

BILL NO. 79-30

ORDINANCE NO. 2001

AN ORDINANCE TO AMEND TITLE V, CHAPTER 18, SECTION 9 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY DELETING SUBSECTION (C) OF SECTION 9 AND ADOPTING A NEW SUBSECTION (C) WHICH PROVIDES A MORE PRACTICAL METHOD OF MEASURING THE FOUR HUNDRED FOOT (400') REQUIRED DISTANCE BETWEEN AN ESTABLISHMENT SERVING ALCHOLIC BEVERAGES AND A SCHOOL OR CHURCH; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
COMMISSION WOOFER

INTENT OF BILL: The ordinance would provide a more practical method of measuring the required 400' distance between an establishment serving alcoholic beverages and a school or church.

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

SECTION 1: Title V, Chapter 18, Section 9 of the Municipal Code of the City of Las Vegas, 1960 Edition, is hereby amended by deleting the following Subsection (C) in its entirety:

5-18-9: SALES NEAR SCHOOL OR CHURCH PROHIBITED:

[(C) The four hundred foot (400') limitation as defined in Subsections (A) and (B) above shall be determned by measurement from the property line of the school or church to the nearest corner of the building wherein alcoholic beverages are sold. The measurements shall be actual or by mechanical device in the event there are obstructions between the property line and the building to be measured, and the Board of Commissioners is hereby empowered to make findings from the measurements or calculations which shall be conclusive.]

SECTION 2: Title V, Chapter 18, Section 9 of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended by adopting a new Subsection (C) which is to read as follows:

5-18-9: SALES NEAR SCHOOL OR CHURCH PROHIBITED:

(C) The four hundred foot (400') limitation referred to in Subsections (A) and (B) above shall be measured by tracing the normal flow of foot traffic along esta-

blished sidewalks and street crossings for foot
traffic between the primary entrance of the school
or church to the primary public entrance in the
applicant's establishment. The Board of Commissioners
is hereby empowered to make findings from the measure-
ments or calculations which shall be conclusive.

SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Chapter or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Chapter or any part thereof. The Board of Commissioners of the City of Las Vegas, Nevada hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 4: All ordinances and 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 2nd day of
May, 1979.


WILLIAM H. BRIARE, 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 18th day of April, 1979, and referred to the following committee composed of Commissioners Woofter and Christensen for recommendation; thereafter the said committee reported favorably on said ordinance on the 2nd day of May, 1979, 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: Levy and Woofter and Mayor Briare

VOTING "NAY" Commissioners: None

ABSENT: Commissioners: Christensen and Lurie
(excused) (excused)

APPROVED:

by: William H. Briare
WILLIAM H. BRIARE, MAYOR

ATTEST:

Edwina M. Cole
EDWINA M. COLE, CITY CLERK

AFFIDAVIT OF PUBLICATION

CITY CLERK

MAY 10 9 28 AM '79

RECEIVED

STATE OF NEVADA) SS
COUNTY OF CLARK)

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager 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 one insertions from period of May 4, 1979 to May 4, 1979 inclusive, being the issue of said newspaper for the following dates, to wit:
May 4, 1979

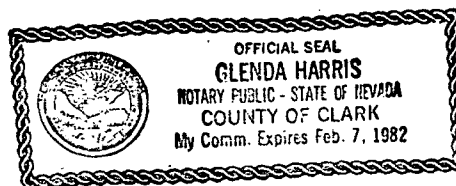
That said newspaper was regularly issued and circulated on each of the dates above named.

SIGNED *George J. Vasconi*
GEORGE J. VASCONI

Subscribed and sworn to before me this 7 day of May, 19 79

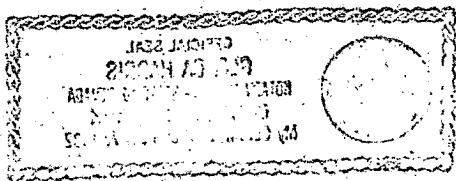
Glenda Harris

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



BILL NO. 79-30
ORDINANCE NO. 2001
AN ORDINANCE TO AMEND TITLE V, CHAPTER 18, SECTION 9 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1969 EDITION, BY DELETING SUBSECTION (C) OF SECTION 9 AND ADOPTING A NEW SUBSECTION (C) WHICH PROVIDES A MORE PRACTICAL METHOD OF MEASURING THE REQUIRED DISTANCE BETWEEN AN ESTABLISHMENT SERVING ALCOHOLIC BEVERAGES AND A SCHOOL OR CHURCH; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.
SPONSORED BY COMMISSIONERS WOOFER
INTENT OF BILL: The ordinance would provide a more practical method of measuring the required 400' distance between an establishment serving alcoholic beverages and a school or church.
The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 18th day of April, 1979, and referred to the following committee composed of Commissioners Woofler and Christensen for recommendation; thereafter, the said committee reported favorably in said ordinance on the 2nd day of May, 1979, 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 Woofler and Mayor Briare
VOTING "NAY": None
ABSENT: Commissioners Christensen and Lurie (excused)
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. May 4, 1979

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FINANCE DEPT

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AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager 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 one insertions from period of April 20, 1979 to April 20, 1979 inclusive, being the issue of said newspaper for the following dates, to wit:

April 20, 1979

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

BILL NO. 79-30
AN ORDINANCE TO AMEND TITLE V, CHAPTER 18, SECTION 9 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY DELETING SUBSECTION (C) OF SECTION 9 AND ADOPTING A NEW SUBSECTION (C) WHICH PROVIDES A MORE PRACTICAL METHOD OF MEASURING THE FOUR HUNDRED FOOT (400') REQUIRED DISTANCE BETWEEN AN ESTABLISHMENT SERVING ALCOHOLIC BEVERAGES AND A SCHOOL OR CHURCH; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.
SPONSORED BY:
COMMISSIONER WOOFER
INTENT OF BILL: The Ordinance would provide a more practical method of measuring the required 400' distance between an establishment serving alcoholic beverages and a school or church.
At a Commission Meeting on April 18, 1979
BILL NO. 79-30 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
COMMISSIONERS Woofter and Christensen
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. April 20, 1979

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me
this 20 day of April, 19 79

Glenda Harris

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



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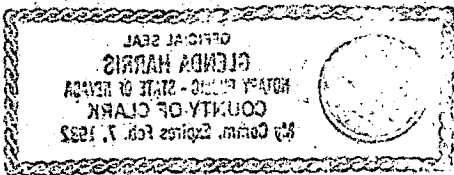
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