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FIRST AMENDMENT

BILL NO. 91-25

Ordinance No. 3582

AN ORDINANCE RESTRICTING OUTSIDE WATER USAGE FROM A PUBLIC WATER SYSTEM FOR THE PURPOSE OF IRRIGATION FROM THE HOURS OF 12:00 NOON TO 7:00 P.M. FROM MAY 1ST UNTIL OCTOBER 1ST OF EACH YEAR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:	Summary: An Ordinance Restricting
Mayor Ron Lurie	Outside Watering During Designated
	Months of the Year and Designated
	Times of the Day

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

SECTION 1: Title 14, Chapter 8, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto new sections which shall read as follows:

14.08.130: For the purpose of this chapter, the following terms, phrases, words, and their derivations shall have the following meanings:

(A) "Customer" refers to any person who is an owner, occupant, or user of real property to which water is supplied by a public water system. "Customer" shall also refer to any person who uses water supplied by a public water system, or to any person who is billed for the supply of water from a public water system, or to any person who is responsible for or otherwise has the right or permission to utilize the supply of water provided by a public water system.

...

1 (B) "Hand watering" refers to the use or application of
2 water by a customer or any person through a hose
3 connected to a piping system while such hose is
4 hand held by an individual and such water is sporadically
5 used for any exterior purpose or is otherwise
6 expended outside any dwelling, building or
7 structure.

8 (C) "Irrigate" means to apply or to expend water onto
9 land whether by channels, by flooding, by
10 sprinkling, or any other means whatsoever.

11 (D) "Person" means any natural person, any group of
12 persons, any firm, partnership, association, corporation,
13 company, or any other organization or
14 entity.

15 (E) "Public water system" refers to any network of
16 pipes, conduits, wells, machinery, reservoirs,
17 holding tanks, and any other components, including
18 any combination thereof, which supplies water to
19 customers who are charged a fee of any kind or
20 nature for such service or which is designed to
21 supply water or is capable of supplying water to
22 customers for a fee at two or more dwellings,
23 buildings, structures, or lots.

24 (F) "Wastewater" means treated effluent from any sewer
25 treatment plant operated by a governmental or private
26 entity.

27 (G) "Water" refers to all water, including wastewater,
28 supplied to any customer who uses water.

29 14.08.140: From May 1st until October 1st of each calendar year
30 from the hours of 12:00 noon until 7:00 p.m. it is
31 unlawful for any customer of a public water system to
32 use water within the City of Las Vegas for the purpose

1 of irrigating, regardless of method, exterior lawns,
2 gardens, trees, grass, shrubbery, or other vegetation
3 except as provided in 14.08.150.

4 14.08.150: The provisions of 14.08.140 do not apply to:

- 5 (A) Hand watering;
- 6 (B) Irrigation of new lawns, for a period of thirty
7 (30) days from planting or the date of installation;
- 8 (C) Irrigation by commercial gardens or plant nurseries
9 licensed in accordance with Title 6 of the Las
10 Vegas Municipal Code provided the licensee or his
11 representative are personally on the premises at
12 the time watering is taking place.

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

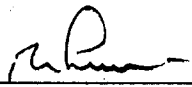
25 SECTION 3: Whenever in this ordinance any act is pro-
26 hibited or is made or declared to be unlawful or an offense or a
27 misdemeanor, or whenever in this ordinance the doing of any act
28 is required or the failure to do any act is made or declared to
29 be unlawful or an offense or a misdemeanor, the doing of any such
30 prohibited act or the failure to do any such required act shall
31 constitute a misdemeanor and upon conviction thereof, shall be
32 punished by a fine of not more than \$1,000.00 or by imprisonment

1 for a term of not more than six months, or by any combination of
2 such fine and imprisonment. Any day of any violation of this
3 ordinance shall constitute a separate offense.

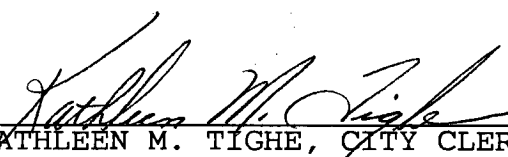
4 SECTION 4: All ordinances or parts of ordinances, sec-
5 tions, subsections, phrases, sentences, clauses or paragraphs
6 contained in the Municipal Code of the City of Las Vegas, Nevada,
7 1983 Edition, in conflict herewith are hereby repealed.

