

EMERGENCY ORDINANCE NO. 444

AN EMERGENCY ORDINANCE CREATING SANITARY SEWER IMPROVEMENT ASSESSMENT DISTRICT NO. 200-3; PROVIDING PUBLIC IMPROVEMENTS BY INSTALLING A SANITARY SEWER ALONG CERTAIN STREETS AND PORTIONS OF STREETS; PROVIDING FOR SPECIAL ASSESSMENTS ACCORDING TO FRONTAGE TO DEFRAY THE STATED ENTIRE COST THEREOF; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL AND THE REPORTING OF THE SAME TO THE BOARD OF COMMISSIONERS; PROVIDING FOR FILING OF SAID ROLL WITH CITY CLERK; PROVIDING A TIME AND PLACE TO REVIEW SAID ASSESSMENTS AND NOTIFICATION THEREOF; PROVIDING FOR THE CORRECTION, AND/OR CONFIRMATION AND APPROVAL OF SAID ROLL THEREAT OR THEREAFTER; PROVIDING FOR THE INDORSEMENT ON SAID ROLL OF SAID CONFIRMATION AND APPROVAL; PROVIDING FOR THE DELIVERY OF SAID APPROVED ROLL TO THE EX-OFFICIO CITY ASSESSOR; PROVIDING THAT SAID ASSESSMENT SHALL CONSTITUTE A LIEN; PRESCRIBING THE METHOD OF PAYING SAID ASSESSMENTS AND THE INTEREST THEREON; PROVIDING FOR THE DISPOSITION OF SAID ASSESSMENTS; DIRECTING THE NOTIFICATION BY MAIL WHEN AND WHERE SAID ASSESSMENT IS DUE AND PAYABLE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION HERETOFORE TAKEN TOWARD MAKING SAID IMPROVEMENT IN SAID DISTRICT, TOWARDS ITS CREATION AND TOWARD LEVYING AND EFFECTING SPECIAL ASSESSMENTS; PROVIDING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY

WHEREAS, the Board of Commissioners of the City of Las Vegas, in the County of Clark and State of Nevada, deems it expedient and for the best interests of said City to make certain improvements therein by installing along certain streets and portions of streets therein, hereinafter more particularly described a sanitary sewer, composed of vitrified clay pipe; and

WHEREAS, said Board deems it expedient and desirable to create Sanitary Sewer Improvement Assessment District No. 200-3 for the purpose of making said improvements, and to defray the entire cost and expense thereof by special assessments made according to frontage against the owners and the assessable lots, premises and property specially benefited by such improvements and included within said district; and

WHEREAS, there is not included within said district any public or other property against which a valid special assessment cannot be levied by said City; and

WHEREAS, in no case does the estimated amount of any special assessment upon any lot or premises for said improvements

1 exceed fifty percent of the value of such lot or premises as
2 shown upon the latest tax list or assessment roll for state and
3 county taxation; and

4 WHEREAS, in the judgment of the Board of Commissioners
5 of said City of Las Vegas, it is fair and equitable that no
6 portion of said cost and expense be borne by the City from its
7 general funds; and

8 WHEREAS, said Board by Emergency Ordinance No. 437,
9 passed, adopted and approved the 25th day of October, 1950, de-
10 clared its determination to make certain public improvements as
11 herein provided, to create Sanitary Sewer Improvement Assessment
12 District No. 200-3, for the purpose of making said improvements,
13 to defray the entire cost and expense thereof by special assess-
14 ments made according to frontage, and fixed a time in which protests
15 against the proposed improvements or the creation of such District
16 might be heard and considered by said Board, and directed notice
17 thereof to be given; and

18 WHEREAS, said Board determined that said notice was
19 given in the manner prescribed by Section 7 of said Emergency
20 Ordinance No. 437 and by Section 57, Chapter II, Charter of the
21 City of Las Vegas, and

22 WHEREAS, the owners of more than one-half the frontage
23 to be assessed have not filed written objections concerning the
24 making of said improvements, the creation of said District, or
25 the defraying of the entire cost and expense by special assess-
26 ments; and

27 WHEREAS, no objections, suggestions, comments nor ques-
28 tions were made or raised at said protest hearing; and

29 WHEREAS, said Board has done all things necessary and
30 preliminary to the creation of said Sanitary Sewer Improvement
31 Assessment District No. 200-3, and now desires to create said
32 District;

1 NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY
2 OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

3 Section 1. There shall be and there hereby is created
4 a special assessment district in the City of Las Vegas, Nevada,
5 to be called and designated Sanitary Sewer Improvement Assessment
6 District No. 200-3, which shall include all the lots, premises
7 and property to their full depth; fronting, adjoining and abutting
8 upon the following streets and portions of streets, all within
9 the City of Las Vegas.

