

1 **Bill No. 94-96**

2 Ordinance No 3863

3 AN ORDINANCE RELATING TO PEDESTRIAN OR VEHICULAR INTERFERENCE;  
4 REPEALING TITLE 10, CHAPTER 47 OF THE MUNICIPAL CODE OF THE CITY OF LAS  
5 VEGAS, NEVADA, 1983 EDITION; ADDING TO SAID TITLE A NEW CHAPTER 47 TO  
6 INCLUDE DEFINITIONS OF "AREA OPEN AND AVAILABLE FOR PEDESTRIAN OR  
7 VEHICULAR TRAVEL" AND "OBSTRUCT PEDESTRIAN OR VEHICULAR TRAFFIC";  
ESTABLISHING THE MISDEMEANOR OFFENSE OF PEDESTRIAN INTERFERENCE;  
PROVIDING PENALTIES THEREFOR; PROVIDING FOR OTHER MATTERS PROPERLY  
RELATED THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF  
ORDINANCES IN CONFLICT HEREWITH.

8 Sponsored by:

9 Mayor Jan Laverty Jones

Summary:

Repeals Chapter 47 of Title 10 of the  
Las Vegas Municipal Code and  
establishes a new misdemeanor offense  
for pedestrian or vehicular interference.

10 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES ORDAIN AS  
11 FOLLOWS:

12 SECTION 1: Title 10, Chapter 47 of the Municipal Code of the City of Las  
13 Vegas, Nevada, 1983 Edition, is hereby repealed in its entirety.

14 SECTION 2: Title 10 of the Municipal Code of the City of Las Vegas,  
15 Nevada, 1983 Edition, is hereby amended by adding thereto a new chapter, designated as Chapter  
16 47 and consisting of Sections 10 and 20, reading as follows:

17 **10.47.010** Definitions.

18 The following definitions apply in this Chapter:

19 (A) "Area open and available for pedestrian or vehicular travel" means an  
20 area generally visible to public view and includes alleys, bridges, buildings,  
21 driveways, parking lots, parks, pedestrian mall, plazas, sidewalks and  
22 streets open to the general public, including those that serve food or drink  
23 or provide entertainment, and the doorways and entrances to buildings or  
24 dwellings and the grounds enclosing them.

25 (B) "Obstruct pedestrian or vehicular traffic" means to walk, stand, lie, or  
26 place an object in such a manner as to block, obstruct, hinder, delay,

1 hamper or interfere with passage by another person or a vehicle, or to  
2 require another person or a driver of a vehicle to take evasive action to  
3 avoid physical contact.

4 (1) Any conduct "arguably protected" by the National Labor  
5 Relations Act is not included in this definition until or unless such  
6 conduct is determined to be unprotected pursuant to a decision of the  
7 National Labor Relations Board. "Arguably protected" as used  
8 herein has the same meaning as in San Diego Building and Trades  
9 Council v. Garmon, 359 U.S. 236, 79 S.Ct. 773 (1959).

10 **10.47.020** It is unlawful to intentionally obstruct pedestrian or vehicular traffic  
11 in an area open and available for pedestrian or vehicular traffic.

12 SECTION 3: Whenever in this ordinance any act is prohibited or declared to be  
13 an unlawful offense or a misdemeanor, or whenever in this ordinance the doing of any act is  
14 required or the failure to do any act is made or declared to be an unlawful offense or a  
15 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall  
16 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more  
17 than one thousand dollars (\$1,000) or by imprisonment for a term of not more than six months  
18 or by any combination of such fine and imprisonment. Any day of any violation of this ordinance  
19 shall constitute a separate offense.

