

1 BILL NO. 80-82

2 ORDINANCE NO. 2134

3
4 AN ORDINANCE CREATING LAS VEGAS, NEVADA SPECIAL IMPROVEMENT
5 DISTRICT NO. 435; ORDERING THE IMPROVEMENTS OF CERTAIN STREETS
6 AND PARTS THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF
7 SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN
8 RELATIVE TO SAID DISTRICT; AND PROVIDING FOR RELATED MATTERS.

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Sponsored By: Ordinance required
by step procedure.

Intent of Bill: Step
requirement.

WHEREAS, the Board of Commissioners of the City of
Las Vegas, Nevada, has heretofore taken action preliminary to
the creation of Las Vegas, Nevada, Special Improvement District
No. 435, for the purpose of improving certain streets and parts
thereof, within that certain area of said City as described in the
Provisional Order Resolution passed and approved on the 17th
day of September, 1980 and to defray the entire costs and ex-
penses thereof by special assessments, according to benefits,
against the taxable lots and premises of said District; and

WHEREAS, pursuant to Chapter 271 of Nevada Revised
Statutes, and the aforesaid Provisional Order Resolution, said
Board of Commissioners declared its determination to create the
District for the purpose of making said improvements, stating
therein the improvements, that the entire expense thereof shall
be paid by special assessments, and that the assessment is to
be made according to benefits, by apt description designating
the District, including the lands to be so assessed and definitely
locating the improvements to be made within said District; and

WHEREAS, pursuant to said Resolution, said Board of
Commissioners directed the City Clerk of said City to give
notice of the estimates of the expense of the improvements and
plats and diagrams theretofore filed, and of the time and place

1 of hearing thereon; and said notice was given in the manner spe-
2 cified by the laws of the State of Nevada and in accordance with
3 the directions contained in said resolution; and

4 WHEREAS, the manner of giving such notice by mail,
5 publication and posting was reasonably calculated to inform the
6 parties of the proceedings concerning the District which might
7 directly and adversely affect their legally protected interests;
8 and

9 WHEREAS, at said hearing with respect to Assessment
10 Unit No. 1:

11 1. No protests, either verbal or written, were received
12 with respect to Assessable Area.

13 2. The Board of City Commissioners determined it to be
14 in the best interests of said District, the City and the in-
15 habitants thereof to create the District as heretofore proposed.

16 3. That owners of less than one-half of the area to be
17 assessed filed written or verbal objections; and

18 WHEREAS, said Board of Commissioners has done all things
19 necessary and preliminary to the creation of said Las Vegas,
20 Nevada, Special Improvement District No. 435, including, but not
21 necessarily limited to, the filing with the City Clerk by the
22 City Engineer of a revised and accurate estimate of the cost,
23 plans, assessment plat, specifications and map, and desires now
24 to order such improvements and work by this ordinance.

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

27 SECTION 1. That there shall be, and hereby is, created
28 an improvement district for the purpose of improving certain
29 streets and parts thereof within that certain area of said City
30 described in the Provisional Order Resolution passed and approved
31 on the 17th day of September, 1980 to include and be the same as
32 the areas designated in the aforesaid Provisional Order Resolution,
and said improvements be, and hereby are ordered.

1 SECTION 2. That the character and location of the im-
2 provements and the boundaries of the District shall be in all
3 respects as set forth in the aforesaid Provisional Order Resolu-
4 tion (except to the extent inconsistent herewith) as more parti-
5 cularly shown in the plats, diagrams, plans and specifications
6 as filed in the City Clerk's office prior to the adoption of
7 said Provisional Order Resolution, and as since remaining on file
8 therein.

9 The boundaries of the District, which include all the
10 lots and parcels to be assessed, shall be more particularly
11 described as follows:

12 All those parcels of land adjoining the northeasterly
13 southwesterly alley in Block 5 of Clarks Las Vegas Townsite as
14 shown by the maps thereof on file in Book 1 of Plats, page 37, in
15 the Office of the County Recorder of Clark County, Nevada.

16 The proposed improvements will result in no substantial
17 change in the existing street elevations or grades.

18 All persons interested are hereby advised that the plans,
19 plats, typcial sections, preliminary estimates of cost, the
20 description of the property to be assessed, the portion of the
21 cost to be assessed thereagainst and the maximum amount of benefits
22 estimated to be conferred on each piece or parcel of property are
23 on file in the Office of the City Clerk and may be inspected by
24 any property owner, or other interested persons, during regular
25 office hours.