10 South along east boundary of Meadows Addition,
11 also known as "A" Street, to the center line
12 of Boston Avenue; New York Avenue from east
13 boundary to west boundary of Meadows Addition;
14 Fairfield Avenue from New York Avenue to a
15 manhole 123 ft. south of center line of St. Louis
16 Avenue; from manhole in Fairfield Avenue
17 123 ft. south of center line of St. Louis Avenue;
18 across Fairfield Plaza to Boston Avenue; thence
19 to west boundary of Meadows Addition; Boston
20 Avenue from east boundary of Meadows Addition
21 470 ft. west; Chicago Avenue, Philadelphia Avenue,
22 St. Louis Avenue, Cleveland Avenue, Cincinnati
23 Avenue, from Fairfield Avenue to west boundary
24 of Meadows Addition; Chicago Avenue and Phila-
25 delphia Avenue from east boundary of Meadows
26 Addition 441 ft. west; St. Louis Avenue from
27 east boundary of Meadows Addition 416 ft. west;
28 Baltimore Avenue from existing manhole in South
29 5th Street to west boundary of Meadows Addition;
30 Fairfield Avenue from 145 ft. north of center
31 line of Baltimore Avenue to Cincinnati Avenue;
32 The same being located in the Meadows addition
of the City of Las Vegas.

23 Section 2. That the said sewer improvement shall be
24 made by installing a sanitary sewer in and along the
25 following streets and portions of streets, said sewer to be
26 composed of eight and ten inch vitrified clay pipe, together with
27 such appurtenances as may be required, as is more particularly
28 shown by the plats, diagrams and plans of the work and locality
29 to be improved, now on file in the office of the City Clerk of
30 the City of Las Vegas.

31 Section 3. That the streets and parts of streets in
32 and along which the Board proposes to install ten inch vitrified

1 clay pipe, are the following:

2 From existing manhole at South 5th Street and Oakey
3 Blvd. westerly along extension of Oakey Blvd. to the
4 point Oakey Blvd. intersects with "A" Street at the
5 east boundary of Meadows Addition; south along east
6 boundary of Meadows Addition, also known as "A" Street,
7 to center line of New York Avenue; New York Avenue
8 from east boundary to west boundary of Meadows Addition.

9 That the streets and parts of streets in and along which
10 the Board proposes to install eight inch vitrified clay pipe, are
11 the following:

12 South along east boundary of Meadows Addition, also
13 known as "A" Street, from the center line of New York
14 Avenue to center line of Boston Avenue; Fairfield Avenue
15 from New York Avenue to a manhole 123 ft. south of center
16 line of St. Louis Avenue; from manhole in Fairfield
17 Avenue 123 ft. south of center line of St. Louis Avenue;
18 across Fairfield Plaza to Boston Avenue; thence to west
19 boundary of Meadows Addition; Boston Avenue from east
20 boundary of Meadows Addition 470 ft. west; Chicago Avenue,
21 Philadelphia Avenue, St. Louis Avenue, Cleveland Avenue,
22 Cincinnati Avenue, from Fairfield Avenue to west boundary
23 of Meadows Addition; Chicago Avenue and Philadelphia Avenue
24 from East boundary of Meadows Addition 441 ft. west; St.
25 Louis Avenue from east boundary of Meadows Addition 416
26 ft. west; Baltimore Avenue from existing manhole in South
27 5th Street to west boundary of Meadows Addition; Fairfield
28 Avenue from 145 ft. north of center line of Baltimore Avenue
29 to Cincinnati Avenue; The same being located in the Meadows
30 Addition of the City of Las Vegas.

31 Section 4. That the entire cost and expense of making said
32 improvements, including all incidental expenses which may be
legally included in the sums assessed, including, without limit-
ing the generality of the foregoing, the cost of surveys, plans,
assessments, the costs of construction, and the fees and compen-
sation properly charged in the work of making special assessments,
shall be defrayed by special assessments made according to the
frontage against the owners and the assessable lots, premises and
property specially benefited by such improvements and included
within said District. The entire cost and expense of making said
improvements are deemed to be \$50,254.66 and the total of the
special assessments so levied shall be in that amount.

Section 5. That in no case shall the amount of any special
assessment upon any such lot or premises exceed 50% of the value

1 of such lot or premises as shown upon the latest tax list or
2 assessment roll for State and County taxation, but such cost
3 in excess of 50% shall be borne by the City of Las Vegas and
4 paid out of the General Fund.

