

1 FIRST AMENDMENT

2 Bill No. 97-52

3 Ordinance No. 5002

4 AN ORDINANCE RELATING TO VEHICLES; AMENDING TITLE 11, CHAPTER 22, OF
5 THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION BY ADDING A
6 NEW SECTION 55 TO PROHIBIT GENERALLY THE USE OF ENGINE COMPRESSION
7 BRAKES WITHIN THE CITY LIMITS; PROVIDING PENALTIES FOR THE VIOLATION
HEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND
REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT
HEREWITH.

8 Sponsored by:
9 Councilman Arnie Adamsen

Summary: Prohibits generally the use of
engine compression brakes within the City.

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

12 SECTION 1: Title 11, Chapter 22, of the Municipal Code of the City of Las Vegas,
13 Nevada, 1983 Edition is hereby amended by adding a new section, designated as Section 55, reading
14 as follows:

15 **11.22.055:** It is unlawful for any person to use engine compression brakes or any similar braking
16 system while operating a vehicle, other than an emergency vehicle, within the City.

17 SECTION 2: Whenever in this ordinance any act is prohibited or is made or declared
18 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
19 required or the failure to do any act is made or declared to be unlawful or an offense or a
20 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
21 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
22 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
23 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

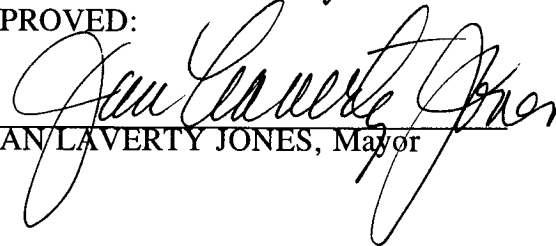
24 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause
25 or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or
26 invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the
27 validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City
28 Council of the City of Las Vegas, Nevada, hereby declares that it would have passed each section,

1 subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that
2 any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared
3 unconstitutional, invalid or ineffective.

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

7 PASSED, ADOPTED and APPROVED this 11th day of August, 1997.

8 APPROVED:

9
10 By 
11 JAN LAVERTY JONES, Mayor

12 ATTEST:


13 BARBARA JO RONEMUS, City Clerk

14 APPROVED AS TO FORM:

15 Val Steed 8-11-97
16 Date

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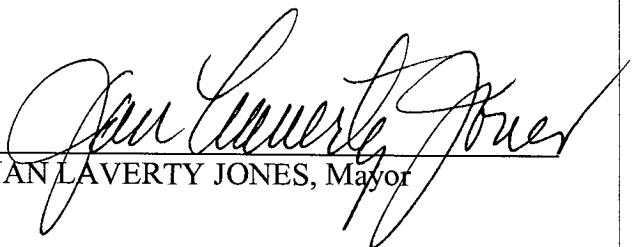
1 The above and foregoing ordinance was first proposed and read by title to the City Council on
2 the 14th day of July, 1997 and referred to the following committee composed of the
3 Councilmen McDonald and Brown for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 11th day of August, 1997 which was a regular meeting of
5 said Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as amended and adopted by the following vote:

7 VOTING "AYE": Councilmen Adamsen, McDonald, Reese and Brown


8 VOTING "NAY": NONE

9 ABSENT: Mayor Jones

10 APPROVED:

11 
12 JAN LAVERTY JONES, Mayor

13 ATTEST:

14 
15 BARBARA JO RONEMUS, City Clerk

2 Ordinance No. _____

3 AN ORDINANCE RELATING TO VEHICLES; AMENDING TITLE 11, CHAPTER 22, OF
4 THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION BY ADDING A
5 NEW SECTION 55 TO PROHIBIT THE USE OF ENGINE COMPRESSION BRAKES WITHIN
6 THE CITY LIMITS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING
7 FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL
8 ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

9 Sponsored by:
10 Councilman Arnie Adamsen

Summary: Prohibits the use of engine
compression brakes within the City.

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

13 SECTION 1: Title 11, Chapter 22, of the Municipal Code of the City of Las Vegas,
14 Nevada, 1983 Edition is hereby amended by adding a new section, designated as Section 55, reading
15 as follows:

16 **11.22.055:** It is unlawful for any person to use engine compression brakes or any similar braking
17 system while operating a vehicle within the City.

18 SECTION 2: Whenever in this ordinance any act is prohibited or is made or declared
19 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
20 required or the failure to do any act is made or declared to be unlawful or an offense or a
21 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
22 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
23 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
24 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

25 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause
26 or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or
27 invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the
28 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 section, subsection, subdivision, paragraph, sentence, clause or phrase be declared

1 unconstitutional, invalid or ineffective.

