

1 BILL NO. 82-59

2 ORDINANCE NO. 3012

3
4 AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT
5 DISTRICT NO. 442; ORDERING THE IMPROVEMENTS OF CERTAIN STREETS
6 AND PARTS THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF
SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN
RELATIVE TO SAID DISTRICT; AND PROVIDING FOR RELATED MATTERS.

7 Sponsored By: required by Intent of Bill: step
step procedure. requirement.

8
9 WHEREAS, the Board of Commissioners of the City of
10 Las Vegas, Nevada, has heretofore taken action preliminary to the
11 creation of Las Vegas, Nevada, Special Improvement District
12 No. 442, for the purpose of improving certain streets and parts
13 thereof, within that certain area of said City described in the
14 Provisional Order Resolution passed and approved on the 7th day
15 of July, 1982, and to defary the entire costs and expenses thereof
16 by special assessments, according to benefits, against the taxable
17 lots and premises in said District; and

18 WHEREAS, pursuant to Chapter 271 of Nevada Revised
19 Statutes, and the aforesaid Provisional Order Resolution, said
20 Board of Commissioners declared its determination to create the
21 District for the purpose of making said improvements, stating
22 therein the improvements, that the entire expense thereof shall
23 be paid by special assessments, and that the assessment is to be
24 made according to benefits, by apt description designating the
25 District, including the lands to be assessed and definitely
26 locating the improvements to be made within said District; and

27 WHEREAS, pursuant to said Resolution, said Board of
28 Commissioners directed the City Clerk of said City to give notice
29 of the estimates of the expense of the improvements and plats and
30 diagrams theretofore filed, and of the time and place of hearing
31 thereon, and said notice was given in the manner specified by the
32 laws of the State of Nevada and in accordance with the directions

1 contained in said resolution; and

2 WHEREAS, the manner of giving such notice by mail,
3 publication and posting was reasonably calculated to inform the
4 parties of the proceedings concerning the District which might
5 directly and adversely affect their legally protected interests;
6 and

7 WHEREAS, at said hearing with respect to Assessment Unit
8 No. I:

9 1. Two verbal protests were received amounting to
10 2.75% of assessable area.

11 2. The Board of City Commissioners having duly con-
12 sidered wach of said protests, determined it to be in the best
13 interest of said District, the City and the inhabitants thereof
14 to created said District as heretofore proposed.

15 3. The owners of less than one-half of the area to be
16 assessed filed written or verbal objections; and

17 WHEREAS, said Board of Commissioners has done all the
18 things necessary and preliminary to the creation of said Las Vegas,
19 Nevada, Special Improvement District No. 442, including, but not
20 necessarily limited to, the filing with the City Clerk by the City
21 Engineer of a revised and accurate estimate of the cost, plans,
22 assessment plat, specifications and map, and desires now to order
23 such improvements and work by this ordinance.

24 NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY
25 OF LAS VEGAS, NEVADA, DOES ORDAIN AS FOLLOWS:

26 SECTION 1. That said Board of Commissioners has de-
27 termined, and does hereby determine, that each and every protest
28 and objection filed or otherwise made in connection with Assess-
29 ment Unit No. I, of Las Vegas, Nevada, Special Improvement
30 District No. 442 (representing less than fifty percent (50%) of
31 the area to be assessed in said District) is without merit, and
32 that the same be, and hereby is overruled and finally passed

1 upon by said Board.

2 SECTION 2. That there shall be, and hereby is, created
3 an improvement district for the purpose of improving certain
4 streets and parts thereof within that certain area of said City
5 described in the Provisional Order Resolution passed and approved
6 on the 7th day of July, 1982, to include and be the same as the
7 areas designated in the aforesaid Provisional Order Resolution,
8 and said improvements be, and hereby are ordered.

9 SECTION 3. That the character and location of the
10 improvements and the boundaries of the District shall be in all
11 respects as set forth in the aforesaid Provisional Order Resolu-
12 tion (except to the extent inconsistent herewith) as more particu-
13 larly shown in the plats, diagrams, plans and specifications as
14 filed in the City Clerk's office prior to the adoption of said
15 Provisional Order Resolution, and as since remaining on file
16 therein.

