

ORDINANCE NO. 1315

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 4, SECTION 2 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, PROVIDING AMENDMENTS AND ADDITIONS TO THE "INLAND EMPIRE HEATING, VENTILATING, AIR CONDITIONING, REFRIGERATION, AND WATER CONSERVATION CODE, 1959 EDITION," ADOPTED BY REFERENCE IN ORDINANCE NO. 1282 OF SAID CITY, BY AMENDING SECTION IE-1143 OF SAID CODE TO PROVIDE THAT BONA FIDE MANUFACTURERS OR SELLERS OF HEATING AND AIR CONDITIONING EQUIPMENT, WHO ARE NOT ENGAGED IN THE INSTALLATION, REPAIR, SERVICE OR MAINTENANCE THERE-OF, SHALL NOT BE PROHIBITED FROM USING THE WORDS "HEATING", "AIR CONDITIONING", IN THEIR ADVERTISEMENTS; BY AMENDING SECTION IE-1200 (A) TO PROVIDE THAT ANY PERSON OR PERSONS ENGAGING IN THE BUSINESS OF INSTALLING EVAPORATIVE COOLERS SHALL FIRST OBTAIN A PERMIT SO TO DO; BY AMENDING SECTION IE-1221 OF SAID CODE TO PROVIDE THAT NO STATE CONTRACTORS LICENSE WILL BE REQUIRED OF ANY PERSON OR PERSONS WHOSE BUSINESS IS RESTRICTED TO THE INSTALLATION, REPAIR, SERVICE OR MAINTENANCE OF EVAPORATIVE COOLERS; PROVIDING OTHER MATTERS PROPERLY RELATED 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 IV, Chapter 4, Section 2, Paragraph IV of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition as set forth in Ordinance No. 1282 of said City, is hereby amended to read as follows:

IV. There is hereby added a new section, designated Section IE-1143, reading as follows:

SECTION IE-1143 - Advertising.

A. Except as provided in Subsection (B) of this Section, it shall be unlawful for any person, firm or corporation not the holder of a valid license issued hereunder to engage in, carry on, or represent himself, itself, or themselves as engaging in or carrying on heating, air conditioning or ductwork installation, repairing, servicing, maintenance, or improvement or to use the words "heating" or "air conditioning", either alone or in combination with other words, in any advertising, or to display or cause to be displayed or to use or cause to be used on any sign or in any media of advertising, words communicating the same or similar import for the purpose of implying the advertiser or the person, firm or corporation being advertised to be engaged in any aspect of the business regulated by this Code. All trucking equipment and vehicles used for the purpose of performing work, carrying materials or soliciting business shall expose or display a sign on each side of said equipment or vehicles indicating the name, actual business address and telephone number of the licensee to whom such equipment and vehicles belong.

B. Nothing in this Section shall be construed to restrict or prevent the right of any bona fide manufacturer or seller of heating and air conditioning equipment, not involved with the installation, repair, service or maintenance thereof, to advertise its products or equipment in any lawful manner it may choose; provided, however, that any such manufacturer or seller shall not advertise in conjunction or cooperation with any unlicensed person, firm or corporation who engages or seeks to engage in any aspect of business regulated by this Code.

SECTION 2. Title IV, Chapter 4, Section 2, Paragraph V of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition as set forth in Ordinance No. 1282 of said City, is hereby amended to read as follows:

V. Section IE-1200 (A) is hereby amended to read as follows:

A. It shall be unlawful for any person or persons to install or cause to be installed, or to use, operate, maintain or alter, repair, replace, relocate, convert or connect any heat producing appliance, fittings, valves, or air conditioning equipment, or to install or cause to be installed any evaporative cooler, or to change over to any other type of equipment without first applying for and obtaining an application for inspection. Nothing herein contained shall prevent the operation and use by the owner or occupant of real property of existing heating, air conditioning or cooling equipment concerning which an application for inspection has previously been obtained, provided further this provision shall not apply to any portable heating or air conditioning equipment. Whenever in this Code the phrase "application for inspection" appears, it shall be construed to mean "application for permit." Application forms for permits shall be furnished by the Department of Building and Safety and shall be submitted to the Department of Building and Safety by the applicant and the permit issued and fees paid prior to any work starting covered by the permit.

SECTION 3. Title IV, Chapter 4, Section 2, Paragraph VII of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition as set forth in Ordinance No. 1282 of said City, is hereby amended to read as follows:

VII. Section IE-1221 is hereby amended to read as follows:

SECTION IE-1221- Qualified Person.

A. It is unlawful for any person who is not qualified to install, alter, reconstruct,

repair or maintain any heating, ventilating, air conditioning or refrigeration equipment or evaporative cooler or cooling towers as described in this Code unless such person is a qualified person or a regular salaried employee of a qualified person, in which latter case, the qualified person shall be responsible for all work done by such employee.

B. The term "qualified person" shall be deemed to mean a person, firm or corporation holding both a valid contractors license issued by the State of Nevada and a valid City license issued by the Department of License and Revenue of the City or one who is a homeowner as defined in Subparagraph (C) of this Section; provided, however, that nothing in this Section shall be construed to require any person or persons whose business is restricted to the installation, repair, service and maintenance of evaporative coolers exclusively to obtain a contractor's license issued by the State of Nevada.

