

ORDINANCE NO. 351

AN ORDINANCE TO AMEND SECTION XXX, SECTION XXXIII, SECTION XXXVI, AS AMENDED, AND SECTION LXXXIV, AS AMENDED, OF ORDINANCE NUMBER 170 OF THE CITY OF LAS VEGAS ENTITLED: "AN ORDINANCE OF THE CITY OF LAS VEGAS, REGULATING TRAVEL AND TRAFFIC UPON THE PUBLIC STREETS; ESTABLISHING A CENTRAL TRAFFIC DISTRICT; AND PROVIDING A PENALTY FOR THE BREACH OF ANY OF THE RULES OR REGULATIONS REGARDING TRAFFIC IN THIS ORDINANCE PROVIDED, AND REPEALING ORDINANCES NOS. 66, -68, -69, -86, -90, -94, -120, -124, -125, -127, -141, and -143 OF THE CITY OF LAS VEGAS, AND ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH."

The Board of Commissioners of the City of Las Vegas do ordain as follows:

Section 1. Section XXX of Ordinance No. 170 of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

SECTION XXX. CAREFUL RIDING AND DRIVING.

It shall be unlawful for any person or persons to ride, drive or propel a vehicle of any kind or character, or being in charge thereof to control the same, in a careless, reckless and imprudent manner on any street or highway within the City of Las Vegas or in such a manner as to endanger the life, limb or property of any person, and such riding, driving or propelling shall constitute reckless driving. Any person who shall violate any provision of this section shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment; upon a second conviction of an offense under the provisions of this section the person so convicted shall be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment, and in addition thereto, if the person so convicted shall own a motor vehicle, the license for said motor vehicle, insofar as it effects the operation of said motor vehicle within the City of Las Vegas, shall be revoked for a period in the discretion of the Court not to exceed six (6) months; upon a third conviction of an offense under the provisions of this section, the person so convicted shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment, and in addition thereto, if the person so convicted shall own a motor vehicle, the license for said motor vehicle, insofar as it effects the operation of said motor vehicle within the City of Las Vegas, shall be revoked for a period in the discretion of the Court not to exceed six (6) months, and if the three offenses, and convictions therefor, shall have occurred within a period of twelve (12) months, his license to operate a car or motor vehicle within the City of Las Vegas shall also be revoked for a period of not exceed one (1) year..

The municipal judge, in imposing such sentence, shall not suspend the same or any part thereof, and it shall be his duty upon the revocation of a motor vehicle license, within ten (10) days to forward a record of the conviction to the Motor Vehicle Department of the Office of the Secretary of State of the State of Nevada and upon a revocation of the operators or chauffeur license it shall be his duty, within ten (10) days, to forward a record of the

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conviction to the State Highway Department of the State of Nevada. Any person who shall drive a motor vehicle within the City of Las Vegas, the license of which has been revoked, as herein provided, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment. Any person whose operator's or chauffeur's license has been revoked, as herein provided, who shall drive a motor vehicle within the City of Las Vegas, while said revocation is in effect shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or imprisonment in the City jail for not more than six (6) months, or by both such fine and imprisonment.

Section 2. Section XXXIII of Ordinance No. 170 of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

SECTION XXXIII. INTOXICATED PERSONS.

It shall be unlawful for any person or persons, while either intoxicated or under the influence of intoxicating liquors, or of stimulating or stupefying drugs, to ride, drive or conduct any vehicle, or have charge or control of any vehicle on any public street or highway within the City of Las Vegas. Any person who shall violate the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City jail for not more than six (6) months, or by both such fine and imprisonment, and, in addition thereto, the person so convicted shall be deprived of his license to operate a car within the City of Las Vegas for a period of not less than ten (10) days nor more than one (1) year, and, if he shall own a motor vehicle, the license for said vehicle, insofar as it affects the operation thereof within the City of Las Vegas, shall be revoked by the Court for a period in the discretion of the Court not to exceed six (6) months; upon a subsequent conviction for an offense under the provisions of this section, the person so convicted shall be punished by imprisonment in the City jail for not less than thirty (30) days nor more than six (6) months, and he shall be deprived of his license to operate a car within the City of Las Vegas for a period of not to exceed one (1) year, and, if he shall own a motor vehicle, the license for said vehicle, insofar as it affects the operation thereof within the City of Las Vegas, shall be revoked by the court for a period in the discretion of the court not to exceed six (6) months, and in addition thereto he may be fined in a sum not to exceed five hundred dollars (\$500.00).

