

BILL NO. 2003-52

ORDINANCE NO. 5609

AN ORDINANCE TO ESTABLISH PARAMETERS FOR THE KEEPING OF CARRIER OR RACING PIGEONS WITHIN THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Mayor Oscar B. Goodman

Summary: Establishes parameters for the keeping of carrier or racing pigeons within the City.

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

SECTION 1: Title 7, Chapter 38, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 25, reading as follows:

7.38.125: "Carrier or racing pigeon" means a pigeon that is bred and kept for the purpose of demonstration or racing, is registered with a national pigeon registry or organization, and is identified as to ownership and registration by a stamp or a band.

SECTION 2: Title 7, Chapter 38, Section 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

7.38.050: (A) Except as otherwise provided in Subsection (B), [It] it is unlawful for any person to keep, or cause to be kept, on premises over which any such person may have control within the City:

[(A)] (1) Any poultry within three hundred fifty feet of any dwelling of another person unless such other person has filed with the Animal Control Officer a written, unrevoked consent authorizing the keeping of such poultry within three hundred fifty feet of the dwelling. In the case of pigeons, this distance shall be two hundred feet from any dwelling owned by another person unless such other person has filed with the Animal Control Officer a written, unrevoked consent authorizing the keeping of the pigeons within two hundred feet of the dwelling, in which case the number of pigeons shall be limited to twelve pair over the age of twelve months;

[(B)] (2) Any crowing rooster;

[(C)] (3) Any poultry or birds that are not, at all times, confined within a suitable

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1 outbuilding, coop, or enclosed runway[;] that is clean and free from offensive odors, animal wastes,
2 rodents, flies, or any other offensive or unwholesome condition; or

3 [(D)] (4) Any poultry within any dwelling house, basement, sub-basement, or
4 cellar[;].

5 (B) A person may keep up to a maximum of three hundred carrier or racing pigeons
6 if the use is approved under, and complies with, the provisions of Title 19. The pigeons must be
7 confined in accordance with Paragraph 3 of Subsection (A) of this Section except during limited
8 periods necessary for exercise, training or competition.

9 [(E) Any poultry or birds that are not, at all times, kept in an outbuilding, coop or
10 runway clean and free from offensive odors, animal wastes, rodents, flies, or any other offensive or
11 unwholesome condition.]

12 SECTION 3: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section
13 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to
14 allow the use "Keeping of Carrier or Racing Pigeons" in the U, R-A, R-E and R-D Zoning Districts
15 by means of Special Use Permit. In order to reflect that amendment, the "Rural & Animal-Related"
16 element of Table 2 is amended by adding thereto a new row pertaining to the use "Keeping of Carrier
17 or Racing Pigeons," reading as follows:

18

U	R-A	R-E	R-D	R-1	R-CL	R-2	R-3	R-4	R-5	R-MH	R-MHP	RURAL & ANIMAL RELATED
<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>									Keeping of Carrier or Racing Pigeons

19

20 SECTION 4: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
21 Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto at the appropriate location the
22 following term and its corresponding definition:

23 "Keeping of Carrier or Racing Pigeons" means the keeping of pigeons that are bred and kept for the
24 purpose of demonstration or racing, are registered with a national pigeon registry or organization, and
25 are identified as to ownership and registration by a stamp or a band.

26 SECTION 5: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
27 and 19.20.020 are deemed to be subchapters rather than sections.

28 SECTION 6: If any section, subsection, subdivision, paragraph, sentence, clause or

1 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
2 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
3 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
4 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
5 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
6 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
7 invalid or ineffective.

8 SECTION 7: Whenever in this ordinance any act is prohibited or is made or declared
9 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
10 required or the failure to do any act is made or declared to be unlawful or an offense or a
11 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
12 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
13 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
14 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

15 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
16 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
17 1983 Edition, in conflict herewith are hereby repealed.

18 PASSED, ADOPTED and APPROVED this 18 day of June, 2003.

19 APPROVED:

20 By 
21 OSCAR B. GOODMAN, Mayor

22 ATTEST:

23 
24 BARBARA J. RONEMUS, City Clerk

By: Beverly K. Bridges

25 APPROVED AS TO FORM: Chief Deputy City Clerk

26 Val Steed 5-8-03
27 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 21st day of May, 2003, and referred to a committee for recommendation; thereafter the committee
3 reported favorably on said ordinance on the 18th day of June, 2003, which was a regular meeting
4 of said Council; that at said regular meeting, the proposed ordinance was read by title to the City
5 Council as first read and adopted by the following vote:

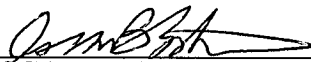
6 VOTING "AYE": Mayor Goodman, Councilmembers Reese, L. B. McDonald, Mack and
Moncrief

7 VOTING "NAY": None

8 EXCUSED: Councilmembers Brown and Weekly

9 ABSTAINED: None

10 APPROVED:

11
12 
13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 
16 BARBARA J. RONEMUS, City Clerk

17 By: Beverly K. Bridges
18 Chief Deputy City Clerk
19
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RECEIVED
CITY CLERK

AFFP DISTRICT COURT
Clark County, Nevada

2003 JUN 13 A 10:28

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

Donna Stark, being 1st duly sworn, deposes and says:

That she is the 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 attached for,

LV CITY CLERK
2796241

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1
edition(s) of said newspaper issued from 06/06/2003 to 06/06/2003, on
the following days: JUNE 6, 2003

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

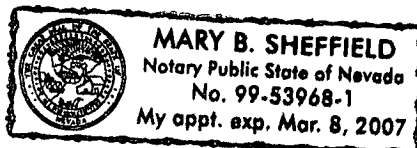
12

day of _____ 2003

June

Mary B. Sheffield

Notary Public



BILL NO. 2003-52

AN ORDINANCE TO ESTABLISH PARAMETERS FOR THE KEEPING OF CARRIER OR RACING PIGEONS WITHIN THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Oscar B. Goodman Summary: Establishes parameters for the keeping of carrier or racing pigeons within the City.

At the City Council meeting of MAY 21, 2003 BILL NO. 2003-52 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA. PUB: June 6, 2003 LV Review-Journal

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CITY CLERK

2003 JUN 27 A 11: 10

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

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LV CITY CLERK
2823330

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 06/21/2003 to 06/21/2003, on the following days: JUNE 21, 2003

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 21st day of May, 2003, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 18th day of June, 2003, 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": Mayor Goodman and Councilmembers Reese, McDonald, Mack and Moncrief
VOTING "NAY": NONE
EXCUSED: Councilman Brown
NOT VOTING: Councilman Weekly

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA. PUB: June 21, 2003 LV Review-Journal

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

24

day of _____ 2003

June

Mary B. Sheffield

Notary Public

