied for sleeping purposes by guests.

**LODGING HOUSE:** Any building or portion thereof, containing not more than five guest rooms which are used by not more than five guests where rent is paid in money, goods, labor or otherwise. A lodging house shall comply with all the requirements of this Code for dwellings.

**NURSING HOMES:** A building or structure designed, used or intended to be used, to house and provide care for the sick, ill or infirm persons, where no surgical treatment is given. It is intended that this definition shall generally cover buildings, structures, and institutions designed for care of the chronically ill or infirm who do not require specialized treatment provided in a hospital. The word "nursing home" as used in this code includes convalescent homes and rest homes.

**PATIENT:** An individual awaiting or under medical care and treatment of a physician. A person diseased or suffering bodily indisposition.

**OUT PATIENT:** A patient treated at but not formally admitted to a hospital or clinic.

**REST HOME:** Refer to definition of "nursing home."

**SANITARIUM:** A building or structure that provides physical therapy, and other treatment, or an institution for rest and recuperation (as of convalescents) or an establishment for the treatment of the chronically and mentally ill.

**NON-AMBULATORY:** Those persons unable to leave a building unassisted under emergency conditions. The term may include those who depend upon mechanical aids such as crutches, walkers, wheelchairs, etc., and may also include blind or deaf persons or those bedridden because of age or infirmity.

**INFIRM:** Of poor or deteriorated vitality or feeble from age; weak of mind, will or character.

## **SECTION 2. General.**

A. The type of construction and fire resistive ratings set forth herein shall be as defined in the current Uniform Building Code adopted by the City of Las Vegas.

B. Buildings or parts of buildings classed in Adult Group Care because of use or character or the occupancy shall be constructed as set forth in the following table:

ITEMS	TYPES OF CONSTRUCTION	ADULT GROUP CARE
<b>OCCUPANTS</b>		5 - 15
	I	3-Hour
Interior	II	2-Hour
Bearing Walls	III	1-Hour
Floors and Shaft	IV	1-Hour
Enclosures	V	1-Hour
<hr/>		
	I	1-Hour
Partitions	II	1-Hour
and	III	1-Hour
Roofs	IV	1-Hour
	V	1-Hour
<hr/>		
	I	4-Hour
	II	4-Hour
Exterior	III	4-Hour
Walls	IV	1-Hour
	V	1-Hour
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	Occupants	No. Required
Exits	0 - 5	1
	5 - 15	2
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Sq. Footage Required		160/Occupant
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Sprinklers		Not Required
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Interior	Vertical Exit	II
Finish	Other Exit	II
	Rooms	III
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Office Separation		1-Hour
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**SECTION 3. Location on property.**

For fire-resistive protection of exterior walls and openings, as determined by location on property, see Table IIIA. Wall and opening protection of Group Care Facility based on location on property.

Distances set forth in said table refer to adjacent property line.

Type of Construction	Fire Zone	Fire Resistance of Exterior Walls	Openings In Exterior Walls
	1	4 hours noncombustible construction	Not permitted less than 3 feet. Protected less than 20 feet.
I	2	2 hours noncombustible construction	Not permitted less than 3 feet. Protected less than 10 feet.
	3	1 hour less than 5 feet	Not permitted less than 3 feet
	1	4 hours	Not permitted less than 3 feet. Protected less than 20 feet.
II	2	2 hours	Not permitted less than 3 feet. Protected less than 10 feet.
	3	1 hour	Not permitted less than 3 feet.
	1	4 hours	Not permitted less than 3 feet. Protected less than 20 feet.
III	2	2 hours	Not permitted less than 3 feet. Protected less than 10 feet.
	3	1 hour	Not permitted less than 3 feet.
	1	2 hours less than 20 feet 1 hour elsewhere	None less than 3 feet. Protected to 20 feet.
IV and V	2	1 hour less than 20 feet	None less than 3 feet. Protected to 10 feet.
	3	1 hour less than 3 feet	None less than 3 feet

For construction requirements of exterior walls and openings Part V of the Uniform Building Code as adopted by the City of Las Vegas shall govern.