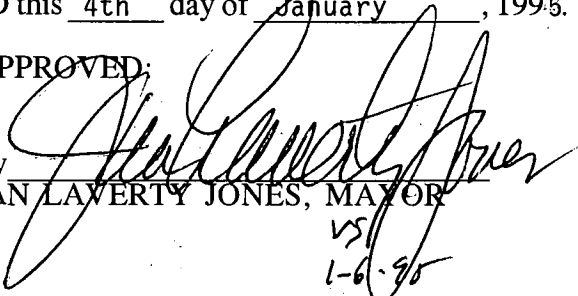
20 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause  
21 or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or  
22 invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the  
23 validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City  
24 Council of the City of Las Vegas hereby declares that it would have passed each section,  
25 subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that  
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1 any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be  
2 declared unconstitutional, invalid or ineffective.

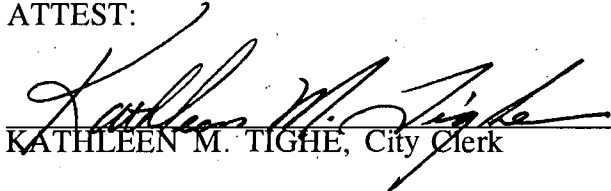
3 SECTION 5: All ordinances or parts of ordinances, sections, subsections,  
4 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las  
5 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

6 PASSED, ADOPTED and APPROVED this 4th day of January, 1995.

7 APPROVED:

8  
9 By   
10 JAN LAVERTY JONES, MAYOR  
11 vs  
12 1-6-95

13 ATTEST:

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15 KATHLEEN M. TIGHE, City Clerk  
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1 The above and foregoing ordinance was first proposed and read by title to the City Council  
2 on the 7th day of December, 1994, and referred to the following committee composed of  
3 Full Council for recommendation; thereafter the said committee reported favorably on said  
4 ordinance on the 4th day of January, 1995, which was a regular meeting of said Council;  
5 that at said regular meeting, the proposed ordinance was read by title to the City Council  
6 as first introduced and adopted by the following vote:

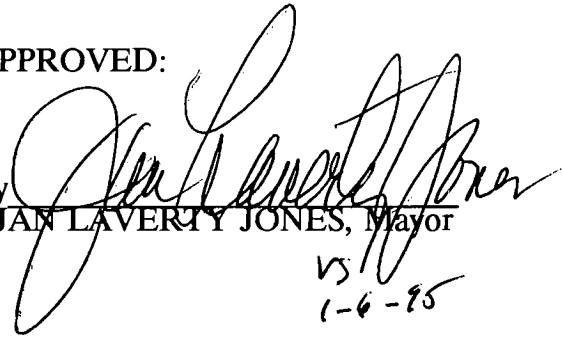
7 VOTING "AYE": Councilmen Adamsen, Higginson, Hawkins Jr. and Brass

8 VOTING "NAY": NONE

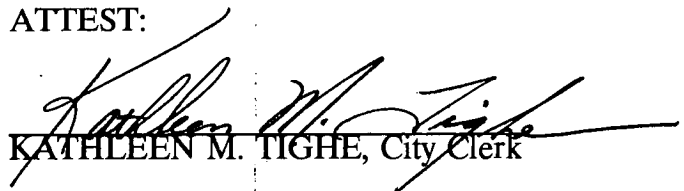
9 ABSENT: Mayor Jones

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APPROVED:

By   
JAN LAVERTY JONES, Mayor  
VS  
1-6-95

ATTEST:

  
KATHLEEN M. TIGHE, City Clerk

RECEIVED  
CITY CLERK

<sup>Jan 25 9 18 AM '95</sup>  
**AFFIDAVIT OF PUBLICATION**

**PASTE CLIPPING HERE**

BILL NO. 94-96  
ORDINANCE NO. 3863

AN ORDINANCE RELATING TO PEDESTRIAN OR VEHICULAR INTERFERENCE; REPEALING TITLE 10, CHAPTER 47 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1993 EDITION; ADDING TO SAID TITLE A NEW CHAPTER 47 TO INCLUDE DEFINITIONS OF "AREA OPEN AND AVAILABLE FOR PEDESTRIAN OR VEHICULAR TRAVEL" AND "OBSTRUCT PEDESTRIAN OR VEHICULAR TRAFFIC"; ESTABLISHING THE MISDEMEANOR OFFENSE OF PEDESTRIAN INTERFERENCE; PROVIDING PENALTIES THEREFOR; PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERE TO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:  
Mayor Jon Lovervy Jones  
SUMMARY: Repeals Chapter 47 of Title 10 of the Las Vegas Municipal Code and establishes a new misdemeanor offense for pedestrian or vehicular interference.  
The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of December, 1994, and referred to the following committee composed of Full Council for recommendation; thereafter the said committee reported favorably on said ordinance on the 4th day of January, 1995, 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" Councilmen Adamsen, Higginson, Hawkins Jr., and Brass  
VOTING "NAY" NONE  
EXCUSED Mayor Jones  
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: January 7, 1995  
Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

BARBARA CARR, being first duly sworn, deposes and says:

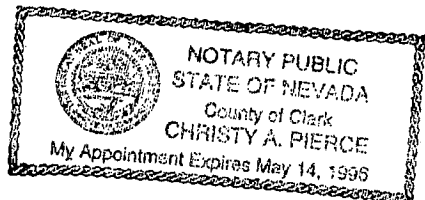
That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JANUARY 7, 1995 to JANUARY 7, 1995, on the following days:

JANUARY 7, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 9 day of January, 19 95

Christy A. Pierce  
Notary Public



# AFFIDAVIT OF PUBLICATION

Dec 29 4 43 PM '94

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CITY CLERK

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BILL NO. 94-96

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Sponsored by:  
Mayor Jan Lavery Jones  
Summary: Repeals Chapter 47 of Title 10 of the Las Vegas Municipal Code and establishes a new misdemeanor offense for pedestrian or vehicular interference.

At a City Council meeting  
DECEMBER 7, 1994  
BILL NO. 94-96 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Full Council

COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: December 22, 1994  
Los Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

BARBARA CARR, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of DECEMBER 22, 1994 to DECEMBER 22, 1994, on the following days:

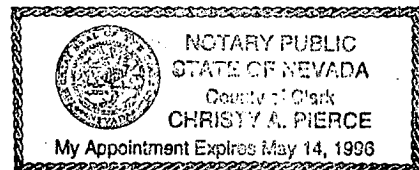
DECEMBER 22, 1994

Signed: Barbara Carr

Subscribed and sworn to before me this

22 day of December, 19 94

Christy A. Pierce  
Notary Public



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CITY CLERK

JAN 25 9 49 AM '95

# AFFIDAVIT OF PUBLICATION

**PLACE OR PRINT NAME AND ADDRESS HERE**

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SPONSORED BY:  
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SUMMARY: Repeals Chapter 47 of Title 10 of the Las Vegas Municipal Code and establishes a new misdemeanor offense for pedestrian or vehicular interference.

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VOTING "AYE" Councilmen Adamson, Higginson, Hawkins Jr., and Brass

VOTING "NAY" NONE  
EXCUSED Mayor Jones

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PUB: January 7, 1995  
Las Vegas Review-Journal

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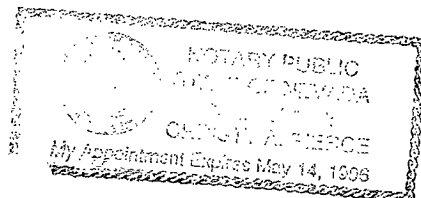
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JANUARY 7, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 7 day of January, 19 95

Johnnie L. Lewis  
Notary Public



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# AFFIDAVIT OF PUBLICATION

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CITY CLERK  
Dec 29 4 44 PM '94

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COUNTY OF CLARK) SS:

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DECEMBER 22, 1994

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Signed: Barbara Carr

Subscribed and sworn to before me this 22 day of December, 19 94

Christy Pierce  
Notary Public