8 PASSED, ADOPTED and APPROVED this 5th day of
9 June, 1991.

10 APPROVED:

11
12 By 
13 RON LURIE, MAYOR OK 6-7-91 RAW

14 ATTEST:

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16 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 1st day of May,
3 1991, and referred to the following committee composed of
4 Mayor Lurie and
5 Councilman Higginson for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the 5th
7 day of June, 1991, 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 amended and
10 adopted by the following vote:

11 VOTING "AYE" : Councilmen Adamsen, Higginson, Nolen and Mayor Lurie

12 VOTING "NAY" : NONE

13 ABSENT: WARD ONE - VACANT

14
15 APPROVED:

16
17 By 

RON LURIE, MAYOR OK 6-7-91 RLW

18 ATTEST:

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21 Kathleen M. Tighe, City Clerk

SEE FIRST AMENDMENT

BILL NO. 91-25

Ordinance No. _____

AN ORDINANCE RESTRICTING OUTSIDE WATER USAGE FROM A PUBLIC WATER SYSTEM FOR THE PURPOSE OF IRRIGATION FROM THE HOURS OF 12:00 NOON TO 7:00 P.M. FROM MAY 1ST UNTIL OCTOBER 1ST OF EACH YEAR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Mayor Ron Lurie

Summary: An Ordinance Restricting
Outside Watering During Designated
Months of the Year and Designated
Times of the Day

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

SECTION 1: Title 14, Chapter 8, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto new sections which shall read as follows:

14.08.130: For the purpose of this chapter, the following terms, phrases, words, and their derivations shall have the following meanings:

(A) "Customer" refers to any person who is an owner, occupant, or user of real property to which water is supplied by a public water system. "Customer" shall also refer to any person who uses water supplied by a public water system, or to any person who is billed for the supply of water from a public water system, or to any person who is responsible for or otherwise has the right or permission to utilize the supply of water provided by a public water system.

(B) "Hand watering" refers to the use or application of water by a customer or any person through a hose connected to a piping system while such hose is hand held by an individual and such water is spora-

1 dically used for any exterior purpose or is other-
2 wise expended outside any dwelling, building or
3 structure.

4 (C) "Irrigate" means to apply or to expend water onto
5 land whether by channels, by flooding, by
6 sprinkling, or any other means whatsoever.

7 (D) "Person" means any natural person, any group of
8 persons, any firm, partnership, association, cor-
9 poration, company, or any other organization or
10 entity.

11 (E) "Public water system" refers to any network of
12 pipes, conduits, wells, machinery, reservoirs,
13 holding tanks, and any other components, including
14 any combination thereof, which supplies water to
15 customers who are charged a fee of any kind or
16 nature for such service or which is designed to
17 supply water or is capable of supplying water to
18 customers for a fee at two or more dwellings,
19 buildings, structures, or lots.

20 (F) "Wastewater" means treated effluent from any sewer
21 treatment plant operated by a governmental or pri-
22 vate entity.

23 (G) "Water" refers to all water, including wastewater,
24 supplied to any customer who uses water.

25 14.08.140: From May 1st until October 1st of each calendar year
26 from the hours of 12:00 noon until 7:00 p.m. it is
27 unlawful for any customer of a public water system to
28 use water within the City of Las Vegas for the purpose
29 of irrigating, regardless of method, exterior lawns,
30 gardens, trees, grass, shrubbery, or other vegetation
31 except as provided in 14.08.150.

32 14.08.150: The provisions of 14.08.140 do not apply to:

1 (A) Hand watering;

2 (B) Irrigation of new lawns, for a period of thirty
3 (30) days from planting or the date of installation
4 provided the lawn was planted or installed prior to
5 June 1st of the then current calendar year;

6 (C) Irrigation by commercial gardens or plant nurseries
7 licensed in accordance with Title 6 of the Las
8 Vegas Municipal Code provided the licensee or his
9 representative are personally on the premises at
10 the time watering is taking place.

11 SECTION 2: If any section, subsection, subdivision
12 paragraph, sentence, clause or phrase in this ordinance or any
13 part thereof, is for any reason held to be unconstitutional or
14 invalid or ineffective by any court of competent jurisdiction,
15 such decision shall not affect the validity or effectiveness of
16 the remaining portions of this ordinance or any part thereof.
17 The City Council of the City of Las Vegas, Nevada, hereby
18 declares that it would have passed each section, subsection, sub-
19 division, paragraph, sentence, clause or phrase thereof,
20 irrespective of the fact that any one or more sections, subsec-
21 tions, subdivisions, paragraphs, sentences, clauses or phrases be
22 declared unconstitutional, invalid or ineffective.