#### SECTION 4. Exit Facilities.

A. Separate Access: Every room in an Adult Group Care Facility shall have access to at least two approved means of egress from the building. These required exits shall be remotely located from each other. Passage through intervening rooms other than corridors, living rooms, dining room or lobbies, shall be prohibited. All required exterior exit doors shall open in the direction of exit travel.

B. Minimum Size of Exits: Every required exit opening to the exterior shall be a minimum of thirty-six inches (36"). There shall be no projections within the thirty-six inch (36") clear width.

C. Corridors: The minimum clear width of a corridor shall be thirty-six inches (36"). Any corridor shall be separated from sleeping rooms by construction having at least one-hour fire resistant rating. A sleeping room shall be provided with one and three quarter inch (1 3/4") solid wood bonded core door.

D. Locks and Latches: An exit door shall be so arranged as to be readily opening from the side from which egress is to be made at all times when the building is occupied. Locks, if provided, shall not require the use of a key for operation from the inside of the building. A latch or other fastening device on an exit door shall be provided with a knob, handle, panic bar, or other simple type of releasing device, the method of operation of which is obvious, even in darkness. Bolt type, chain type or latches that require special knowledge to open shall be prohibited.

E. Doors Leading to Corridors: All doors leading to or providing access to a corridor shall be equipped with a self-closing device and shall at no time reduce the effective width of a corridor or impair said corridor's one-hour integrity.

#### SECTION 5. Light, Ventilation.

A. Window Area: All sleeping rooms shall be provided with windows with an area not less than twelve square feet (12 sq. ft.). Not less than one-half of the required window area shall be openable to provide natural ventilation. Mechanical ventilation may be provided, but will not be in lieu of openable window area.

Required windows will not have a sill exceeding forty-eight inches (48") from floor level.

The window area in bathrooms, water closet compartment and laundry rooms shall not be less than three square feet (3 sq. ft.), unless a mechanical ventilation system capable of providing five full air changes per hour, is provided and connected directly to the outside.

#### SECTION 6. Fire Alarm Systems.

Every building occupied as an Adult Group Care Facility shall have an electrically supervised, manually operated, approved, fire alarm system. Pre-signal systems

shall not be permitted in an Adult Group Care Facility. Audible alarm devices shall be used in all areas other than sleeping room spaces, which may utilize a visible alarm device. A pull station shall be installed adjacent to each required exit leading directly to the exterior.

#### SECTION 7. Special Hazards.

Chimneys and heating apparatus shall conform to the requirements of Chapter 37 of the Uniform Building Code and Uniform Building Code, Vol. II, Mechanical.

Storage of volatile flammable liquids shall not be allowed in Adult Group Care Facilities and the handling of such liquid shall not be permitted in any such facility in quantities of more than one gallon.

Each building shall be provided with an approved outside gas shut-off valve, conspicuously marked.

#### SECTION 8. Fire Extinguishing Systems.

Automatic fire extinguisher systems shall not be required. (Exception): Hoods and flues used for the purpose of extracting vapors from a commercial appliance must be equipped with an automatic fire extinguishing system.

Hand operated fire extinguishers shall be installed in accordance with following schedule:

1, 10# dry powder for kitchen

1, 2 1/2 gallon water pressurized extinguisher  
for sleeping area.

#### SECTION 9. Electrical.

All electrical wiring and electrical fixtures shall be installed in accordance with the National Electrical Code.

#### SECTION 10. Interior Finish.

Interior finish of Adult Group Care Facilities, including floor, wall and ceiling coverings, shall be Class "C". (Exception): Draperies shall be fiberglass or rendered flame retardant.

#### SECTION 11. Fire Drills.

Fire drills must be conducted monthly in all Adult Group Care Facilities. A record of each drill, indicating time and date, will be maintained.