5 Section 6. That the County Assessor of the County of
6 Clark and State of Nevada, the acting Ex-Officio City Assessor
7 of the City of Las Vegas, Nevada, shall prepare, and is hereby
8 empowered, authorized and directed to make forthwith, an assess-
9 ment roll in the manner provided by the Charter of the City of
10 Las Vegas, Nevada, and shall assess each lot or parcel of land
11 with such relative portion of the whole amount to be levied as
12 the length of front of such premises abutting upon the improve-
13 ment bears to the whole frontage of all the lots to be assessed;
14 unless on account of the size or shape of any lot or lots an
15 assessment for a different number of feet would be more equitable;
16 and the frontage of all lots to be assessed shall be deemed to be
17 and aggregate number of feet as determined upon for assessment
18 by the assessor.

19 Section 7. That when said Ex-officio City Assessor
20 shall have completed the assessment, he shall report the same
21 to the Board of Commissioners of the City of Las Vegas. Such
22 report shall be signed by him and made in the form of a certifi-
23 cate endorse on the assessment roll, which certificate shall be
24 in the form prescribed by the Charter of the City of Las Vegas.
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1 Section 8. That after said special assessment roll
2 shall have been prepared and reported to said Board, it shall be
3 filed in the office of the City Clerk, and numbered.

4 Section 9. That before said special assessment roll is
5 adopted and confirmed by said Board, any person objecting to the
6 assessment may file his objection thereto with the City Clerk on
7 or before Wednesday the 20th day of December, 1950, at
8 2:30 o'clock, P.M., at the City Hall in said City, and said
9 time and place are hereby fixed as the time and place when and
10 where said Board and said County Assessor and ex-officio City
11 Assessor will meet to hear and consider objections to said special
12 assessment roll and to review said assessments.

13 Section 10. That after filing said special assessment
14 roll with the City Clerk, she shall publish notice of the time
15 said Board and said Ex-officio City Assessor will meet to review
16 the assessments for at least two weeks in the Las Vegas Evening
17 Review-Journal, a daily newspaper published in said City of Las
18 Vegas every day each week except Saturday, by fourteen insertions
19 therein. Said notice shall be in the form prescribed by the
20 Charter of the City of Las Vegas.
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1 Section 11. That at said time appointed for review-
2 ing the assessments as aforesaid, the Board of Commissioners and
3 the Ex-officio City Assessor shall meet and then, or at some
4 adjourned meeting, review the assessments and hear any objection
5 to said assessments which may be made by any person deeming
6 himself aggrieved thereby, and shall decide the same; and said
7 Board may correct the same as to any assessment or description
8 of the premises as appearing therein, and may confirm and approve
9 it as reported or as corrected, or said Board may refer the
10 assessment back to said Ex-officio City Assessor for revision,
11 or annul it and direct a new assessment in which case the
12 assessment shall be made anew.

13 Section 12. That when said special assessments shall
14 be confirmed, the City Clerk shall make an indorsement upon the
15 roll showing the date of confirmation, which shall be in the form
16 prescribed by the Charter of the City of Las Vegas.
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1 Section 13. That when the assessments shall be con-
2 firmed and approved as herein provided, it shall be final and
3 conclusive. The City Clerk shall thereupon deliver to said
4 County Assessor, acting Ex-officio City Assessor, the Assessment
5 Roll as confirmed by the Board of Commissioners, with her certi-
6 ficate of such confirmation, and of the date thereof. The County
7 Assessor, acting Ex-officio City Assessor, shall thereupon,
8 without extra compensation, record such Assessment Roll in his
9 office, and append thereto his certificate of the date of such
10 recording, whereupon from said date all persons shall be deemed
11 to have notice of the contents of such Assessment Roll, and it
12 shall be prima facie evidence in all courts and tribunals of the
13 regularity of all proceedings preliminary to the making thereof,
14 and of the validity of the assessment and Assessment Roll.

15 Section 14. That all special assessments, assessed as
16 aforesaid, shall from the date of confirmation and approval there-
17 of constitute a lien upon the respective lots or parcels of land
18 assessed. The special assessments thereafter shall be and remain
19 a lien on the respective lots and parcels of land assessed until
20 paid.

