

1 **BILL NO. 2000-20**

2 **ORDINANCE NO. 5210**

3 **AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO UPDATE THE PROCEDURES FOR**
4 **OBTAINING A NEW PAWNBROKER LICENSE, AND TO PROVIDE FOR OTHER RELATED**
5 **MATTERS.**

6 Proposed by: Mark Vincent, Director
7 Finance and Business Services

Summary: Establishes a declaration of interest
filing fee and an initial origination fee in
connection with new pawnbroker licenses that
become available because of an increase in the
City's population.

8 **THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN**
9 **AS FOLLOWS:**

10 **SECTION 1: Title 6, Chapter 60, Section 60, of the Municipal Code of the City of**
11 **Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:**

12 **6.60.060: (A) Other than licenses granted to qualified applicants whose complete and**
13 **acceptable license applications were pending prior to August 20, 1992, all pawnbroker licenses**
14 **granted after the effective date of the Ordinance codified in this Section shall be granted pursuant to**
15 **the procedure set forth in this Section.**

16 **(B) For a license that the City Council may grant:**

17 **(1) Within twelve months of the effective date of the Ordinance codified**
18 **in this Section, the Director shall:**

19 **(a) Retain, unless withdrawn by an applicant, all applications**
20 **pending on the effective date of the Ordinance codified in this Section, and**

21 **(b) Accept applications until, but not later than, the conclusion of**
22 **business on the thirtieth day following the effective date of the Ordinance codified in this Section;**

23 **(2) In respect to a population increase allowing the issuance of a new**
24 **pawnbroker license, the Director shall accept [applications] declarations of interest for a period of**
25 **thirty days beginning on the first day of [April,] May, or as soon thereafter as practicable, of [the] any**
26 **year in which the governor of the State certifies that the population has achieved or exceeds an**
27 **increase allowing issuance of a pawnbroker license.**

28 **(C) [An applicant may submit only one application for each available license.]**

1 Each declaration must be accompanied by a non-refundable filing fee of two hundred dollars.

2 (D) [If an applicant submits more than one application or attempts to submit
3 multiple applications on one application form, all such multiple applications shall be construed
4 collectively as one application.

5 (E)] The Director shall assign a number to [all applications.] each declaration of
6 interest.

7 [(F)] (E) Not more than fifteen calendar days after the Director has ceased accepting
8 [applications,] declarations of interest, he shall:

9 (1) Conduct in public a random drawing of all of the numbers assigned [to
10 applications] in order to establish, in the order drawn, a list of [applicants'] names and a rank of
11 priority of eligibility of [applicants for] persons who are interested in the pawnbroker license;

12 (2) Make the list of names and rank of priority of eligibility [of all
13 applicants] available to the public;

14 (3) Retain the list of [applicants'] names and rank of priority of eligibility,
15 which list and rank of priority will expire at the close of business on the day the pawnbroker license
16 is granted.

17 [(G)] (F) [If an applicant becomes] A person who, by virtue of the random drawing, is
18 declared eligible to apply for the pawnbroker license[, he] must, within six months of his selection or
19 notification, apply for the license and complete the licensing process, which includes without
20 limitation:

21 (1) Fulfilling all business licensing requirements of this Code;

22 (2) Meeting all zoning requirements applicable to his prospective business
23 location;

24 (3) Being found suitable for a pawnbroker license[; and], taking into
25 account specifically, without limitation, the applicant's present and past financial position and history,
26 as contemplated under Chapter 6.06;

27 (4) Being approved for licensing by the City Council[.] and

28 (5) Paying to the City an initial origination fee of \$60,000.00.

1 [(H)] (G) If an applicant:

2 (1) Does not complete the licensing process within six months, his
3 application will automatically expire, and the Director shall notify the next [applicant] person on the
4 list in the rank of priority of eligibility to begin the licensing process.

5 (2) Completes the licensing process, but is denied a license, the Director
6 shall notify the next [applicant] person on the list in the rank of priority of eligibility to begin the
7 licensing process.

8 (3) Does not complete the licensing process or is denied a license, the
9 Director shall return the initial origination fee.

10 [(I)] (H) The selection, notification and licensing process described in Subsection
11 [(H)](G) of this Section shall continue until a pawnbroker license is granted.

12 SECTION 2: Title 6, Chapter 60, Section 90, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **6.60.090:** Each receipt shall also have printed thereon, so as to be easily read, the following:

15 (A) "Maximum Legal Interest Per Month [8%] 10% — Handling Fee Permitted of
16 Up to \$5.00."