C. Any permit required by this Code may be issued to any person doing any construction or work regulated by this Code in a single family dwelling used exclusively for living purposes, including usual accessory buildings and quarters in connection with such single dwelling, provided:

1. That such person is a bona fide owner of such dwelling, accessory buildings and quarters; and
2. That the same are occupied by or intended to be occupied by such owner; and
3. That said owner shall personally purchase all materials and shall personally perform all labor in connection with such construction or work; and
4. That for the installation of any equipment such owner shall be required to apply for and obtain a permit for such construction or work; provided, however, that no permit will be required for the repair, service or maintenance of existing equipment.

SECTION 4. 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.

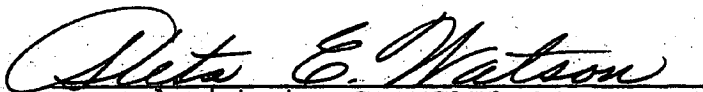
SECTION 5. All ordinances or parts of ordinances, sections, subsections, phrases,

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 3rd day of April, 1968.


ORAN K. GRAGSON, Mayor

ATTEST:

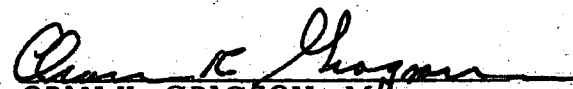

Assistant City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 7th day of February, 1968, and referred to the following committee composed of Commissioners Stewart and Mirabelli for recommendation; thereafter the said committee reported favorably on said ordinance on the 3rd day of April, 1968, 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:

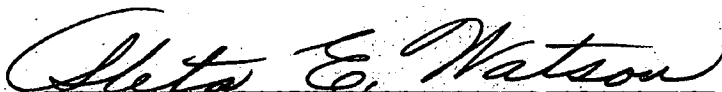
VOTING "AYE": Commissioners Howery, Corey, Stewart, Mirabelli and Mayor Gragson

VOTING "NAY": None ABSENT: None

APPROVED:


ORAN K. GRAGSON, Mayor

ATTEST:


Assistant City Clerk

ORDINANCE NO. 1315
AN ORDINANCE TO AMEND TITLE
IV, CHAPTER 4, SECTION 2 OF THE
MUNICIPAL CODE OF THE CITY
OF LAS VEGAS, NEVADA, 1960 EDITION,
PROVIDING AMENDMENTS
AND ADDITIONS TO THE "INLAND
EMPIRE HEATING, VENTILATING,
AIR CONDITIONING, REFRIGERATION,
AND WATER CONSERVATION
CODE, 1959 EDITION," ADOPTED
BY REFERENCE IN ORDINANCE
NO. 1282 OF SAID CITY, BY
AMENDING SECTION 1E-1143 OF
SAID CODE TO PROVIDE THAT
BONA FIDE MANUFACTURERS OR

SELLERS OF HEATING AND AIR
CONDITIONING EQUIPMENT, WHO
ARE NOT ENGAGED IN THE INSTALLATION,
REPAIR, SERVICE OR MAINTENANCE THEREOF,
SHALL NOT BE PROHIBITED
FROM USING THE WORDS "HEATING",
"AIR CONDITIONING", IN
THEIR ADVERTISEMENTS; BY
AMENDING SECTION 1E-1208 (A)
TO PROVIDE THAT ANY PERSON
OR PERSONS ENGAGING IN THE
BUSINESS OF INSTALLING EVAPORATIVE
COOLERS SHALL FIRST
OBTAIN A PERMIT SO TO DO; BY
AMENDING SECTION 1E-1221 OF
SAID CODE TO PROVIDE THAT
NO STATE CONTRACTORS LICENSE
WILL BE REQUIRED OF
ANY PERSON OR PERSONS
WHOSE BUSINESS IS RESTRICTED
TO THE INSTALLATION, REPAIR,
SERVICE OR MAINTENANCE OF
EVAPORATIVE COOLERS; PROVIDING
OTHER MATTERS PROPERLY
RELATED 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 IV, Chapter 4,
Section 2, Paragraph IV of the Municipal
Code of the City of Las Vegas,
Nevada, 1960 Edition as set forth
in Ordinance No. 1282 of said City,
is hereby amended to read as follows:

IV. There is hereby added a new
section, designated Section 1E-1143,
reading as follows: SECTION 1E-1143—Advertising.

A. Except as provided in Subsection
(B) of this Section, it shall be
unlawful for any person, firm or
corporation not the holder of a valid
license issued hereunder to engage,
in, carry on, or represent himself,
itself, or themselves as engaging in
or carrying on heating, air conditioning
or ductwork installation, repairing,
servicing, maintenance, or improvement
or to use the words "heating" or "air conditioning",
either alone or in combination with
other words, in any advertising, or
to display or cause to be displayed
or to use or cause to be used on
any sign or in any media of advertising,
words communicating the same
or similar import for the purpose
of implying the advertiser or
the person, firm or corporation being
advertised to be engaged in any
aspect of the business regulated by
this Code. All trucking equipment
and vehicles used for the purpose of
performing work, carrying materials
or soliciting business shall expose or
display a sign on each side of said
equipment or vehicles indicating the
name, actual business address and
telephone number of the licensee to
whom such equipment and vehicles
belong.