21 Section 15. That said assessments shall be due and pay-
22 able at the office of the County Treasurer of Clark County, Nevada,
23 acting Ex-officio City Treasurer and Ex-officio Tax Collector of
24 the City of Las Vegas, Nevada, within one week after said special
25 assessment roll is confirmed and approved, without interest and
26 without demand; provided, that all such assessments, or any part
27 thereof, may, at the election of the owner, be paid in install-
28 ments, with interest, as hereinafter provided. Failure to pay
29 the whole assessment, or any part thereof, within said period of
30 one week shall be conclusively considered and held an election on
31 the part of all persons interested, whether under disability or
32 otherwise, to pay in such installments. In case of such election

1 to pay in installments, the unpaid assessments shall be payable
2 at the office of said Ex-officio City Treasurer in ten substan-
3 tially equal annual installments of principal, the first of which
4 installments of principal shall be due and payable on or before
5 the 1st day of December 1951, and the remainder of said
6 installments shall be due and payable successively on or before
7 the same day in each year thereafter until paid in full, with
8 interest in all cases on the unpaid and deferred installments
9 of principal from the 1st day of January, 1951, at the same
10 rate of interest as that provided for in the special assessment
11 bond to be hereafter authorized, sold, issued and delivered,
12 but not to exceed seven per centum (7%) per annum, payable annual-
13 ly at the office of said Ex-officio City Treasurer, the first
14 annual payment of interest being due and payable on the said 1st
15 day of December, 1951, and the remainder of said annual
16 installments of interest being due and payable on the 1st day of
17 December in each year thereafter. Failure to pay any install-
18 ment, whether of principal or interest, when due, shall cause the
19 whole of the unpaid principal to become due and payable immediate-
20 ly, and the whole amount of the unpaid principal and accrued
21 interest shall thereafter draw interest at the rate of ten per
22 centum per annum, until the day of sale, but at any time prior
23 to the day of the sale, the owner may pay the amount of all
24 unpaid installments, with interest thereon at ten per centum per
25 annum, and all penalties accrued, and shall thereupon be restored
26 to the right thereafter to pay in installments in the same manner
27 as if default had not been suffered. The owner of any property
28 not in default as to any installment or payment, may, at any time,
29 pay the whole of the unpaid principal with interest accruing there-
30 on to the next interest paying date.

31 Each assessment, together with interest thereon, shall
32 be placed on the tax roll of Clark County on and against the

1 several owners and premises, and the County Assessor of Clark
2 County, acting Ex-officio Assessor of the City of Las Vegas, is
3 hereby authorized and directed to enter the same on the tax roll
4 of said County and to extend the same in a special column for
5 special assessments on said tax roll, and the County Treasurer
6 of said County, the Ex-officio City Treasurer and Ex-officio Tax
7 Collector of the City of Las Vegas, is hereby authorized and
8 directed to collect the same, all in the same manner and at the
9 same time as other State and County taxes are collected.

10 Section 16.. That the special assessments, both princi-
11 pal and interest, when collected, shall be placed in a special
12 fund to be known as "Sanitary Sewer Improvement Assessment District
13 No. 200-3" and as such shall at all times constitute a sinking
14 fund for and deemed specially appropriated to the payment of the
15 special assessment improvement bonds and interest thereon, to be
16 hereafter authorized, sold, issued and delivered for the purpose
17 of paying in part the cost or expense of said improvements; and
18 said fund shall be applied to payment for the improvements for
19 which said assessments were made, and shall not be used for any
20 other purpose until said bonds and the interest thereon is fully
21 paid.

22 Section 17. That after said assessment roll has been
23 confirmed and approved, said Ex-officio City Treasurer immediately
24 shall notify each person known to said Ex-officio City Assessor,
25 whose name appears on said assessment roll, by United States of
26 America mail, that an assessment has been levied against said
27 person and the designated property in said Sanitary Sewer Improve-
28 ment Assessment District No. 200-3, and shall state therein when
29 and where said assessment is due and payable.

30 Section 18. That all action (not inconsistent with
31 the provisions of this ordinance) heretofore taken by the City of
32 Las Vegas, and the officers of said City, directed toward the

1 making of said improvements by installing a sanitary sewer along
2 certain streets, easements, alleys, and portions thereof, in
3 said Sanitary Sewer Improvement Assessment District No. 200-3,
4 toward the creation of said District, and toward levying and
5 effecting special assessments to defray the entire cost thereof,
6 be, and the same is, hereby ratified, approved and confirmed.

7 Section 19. That all by-laws, orders, resolutions
8 and ordinances, or parts of by-laws, orders, resolutions and
9 ordinances, in conflict with this ordinance, are hereby repealed.

10 Section 20. That if any one or more sections, sentences,
11 clauses or parts of this ordinance shall, for any reason, be ques-
12 tioned or held invalid, such judgment shall not affect, impair
13 or invalidate the remaining provisions of this ordinance, but
14 shall be confined in its operation to the specific sections,
15 sentences, clauses or parts of this ordinance so held unconstitu-
16 tional and invalid, and the inapplicability and invalidity of any
17 section, sentence, clause or part of this ordinance, in any one
18 or more instances shall not affect or prejudice in any way the
19 applicability and validity of this ordinance in any other instan-
20 ces.

