

BILL NO. 89-3

Ordinance No. 3408

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4 AN ORDINANCE RELATING TO BUS TRANSPORTATION WITHIN THE CORPORATE
5 BOUNDARIES OF THE CITY OF LAS VEGAS, NEVADA; MAKING CERTAIN
6 FINDINGS WITH RESPECT TO THE FRANCHISE THAT WAS GRANTED TO LAS
7 VEGAS TRANSIT SYSTEM, INC., TO PROVIDE ADEQUATE, CONVENIENT AND
8 SAFE BUS TRANSPORTATION WITHIN SAID CITY PURSUANT TO EMERGENCY
ORDINANCE NO. 1198 OF SAID CITY; REPEALING SAID EMERGENCY ORD-
INANCE NO. 1198 AND REVOKING THE FRANCHISE THAT WAS GRANTED TO
LAS VEGAS TRANSIT SYSTEM, INC., PURSUANT THERETO; AND PROVIDING
FOR OTHER MATTERS PROPERLY RELATING THERETO.

9 Sponsored by: Summary: Repeals Emergency Ordinance
10 Councilman Wayne Bunker No. 1198 Which Granted a Franchise
11 to Las Vegas Transit System, Inc.,
12 to Provide Bus Service Within the
13 Corporate Boundaries of the City.

13 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY
14 ORDAIN AS FOLLOWS:

15 SECTION 1: The City Council hereby finds as a matter of
16 legislative determination that:

17 1. The Board of Commissioners (now the City Council)
18 of the City of Las Vegas heretofore, on the 16th
19 day of July, 1965, passed, adopted and approved
20 Emergency Ordinance No. 1198 of said City pursuant
21 to which Las Vegas Transit System, Inc., was
22 granted a franchise to provide adequate, convenient
23 and safe bus transportation within the corporate
24 boundaries of said City for a term of twenty-five
25 years, which said franchise was accepted by Las
26 Vegas Transit System, Inc., pursuant to that cer-
27 tain Agreement that was made and entered into by
28 and between said City and Las Vegas Transit System,
29 Inc., on the 21st day of July, 1965.

30 2. The authority of said City to regulate bus
31 transportation within its corporate boundaries has
32 from time to time been eroded by subsequent

1 legislative enactments that have invested the
2 Public Service Commission of Nevada with ever-
3 increasing regulatory powers with respect to the
4 transportation industry in the State, including
5 without limitation bus transportation within the
6 corporate boundaries of said City, to the extent
7 that the 63rd Session of the Nevada Legislature
8 amended NRS 268.081 specifically to divest the
9 several cities in the State of all authority to
10 grant new franchises with respect to public trans-
11 portation that is regulated by an agency of the
12 State.

13 3. Such erosion, and, particularly, the fact that said
14 City is precluded by NRS 268.081 from granting a
15 new franchise for the provision of bus transpor-
16 tation within its corporate boundaries upon the
17 expiration of the existing franchise on July 15,
18 1990, has had the effect of depriving the existing
19 franchise of all practical legal effect.

20 4. Notwithstanding the fact that the existing fran-
21 chise has no practical legal effect, it conveys to
22 the general public the appearance that said City
23 has some regulatory control over Las Vegas Transit
24 System, Inc., when, in fact, none exists, and such
25 situation has subjected said City to unwarranted
26 criticism by some members of the general public for
27 not taking action with respect to what is perceived
28 by them to be deficiencies in the operations of Las
29 Vegas Transit System, Inc.

30 5. The repeal of said Emergency Ordinance No. 1198,
31 which granted a franchise to Las Vegas Transit
32 System, Inc., to provide bus transportation within

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the corporate boundaries of said City, will eliminate such unwarranted criticism and serve as notice to the general public that any complaints that it may have concerning the service that is provided by Las Vegas Transit System, Inc., should be directed to the appropriate regulatory body.

SECTION 2: Emergency Ordinance No. 1198 of the City of Las Vegas, Nevada, is hereby repealed in its entirety, and the franchise that is granted to Las Vegas Transit System, Inc., to provide bus transportation within the corporate boundaries of said City pursuant thereto is hereby rendered null and void.

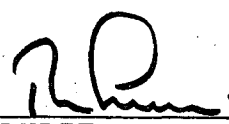
SECTION 3: If any section, subsection, subdivision paragraph, sentence, clause or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness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

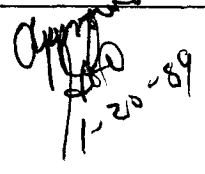
SECTION 4: All ordinances or parts of ordinances, sections, subsections, phrases, sentences, clauses or paragraphs
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1 contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

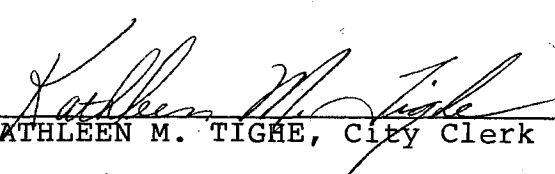
3 PASSED, ADOPTED and APPROVED this 18th day of
4 January, 1989.