The municipal judge, in imposing such sentence, shall not suspend the same or any part thereof, and it shall be his duty upon the revocation of a motor vehicle license, within ten (10) days, to forward a record of the conviction to the Motor Vehicle Department of the Office of the Secretary of State of the State of Nevada, and upon a revocation of the operators or chauffeurs license it shall be his duty, within ten (10) days, to forward a record of the conviction to the State Highway Department of the State of Nevada. Any person who shall drive a motor vehicle, within the City of Las Vegas, the license of which has been revoked, as herein provided, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00),

or by imprisonment in the City jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment. Any person whose operator's or chauffeur's license has been revoked, as herein provided, who shall drive a motor vehicle, within the City of Las Vegas, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment.

Section 3. Section XXXVI., as amended, of Ordinance No. 170. of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

Section XXXVI. SPEED IN CITY LIMITS.

It shall be unlawful for any person to ride, drive, or propel any vehicle at a rate of speed greater than twelve (12) miles per hour on streets adjoining school grounds occupied by a school building or buildings; or to propel any vehicle at a rate of speed greater than fifteen (15) miles per hour at any street intersection of any of the streets in the City of Las Vegas; or to propel any vehicle at a rate of speed greater than twenty (20) miles per hour along Fremont Street between Main Street and Twelfth Street; or to propel or drive any vehicle at a rate of speed exceeding twenty-five (25) miles per hour on any other street, public highway, road, alley, lane, avenue or boulevard within the limits of the City of Las Vegas provided, however, that twenty-five (25) mile speed limit shall not operate in the three instances hereinbefore regulated in this section.

Any person who shall violate any provision of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City jail for not more than six (6) months, or by both such fine and imprisonment; upon a second conviction of an offense under the provisions of this section the person so convicted shall be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment in the City jail for not more than six (6) months, or by both such fine and imprisonment, and in addition thereto, if the person so convicted shall own a motor vehicle, the license for said motor vehicle, insofar as it affects the operation of said motor vehicle within the City of Las Vegas, shall be revoked for a period in the discretion of the Court not to exceed six (6) months; upon a third conviction of an offense under the provisions of this section, the person so convicted shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City jail for not more than six (6) months, or by both such fine and imprisonment, and in addition thereto, if the person so convicted shall own a motor vehicle, the license for said motor vehicle, insofar as it affects the operation of said motor vehicle within the City of Las Vegas, shall be revoked for a period in the discretion of the Court not to exceed six (6) months, and if the three offenses, and convictions therefor, shall have occurred within a period of twelve (12) months, his license to operate a car or motor vehicle within the City of Las Vegas shall also be revoked for a period of not to exceed one (1) year.

The municipal judge, in imposing such sentence, shall not suspend the same or any part thereof, and it shall be his duty upon the revocation of a motor vehicle license, within ten (10) days, to forward a record of the conviction to the Motor Vehicle Department of the Office of the Secretary of State of the State of Nevada, and upon a revocation of the operators or chauffeurs license it shall be

his duty, within ten (10) days, to forward a record of the conviction to the State Highway Department of the State of Nevada. Any person who shall drive a motor vehicle, within the City of Las Vegas, the license of which has been revoked, as herein provided, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment. Any person whose operator's or chauffeur's license has been revoked, as herein provided, who shall drive a motor vehicle within the City of Las Vegas, while said revocation is in effect shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or imprisonment in the City jail for not more than six (6) months, or by both such fine and imprisonment.

Section 4. Section LXXXIV., as amended, of Ordinance No. 170 of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

Section LXXXIV. PENALTY

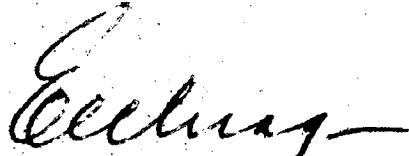
Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and unless another penalty is in this Ordinance provided, shall upon conviction thereof, be punished by a fine of not less than three dollars (\$3.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City jail not to exceed six (6) months, or by both such fine and imprisonment, and in default of the payment of any fine, or any part thereof, may be imprisoned in the City jail of the City of Las Vegas, one day for each two dollars of said fine remaining unpaid.

Section 5. All Ordinances and parts of Ordinances in conflict with the provisions hereof are hereby repealed.