21 Section 21. That by reason of the fact that the sewer
22 system of the City of Las Vegas is inadequate to meet the present
23 and future needs of the City and its inhabitants and that it is
24 necessary immediately to raise funds to extend said sewer system,
25 therefore, it is hereby declared that an emergency exists, and that
26 this ordinance is necessary for the immediate preservation of the
27 public peace, health and safety.

28 Section 22. That the City Clerk and Clerk of the Board
29 of Commissioners of the City of Las Vegas, shall cause this ordi-
30 nance to be published once a week for two successive weeks imme-
31 diately following its final reading and adoption, in the Las Vegas
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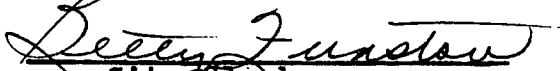
1 Review-Journal, a daily newspaper published in said City, and
2 this ordinance shall become effective immediately following the
3 second publication hereof.

4 PASSED, ADOPTED AND APPROVED this 22nd day of November
5 1950.

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8 MAYOR

9 (SEAL)

10 Attest:

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12 City Clerk
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EMERGENCY ORDINANCE NO. 444
AN EMERGENCY ORDINANCE
CREATING SANITARY SEWER IM-
PROVEMENT ASSESSMENT DIS-
TRICT NO. 200-3; PROVIDING PUB-
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SPECIAL ASSESSMENTS ACCORD-
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PARATION OF AN ASSESSMENT
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THE SAME TO THE BOARD OF
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FILING OF SAID ROLL WITH CITY
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PLACE TO REVIEW SAID ASSES-
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CORRECTION, AND/OR CONFIRMA-
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MENT ON SAID ROLL OF SAID
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PROVIDING FOR THE DELIVERY
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FOR THE DISPOSITION OF SAID
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NOTIFICATION BY MAIL WHEN
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DUE AND PAYABLE; RATIFYING,
APPROVING AND CONFIRMING
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TOWARD MAKING SAID IMPROVE-
MENT IN SAID DISTRICT, TO-
WARD ITS CREATION AND TO-
WARD LEVYING AND EFFECTING
SPECIAL ASSESSMENTS; PROVID-
ING OTHER MATTERS RELATING
THEREOF; AND DECLARING AN
EMERGENCY

WHEREAS, the Board of Commis-
sioners of the City of Las Vegas,
in the County of Clark and State of
Nevada, deems it expedient and for
the best interests of said City to make
certain improvements therein by in-
stalling along certain streets and por-
tions of streets therein, hereinafter
more particularly described, a sani-
tary sewer, composed of vitrified clay
pipe; and

WHEREAS, said Board deems it
expedient and desirable to create
Sanitary Sewer Improvement Assess-
ment District No. 200-3 for the pur-
pose of making said improvements,
and to defray the entire cost and ex-
pense thereof by special assessments
made according to frontage against
the owners and the assessable lots,
premises and property specially ben-
efited by such improvements and in-
cluded within said district; and

WHEREAS, there is not included
within said district any public or
other property against which a valid
special assessment cannot be levied
by said City; and

WHEREAS, in no case does the
estimated amount of any special as-
sessment upon any lot or premises
for said improvements exceed fifty
percent of the value of such lot or
premises as shown upon the latest
tax list or assessment roll for state
and county taxation; and

WHEREAS, in the judgment of the
Board of Commissioners of said City
of Las Vegas, it is fair and equitable
that no portion of said cost and ex-
pense be borne by the City from its
general funds; and

WHEREAS, said Board by Emer-
gency Ordinance No. 437, passed,
adopted and approved the 25th day
of October, 1950, declared its deter-
mination to make certain public im-
provements as herein provided, to
create Sanitary Sewer Improvement
Assessment District No. 200-3, for the
purpose of making said improvements,
to defray the entire cost and expense
thereof by special assessments made
according to frontage, and fixed a
time in which protests against the
proposed improvements or the crea-
tion of such District might be heard
and considered by said Board, and
directed notice thereof to be given;
and

WHEREAS, said Board determined
that said notice was given in the
manner described by Section 7 of
said Emergency Ordinance No. 437
and by Section 57, Chapter II, Char-
ter of the City of Las Vegas, and

AFFADAVIT OF PUBLICATION

STATE OF NEVADA }
COUNTY OF CLARK } ss.

