

FIRST AMENDMENT

ORDINANCE NO. 1553

AN ORDINANCE TO AMEND TITLE X, CHAPTER 21, SECTION 3, SUBSECTION (D) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1960 EDITION, BY DELETING PARAGRAPHS 5, 6, 7, AND 9 THEREOF; TO AMEND SECTION 5 OF SAID TITLE AND CHAPTER BY ADDING THERETO A NEW PARAGRAPH TO PROVIDE THAT NO CITATIONS OR COMPLAINTS SHALL BE DISMISSED BY ANY MAGISTRATE OF THE MUNICIPAL COURT UNLESS THE CITY ATTORNEY, IN WRITING, REQUESTS OR CONCURS SAID DISMISSAL, OR UNLESS SAID DISMISSAL OCCURS IN OPEN COURT; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

SECTION 1. Title X, Chapter 21, Section 3, Subsection (D) of the Municipal Code of the City of Las Vegas, 1960 Edition, is hereby amended by deleting Paragraphs 5, 6, 7, and 9 thereof.

SECTION 2. Title X, Chapter 21, Section 5 of said Municipal Code is hereby amended to read as follows:

10-21-5 WHEN COPY OF CITATION SHALL BE DEEMED A LAWFUL COMPLAINT:

In the event the form of citation provided under Section 10-21-1 includes information and is sworn to as required under the general laws of this State in respect to a complaint charging commission of the offense alleged in said citation to have been committed, then such citation when filed with a court having jurisdiction shall be deemed to be a lawful complaint for the purpose of prosecution under this Chapter. (1960 Code)

No citation or complaint shall be dismissed by any magistrate of the Municipal Court unless, in writing, the City Attorney requests or concurs in said dismissal or unless said dismissal is ordered after a motion to dismiss or a plea of not guilty is made in open court. The provisions of this paragraph shall apply to any and all citations and complaints and shall not be limited to those arising out of the traffic code.

SECTION 3. Any person, firm, or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the city jail for not more than six (6) months, or any

combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

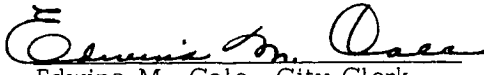
SECTION 4. All ordinances or parts of ordinances, sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, in conflict herewith, are hereby repealed.

PASSED, ADOPTED AND APPROVED this 5th day of January, 1972.

APPROVED:

  
ORAN K. GRAGSON, MAYOR

ATTEST:

  
Edwina M. Cole, City Clerk

The above and foregoing Ordinance was first proposed and read by title to the Board of Commissioners on the 17th day of November, 1971, and referred to the following committee composed of Commissioners Franklin and Coblentz for recommendation; thereafter the said committee reported favorably on said ordinance on the 5th day of January, 1972, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as amended and adopted by the following vote:

VOTING "AYE" COMMISSIONERS: Franklin, Morelli, Coblentz, Thornley and Mayor Gragson

VOTING "NAY" None ABSENT: None

APPROVED:

  
ORAN K. GRAGSON, MAYOR

ATTEST:

  
Edwina M. Cole, City Clerk

RECEIVED

JAN 17 10 04 AM '72

CITY CLERK

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS

Daniel J. Lyons 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 Two insertions from period of Jan 7 to Jan 14 inclusive, being the issue of said newspaper for the following dates, to wit:

January 7, 14, 1972

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

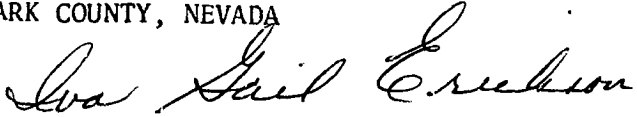
SIGNED


  
DANIEL J. LYONS

Subscribed and sworn to before me this 14 day of Jan, 1972.

FIRST AMENDMENT  
ORDINANCE NO. 1553  
AN ORDINANCE TO AMEND TITLE X, CHAPTER 21, SECTION 3, SUBSECTION (D) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1960 EDITION, BY DELETING PARAGRAPHS 5, 6, 7, AND 9 THEREOF; TO AMEND SECTION 5 OF SAID TITLE AND CHAPTER BY ADDING THERETO A NEW PARAGRAPH TO PROVIDE THAT NO CITATIONS OR COMPLAINTS SHALL BE DISMISSED BY ANY MAGISTRATE OF THE MUNICIPAL COURT UNLESS THE CITY ATTORNEY, IN WRITING, REQUESTS OR CONCURS SAID DISMISSAL, OR UNLESS SAID DISMISSAL OCCURS IN OPEN COURT; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.  
THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:  
SECTION 1. Title X, Chapter 21, Section 3, Subsection (D) of the Municipal Code of the City of Las Vegas, 1960 Edition, is hereby amended by deleting Paragraphs 5, 6, 7, and 9 thereof.  
SECTION 2. Title X, Chapter 21, Section 5 of said Municipal Code is hereby amended to read as follows:  
10-21-5  
WHEN COPY OF CITATION SHALL BE DEEMED A LAWFUL COMPLAINT: In the event the form of citation provided under Section 10-21-1 includes information and is sworn to as required under the general laws of this State in respect to a complaint charging commission of the offense alleged in said citation to have been committed, then such citation when filed with a court having jurisdiction shall be deemed to be a lawful complaint for the purpose of prosecution under this Chapter. (1960 Code)  
No citation or complaint shall be dismissed by any magistrate of the Municipal Court unless, in writing, the City Attorney requests or concurs in said dismissal or unless said dismissal is ordered after a motion to dismiss or a plea of not guilty is made in open court. The provisions of this paragraph shall apply to any and all citations and complaints and shall not be limited to those arising out of the traffic code.

NOTARY PUBLIC, IN AND FOR  
CLARK COUNTY, NEVADA



  
IVA GAIL ERICKSON  
Notary Public—State of Nevada  
COUNTY OF CLARK  
My Commission Expires April 8, 1975

SECTION 3. Any person, firm, or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the city jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 4. All ordinances, sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, in conflict herewith, are hereby repealed.

PASSED, ADOPTED AND APPROVED  
this 5th day of January, 1972.

APPROVED:

(s) Oran K. Gragson  
ORAN K. GRAGSON,  
Mayor

ATTEST:

(s) Edwina M. Cole  
EDWINA M. COLE,  
City Clerk  
(SEAL)

The above and foregoing Ordinance was first proposed and read by title to the Board of Commissioners on the 17th day of November, 1971, and referred to the following committee composed of Commissioners Franklin and Coblenz for recommendation; thereafter the said committee reported favorably on said ordinance on the 5th day of January, 1972, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as amended and adopted by the following vote:

VOTING "AYE" COMMISSIONERS:

Franklin, Morelli, Coblenz, Thornley and Mayor Gragson

VOTING "NAY" None.

ABSENT: None

APPROVED:

(s) Oran K. Gragson  
ORAN K. GRAGSON  
Mayor

ATTEST:

(s) Edwina M. Cole  
EDWINA M. COLE,  
City Clerk  
(SEAL)  
Jan. 7, 14, 1972.