17 The boundaries of the District, which include all the
18 lots and parcels to be assessed, shall be more particularly
19 described as follows:

20 Those portions of VEGA VERDE ADDITION as shown by map
21 thereof on file in Book 2 of Plats, Page 26 in the
22 Office of the County Recorder of Clark County, Nevada,
described as follows;

23 Lots 9 through 20 in Block 1 of said VEGA VERDA AD-
DITION.

24 Those portions of AMENDED VEGA VERDE TRACT 2 as shown
25 by map thereof on file in Book 2 of Plats, Page 59
26 in the Office of the County Recorder of Clark County,
Nevada, described as follows:

27 Lots 22 through 40 in Block 5; All of Block 6; all
of Block 7, all in said AMENDED VEGA VERDE TRACT 2.

28 The proposed improvements will result in no substantial
29 change in the existing street elevations or grades.

30 All persons interested are hereby advised that the plans,
31 plats, typical sections, preliminary estimates of cost, the de-
32 scription of the property to be assessed, the portion of the cost

1 to be assessed against there against and the maximum amount of
2 benefits estimated to be conferred on each piece or parcel of
3 property are on file in the Office of the City Clerk and may be
4 inspected by any property owner, or other interested persons,
5 during regular office hours.

6 SECTION 4. The amounts to be assessed shall be made
7 upon all lots and parcels of property benefitted proportionately
8 to the benefits received and shall be assessed against the property
9 abutting said improvements in Assessment Unit No. I on an area
10 basis, i.e., on the basis that each lot or parcel of property to
11 be assessed in each assessment unit shall be assessed a portion
12 of the aggregate dollar amount being levied against that par-
13 ticular entire assessment unit in the proportion that the area of
14 said lot or parcel bears to the area of all the assessable pro-
15 perty in such assessment unit, provided that the depth of a lot
16 or parcel in excess of 100 feet from the frontage facing the
17 improvements shall not be considered in computing the area of
18 such lot or parcel provided that in each assessment unit an
19 equitable adjustment will be made for assessments levied against
20 any irregular lots or parcels, so that the assessment according
21 to benefits are equal and uniform. The portion of the costs to
22 be assessed against, and the maximum amount of benefits to be
23 conferred upon each lot or parcel of property shall be as stated
24 in the aforesaid assessment plat.

25 Regardless of the basis used in apportioning assessments,
26 in the case of wedge or "V" or other irregularly shaped tracts,
27 an amount apportioned thereto shall be in proportion to the special
28 benefits to be derived.

29 SECTION 4. Except as shown on the plans and specifi-
30 cations now on file in the Office of the City Clerk, the character
31 of such improvements shall be more particularly as follows:

32 / / /

1 The improvements include the installation of street
2 lighting, consisting of 100 watt high pressure sodium luminaires
3 on steel poles with concrete bases and underground wiring on
4 Park Paseo, Eighth Place and Ninth Street from Franklin Avenue
5 to Park Paeso, to include the necessary installation, removal and
6 relocation of any and all utilities and appurtenances that are
7 necessary to complete same, as more particularly shown on the plats,
8 diagrams and plans of the work and the locality as filed in the
9 Office of the City Clerk.

10 SECTION 5. That all actions (not inconsistent with the
11 provisions of this ordinance) heretofore taken by the City of
12 Las Vegas, and the officers of said City, directed toward the
13 construction and installation of the improvements within said
14 Improvement District No. 442, toward the creation of said District
15 No. 442, and toward the levying and effecting of special assess-
16 ments to defray the cost thereof, be, and the same hereby are,
17 ratified, confirmed and approved.

18 SECTION 6. That all by-laws, orders, resolutions and
19 ordinances, or parts of by-laws, orders, resolutions and ordinances,
20 in conflict herewith are hereby repealed.

21 SECTION 7. That if any one or more sections, sentences,
22 clauses, or parts of this ordinance shall, for any reason, be
23 questioned or be held to be invalid, such judgment shall not
24 affect, impair, or invalidate the remaining provisions of this
25 ordinance, but shall be confined in its operation to the specific
26 sections, sentences, clauses, or parts of this ordinance in any
27 one or more instances shall not affect or prejudice in any way
28 the applicability and validity of this ordinance in any other
29 instance.