CARL WOODBURY

, being first duly sworn,

deposes and says: That he is **AUDITOR** of the
LAS VEGAS EVENING REVIEW-JOURNAL, a daily newspaper, of gen-
eral 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 *2 insertions*
from *Nov. 28, 1950* to *Dec. 5, 1950*

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

Nov. 28; Dec. 5

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

Signed

Subscribed and sworn to before me this *16th*
day of *Jan. 1951*

Notary Public in and for Clark County, Nevada.

My Commission Expires **APR 4 1951**

WHEREAS, the owners of more than one-half the frontage to be assessed have not filed written objections concerning the making of said improvements, the creation of said District, or the defraying of the entire cost and expense by special assessments; and

WHEREAS, no objections, suggestions, comments nor questions were made, or raised at said protest hearing; and

WHEREAS, said Board has done all things necessary and preliminary to the creation of said Sanitary Sewer Improvement Assessment District No. 200-3, and now desires to create said District;

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

Section 1. There shall be and there hereby is created a special assessment district in the City of Las Vegas, Nevada, to be called and designated Sanitary Sewer Improvement Assessment District No. 200-3, which shall include all the lots, premises and property to their full depth; fronting, adjoining and abutting upon the following streets and portions of streets, all within the City of Las Vegas.

South along east boundary of Meadows Addition, also known as "A" Street, to the center line of Boston Avenue; New York Avenue from east boundary to west boundary of Meadows Addition; Fairfield Avenue from New York Avenue to a manhole 123 ft. south of center line of St. Louis Avenue; from manhole in Fairfield Avenue 123 ft. south of center line of St. Louis Avenue; across Fairfield Plaza to Boston Avenue; thence to west boundary of Meadows Addition; Boston Avenue from east boundary of Meadows Addition 470 ft. west; Chicago Avenue, Philadelphia Avenue, St. Louis Avenue, Cleveland Avenue, Cincinnati Avenue, from Fairfield Avenue to west boundary of Meadows Addition; Chicago Avenue and Philadelphia Avenue from east boundary of Meadows Addition 441 ft. west; St. Louis Avenue from east boundary of Meadows Addition 416 ft. west; Baltimore Avenue from existing manhole in South 5th Street to west boundary of Meadows Addition; Fairfield Avenue from 145 ft. north of center line of Baltimore Avenue to Cincinnati Avenue; The same being located in the Meadows Addition of the City of Las Vegas.

Section 2. That the said sewer improvement shall be made by installing a sanitary sewer in and along the following streets and portions of streets, said sewer to be composed of eight and ten inch vitrified clay pipe, together with such appurtenances as may be required, as is more particularly shown by the plans, diagrams and plans of the work and locality to be improved, now on file in the office of the City Clerk of the City of Las Vegas.

Section 3. That the streets and parts of streets in and along which the Board proposes to install ten inch vitrified clay pipe, are the following:

From existing manhole at South 5th Street and Oakley Blvd. westerly along extension of Oakley Blvd. to the point Oakley Blvd. intersects with "A" Street at the east boundary of Meadows Addition; south along east boundary of Meadows Addition, also known as "A" Street, to center line of New York Avenue; New York Avenue from east boundary to west boundary of Meadows Addition.

That the streets and parts of streets in and along which the Board proposes to install eight inch vitrified clay pipe, are the following:

South along east boundary of Meadows Addition, also known as "A" Street, from the center line of New York Avenue to center line of Boston Avenue; Fairfield Avenue from New York Avenue to a manhole 123 ft. south of center line of St. Louis Avenue; from manhole in Fairfield Avenue 123 ft. south of center line of St. Louis Avenue; across Fairfield Plaza to Boston Avenue; thence to west boundary of Meadows Addition; Boston Avenue from east boundary of Meadows Addition 470 ft. west; Chicago Avenue, Philadelphia Avenue, St. Louis Avenue, Cleveland Avenue, Cincinnati Avenue, from Fairfield Avenue to west boundary of Meadows Addition; Chicago Avenue

and Philadelphia Avenue from East boundary of Meadows Addition 441 ft. west; St. Louis Avenue from east boundary of Meadows Addition 416 ft. west; Baltimore Avenue from existing manhole in South 5th Street to west boundary of Meadows Addition; Fairfield Avenue from 145 ft. north of center line of Baltimore Avenue to Cincinnati Avenue; The same being located in the Meadows Addition of the City of Las Vegas.

Section 4. That the entire cost and expense of making said improvements, including all incidental expenses which may be legally included in the sums assessed, including, without limiting the generality of the foregoing, the cost of surveys, plans, assessments, the costs of construction, and the fees and compensation properly charged in the work of making special assessments, shall be defrayed by special assessments made according to the frontage against the owners and the assessable lots, premises and property specially benefited by such improvements and included within said District. The entire cost and expense of making said improvements are deemed to be \$50,254.66 and the total of the special assessments so levied shall be in that amount.