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

5 PASSED, ADOPTED and APPROVED this ____ day of _____, 1997.

6 APPROVED:

7
8 By _____
JAN LAVERTY JONES, Mayor

9 ATTEST:

10 BARBARA JO RONEMUS, City Clerk

11 APPROVED AS TO FORM:

12 Valstead 7-3-97
13 Date

14 The above and foregoing ordinance was first proposed and read by title to the City Council on the
15 ____ day of _____, 1997 and referred to the following committee composed of
16 _____ and _____

17 for recommendation; thereafter the said committee reported favorably on said ordinance on the
18 ____ day of _____, 1997, which was a _____ meeting of said Council; that
19 at said _____ meeting, the proposed ordinance was read by title to the City Council
20 as first introduced and adopted by the following vote:

21 VOTING "AYE": _____

22 VOTING "NAY": _____

23 ABSENT: _____

24 APPROVED:

25
26 By _____
JAN LAVERTY JONES, Mayor

27 ATTEST:

28 BARBARA JO RONEMUS, City Clerk

AFFIDAVIT OF PUBLICATION

AUG 19 9 18 AM '97

RECORDED
CITY CLERK

PASTE CLIPPING HERE

BILL NO 97-52

AN ORDINANCE RELATING TO VEHICLES, AMENDING TITLE 11, CHAPTER 22, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION BY ADDING A NEW SECTION 55 TO PROHIBIT THE USE OF ENGINE COMPRESSION BRAKES WITHIN THE CITY LIMITS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH

SPONSORED BY Councilmen Arnie Adamsen
SUMMARY: Prohibits the use of engine compression brakes within the City.
At a City Council meeting July 14, 1997
BILL NO 97-52 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE. Councilmen McDonald and Brown 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: July 31, 1997
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

MAUREEN MELCHIORI _____, 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 JULY 31, 1997 to JULY 31, 1997, on the following days:

JULY 31, 1997

Signed: Maureen Melchiori

Subscribed and sworn to before me this 31 day of July, 1997

Peggy D. Barron

Notary Public



PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1998

AFFIDAVIT OF PUBLICATION

RECORDED
CITY CLERK
AUG 20 10 06 AM '97

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FIRST AMENDMENT
BILL NO. 97-52
ORDINANCE NO. 5002

AN ORDINANCE RELATING TO VEHICLES; AMENDING TITLE 11, CHAPTER 22 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION BY ADDING A NEW SECTION 55 TO PROHIBIT GENERALLY THE USE OF ENGINE COMPRESSION BRAKES WITHIN THE CITY LIMITS, PROVIDING PENALTIES FOR THE VIOLATION HEREOF, PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH

SPONSORED BY Councilman Arnie Adamsen
SUMMARY: Prohibits generally the use of engine compression brakes within the City
The above and foregoing ordinance was first proposed and read by title to the City Council on the 14th day of July, 1997, and referred to the following committee composed of Councilmen McDonald and Brown for recommendation, thereafter the said committee reported favorably on said ordinance on the 11th day of August, 1997 which was a regular meeting of said City Council, and that of said regular meeting the proposed ordinance was read by title to the City Council as amended adopted by the following vote
VOTING "AYE" Councilmen Adamsen, McDonald, Reese and Brown
VOTING "NAY" NONE
ABSENT Mayor Jones
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 300 EAST STEWART AVENUE, LAS VEGAS, NEVADA
PUB: August 14, 1997
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

MAUREEN MELCHIORI, 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 AUGUST 14, 1997 to AUGUST 14, 1997, on the following days:

AUGUST 14, 1997

Signed: Maureen Melchiori

Subscribed and sworn to before me this 14th day of August, 19 97

Dianne Vitti
Notary Public



DIANA VITTI
Notary Public - Nevada
My appt. exp. Sep. 11, 2000
No. 96-4393-1

AFFIDAVIT OF PUBLICATION

RECEIVED
 CLERK OF COURT
 AUG 20 10 06 AM '97

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FIRST AMENDMENT
 BILL NO 97-52
 ORDINANCE NO 5092

AN ORDINANCE RELATING TO VEHICLES, AMENDING TITLE 11, CHAPTER 22 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION BY ADDING A NEW SECTION 55 TO PROHIBIT GENERALLY THE USE OF ENGINE COMPRESSION BRAKES WITHIN THE CITY LIMITS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH

SPONSORED BY: Councilman Arnie Adamson
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 VOTING "AYE" Councilmen Adamson, McDonald, Reese and Brown
 VOTING "NAY" NONE
 ABSENT Mayor Jones
 COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 300 EAST STEWART AVE NVE, LAS VEGAS, NEVADA
 PUB: August 14, 1997
 Las Vegas Review-Journal

STATE OF NEVADA)
 COUNTY OF CLARK) SS:

MAUREEN MELCHIORI, being first duly sworn, deposes and says:

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AUGUST 14, 1997

Signed: Maureen Melchiori

Subscribed and sworn to before me this 14th day of August, 1997

Diana Vitti
 Notary Public



DIANA VITTI
 Notary Public - Nevada
 My appt. exp. Sep. 11, 2000
 No. 96-4393-1



AFFIDAVIT OF PUBLICATION

RECEIVED
 CITY CLERK
 AUG 19 1997

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BILL NO. 97-52
 AN ORDINANCE RELATING TO VEHICLES; AMENDING TITLE 11, CHAPTER 22, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION BY ADDING A NEW SECTION 55 TO PROHIBIT THE USE OF ENGINE COMPRESSION BRAKES WITHIN THE CITY LIMITS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.
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 PUB: July 31, 1997
 Las Vegas Review-Journal

STATE OF NEVADA)
 COUNTY OF CLARK) SS:

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Subscribed and sworn to before me this 31 day of July, 1997
Peggy D. Barron

Notary Public



PEGGY D. BARRON
 Notary Public - Nevada
 Clark County
 My appt. exp. Feb. 17, 1998



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