

ORDINANCE NO. 1445

AN ORDINANCE TO AMEND TITLE VII, CHAPTER 3, SECTION 3, SUBSECTION (J), PARAGRAPH d¹⁴⁴⁵ OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY AMENDING ARTICLE 16, SECTION 16.64 OF THE "FIRE PREVENTION CODE, 1965 EDITION," ADOPTED BY REFERENCE AS THE "FIRE PREVENTION CODE OF THE CITY OF LAS VEGAS, NEVADA"; TO PROVIDE AN APPROVED AUTOMATIC NOZZLE TO SHUT OFF THE FLOW OF CLASS I FLAMMABLE LIQUIDS; FIXING RESPONSIBILITY OF SERVICE STATION ATTENDANTS FOR FIRE SAFETY; REQUIRING A PERMIT TO CONDUCT A SELF-SERVICE STATION; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. Title VII, Chapter 3, Section 3, Subsection (J), Paragraph d of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended to read as follows:

7-3-3: (J) d. (1) Automatic Dispensing Devices. The use of any device which permits the dispensing of Class I flammable liquids when the hand of the operator is removed from the nozzle control lever is hereby prohibited except when using an approved automatic nozzle as provided in this subsection.

In lieu of being held open by hand, an approved automatic nozzle with latch-open device may be used for dispensing Class I flammable liquids into the fuel tank of a vehicle. Such a nozzle shall have a latch-open device as an integral part of the assembly and shall shut off the liquid reliably and positively when the gasoline tank is filled; when it falls from the filling neck of a vehicle; when it is subject to rough usage such as dropping or lack of proper lubrication; or when an automobile is driven away while the nozzle is still in the tank. An automatic nozzle with a latch-open device shall be provided with an attachment which will assure that the latch will trip to shut off the nozzle when it is returned to the pump.

(2) Attendant responsibility. It shall be the responsibility of a service station attendant to prevent the dispensing of Class I

liquids into portable containers not in compliance with Title VII, Chapter 3, Section 3, Paragraph (J), Subparagraph e. He shall be responsible for enforcing all ordinances, regulations and special orders pertinent to fire safety in service stations.

(3) Special Type Dispensers.

(a) Approved special dispensing devices such as, but not limited to, coin-operated, card-operated, or remote controlled pre-set types are permitted subject to the following:

1. A qualified attendant shall be on duty at all times when pumps are operable (unlocked). His primary function shall be to supervise, observe and control the dispensing of Class I flammable liquids at all times while said liquids are being dispensed. During this dispensing, he shall not be engaged in providing services to customers such as, but not limited to, washing windows, checking oil, lubrication rack work, checking or repairing tires, filling batteries, or related duties.

For purposes of this section, a "qualified attendant" shall mean a person who: (a) Has satisfactorily completed an approved course of instruction in the use of first-aid fire-fighting appliances; (b) Has been instructed in emergency operating procedures such as the location of the emergency shut-off switch, gasoline wash down procedures, means of transmitting an alarm to the Fire Department; (c) Is able bodied and capable of readily circulating about the premises without the use of wheeled appliances; (d) Possesses a valid motor vehicle operator's license; and (e) Is informed concerning ordinances, regulations or special requirements pertaining to fire safety in service stations.

(b) All coin-operated and remote controlled present type dispensing devices shall be equipped with an automatic reduction value so that the rate of flow of Class I liquids will be reduced to not more than 1/4 of the normal flow during the last 10¢ of the purchase.

(c) Disposition of pumps shall be such that the attendant can observe all vehicles being fueled or viewing equipment must be provided which will accomplish that purpose.

(d) Operating instructions for the coin-operated pumps shall be conspicuously posted on each pump.

(b) Where a remote controlled preset type dispensing operation is a part of a business including other sales and service facilities, the attendant shall be required to remain within arms length distance of the principal remote control switch location at all times while Class I liquids are being dispensed.

4. Shut-off Switch. A remote pump shut-off switch shall be installed not less than 15 feet, nor more than 100 feet from the pump island and shall be clearly identified and posted with operating instructions.

5. Voice Communication Control. A voice communication system such as, but not limited to, an intercom system, so as to allow direct voice communication at all times between the person dispensing gasoline and the attendant, shall be required.

6. Electrical Interlock System. All dispensing devices shall be equipped with an electrical interlock system so designed that, at the end of each purchase, the electrical current supplying the dispensing device will automatically be shut off and will remain off until such times as the attendant, at his remote control location, reactivates the electrical current which powers the dispensing of the next purchase.

7. Permit Required. A permit shall be required to conduct or maintain a self-service station dispensing Class I flammable liquid.