23 SECTION 3: Whenever in this ordinance any act is pro-
24 hibited or is made or declared to be unlawful or an offense or a
25 misdemeanor, or whenever in this ordinance the doing of any act
26 is required or the failure to do any act is made or declared to
27 be unlawful or an offense or a misdemeanor, the doing of any such
28 prohibited act or the failure to do any such required act shall
29 constitute a misdemeanor and upon conviction thereof, shall be
30 punished by a fine of not more than \$1,000.00 or by imprisonment
31 for a term of not more than six months, or by any combination of
32 such fine and imprisonment. Any day of any violation of this

1 ordinance shall constitute a separate offense.

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

6 PASSED, ADOPTED and APPROVED this ____ day of
7 _____, 1991.

8 APPROVED:

9
10 By _____
11 RON LURIE, MAYOR

12 ATTEST:

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14 _____
KATHLEEN M. TIGHE, CITY CLERK
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The above and foregoing ordinance was first proposed
and read by title to the City Council on the _____ day of _____,
1991, and referred to the following committee composed of
_____ and
_____ for recommendation; thereafter the
said committee reported favorably on said ordinance on the _____
day of _____, 1991, which was a _____ meeting of
said Council; that at said _____ meeting, the proposed
ordinance was read by title to the City Council as first intro-
duced and adopted by the following vote:

VOTING "AYE" : _____
VOTING "NAY" : _____
ABSENT: _____

APPROVED:

By _____
RON LURIE, MAYOR

ATTEST:

Kathleen M. Tighe, City Clerk

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JUN 14 10 43 AM '91

AFFIDAVIT OF PUBLICATION

CITY CLERK

PASTE CLIPPING HERE

FIRST AMENDMENT
BILL NO. 91-25
Ordinance No. 3582

AN ORDINANCE RESTRICTING OUTSIDE WATER USAGE FROM A PUBLIC WATER SYSTEM FOR THE PURPOSE OF IRRIGATION FROM THE HOURS OF 12:00 NOON TO 7:00 P.M. FROM MAY 1ST UNTIL OCTOBER 1ST OF EACH YEAR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Mayor Ron Lurie
SUMMARY: An Ordinance Restricting Outside Watering During Designated Months of the Year and Designated Times of the Day.

The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 1st day of May, 1991; and referred to the following committee composed of Mayor Lurie and Councilman Higginson, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 5th day of June, 1991, which was a regular meeting of said City Council; that at said regular meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:

VOTING "AYE" Councilmen: Adamson, Higginson, Nolen and Mayor Lurie
VOTING "NAY" Councilmen: NONE
ABSENT: WARD ONE - VACANT

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: June 8, 1991
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

CHRISTY A. FERGUSON, 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 JUNE 8, 1991 to JUNE 8, 1991, on the following days:

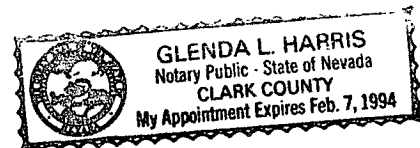
JUNE 8, 1991

Signed: Christy A. Ferguson

Subscribed and sworn to before me this

10 day of June, 1991

Glenda L. Harris
Notary Public



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MAY 23 10 23 AM '91

AFFIDAVIT OF PUBLICATION

CLERK

PASTE CLIPPING HERE

FIRST AMENDMENT
BILL NO. 91-25

AN ORDINANCE RESTRICTING OUTSIDE WATER USAGE FROM A PUBLIC WATER SYSTEM FOR THE PURPOSE OF IRRIGATION FROM THE HOURS OF 12:00 NOON TO 7:00 P.M. FROM MAY 1ST UNTIL OCTOBER 1ST OF EACH YEAR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
SPONSORED BY: Mayor Ron Lurie
SUMMARY: An Ordinance Restricting Outside Watering During Designated Months of the Year and Designated Times of the Day.
At a City Council meeting May 1, 1991
BILL NO. 91-25 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Mayor Lurie and Councilman Higginson
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: May 16, 1991
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

CHRISTY A. FERGUSON, 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 MAY 16, 1991 to MAY 16, 1991, on the following days:

MAY 16, 1991

Signed: Christy A. Ferguson

Subscribed and sworn to before me this 16th day of May, 1991

Maria C. Therien
Notary Public

MARIA C. THERIEN
Notary Public-State of Nevada
CLARK COUNTY
My Appointment Expires May 11, 1994