5 CITY OF LAS VEGAS,

6
7 By 
8 RON LURIE, Mayor


11-20-89

9 ATTEST:

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11 KATHLEEN M. TIGHE, City Clerk

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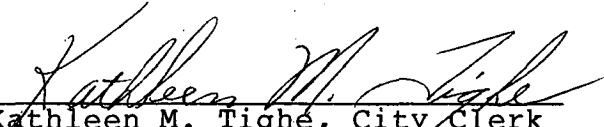
1 The above and foregoing ordinance was first proposed
2 and read by title to the City Council on the 4th day of January,
3 1989, and referred to the following committee composed of
4 Councilmen Bunker and
5 Adamsen for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the 18th
7 day of January, 1989, which was a regular meeting of
8 said Council; that at said regular meeting, the proposed
9 ordinance was read by title to the City Council as first intro-
10 duced and adopted by the following vote:

11 VOTING "AYE" : Councilmen Adamsen, Bunker, Miller, Nolen and Mayor Lurie
12 VOTING "NAY" : NONE
13 ABSENT: NONE

14 APPROVED:

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16 By 
17 RON LURIE, MAYOR

18 ATTEST:

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21 Kathleen M. Tighe, City Clerk

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AFFIDAVIT OF PUBLICATION

RECEIVED

JAN 13 4 36 PM '89

STATE OF NEVADA) SS
COUNTY OF CLARK)

CITY CLERK

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 JANUARY 7, 1989 to JANUARY 7, 1989 inclusive, being the issue of said newspaper for the following dates, to wit:

JANUARY 7, 1989

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 9 day of Jan., 19 89

Carselettie Young

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



Carselettie Young
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Sept. 1, 1992

BILL NO. 89-3
AN ORDINANCE RELATING TO BUS TRANSPORTATION WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF LAS VEGAS, NEVADA; MAKING CERTAIN FINDINGS WITH RESPECT TO THE FRANCHISE THAT WAS GRANTED TO LAS VEGAS TRANSIT SYSTEM, INC., TO PROVIDE ADEQUATE, CONVENIENT AND SAFE BUS TRANSPORTATION WITHIN SAID CITY PURSUANT TO EMERGENCY ORDINANCE NO. 1198 OF SAID CITY; REPEALING SAID EMERGENCY ORDINANCE NO. 1198 AND REVOKING THE FRANCHISE THAT WAS GRANTED TO LAS VEGAS TRANSIT SYSTEM, INC., PURSUANT THERETO; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.
SPONSORED BY:
Councilman Wayne Bunker
SUMMARY:
Repeals Emergency Ordinance No. 1198 Which Granted a Franchise to Las Vegas Transit System, Inc., to Provide Bus Service Within the Corporate Boundaries of the City. At a City Council meeting January 4, 1989
BILL NO. 89-3 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Bunker and Adamsen
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: January 7, 1989

RECEIVED

JAN 21 2 12 PM '89

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

CITY CLERK

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JANUARY 21, 1989

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

BILL NO. 89-3
Ordinance No. 3408

AN ORDINANCE RELATING TO BUS TRANSPORTATION WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF LAS VEGAS, NEVADA; MAKING CERTAIN FINDINGS WITH RESPECT TO THE FRANCHISE THAT WAS GRANTED TO LAS VEGAS TRANSIT SYSTEM, INC.; TO PROVIDE ADEQUATE, CONVENIENT AND SAFE BUS TRANSPORTATION WITHIN SAID CITY PURSUANT TO EMERGENCY ORDINANCE NO. 1198 OF SAID CITY; REPEALING SAID EMERGENCY ORDINANCE NO. 1198 AND REVOKING THE FRANCHISE THAT WAS GRANTED TO LAS VEGAS TRANSIT SYSTEM, INC. PURSUANT THERETO; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

SPONSORED BY:
Councilman Wayne Bunker

SUMMARY:
Repeals Emergency Ordinance No. 1198 Which Granted a Franchise to Las Vegas Transit System, Inc., to Provide Bus Service Within the Corporate Boundaries of the City.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 4th day of January, 1989, and referred to the following committee composed of Councilmen Bunker and Adamsen for recommendation; thereafter the said committee reported favorably on said ordinance on the 18th day of January, 1989, which was a regular meeting of said Council; 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" Councilmen:
Adamsen, Bunker, Miller, Nolen and Mayor Lurie

