

1 Bill No. 97-72

2 Ordinance No. 5017

3 AN ORDINANCE RELATING TO VEHICLES; AMENDING ORDINANCE NO. 5002 OF THE
4 CITY OF LAS VEGAS AND TITLE 11, CHAPTER 22, SECTION 55, OF THE MUNICIPAL
5 CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, TO CLARIFY THAT THE GENERAL
6 PROHIBITION ON THE USE OF ENGINE COMPRESSION BRAKES DOES NOT APPLY TO
7 VEHICLES THAT ARE EQUIPPED WITH OPERATIONAL MUFFLER AND EXHAUST
8 SYSTEMS WHICH COMPLY WITH FEDERAL AND STATE STANDARDS; AMENDING
9 ORDINANCE NO. 5011 OF THE CITY OF LAS VEGAS AND TITLE 11, CHAPTER 48,
SECTION 50, OF THE MUNICIPAL CODE TO CLARIFY THAT THE TIME RESTRICTIONS
ON THE MOVEMENT OF TRUCK TRAFFIC IN RESIDENCE DISTRICTS DOES NOT
AUTOMATICALLY APPLY TO TRUCK ROUTES; PROVIDING PENALTIES FOR THE
VIOLATION HEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING
THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN
CONFLICT HEREWITH.

10 Sponsored by:
11 Councilman Arnie Adamsen

Summary: Amends recent ordinances pertaining
to trucks to clarify 1) the prohibition on the use
of engine compression brakes and 2) the time
restrictions applicable to truck traffic in residence
districts.

12
13 SECTION 1: Section 1 of Ordinance No. 5002 of the City of Las Vegas, and Title 11,
14 Chapter 22, Section 55 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are
15 hereby amended so that Section 55 reads 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, other than an emergency vehicle, within the City[.], unless the
18 vehicle is equipped with an operational muffler and exhaust system which complies with Federal and
19 State noise emission standards.

20 SECTION 2: Section 1 of Ordinance No. 5011 of the City of Las Vegas, and Title 11,
21 Chapter 48, Section 50 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are
22 hereby amended so that Section 50 reads as follows:

23 **11.48.050:** No vehicle in excess of eight thousand pounds unladen weight shall be operated or
24 moved upon any street[, including a truck route,] (other than a truck route) in any residence district
25 between the hours of seven p.m. and six a.m.; provided, however, that the Department of Public
26 Works may, at its discretion, upon application in writing, issue a special permit in writing authorizing
27 the applicant to operate or move such vehicle between the hours of seven p.m. and six a.m. In issuing
28 such permit, the Department may impose such conditions thereon, such as routes to be followed, time

1 of operation or movement, or other matters, as it deems necessary or desirable.

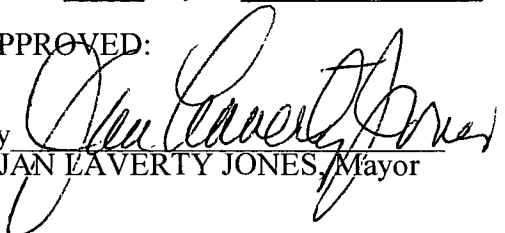
2 SECTION 3: Whenever in this ordinance any act is prohibited or is made or declared
3 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
4 required or the failure to do any act is made or declared to be unlawful or an offense or a
5 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
6 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
7 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
8 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

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

17 SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases,
18 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
19 1983 Edition, in conflict herewith are hereby repealed.

20 PASSED, ADOPTED and APPROVED this 13th day of October, 1997.

21 APPROVED:

22 By 
23 JAN LAVERTY JONES, Mayor

24 ATTEST:

25 
26 BARBARA JO RONEMUS, City Clerk

27 APPROVED AS TO FORM:

28  9-12-97
Date

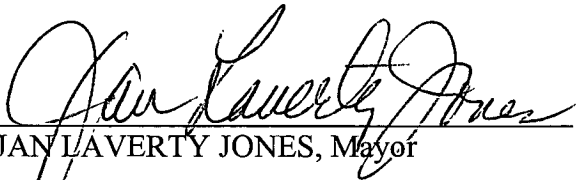
1 The above and foregoing ordinance was first proposed and read by title to the City Council on
2 the 22ND day of September, 1997 and referred to the following committee composed of
3 Councilmen Brown and Reese recommendation; thereafter the said committee reported favorably
4 on said ordinance on the 13th day of October, 1997 which was a regular meeting of said
5 Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as first introduced and adopted by the following vote:

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

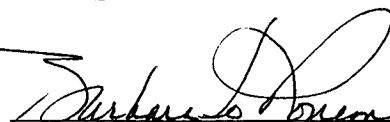
8 VOTING "NAY": NONE

9 ABSENT: Mayor Jones

10 APPROVED:

11 
12 JAN LAVERTY JONES, Mayor

13 ATTEST:

14 
15 BARBARA JO ROMEMUS, City Clerk

AFFIDAVIT OF PUBLICATION

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BILL NO 97-72

AN ORDINANCE RELATING TO VEHICLES; AMENDING ORDINANCE NO. 5002 OF THE CITY OF LAS VEGAS AND TITLE II, CHAPTER 22, SECTION 55, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, TO CLARIFY THAT THE GENERAL PROHIBITION ON THE USE OF ENGINE COMPRESSION BRAKES DOES NOT APPLY TO VEHICLES THAT ARE EQUIPPED WITH OPERATIONAL MUFFLER AND EXHAUST SYSTEMS WHICH COMPLY WITH FEDERAL AND STATE STANDARDS; AMENDING ORDINANCE NO. 5011 OF THE CITY OF LAS VEGAS AND TITLE II, CHAPTER 48, SECTION 50, OF THE MUNICIPAL CODE TO CLARIFY THAT THE TIME RESTRICTIONS ON THE MOVEMENT OF TRUCK TRAFFIC IN RESIDENCE DISTRICTS DOES NOT AUTOMATICALLY APPLY TO TRUCK ROUTES; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH

Sponsored by: Councilman
Arnie Adomson

Summary: Amends recent ordinances pertaining to trucks to clarify 1) the prohibition on the use of engine compression brakes and 2) the time restrictions applicable to truck traffic in residence districts

At a City Council meeting
SEPTEMBER 22, 1997

BILL NO. 97-72 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE
Councilmen Brown and Reese
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: October 2, 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 OCTOBER 2, 1997 to OCTOBER 2, 1997, on the following days:

OCTOBER 2, 1997

Signed: _____

Subscribed and sworn to before me this 2 day of Oct, 19 97

Peggy D. Barron
Notary Public



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

AFFIDAVIT OF PUBLICATION

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BILL NO 97-77
ORDINANCE NO 5017

AN ORDINANCE RELATING TO VEHICLES, AMENDING ORDINANCE NO 5002 OF THE CITY OF LAS VEGAS AND TITLE II, CHAPTER 22, SECTION 55, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, TO CLARIFY THAT THE GENERAL PROHIBITION ON THE USE OF ENGINE COMPRESSION BRAKES DOES NOT APPLY TO VEHICLES THAT ARE EQUIPPED WITH OPERATIONAL MUFFLER AND EXHAUST SYSTEMS WHICH COMPLY WITH FEDERAL AND STATE STANDARDS, AMENDING ORDINANCE NO 5011 OF THE CITY OF LAS VEGAS AND TITLE II, CHAPTER 48, SECTION 50, OF THE MUNICIPAL CODE TO CLARIFY THAT THE TIME RESTRICTIONS ON THE MOVEMENT OF TRUCK TRAFFIC IN RESIDENCE DISTRICTS DOES NOT AUTOMATICALLY APPLY TO TRUCK ROUTES, PROVIDING PENALTIES FOR THE VIOLATION HEREOF, PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH

SPONSORED BY Councilmen Arnie Adamsen

SUMMARY Amends recent ordinances pertaining to trucks to clarify 1) the prohibition on the use of engine compression brakes and 2) the time restrictions applicable to truck traffic in residence districts

The above and foregoing ordinance was first proposed and read by title to the City Council on the 22nd day of September, 1997, and referred to the following committee composed of Councilmen Brown and Reese for recommendation, thereafter the said committee reported favorably on said ordinance on the 13th day of October, 1997 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, 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, 151 FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA

WJB: October 15, 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 OCTOBER 15, 1997 to OCTOBER 15, 1997, on the following days:

OCTOBER 15, 1997

Signed:

Maureen Melchiori

Subscribed and sworn to before me this

15 day of Oct, 1997

Peggy D. Barron
Notary Public



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

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SPONSORED BY: Councilman Arnie Adamsen
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ABSENT Mayor Jones.
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 EAST STEWART AVE., LAS VEGAS, NEVADA.
PUB: October 15, 1997
Las Vegas Review-Journal

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Clark County
My appt. exp. Feb. 17, 1998



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Rev. 5/94

RJ-132A

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BILL NO. 97-72

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My appt. exp. Feb. 17, 1998



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