

1 Bill No. 82-56

2 ORDINANCE NO. 3009

3
4 AN ORDINANCE RELATING TO THE CONSTRUCTION OF OFF-SITE IMPROVEMENTS,
5 AMENDING TITLE XI, CHAPTER 2, SECTION 10, SUBSECTION (C) OF THE
6 MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, FOR
7 THE PURPOSE OF REDUCING FROM TWENTY-FIVE PERCENT (25%) TO TEN
8 PERCENT (10%) THE FUNDS REQUIRED TO BE ON DEPOSIT WITH A LOCAL
FINANCIAL INSTITUTION AS SECURITY FOR THE CONSTRUCTION OF THE
OFF-SITE IMPROVEMENTS; PROVIDING FOR OTHER MATTERS PROPERLY
RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF
ORDINANCES IN CONFLICT HEREWITH.

9 Sponsored by
10 COMMISSIONER PAUL J.
11 CHRISTENSEN

Summary: Reduces the percentage of
funds retained by the financial
institution until final completion
of the off-site improvements from
twenty-five percent (25%) to ten
percent (10%).

12
13 THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS,
14 NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

15 SECTION 1: Title XI, Chapter 2, Section 10, Subsection
16 (C) of the Municipal Code of the City of Las Vegas, Nevada, 1960
17 Edition, is hereby amended to read as follows:

18 11-2-10:

19 (C) The Department of Public Services shall make a determination
20 as to the approximate cost of the construction of the public
21 improvements which are to be accepted and prior to the
22 recording of the final map require the subdivider to submit
23 security for their construction in an amount, except as
24 provided in subsection (4) hereof, equal to the cost of
25 construction plus ten percent (10%) for contingencies. The
26 instruments of security or other agreements shall provide
27 for the securities duration, its manner of release and
28 provisions in the event of default. The security submitted
29 may be as follows:

- 30 1. A deposit of cash or approved government securities;
31 2. A surety bond issued by a surety company authorized to
32 do business in the State of Nevada in a form approved by the

1 City Attorney;

2 3. An agreement with a local financial institution which
3 provides generally that out of the funds loaned to the
4 subdivider for the construction of the subdivision, the
5 lending institution will require that sufficient funds to
6 complete the public improvements will be set aside and used
7 for that purpose and that the lending institution will main-
8 tain a [twenty five percent (25%)] ten percent (10%) retention
9 of the funds until the improvements are accepted by the
10 City; or

11 4. A first deed of trust which names the City as beneficiary
12 on real property located in or near the City and which is
13 accompanied by agreements by the trustor and subdivider by
14 which they contract with the City to provide the required
15 public improvements. The total cost of the improvements as
16 set forth in the agreements shall not exceed seventy percent
17 (70%) of the estimated market value of the property which
18 is the subject of the deed of trust.

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

31 SECTION 3: All ordinances or parts of ordinances,
32 sections, subsections, phrases, sentences, clauses or paragraphs

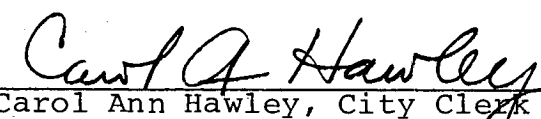
1 contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1960 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this 1st day of
4 September, 1982.

5 APPROVED:

6
7 
8 By WILLIAM H. BRIARE, Mayor

9 ATTEST:

10
11 
12 Carol Ann Hawley, City Clerk

1 The above and foregoing ordinance was first proposed and read by
2 title to the Board of Commissioners on the 18th day of August
3 , 1982, and referred to the following committee composed
4 of Commissioners Christensen and Levy
5 for recommendation; thereafter the said committee reported
6 favorably on said ordinance on the 1st day of September,
7 1982, which was a regular meeting of said Board;
8 that at said regular meeting, the proposed ordinance
9 was read by title to the Board of Commissioners as first
10 introduced and adopted by the following vote:

11
12 VOTING "AYE" Commissioners: Christensen, Levy, Lurie, Woofter & Mayor Briare