26 SECTION 3. The amount to be assessed shall be made upon
27 all lots and parcels of property benefitted proportionately to
28 the benefits received and shall be assessed against the property
29 abutting said improvements in Assessment Unit No. I, on a front
30 foot basis of the actual frontage of the lots or parcels fronting
31 on the alley to be improved in proportion to the aggregate
32 dollar amount being levied against the entire assessment unit,

1 provided that an equitable adjustment will be made for assess-
2 ments levied against any irregular lots or parcels, so that the
3 assessments according to benefits are equal and uniform.

4 Regardless of the basis used in apportioning assessments,
5 in the case of wedge or "V" or other irregularly shaped tracts,
6 an amount apportioned thereto shall be in proportion to the
7 special benefits to be derived.

8 SECTION 4. Except as shown on the plans and specifica-
9 tions now on file in the Office of the City Clerk, the character
10 of such improvements shall be more particularly as follows:

11 The improvements include the installation of alley paving
12 consisting of two inches of AC pavement with fog seal and prime
13 coat over two inches of Type II Aggregate Base and six inches
14 of Type I Aggregate Base and standard alley gutters and valley
15 gutters in the alley in Block 5 of Clarks Las Vegas Townsite,
16 bounded by Bridger Avenue, Lewis Avenue, Main Street and First
17 Street, to include the necessary installation, removal and re-
18 location of any and all utilities and appurtenances that are
19 deemed necessary to complete same, as more particularly shown on
20 the plats, diagrams and plans of the work and the locality to be
21 improved, now on file in the Office of the City Clerk.

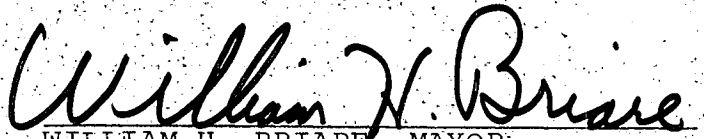
22 SECTION 5. That all actions (not inconsistent with the
23 provisions of this ordinance) heretofore taken by the City of
24 Las Vegas, and the officers of said City, directed toward the
25 construction and installation of the improvements within said
26 Improvement District No. 435, toward the creation of said
27 District No. 435, and toward the levying and effecting of special
28 assessments to defray the cost thereof, be, and the same hereby
29 are, ratified, confirmed and approved.

30 SECTION 6. That all by-laws, orders, resolutions and
31 ordinances, or parts of by-laws, orders, resolutions and ordi-
32 nances, in conflict herewith are hereby repealed.

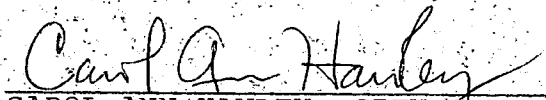
1 SECTION 7. That if any one or more sections, sentences,
2 clauses, or parts of this ordinance shall, for any reason, be
3 questioned or be held invalid, such judgment shall not affect,
4 impair, or invalidate the remaining provisions of this ordinance,
5 but shall be confined in its operation to the specific sections,
6 sentences, clauses, or parts of this ordinance in any one or more
7 instances shall not affect or prejudice in any way the applicabil-
8 ity and validity of this ordinances in any other instance.

9 SECTION 8. That the City Clerk and Clerk of the Board
10 of Commissioners of the City of Las Vegas shall cause this or-
11 dinance to be published once a week for two successive weeks
12 immediately following its final reading and adoption, in the
13 Las Vegas Review Journal, a daily newspaper published in and of
14 general circulation in said City, and this ordinance shall become
15 effective immediately following the second publication thereof.

16 PASSED, ADOPTED AND APPROVED this 5th day of December,
17 1980.

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21 WILLIAM H. BRIARE, MAYOR

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23 ATTEST:

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26 CAROL ANN HAWLEY, CITY CLERK
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1 The above and foregoing ordinance was first proposed and read by
2 title to the Board of Commissioners on the 19th day of November
3 , 1980, and referred to the following committee composed
4 of Commissioners Levy and Woofter
5 for recommendation; thereafter the said committee reported
6 favorably on said ordinance on the 5th day of December,
7 1980, which was a resumed session meeting of said Board;
8 that at said resumed session meeting, the proposed ordinance
9 was read by title to the Board of Commissioners as first
10 introduced and adopted by the following vote:

11
12 VOTING "AYE" Commissioners: Christensen, Levy, Lurie and Mayor Briare

13 VOTING "NAY" Commissioners: None

14 ABSENT: Commissioner Woofter
15 (Excused)

16
17 APPROVED:

18 William H. Briare
19 B. WILLIAM H. BRIARE, Mayor

20 ATTEST:

21
22 Carol Ann Hawley
23 Carol Ann Hawley, City Clerk

BILL NO. 80-82
AN ORDINANCE CREATING
LAS VEGAS, NEVADA SPECIAL
IMPROVEMENT DISTRICT, NO. 435; ORDERING
THE IMPROVEMENTS OF
CERTAIN STREETS, AND
PARTS THEREOF; PROVIDING
FOR THE LEVY AND COLLECTION
OF SPECIAL ASSESSMENTS THEREFOR;
RATIFYING ACTION HERETOFORE
TAKEN RELATIVE TO SAID DISTRICT, AND
PROVIDING FOR RELATED MATTERS.

Intent of Bill: Step requirement.
Sponsored by:
Ordinance required
by step procedure.

At a Commission Meeting on
NOVEMBER 19, 1980
BILL NO. 80-82 WAS READ BY
TITLE AND REFERRED TO
RECOMMENDING COMMITTEE:
COMMISSIONERS Levy
and Wootter

COPIES OF THE COMPLETE
ORDINANCE ARE AVAILABLE
FOR PUBLIC INFORMATION
IN THE OFFICE OF THE CITY
CLERK, 10TH FLOOR, CITY
HALL, 400 EAST STEWART AVENUE,
LAS VEGAS, NEVADA.
PUB: NOVEMBER 26, 1980
THE LAS VEGAS SUN

AFFIDAVIT OF PUBLICATION

RECEIVED

DEC 3 10 14 AM '80

STATE OF NEVADA, { ss.
COUNTY OF CLARK

CITY CLERK

REX TAYLOR

, 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 ONE TIME

from NOVEMBER 26, 1980 to

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

NOVEMBER 26, 1980

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

Signed

Rex Taylor

Subscribed and sworn to before me this 26TH
day of NOVEMBER, 1980

Ruthen



Notary Public—State of Nevada
COUNTY OF CLARK

Notary Public in and for Clark County, Nevada

My Commission Expires

My Commission Expires Apr. 14, 1981

BILL NO. 80-82
ORDINANCE NO. 2134
AN ORDINANCE CREATING
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HERETOFORE TAKEN RELA-
TIVE TO SAID DISTRICT; AND
PROVIDING FOR RELATED
MATTERS.

Intent of Bill: Step Requirement.
Sponsored By: Ordinance re-
quired by step procedure.

The above and foregoing or-
dinance was first proposed and
read by title to the Board of
Commissioners on the 19th day of
November, 1980, and referred to
the following committee com-
posed of Commissioners Levy
and Woolter for recommenda-
tion; thereafter the said commit-
tee reported favorably on said
ordinance on the 5th day of De-
cember, 1980, which was a re-
sumed session meeting of said
Board; that at said resumed ses-
sion meeting the proposed or-
dinance was read by title to the
Board of Commissioners as first
introduced and adopted by the
following vote:

VOTING "AYE"

Commissioners:

Christensen, Levy,
Lurie and Mayor Briare

VOTING "NAY"

Commissioners:

None

ABSENT:

Woolter (Excused)

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ORDINANCE ARE AVAILABLE
FOR PUBLIC INFORMATION
IN THE OFFICE OF THE CITY
CLERK, 10TH FLOOR, CITY
HALL, 400 EAST STEWART AV-
ENUE, LAS VEGAS, NEVADA.
PUB: DECEMBER 6, 1980
THE LAS VEGAS SUN

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

REX TAYLOR

, 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 ONE TIME.

from DECEMBER 6, 1980 to

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

DECEMBER 6, 1980

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

Signed

Rex Taylor

Subscribed and sworn to before me this 6TH
day of DECEMBER, 1980

Notary Public in and for Clark County, Nevada

Notary Public—State of Nevada
COUNTY OF CLARK

My Commission Expires Apr. 14, 1981

My Commission Expires

RECEIVED

JAN 5 12 52 PM '81

CITY CLERK

RECEIVED

DEC 9 10 36 AM '80

FINANCE DEPT.

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