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AFFIDAVIT OF PUBLICATION

CITY CLERK

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FIRST AMENDMENT
Bill No. 91-25
Ordinance No. 252
AN ORDINANCE RESTRICTING
OUTSIDE WATER USAGE FROM A
PUBLIC WATER SYSTEM FOR THE
PURPOSE OF IRRIGATION FROM
THE HOURS OF 12:00 NOON TO 7:00
P.M. FROM MAY 1ST UNTIL OCTO-
BER 1ST OF EACH YEAR; PROVID-
ING FOR OTHER MATTERS PROP-
ERLY RELATING THERETO;
PROVIDING PENALTIES FOR THE
VIOLATION HEREOF; AND RE-
PEALING ALL ORDINANCES OR
PARTS OF ORDINANCES IN CON-
FLICT HEREWITH.
SPONSORED BY:
Mayor Ron Lurie
SUMMARY: An Ordinance Restricting
Outside Watering During Designated
Months of the Year and Designated
Times of the Day.
The above and foregoing amended ordi-
nance was first proposed and read by
title to the City Council on the 1st day of
May, 1991, and referred to the following
committee composed of Mayor Lurie
and Councilman Higginson, for recom-
mendation; thereafter, the said com-
mittee reported favorably on said
amended ordinance on the 3rd day of
June, 1991, which was a regular meet-
ing of said City Council; that at said
regular meeting the proposed ordi-
nance was read by title to the City
Council as amended and adopted by the
following vote:
VOTING "AYE" Councilmen: Adam-
sen, Higginson, Nolen and Mayor Lurie
VOTING "NAY" Councilmen: NONE
ABSENT: WARD ONE - VACANT
COPIES OF THE COMPLETE ORDI-
NANCE ARE AVAILABLE FOR PUB-
LIC INFORMATION IN THE OFFICE
OF THE CITY CLERK, 10TH FLOOR,
CITY HALL, 400 EAST STEWART AV-
ENUE, LAS VEGAS, NEVADA.
PUB: June 8, 1991
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

CHRISTY A. FERGUSON, 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 circu-
lated 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 JUNE 8, 1991
to JUNE 8, 1991, on the following
days:

JUNE 8, 1991

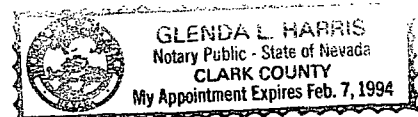
Signed:

Christy A. Ferguson

Subscribed and sworn to before me this

10 day of June, 1991

Glenda L. Harris
Notary Public



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MAY 23 10 23 AM '91

AFFIDAVIT OF PUBLICATION

CITY CLERK

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FIRST AMENDMENT
BILL NO. 91-25

AN ORDINANCE RESTRICTING
OUTSIDE WATER USAGE FROM A
PUBLIC WATER SYSTEM FOR THE
PURPOSE OF IRRIGATION FROM
THE HOURS OF 12:00 NOON TO 7:00
P.M. FROM MAY 1ST UNTIL OCTO-
BER 1ST OF EACH YEAR; PROVID-
ING FOR OTHER MATTERS PROP-
ERLY RELATING THERETO;
PROVIDING PENALTIES FOR THE
VIOLATION HEREOF; AND RE-
PEALING ALL ORDINANCES OR
PARTS OF ORDINANCES IN CON-
FLICT HEREWITH.

SPONSORED BY: Mayor Ron Lurie
SUMMARY: An Ordinance Restrict-
ing Outside Watering During Desig-
nated Months of the Year and Desig-
nated Times of the Day.

At a City Council meeting
May 1, 1991

BILL NO. 91-25 WAS READ BY
TITLE AND REFERRED TO REC-
OMMENDING COMMITTEE: Mayor
Lurie and Councilman Higginson
COPIES OF THE COMPLETE ORDI-
NANCE ARE AVAILABLE FOR
PUBLIC INFORMATION IN THE OF-
FICE OF THE CITY CLERK, 10TH
FLOOR, CITY HALL, 400 EAST
STEWART AVENUE, LAS VEGAS,
NEVADA.

PUB: May 16, 1991
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

CHRISTY A. FERGUSON, 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 circu-
lated 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 MAY 16, 1991
to MAY 16, 1991, on the following
days:

MAY 16, 1991

Signed: Christy A. Ferguson

Subscribed and sworn to before me this
16th day of May, 1991

Maria C. Thierien
Notary Public

MARIA C. THIERIEN
Notary Public-State of Nevada
CLARK COUNTY
My Appointment Expires May 11, 1994