13 VOTING "NAY" Commissioners: None

14 ABSENT: None

15 APPROVED:

16 
17 WILLIAM H. BRIARE, Mayor
18

19 ATTEST:

20
21 
22 Carol Ann Hawley, City Clerk
23
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32

BILL NO. 82-56
 ORDINANCE NO. 3009
 AN ORDINANCE RELATING TO THE
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 PROVEMENTS AMENDING TITLE XI,
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 Sponsored by COMMISSIONER PAUL
 J. CHRISTENSEN
 Summary: Reduces the percentage of
 funds retained by the financial institution
 until final completion of the off-site im-
 proveMENTS from twenty-five percent
 (25%) to ten percent (10%).
 The above and foregoing ordinance was
 first proposed and read by title to the
 Board of Commissioners on the 18th
 day of August, 1982, and referred to
 the following committee composed of
 Commissioners Christensen and Levy
 for recommendation; thereafter the said
 committee reported favorably on said or-
 dinance on the 1st day of September,
 1982, 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
 first introduced and adopted by the fol-
 lowing vote.
 VOTING "AYE" Commissioners: Chris-
 tensen, Levy, Lurie, Woolter and Mayor
 Briare
 VOTING "NAY" Commissioners: None
 ABSENT None
 COPIES OF THE COMPLETE ORDI-
 NANCE ARE AVAILABLE FOR PUBLIC
 INFORMATION IN THE OFFICE OF THE
 CITY CLERK, 10TH FLOOR, CITY HALL,
 400 EAST STEWART AVENUE, LAS
 VEGAS, NEVADA.
 Pub: September 4, 1982
 Las Vegas SUN

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA,
COUNTY OF CLARK

{ ss.

Lorraine Johnson, being first duly sworn,

deposes and says: That he is Legal Clerk of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
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 1 time.

from September 4, 1982 to September 4, 1982

inclusive, being the issues of said newspaper for the following dates, to-wit:

September 4, 1982

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

Signed

Lorraine Johnson

Subscribed and sworn to before me this 4th
day of September, 1982

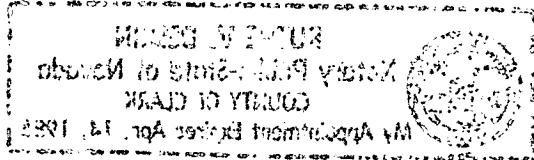
Ruth V. Deskin
 RUTH V. DESKIN
 Notary Public, State of Nevada
 COUNTY OF CLARK
 My Appointment Expires Apr. 14, 1985

My Commission Expires

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CITY CLERK



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AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

Bill No. 82-56
AN ORDINANCE RELATING TO THE
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Sponsored by
COMMISSIONER PAUL J.
CHRISTENSEN

Summary: Reduces the percentage of
funds retained by the financial institution
until final completion of the off-site im-
provements from twenty-five percent
(25%) to ten percent (10%).

At a Commission Meeting on August
18, 1982 BILL NO. 82-56 was read by
title and referred to Recommending
Committee: Commissioners Christensen
and Levy.

COPIES OF THE COMPLETE ORDI-
NANCE ARE AVAILABLE FOR PUBLIC
INFORMATION IN THE OFFICE OF THE
CITY CLERK, 10TH FLOOR, CITY HALL,
400 EAST STEWART AVENUE, LAS
VEGAS, NEVADA.

Pub: August 25, 1982
Las Vegas SUN

Lorraine Johnson, being first duly sworn,

deposes and says: That he is Legal Clerk of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
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 1 time.

from August 25, 1982 to August 25, 1982

inclusive, being the issues of said newspaper for the following dates, to-wit:

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

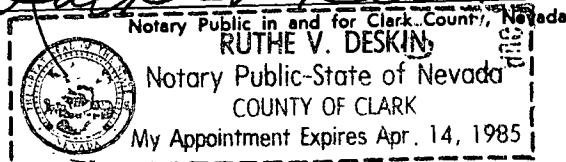
Signed

Lorraine Johnson

Subscribed and sworn to before me this 25th
day of August, 1982

Ruth V. Deskin

My Commission Expires



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CITY CLERK

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