Fire evacuation plans must be drawn up by the licensee and posted in a conspicuous place on the premises. All guests and staff of an Adult Group Care Facility must familiarize themselves with the evacuation plan.

SECTION 12. Determination of Physical Condition.

If the Fire Safety Official believes any resident to be non-ambulatory, the Official shall require the licensee to remove that resident from that Adult Group Care Facility.

SECTION 13. Authority Having Jurisdiction.

The Las Vegas Fire Chief, or his designated representative; the State Fire Marshal, or his designated representative; and the Director of Nevada State Welfare, shall have the authority to enter at any reasonable hour, an Adult Group Care Facility for the purpose of inspection to determine compliance with all portions of this ordinance.

SECTION 14.

If the Fire Safety Official believes any condition exists in an Adult Group Care Facility that constitutes a fire hazard, he shall give written notice to the licensee to correct same within a reasonable period of time. Failure to do so shall constitute a violation of this chapter.

SECTION 15. All non-conforming uses or conditions existing on the effective date of this ordinance shall have a period of 1 year therefrom to conform to the provisions of this chapter. Provided, however, all Adult Group Care Facilities shall immediately upon the effective date of this ordinance comply with the requirements of Section 12 herein.


SECTION 16. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the city jail for not more than six months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 17. All ordinance or parts of ordinances, sections, subsections, phrases, 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 18th day of November, 1970.

  
ORAN K. GRAGSON, MAYOR

ATTEST:

  
Edwina M. Cole, City Clerk


The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 4th day of November, 1970, and referred to the following committee composed of Commissioners Howery and Coblentz for recommendation; thereafter the said committee reported favorably on said ordinance on the 18th day of November, 1970, 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 Coblentz, Thornley, Howery, Corey and Mayor Gragson

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VOTING "NAY": None ABSENT: None

APPROVED:

  
ORAN K. GRAGSON, MAYOR

ATTEST:

  
Edwina M. Cole, City Clerk

RECEIVED

**AFFIDAVIT OF PUBLICATION**

NOV 15 11 70  
CITY CLERK

STATE OF NEVADA, {  
COUNTY OF CLARK { ss.

Robert E. Hunter, being first duly sworn,

deposes and says: That he is Composing Room Foreman of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published 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 8 days

from November 21, 1970 to November 28, 1970

inclusive, being the issues of said newspaper for the following dates, to-wit:

November 21, 28, 1970

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

Signed [Signature]

Subscribed and sworn to before me this 30th day of November 1970

[Signature]

My Commission Expires

Notary Public in and for Clark County, Nevada  
**RUTHE V. DESKIN**  
Notary Public—State of Nevada  
COUNTY OF CLARK  
My Commission Expires April 14, 1973

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Floors and Shaft Enclosures	III	1-Hour
	IV	1-Hour
	V	1-Hour
Partitions and Roofs	I	1-Hour
	II	1-Hour
	III	1-Hour
	IV	1-Hour
	V	1-Hour
Exterior Walls	I	4-Hour
	II	4-Hour
	III	4-Hour
	IV	1-Hour
	V	1-Hour
Exits	Occupants 0-5	No. Required 1
	5-15	2
Sq. Footage Required		160/Occupant
Sprinklers		Not Required
Interior Finish	Vertical Exit	11
	Other Exit	11
	Rooms	111
Office Separation		1-Hour

**SECTION 3. Location on property.**

For fire-resistive protection of exterior walls and openings, as determined by location on property, see Table 111A. Wall and opening protection of Group Care Facility based on location on property. Distances set forth in said table refer to adjacent property line.

Type of Fire Construction Zone	Fire Resistance of Exterior Walls	Openings in Exterior Walls
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For construction requirements of exterior walls and openings Part V of the Uniform Building Code as adopted by the City of Las Vegas shall govern.