30 SECTION 8. That the City Clerk and Clerk of the Board
31 of Commissioners of the City of Las Vegas shall cause this
32 ordinance to be published once a week for two successive weeks

1 immediately following its final reading and adoption, in the
2 Las Vegas Sun, a daily newspaper published in and of general
3 circulation in said City, and this ordinance shall become
4 effective immediately following the second publication thereof.

5 PASSED, ADOPTED AND APPROVED this 15th day of September,
6 1982.

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RON LURIE, MAYOR, PRO-TEM

12
13 ATTEST:

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CAROL ANN HAWLEY, CITY CLERK

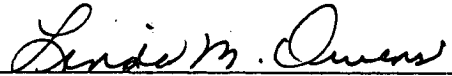
17 BY: LINDA M. OWENS, ACTING CITY CLERK
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1 The above and foregoing ordinance was first proposed and read by
2 title to the Board of Commissioners on the 1st day of September
3 _____, 1982, and referred to the following committee composed
4 of Commissioners Lurie and Levy
5 for recommendation; thereafter the said committee reported
6 favorably on said ordinance on the 15th 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 and Mayor Briare
13 VOTING "NAY" Commissioners: None
14 ABSENT: Commissioner Woofter

15
16 APPROVED:

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18 By 
19 Ron Lurie, Mayor Pro-Tem

20 ATTEST:
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22 
23 Carol Ann Hawley, City Clerk
24 BY: Linda M. Owens, Acting City Clerk
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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 8, 1982 to September 8, 1982

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

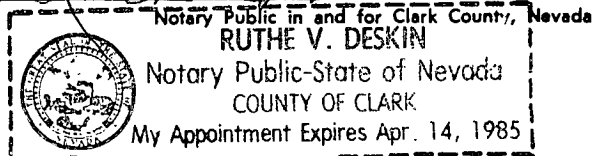
September 8, 1982

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 8th
day of September, 1982

My Commission Expires



BILL NO. 82-59
AN ORDINANCE CREATING LAS
VEGAS NEVADA'S SPECIAL IM-
PROVEMENT DISTRICT NO. 442, OR-
DERING THE IMPROVEMENTS OF
CERTAIN STREETS AND PARTS
THEREOF, PROVIDING FOR THE LEVY
AND COLLECTION OF SPECIAL AS-
SESSMENTS THEREFOR, RATIFYING
ACTION HERETOFORE TAKEN REL-
ATIVE TO SAID DISTRICT, AND PRO-
VIDING FOR RELATED MATTERS.
Sponsored By:
required by step procedure
intent of Bill requirements, step
At a Commission Meeting on September
1, 1982 BILL NO. 82-59 was read by
title and referred to Recommending
Committee Commissioners Lurie 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. September 8, 1982
Las Vegas SUN

RECEIVED

SEP 14 9 57 AM '82

CITY CLERK

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

LORRAINE JOHNSON

being first duly sworn,

LEGAL CLERK

deposes and says: That he is _____ 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 2 times.

from September 18, 1982 to September 25, 1982

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

September 18, 25, 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 25th
day of September, 1982

Ruth V. Deskin

Notary Public in and for Clark County, Nevada

RUTH V. DESKIN

Notary Public-State of Nevada
COUNTY OF CLARK

My Appointment Expires Apr. 14, 1985



My Commission Expires

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TIVE TO SAID DISTRICT; AND PRO-

VIDING FOR RELATED MATTERS.
Sponsored By: required by step
procedure.

Intent of Bill: step requirement.
The above and foregoing ordinance was
first proposed and read by title to the
Board of Commissioners on the 1st day
of September, 1982, and referred to
the following committee composed of
Commissioners Lurie and Levy for rec-
ommendation; thereafter the said com-
mittee reported favorably on said
ordinance on the 15th day of Septem-
ber, 1982, which was a regular meet-
ing of said Board; that at said regular meet-
ing, the proposed ordinance was read
by title to the Board of Commissioners
as first introduced and adopted by the
following vote.

VOTING "AYE" Commissioners: Chris-
tenson, Levy, Lurie and Mayor Briare
VOTING "NAY" Commissioners: None
ABSENT: Commissioner Woolter
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 18, 25 1982
Las Vegas SUN

RECEIVED

SEP 30 3 30 PM '82

CITY CLERK