Section 5. That in no case shall the amount of any special assessment upon any such lot or premises exceed 50 per cent of the value of such lot or premises as shown upon the latest tax list, or assessment roll for State and County taxation, but such cost in excess of 50 per cent shall be borne by the City of Las Vegas and paid out of the General Fund.

Section 6. That the County Assessor of the County of Clark and State of Nevada, the acting Ex-officio City Assessor of the City of Las Vegas, Nevada, shall prepare, and is hereby empowered, authorized and directed to make forthwith, an assessment roll in the manner provided by the Charter of the City of Las Vegas, Nevada, and shall assess each lot or parcel of land with such relative portion of the whole amount to be levied as the length of front of such premises abutting upon the improvement bears to the whole frontage of all the lots to be assessed; unless on account of the size or shape of any lot or lots an assessment for a different number of feet would be more equitable; and the frontage of all lots to be assessed shall be deemed to be and aggregate number of feet as determined upon for assessment by the assessor.

Section 7. That when said Ex-officio City Assessor shall have completed the assessment, he shall report the same to the Board of Commissioners of the City of Las Vegas. Such report shall be signed by him and made in the form of a certificate endorse on the assessment roll, which certificate shall be in the form prescribed by the Charter of the City of Las Vegas.

Section 8. That after said special assessment roll shall have been prepared and reported to said Board, it shall be filed in the office of the City Clerk, and numbered.

Section 9. That before said special assessment roll is adopted and confirmed by said Board, any person objecting to the assessment may file his objection thereto with the City Clerk on or before Wednesday, the 20th day of December, 1950, at 3:30 o'clock, P.M., at the City Hall in said City, and said time and place are hereby fixed as the time and place when and where said Board and said County Assessor and ex-officio City Assessor will meet to hear and consider objections, to said special assessment roll and to review said assessments.

Section 10. That after filing said special assessment roll with the City Clerk, she shall publish notice of the time said Board and said Ex-officio City Assessor will meet to review the assessments for at least two weeks in the Las Vegas Evening Review-Journal, a daily newspaper published in said City of Las Vegas every day each week except Saturday, by fourteen insertions therein. Said notice shall be in the form prescribed by the Charter of the City of Las Vegas.

Section 11. That at said time appointed for reviewing the assessments as aforesaid, the Board of Commissioners and the Ex-officio City Assessor shall meet and then, or at some adjourned meeting, review the assessments and hear any objection to said assessments which may be made by any person deeming himself aggrieved thereby, and shall decide the same; and said Board may correct the same as to any assessment or description of the premises as appearing therein, and may confirm and approve it as reported or as corrected, or said Board may refer the assessment back to said Ex-officio City Assessor for revision, or annul it and direct a new assessment in which case the assessment shall be made anew.

Section 12. That when said special assessments shall be confirmed, the City Clerk shall make an indorsement upon the roll showing the date of confirmation, which shall be in the form prescribed by the Charter of the City of Las Vegas.

Section 13. That when the assessments shall be confirmed and approved as herein provided, it shall be final and conclusive. The City Clerk shall thereupon deliver to said County Assessor, acting Ex-officio City Assessor, the Assessment Roll as confirmed by the Board of Commissioners, with her certificate of such confirmation, and of the date thereof. The County Assessor, acting Ex-officio City Assessor, shall thereupon, without extra compensation, record such Assessment Roll in his office, and append thereto his certificate of the date of such recording, whereupon from said date all persons shall be deemed to have notice of the contents of such Assessment Roll, and it shall be prima facie evidence in all courts and tribunals of the regularity of all proceedings preliminary to the making thereof, and of the validity of the assessment and Assessment Roll.

Section 14. That all special assessments, assessed as aforesaid, shall from the date of confirmation and approval thereof constitute a lien upon the respective lots or parcels of land assessed. The special assessments thereafter shall be and remain a lien on the respective lots and parcels of land assessed until paid.