17 (B) "In the event of failure to pay the loan within 120 days from the date hereof,
18 you shall thereby forfeit all right and title unto such pawned property to the pawnbroker who shall
19 thereby acquire an absolute title to the same."

20 SECTION 3: Title 6, Chapter 60, Section 160, of the Municipal Code of the City of
21 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

22 **6.60.160:** Each pawnbroker shall post and maintain, in a prominent location within the confines
23 of his pawnshop, a printed sign of not less than fifteen by twenty inches with, in clearly discernible
24 red lettering of not less than two inches in size, on a white background, the following words:
25 "Maximum interest allowed per month — [eight] ten percent plus a five dollar handling fee is also
26 permitted."

27 SECTION 4: Title 6, Chapter 60, Section 240, of the Municipal Code of the City of
28 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

1 **6.60.240:** (A) It is unlawful for any pawnbroker to charge or receive interest at a greater rate
2 than [eight] ten percent per month for money lent on the security of personal property received in
3 pawn.

4 (B) It is unlawful for any pawnbroker to charge or receive any appraisal fee, storage
5 fee, or any other fee or charge other than the amounts as herein allowed, except that he may charge
6 a handling fee of five dollars for each pawn.

7 SECTION 5: If any section, subsection, subdivision, paragraph, sentence, clause or
8 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
9 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
10 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
11 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
12 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
13 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
14 invalid or ineffective.

15 SECTION 6: Whenever in this ordinance any act is prohibited or is made or declared
16 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
17 required or the failure to do any act is made or declared to be unlawful or an offense or a
18 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
19 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
20 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
21 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

22 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,
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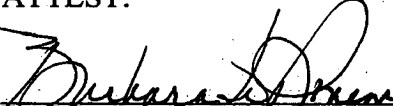
1 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this 3rd day of May, 2000.

4 APPROVED:

5
6 By 
OSCAR B. GOODMAN, Mayor

7 ATTEST:

8 
9 BARBARA JO RONEMUS, City Clerk

10 APPROVED AS TO FORM:

11  3-21-2000
12 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on
2 the 5th day of April, 2000 and referred to the following committee composed of the
3 Councilmen Reese and Weekly for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 3rd day of May, 2000 which was a regular meeting of said
5 Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as introduced and adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, L. B. McDonald,

8 Weekly and Mack

9 VOTING "NAY": NONE

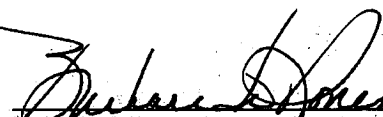
10 EXCUSED: Councilman M. McDonald

11 APPROVED:

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13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

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16 BARBARA JO RONEMUS, City Clerk
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AFFP DISTRICT COURT
Clark County, Nevada
AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Gala Johnson, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
1206576

2296311LV

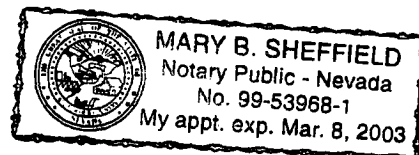
was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/21/00 to 04/21/2000, on the following days: APRIL 21, 2000

Signed: Gala Johnson

SUBSCRIBED AND SWORN BEFORE ME THIS THE 24

day of April 2000

Mary B. Sheffield
Notary Public



BILL NO. 2000-20

AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO UPDATE THE PROCEDURES FOR OBTAINING A NEW PAWNBROKER LICENSE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Mark Vincent,
Director Finance and Business Services

Summary: Establishes a declaration of interest filing fee and an initial origination fee in connection with new pawnbroker licenses that become available because of an increase in the City's population.

At a City Council meeting

April 5, 2000

BILL NO. 2000-20 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Reese and Weekly

COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA
PUB: April 21, 2000
Las Vegas Review-Journal

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CITY CLERK

2000 APR 27 A 11:07

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

Barbara Linford, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
1228550

2296311LV

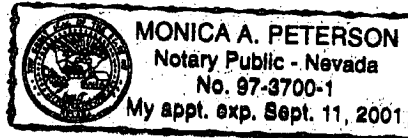
was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/05/00 to 05/05/2000, on the following days: MAY 5, 2000

Signed:

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of May 2000

Notary Public



BILL NO. 2000-20
ORDINANCE NO. 5210

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 5TH day of April, 2000, and referred to the following committee composed of Councilmen Reese and Weekly for recommendation; thereafter the said committee reported favorably on said ordinance on the 3rd day of May, 2000, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, L.B. McDonald, Weekly and Mack

VOTING "NAY": NONE

EXCUSED: Councilman M. McDonald

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: May 5, 2000
Las Vegas Review-Journal

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