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(3) Special Type Dispensers.
(a) Approved special dispensing devices such as, but not limited to, coin-operated, card-operated, or remote controlled preset types are permitted subject to the following:

1. A qualified attendant shall be on duty at all times when pumps are operable (under lock). His primary function

shall be to supervise, observe and control the dispensing of Class I flammable liquids at all times while said liquids are being dispensed. During this dispensing, he shall not be engaged in providing services to customers such as, but not limited to, washing windows, checking oil, lubrication rack work, checking or repairing tires, filling batteries, or related duties.

For purposes of this section, a "qualified attendant" shall mean a person who: (a) Has satisfactorily completed an approved course of instruction in the use of first-aid fire-fighting appliances; (b) Has been instructed in emergency operating procedures such as the location of the emergency shutoff switch, gasoline wash down procedures, means of transmitting an alarm to the Fire Department; (c) is able bodied and capable of readily circulating about the premises without the use of wheeled appliances; (d) Possesses a valid motor vehicle operator's license; and (e) is informed concerning ordinances, regulations or special requirements pertaining to fire safety in service stations.

(b) All coin-operated and remote controlled preset type dispensing devices shall be equipped with an automatic reduction valve so that the rate of flow of Class I liquids will be reduced to not more than 1/4 of the normal flow during the last 10c of the purchase.

(c) Disposition of pumps shall be such that the attendant can observe all vehicles being fueled or viewing equipment must be provided which will accomplish that purpose.

(d) Operating instructions for the coin-operated pumps shall be conspicuously posted on each pump.

(b) Where a remote controlled preset type dispensing operation is a part of a business including other sales and service facilities, the attendant shall be required to remain within arms length distance of the principal remote control switch location at all times while Class I liquids are being dispensed.

4. Shut-off Switch. A remote pump shut-off switch shall be installed not less than 15 feet, nor more than 100 feet from the pump island and shall be clearly identified and posted with operating instructions.

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7. Permit Required. A permit shall be required to conduct or maintain a self-service station dispensing Class I flammable liquid.

SECTION 2. 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 \$300.00 and-or imprisonment in the city jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 3. All ordinances or parts of ordinances, sections, subsections, phrases, clauses, sentences 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, 1970.

ORAN K. GRAGSON,
Mayor

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

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 18th day of February, 1970, and referred to the following committee composed of Commissioners Howerly and Thornley for recommendation; thereafter the said committee reported favorably on said ordinance on the 4th day of March, 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 amended, and adopted by the following vote:

VOTING "AYE": Commissioners Thornley, Howerly, Corey and Mayor Gragson.
VOTING "NAY": None ABSENT: Commissioner Coblenz

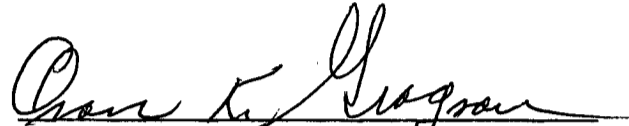
APPROVED:
(s) ORAN K. GRAGSON,
Mayor
ATTEST:
(s) Edwina M. Cole
City Clerk

(SEAL).
March 7, 14

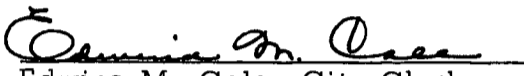
SECTION 2. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the city jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 3. All ordinances or parts of ordinances, sections, subsections, phrases, clauses, sentences 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, 1970.


ORAN K. GRAGSON, MAYOR

ATTEST:

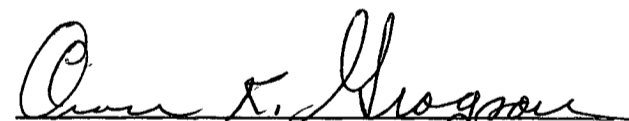

Edwina M. Cole, City Clerk

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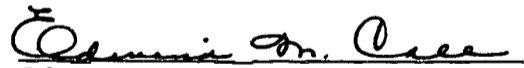
VOTING "AYE": Commissioners Thornley, Howery, Corey and Mayor Gragson

VOTING "NAY": None ABSENT: Commissioner Coblentz

APPROVED:


ORAN K. GRAGSON, MAYOR

ATTEST:


Edwina M. Cole, City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS

Louie Muratore being first duly sworn, deposes and says that he is foreman 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 two insertions from period of March 7, 1970 to March 14, 1970 inclusive, being the issue of said newspaper for the following dates, to wit:

March 7, ~~14~~, 1970

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

SIGNED

L. Muratore
LOUIE MURATORE

Subscribed and sworn to before me this 14 day of March, 1970.

Jo Ann Khamis
NOTARY PUBLIC, IN AND FOR
CLARK COUNTY, NEVADA