VOTING "NAY" Councilmen: NONE

ABSENT: NONE

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: January 21, 1989

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 24 day of Jan., 19 89

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA

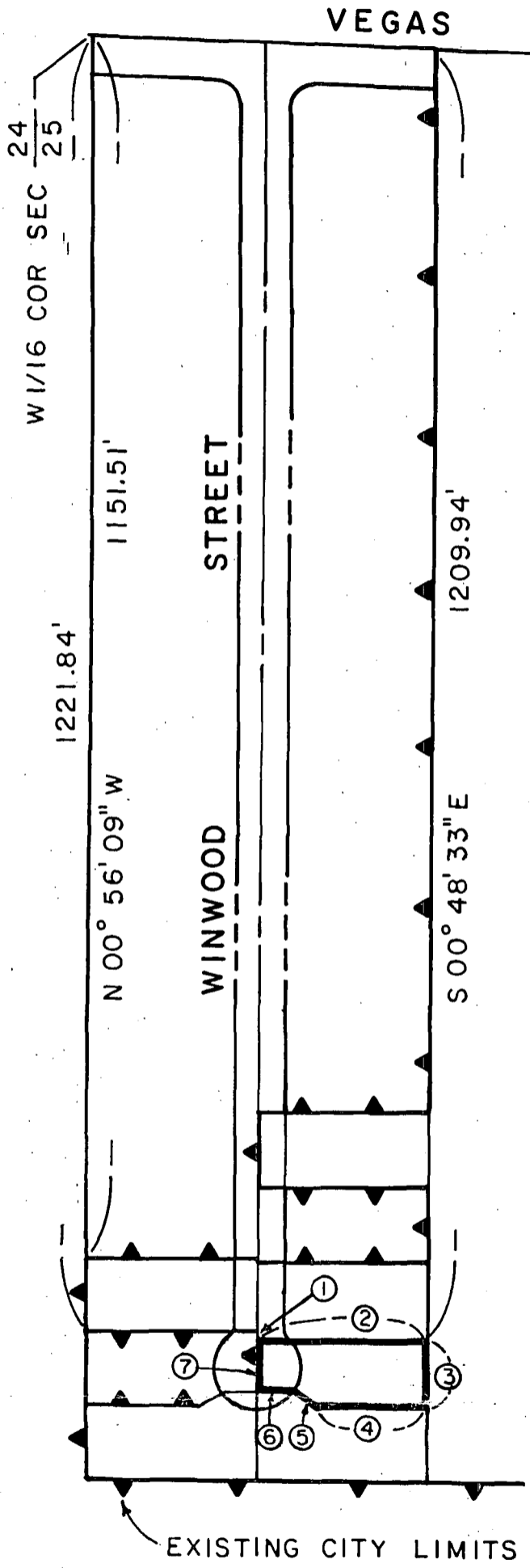


Carselettie Young
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Sept. 1, 1992

19991014
01317

PORTION OF THE W1/2, W1/2, NE1/4, NW1/4,
SECTION 25, T20S, R60E, M. D. M.

ORIGINAL



LINE DATA

LINE	DATA	
1	N 00° 52' 22" W	5.15'
2	N 88° 30' 35" E	163.50'
3	S 00° 48' 33" E	72.20'
4	S 89° 58' 24" W	110.00'
5	N 59° 21' 59" W	23.67'
6	S 89° 58' 24" W	33.25'
7	N 00° 52' 22" W	55.95'

THIS MAP WAS PREPARED FROM THE INFORMATION AS SHOWN ON THE PLAT OF WINWOOD KNOLLS SUBDIVISION ON FILE IN BOOK 50 OF PLATS, PAGE 10 OF CLARK COUNTY, NEVADA RECORDS. NO RESPONSIBILITY IS ASSUMED FOR THE CORRECTNESS OF THE INFORMATION SHOWN HEREON.

ANNEXED TO THE CITY OF LAS VEGAS
UNDER ORDINANCE No. 5173

CLARK COUNTY, NEVADA
JUDITH A. VANDEVER, RECORDER
RECORDED AT REQUEST OF:

LAS VEGAS CITY
10-14-1999 16:19 DB1
OFFICIAL RECORDS
BOOK: 991014 INST: 01317
FEE: 12.00 RPTT: .00

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

CITY CLERK

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to wit:

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SPONSORED BY:
Councilman Wayne Bunker

SUMMARY:
Repeals Emergency Ordinance No. 1198 Which Granted a Franchise to Las Vegas Transit System, Inc. to Provide Bus Service Within the Corporate Boundaries of the City. The above and foregoing ordinance was first proposed and read by title to the City Council on the 4th day of January, 1989, and referred to the following committee composed of Councilmen Bunker and Adamsen for recommendation; thereafter the said committee reported favorably on said ordinance on the 18th day of January, 1989, which was a regular meeting of said Council; 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" Councilmen: Adamsen, Bunker, Miller, Nolan and Mayor Lurie
VOTING "NAY" Councilmen: NONE
ABSENT: NONE
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: January 21, 1989

SIGNED

George J. Vasconi
GEORGE J. VASCONI

Subscribed and sworn to before me
this 24 day of Jan, 1989

Carselettie Young
NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



Carselettie Young
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Sept. 1, 1992