B. Nothing in this Section shall be
construed to restrict or prevent the
right of any bona fide manufacturer
or seller of heating and air conditioning
equipment, not involved with
the installation, repair, service or
maintenance thereof, to advertise its
products or equipment in any lawful
manner it may choose; provided,
however, that any such manufacturer
or seller shall not advertise in
conjunction or cooperation with any
unlicensed person, firm or corporation
who engages or seeks to engage
in any aspect of business regulated
by this Code.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, } ss.
COUNTY OF CLARK }

ROBERT E. HUNTER

, being first duly sworn,

FOREMAN

deposes and says: That he is _____ 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
TWO PUBLICATIONS

from **APRIL 6, 1968** to **APRIL 13, 1968**

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

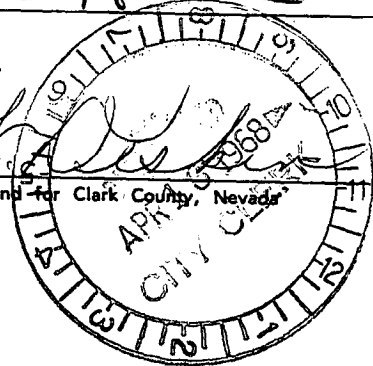
APRIL 6, 13, 1968

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

Signed _____

Subscribed and sworn to before me this **13th**
day of **APRIL, 1968**

Notary Public in and for Clark County, Nevada



SECTION 2. Title IV, Chapter 4, Section 2, Paragraph V of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition as set forth in Ordinance No. 1282 of said City, is hereby amended to read as follows:

V. Section 1E-1200 (A) is hereby amended to read as follows:

A. It shall be unlawful for any person or persons to install or cause to be installed, or to use, operate, maintain or alter, repair, replace, relocate, convert or connect any heat producing appliances, fittings, valves, or air conditioning equipment, or to install or cause to be installed any evaporative cooler, or to change over to any other type of equipment without first applying for and obtaining an application for inspection. Nothing herein contained shall prevent the operation and use by the owner or occupant of real property of existing heating, air conditioning or cooling equipment concerning which an application for inspection has previously been obtained, provided further this provision shall not apply to any portable heating or air conditioning equipment. Whenever in this Code the phrase "application for inspection" appears, it shall be construed to mean "application for permit." Application forms for permits shall be furnished by the Department of Building and Safety and shall be submitted to the Department of Building and Safety by the applicant and the permit issued and fees paid prior to any work starting covered by the permit.

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VII. Section 1E-1221 is hereby amended to read as follows:

SECTION 1E-1221—Qualified Person.

A. It is unlawful for any person who is not qualified to install, alter, reconstruct, repair or maintain any heating, ventilating, air conditioning or refrigeration equipment or evaporative cooler or cooling towers as described in this Code unless such person is a qualified person or a regular salaried employee of a qualified person, in which latter case, the qualified person shall be responsible for all work done by such employee.

B. The term "qualified person" shall be deemed to mean a person, firm or corporation holding both a valid contractor license issued by the State of Nevada and a valid City license issued by the Department of License and Revenue of the City or one who is a homeowner as defined in Subparagraph (C) of this Section; provided, however, that nothing in this Section shall be construed to require any person or persons whose business is restricted to the installation, repair, service and maintenance of evaporative coolers exclusively to obtain a contractor's license issued by the State of Nevada.

C. Any permit required by this Code may be issued to any person doing any construction or work regulated by this Code in a single family dwelling used exclusively for living purposes, including usual accessory buildings and quarters in connection with such single dwelling, provided:

1. That such person is a bona fide owner of such dwelling, accessory buildings and quarters; and
2. That the same are occupied by or intended to be occupied by such owner; and
3. That said owner shall personally purchase all materials and shall personally perform all labor in connection with such construction or work; and
4. That for the installation of any equipment such owner shall be required to apply for and obtain a permit for such construction or work; provided, however, that no permit will be required for the repair, service or maintenance of existing equipment.

SECTION 4. 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 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 3rd day of April, 1968.

/s/ ORAN K. GRAGSON

ORAN K. GRAGSON, Mayor

ATTEST:

/s/ Aleta E. Watson

Assistant City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 7th day of February, 1968, and referred to the following committee composed of Commissioners Stewart and Mirabelli for recommendation; thereafter the said committee reported favorably on said ordinance on the 3rd day of April, 1968, 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 Hawery, Corey, Stewart, Mirabelli and Mayor Gragson

VOTING "NAY": None

ABSENT: None

/s/ Oran K. Gragson

ORAN K. GRAGSON, Mayor

ATTEST:

/s/ Aleta E. Watson

Assistant City Clerk

Pub: Apr. 6, 13, 1968.