**SECTION 4. Exit Facilities.**

A. **Separate Access:** Every room in an Adult Group Care Facility shall have access to at least two approved means of egress from the building. These required exits shall be remotely located from each other. Passage through intervening rooms other than corridors, living rooms, dining room or lobbies, shall be prohibited. All required exterior exit doors shall open in the direction of exit travel.

B. **Minimum Size of Exits:** Every required exit opening to the exterior shall be a minimum of thirty-six inches (36"). There shall be no projections within the thirty-six inch (36") clear width.

C. **Corridors:** The minimum clear width of a corridor shall be thirty-six inches (36"). Any corridor shall be separated from sleeping rooms by construction having at least one-hour fire resistant rating. A sleeping room shall be provided with one and three quarter inch (1 3/4") solid wood bonded core door.

D. **Locks and Latches:** An exit door shall be so arranged as to be readily opening from the side from which egress is to be made at all times when the building is occupied. Locks, if provided, shall not require the use of a key for operation from the inside of the building. A latch or other fastening device on an exit shall be provided with a knob, handle, panic bar, or other simple type of releasing device, the method of operation of which is obvious, even in darkness. Bolt type, chain type or latches that require special knowledge to open shall be prohibited.

E. **Doors Leading to Corridors:** All doors leading to or providing access to a corridor shall be equipped with a self-closing device and shall at no time reduce the effective width of a corridor or impair said corridor's one-hour integrity.

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A. **Window Area:** All sleeping rooms shall be provided with windows with an area not less than twelve square feet (12 sq. ft.). Not less than one-half of the required window area shall be openable to provide natural ventilation. Mechanical ventilation may be provided, but will not be in lieu of openable window area.

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Each building shall be provided with an approved outside gas shut-off valve, conspicuously marked.

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- 1, 10# dry powder for kitchen
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**SECTION 9. Electrical.**

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**SECTION 10. Interior Finish.**

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**SECTION 12. Determination of Physical Condition.**

If the Fire Safety Official believes any resident to be non-ambulatory, the Official shall require the licensee to remove that resident from that Adult Group Care Facility.

**SECTION 13. Authority Having Jurisdiction.**

The Las Vegas Fire Chief, or his designated representative; the State Fire Marshal, or his designated representative; and the Director of Nevada State Welfare, shall have the authority to enter at any reasonable hour, an Adult Group Care Facility for the purpose of inspection to determine compliance with all portions of this ordinance.

**SECTION 14.**

If the Fire Safety Official believes any condition exists in an Adult Group Care Facility that constitutes a fire hazard, he shall give written notice to the licensee to correct same within a reasonable period of time. Failure to do so shall constitute a violation of this chapter.

**SECTION 15.** All non-conforming uses or conditions existing on the effective date of this ordinance shall have a period of 1 year therefrom to conform to the provisions of this chapter. Provided, however, all Adult Group Care Facilities shall immediately upon the effective date of this ordinance comply with the requirements of Section 12 herein.

**SECTION 16.** Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the city jail for not more than six months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

**SECTION 17.** All ordinance or parts of ordinances, sections, sub-sections, phrases, 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 18th day of November, 1970.

/s/ Oran K. Gragson  
ORAN K. GRAGSON, MAYOR

ATTEST:

/s/ Edwina M. Cole  
Edwina M. Cole, City Clerk  
(SEAL)

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 4th day of November, 1970, and referred to the following committee composed of Commissioners Howerly and Coblenitz for recommendation; thereafter the said committee reported favorably on said ordinance on the 18th day of November, 1970, 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 Coblenitz, Thornley, Howerly, Corey and Mayor Gragson.

VOTING "NAY": None. ABSENT: None.

APPROVED:

/s/ Oran K. Gragson

ORAN K. GRAGSON, MAYOR

ATTEST:

/s/ Edwina M. Cole  
Edwina M. Cole, City Clerk  
(SEAL)

PUB. Nov. 21, 28, 1970.