Section 6. If any of the provisions of this Ordinance or their application to any persons or circumstances shall be held to be invalid by any court of competent jurisdiction, it shall not be construed to invalidate the remaining provisions of this Ordinance or their application to other persons or circumstances.

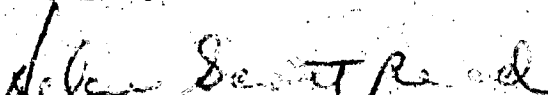
Section 7. This Ordinance shall be in full force and effect upon its publication as in the next section provided, and final passage.

Section 8. 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 first reading and adoption, in the Las Vegas Evening Review Journal, a daily newspaper published in the City of Las Vegas.



Mayor

ATTEST:


City Clerk

The above and foregoing Ordinance was first proposed and read by title to the Board of City Commissioners on the 22nd day of March, 1948, and referred to the following committee composed of Commissioners Clark & Baskin for recommendation; thereafter the said committee reported favorably on said Ordinance on the 7th day of April, 1948, which was the next regular meeting of said Board of City Commissioners; that at said regular meeting held on the 7th day of April, 1948, the proposed ordinance was read in full to the Board of City Commissioners as first introduced and adopted by the following vote:

Voting "Aye": Commissioners Baskin, Moore, Whipple
& His Honor Mayor Craig

Voting "Nay": None

Absent: Councilman Clark

APPROVED:

[Signature]
Mayor

ATTEST:

Helen Scott Reed
City Clerk

The above and foregoing Ordinance was thereafter read aloud to the said Board of City Commissioners for a second time at a regular meeting of the said Board held on the 22nd day of April, 1948, and passed by the following vote:

Voting "Aye": Commissioners Clark, Moore,
Whipple & His Honor Mayor Craig

Voting "Nay": None

Absent: Councilman Baskin

APPROVED:

[Signature]
Mayor

ATTEST:

Helen Scott Reed
City Clerk

AFFADAVIT OF PUBLICATION

STATE OF NEVADA }
COUNTY OF CLARK } ss.

..... *Dick Lochner* being first duly sworn,

deposes and says: That he is *owner* of the LAS VEGAS EVENING REVIEW-JOURNAL, 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 *Two weeks* from *April 9th 1948* to *April 16th 1948*

inclusive, being the issues of said newspaper for the following dates, to-wit: *April 9-16*

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

Signed *Dick Lochner*

Subscribed and sworn to before me this *16th* day of *April 1948*

..... *[Signature]*
Notary Public in and for Clark County, Nevada.

My Commission Expires *Jan 12, 1951*

ORDINANCE NO. 351
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The municipal judge, in imposing such sentence, shall not suspend the same or any part thereof, and it shall be his duty upon the revocation of a motor vehicle license, within ten (10) days, to forward a record of the conviction to the Motor Vehicle Department of the Office of the Secretary of State of the State of Nevada, and upon the revocation of the operators or chauffeurs license it shall be his duty, within ten (10) days, to forward a record of the conviction to the State Highway Department of the State of Nevada. Any person who shall drive a motor vehicle within the City of Las Vegas, the license of which has been revoked, as herein provided, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment. Any person whose operator's or chauffeur's license has been revoked, as herein provided, who shall drive a motor vehicle within the City of Las Vegas, while said revocation is in effect shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment.

Section 2. Section XXXIII of Ordinance No. 170 of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

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The municipal judge in imposing

such sentence, shall not suspend the same or any part thereof, and it shall be his duty upon the revocation of a motor vehicle license, within ten (10) days, to forward a record of the conviction to the Motor Vehicle Department of the Office of the Secretary of State of the State of Nevada, and upon a revocation of the operators or chauffeurs license it shall be his duty, within ten (10) days, to forward a record of the conviction to the State Highway Department of the State of Nevada. Any person who shall drive a motor vehicle within the City of Las Vegas, the license of which has been revoked, as herein provided, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment. Any person whose operator's or chauffeur's license has been revoked, as herein provided, who shall drive a motor vehicle, within the City of Las Vegas, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment.

Section 3. Section XXXVI, as amended, of Ordinance No. 170 of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

SECTION XXXVI. SPEED IN CITY LIMITS.