Section 15. That said assessments shall be due and payable at the office of the County Treasurer of Clark County, Nevada, acting Ex-officio City Treasurer, and Ex-officio Tax Collector of the City of Las Vegas, Nevada, within one week after said special assessment roll is confirmed and approved, without interest and without demand; provided, that all such assessments, or any part thereof, may, at the election of the owner, be paid in installments, with interest, as hereinafter provided. Failure to pay the whole assessment, or any part thereof, within said period of one week shall be an election on the part of all persons interested, whether under disability or otherwise, to pay in such installments. In case of such election to pay in installments, the unpaid assessments shall be payable at the office of said Ex-officio City Treasurer in ten substantially equal annual installments of principal, the first of which installments of principal shall be due and payable on or before the 1st day of December, 1951, and the remainder of said installments shall be due and payable successively on or before the same day in each year thereafter until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the 1st day of January, 1951, at the same rate of interest as that provided for in the special assessment bond to be hereafter authorized, sold, issued and delivered, but not to exceed seven per centum (7 per cent) per annum, payable annually at the office of said Ex-officio City Treasurer, the first annual payment of interest being due and payable on the said 1st day of December, 1951, and the remainder of said annual installments of interest being due and payable on the 1st

day of December in each year thereafter. Failure to pay any installment, whether of principal or interest, when due, shall cause the whole of the unpaid principal to become due and payable immediately, and the whole amount of the unpaid principal and accrued interest shall thereafter draw interest at the rate of ten per centum per annum, until the day of sale, but at any time prior to the day of sale, the owner may pay the amount of all unpaid installments, with interest thereon at ten per centum per annum, and all penalties accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered.

The owner of any property not in default as to any installment or payment, may, at any time, pay the whole of the unpaid principal with interest accruing thereon to the next interest paying date.

Each assessment, together with interest thereon, shall be placed on the tax roll of Clark County on and against the several owners and premises, and the County Assessor of Clark County, acting Ex-officio Assessor of the City of Las Vegas, is hereby authorized and directed to enter the same on the tax roll of said County and to extend the same in a special column for special assessments on said tax roll, and the County Treasurer of said County, the Ex-officio City Treasurer and Ex-officio Tax collector of the City of Las Vegas, is hereby authorized and directed to collect the same, all in the same manner and at the same time as other State and County taxes are collected.

Section 16. That the special assessments, both principal and interest, when collected, shall be placed in a special fund to be known as "Sanitary Sewer Improvement District No. 200-3" and as such shall at all times constitute a sinking fund for and deemed specially appropriated to the payment of the special assessment improvement bonds and interest thereon, to be hereafter authorized, sold issued and delivered for the purpose of paying said improvements; and said fund shall be applied to payment for the improvements for which said assessments were made, and shall not be used for any other purpose until said bonds and the interest thereon is fully paid.

Section 17. That after said assessment roll has been confirmed and approved, said Ex-officio City Treasurer immediately shall notify each person known to said Ex-officio City Assessor, whose name appears on said assessment roll, by United States of America mail, that an assessment has been levied against said person and the designated property in said Sanitary Sewer Improvement Assessment District No. 200-3, and shall state therein when and where said assessment is due and payable.

Section 18. That all action (not inconsistent with the provisions of this ordinance) heretofore taken by the City of Las Vegas, and the officers of said City, directed toward the making of said improvements by installing a sanitary sewer along certain streets, easements, alleys, and portions thereof, in said Sanitary Sewer Improvement Assessment District No. 200-3, toward the creation of said District, and toward levying and effecting special assessments to defray the entire cost thereof, be, and the same is, hereby ratified, approved and confirmed.

Section 19. That all by-laws, orders, resolutions and ordinances, or parts of by-laws, orders, resolutions and ordinances, in conflict with this ordinance, are hereby repealed.

Section 20. That if any one or more sections, sentences, clauses or parts of this ordinance shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this ordinance, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this ordinance so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this ordinance, in any one or more instances shall not affect or prejudice in any way the applicability and validity of this ordinance in any other instances.

Section 21. That by reason of the fact that the sewer system of the City of Las Vegas is inadequate to meet the present and future needs of the City and its inhabitants and that it is necessary immediately to raise funds to extend said sewer system, therefore, it is hereby declared that an emergency exists, and that this ordinance is necessary for the immediate preservation of the public peace, health and safety.

Section 22. That the City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas, shall cause this ordinance to be published once a week for two successive weeks immediately following its final reading and adoption, in the Las Vegas Review-Journal, a daily newspaper published in said City, and this ordinance shall become effective immediately following the second publication hereof.

PASSED, ADOPTED AND APPROVED this 22nd day of November 1950.

(Seal) E. W. CRAGIN Mayor.

ATTEST:
SHIRLEY BALLINGER, City Clerk,
By BETTY FUNSTON, Chief Deputy.

Commissioners voting in favor of the foregoing ordinance were as follows: Commissioners Bunker, Moore, Peccole, Whipple and His Honor voting "aye"; those voting "no", none.
(Seal) E. W. CRAGIN, Mayor.

ATTEST:
SHIRLEY BALLINGER, City Clerk,
By BETTY FUNSTON, Chief Deputy
City Clerk.
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