It shall be unlawful for any person to ride, drive, or propel any vehicle at a rate of speed greater than twelve (12) miles per hour on streets adjoining school grounds occupied by a school building or buildings; or to propel any vehicle at a rate of speed greater than fifteen (15) miles per hour at any street intersection of any of the streets in the City of Las Vegas; or to propel any vehicle at a rate of speed greater than twenty (20) miles per hour along Fremont street between Main street and Twelfth street; or to propel or drive any vehicle at a rate of speed exceeding twenty-five (25) miles per hour on any other street, public highway, road, alley, lane, avenue or boulevard within the limits of the City of Las Vegas provided, however, that twenty-five (25) mile speed limit shall not operate in the three instances heretofore regulated in this section.

Any person who shall violate any provision of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment; upon a second conviction of an offense under the provisions of this section the person so convicted shall be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment

in the City Jail for not more than six (6) months, or by both such fine and imprisonment, and in addition thereto, if the person so convicted shall own a motor vehicle, the license for said motor vehicle, insofar as it affects the operation of said motor vehicle within the City of Las Vegas, shall be revoked for a period in the discretion of the Court not to exceed six (6) months; upon a third conviction of an offense under the provisions of this section, the person so convicted shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment, and in addition thereto, if the person so convicted shall own a motor vehicle, the license for said motor vehicle, insofar as it affects the operation of said motor vehicle within the City of Las Vegas, shall be revoked for a period in the discretion of the Court not to exceed six (6) months, and if the three offenses, and convictions therefor, shall have occurred within a period of twelve (12) months, his license to operate a car or motor vehicle within the City of Las Vegas shall also be revoked for a period of not to exceed one (1) year.

The municipal judge, in imposing such sentence, shall not suspend the same or any part thereof, and it shall be his duty upon the revocation of a motor vehicle license, within ten (10) days, to forward a record of the conviction to the Motor Vehicle Department of the Office of the Secretary of State of the State of Nevada, and upon a revocation of the operators or chauffeurs license it shall be his duty, within ten (10) days, to forward a record of the conviction to the State Highway Department of the State of Nevada. Any person who shall drive a motor vehicle, within the City of Las Vegas, the license of which has been revoked, as herein provided, while said revocation is in effect, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not less than thirty (30) days nor more than six (6) months, or by both such fine and imprisonment. Any person whose operator's or chauffeur's license has been revoked, as herein provided, who shall drive a motor vehicle within the City of Las Vegas, while said revocation is in effect shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars (\$500.00), or by imprisonment in the City Jail for not more than six (6) months, or by both such fine and imprisonment.

Section 4. Section LXXXIV, as amended, of Ordinance No. 170 of the City of Las Vegas shall be and the same is hereby amended, revised and re-enacted so that the same shall read as follows:

SECTION LXXXIV. PENALTY.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and unless another penalty is in this Ordinance provided, shall upon conviction thereof, be punished by a fine of not less than three dollars (\$3.00) nor more than five hundred dollars (\$500.00), or by imprisonment in the City Jail not to exceed six (6) months, or by such fine and imprisonment, and in default of the payment of any fine, or any part thereof, may be imprisoned in the City Jail of the City of Las Vegas, one day for each two dollars of said fine remaining unpaid.

Section 5. All Ordinances and parts of Ordinances in conflict with the provisions hereof are hereby repealed.

Section 6. If any of the provisions of this Ordinance or their application to any persons or circumstances shall be held to be invalid by any court of competent jurisdiction, it shall not be construed to invalidate the remaining provisions of this Ordinance or their application to other persons or circumstances.

Section 7. This Ordinance shall be in full force and effect upon its publication as in the next section provided, and final passage.

Section 8. 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 first reading and adoption, in the Las Vegas Evening Review-Journal, a daily newspaper published in the City of Las Vegas.

E. W. CRAGIN, Mayor.

ATTEST: HELEN SCOTT REED,

(SEAL) City Clerk.

The above and foregoing Ordinance was first proposed and read by title to the Board of City Commissioners on the 22nd day of March, 1948, and referred to the following committee composed of Commissioners Clark and Baskin for recommendation; thereafter the said committee reported favorably on said Ordinance on the 7th day of April, 1948, which was the next regular meeting of said Board of City Commissioners; that at said regular meeting held on the 7th day of April, 1948, the proposed ordinance was read in full to the Board of City Commissioners as first introduced and adopted by the following vote:

Voting "Aye": Commissioners BASKIN, MOORE, WHIPPLE AND HIS HONOR MAYOR CRAGIN.

Voting "Nay": NONE.

Absent: Commissioner CLARK.

APPROVED: E. W. CRAGIN, Mayor.

ATTEST: HELEN SCOTT REED,

(SEAL) City Clerk.