

ORDINANCE NO. 210
209.

AN ORDINANCE TO FIX, IMPOSE AND PROVIDE FOR THE COLLECTION OF A LICENSE TAX ON MOTOR PROPELLED VEHICLES OPERATED FOR HIRE, AND TO REGULATE THE OPERATION AND RUNNING OF THE SAME, WITHIN THE CITY OF LAS VEGAS; FIXING A PENALTY FOR THE VIOLATION OF ANY OF THE PROVISIONS OF THIS ORDINANCE; AND REPEALING ORDINANCE NO. 100 AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The Board of Commissioners of the City of Las Vegas do ordain as follows:

Section 1. Definition of Terms - Unless it appears from the context that a different meaning is intended, the following words shall have the meaning attached to them by this section:

(a) A "vehicle" shall mean and include any taxicab, pent service car or self-propelled motor vehicle employed in the business of carrying passengers for hire within the City of Las Vegas and not operated over fixed routes or between certain definite points.

(b) "Street" shall mean and include all avenues open to public travel and traffic within the City of Las Vegas.

(c) "Person" shall mean and include both the singular and plural, and embrace each and every person, firm, corporation or association of persons.

Section 2. Application for License - Any person desiring to engage in the business of operating or running a vehicle, as herein defined, within the City of Las Vegas shall file with the City Clerk a written application for a license so to do, which application shall set forth:

(a) The type of vehicle and the name under which the same is manufactured or sold, or commonly known;

(b) The horse-power thereof;

(c) The factory number thereof;

(d) The state, county, or city license number thereof;

(e) The seating capacity thereof according to its trade rating, or the actual seating capacity thereof in case the same has been altered, reconstructed, or privately built;

(f) The name of the owner, lessee, or person having the control thereof and the name and age of the person or persons to be in immediate charge thereof as operator or chauffeur;

(g) The hours of operation, or operating schedule to be maintained, and the tariff of fares to be charged for such service;

(h) That the operator or chauffeur is physically qualified to safely operate a vehicle, and has good sight and hearing;

(i) The signature of each applicant and of the person or persons to be in immediate charge of such vehicle as operator or chauffeur, as provided in subdivision (f) supra, shall be acknowledged before a Notary Public or some other officer or magistrate duly authorized to administer oaths.

FILE

Section 3. Security to be Furnished - Every person, firm association or corporation engaged in operating taxicabs, rent car service or any vehicle as herein defined, for hire in the City of Las Vegas shall furnish automobile liability policy for payment of damages by reason of personal injury or death to any person or persons of at least Five Thousand (\$5,000.00) Dollars, and for damage to property of at least Five Thousand (\$5,000.00) Dollars, resulting from any one accident.

When any person, firm, association or corporation is operating more than one (1) vehicle as herein defined for hire at any one time in the City of Las Vegas, the said owner shall furnish an additional automobile liability policy for each additional car operated.

Section 3b. Any person, firm, association or corporation operating any rent service known as drive-up-self service, wherein cars are rented to individuals to drive themselves, or any individual person renting his or her privately owned car to any individual to drive, shall post the same bond, insurance policy or security as herein provided for taxicabs or rent service cars, and for failure to do so will be guilty of a violation of this ordinance, and subject to the penalty thereof.

Automobile liability policy or policies furnished as herein provided shall be a motor vehicle liability policy of an insurance company authorized to transact business in the State of Nevada for the number of cars operated as herein provided.

Section 4. Presentation to Board of City Commissioners - It shall be the duty of the City Clerk to present the application and evidence of insurance as herein provided, to the Board of City Commissioners at its first meeting subsequent to such filing; and the Board of City Commissioners shall thereupon grant such license when it appears that all the terms, conditions and provisions of this ordinance made and prescribed have been met and fully complied with; and the Board of City Commissioners shall, before granting said license, approve or modify, and approve as modified, the operating schedule and tariff of fares; and the acceptance of such license shall be deemed an agreement by the person to whom it is granted to operate his vehicle, or vehicles upon said schedule, and for the said fares; and for failure so to do the license which may be in force shall be subject to revocation.

Section 5. City Clerk to Issue Licenses - Upon the Board of City Commissioners granting the license as hereinbefore provided, the City Clerk shall issue the same, upon the payment, in advance, of a license tax; as follows:

For each vehicle capable of seating ~~less than five~~ ^{not more than seven (7)} passengers, the sum of ~~Five Dollars~~ ^(\$ 5.00) Dollars per quarter;

For each vehicle capable of seating ~~five (5) and less than ten (10)~~ ^{not more than ten} passengers, the sum of ~~Five Dollars~~ ^(\$ 10.00) Dollars per quarter;

~~For each vehicle capable of seating ten (10) and less than fifteen (15) passengers, the sum of Five Dollars~~ ^{not more than} ~~Five Dollars~~ ^(\$ 15.00) Dollars per quarter;

For each vehicle capable of seating fifteen (15) and less than twenty (20) passengers, the sum of ~~Five Dollars~~ ^(\$ 20.00) Dollars per quarter;

For each vehicle capable of seating twenty (20) and less than twenty-five (25) passengers, the sum of _____ Dollars per quarter;

For each vehicle capable of seating twenty-five (25) or more passengers, the sum of _____ Dollars per quarter.

Section 6. Maintenance of Security - If, at any time, in the judgment of the Board of City Commissioners, the policy, or policies, of insurance, as herein provided, are not sufficient for any cause, the Board of City Commissioners may require the person to whom the license was issued to replace said policy or policies of insurance with another policy of insurance satisfactory to the Board of City Commissioners, and in default thereof, said license may be revoked.

Section 7. Certain Acts Unlawful - It shall be unlawful:

(a) To operate a vehicle, as herein defined, within the City of Las Vegas without having first obtained a license, provided the security as herein provided, and paid the prescribed tax therefor, as in this ordinance provided;

(b) To fail to display the state, county, or city license number of such vehicle;

(c) To permit passengers to ride on the running-boards or sit upon the doors of such vehicle, and to permit more than one person to ride with the operator or chauffeur;

(d) To operate any vehicle at a rate of speed in excess of that fixed by the laws of the State of Nevada and the ordinances of the City of Las Vegas;

(e) To fail to come to a full stop within twenty-five (25) feet of the nearest rail of any steam railroad when approaching the same, and to proceed across said railroad track without first determining that no engine, car or train is approaching in the direction of said vehicle.

(f) To alter the seating capacity of any vehicle so as to make the seating capacity thereof greater than is provided for by the license under which it is operated, without the consent of the Board of City Commissioners;

(g) To fail, refuse, or neglect to operate such vehicle in accordance with the designated tariff of fares and during the hours set forth in the application made for such vehicle license, except on Sundays and a reasonable time for going to and from meals, and in case of accidents, break-downs, or other casualties, or upon the surrender of said license.

Section 9. Revocation of License - Any license issued hereunder may be revoked by the Board of City Commissioners for any violation of the provisions of this ordinance for the failure to pay any judgment for damages arising from the unlawful or negligent operation of the vehicle for which such license was issued, or for violation of the traffic ordinances of the City of Las Vegas, or any laws of the State of Nevada, now or hereafter to be in force and effect.

Section 10. Provisions Separable - The holding or adjudication of any section or sections of this ordinance to be invalid shall not affect the remaining sections thereof, but all other such sections shall remain and be in full force and effect.

Section 11. Penalty - Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding Three Hundred (300) Dollars, or by imprisonment in the City jail of Las Vegas for not more than one hundred (100) days, or by both such fine and imprisonment.

Section 12. Separate Offenses - Each and every day's violation of the provisions of this ordinance by any operator, chauffeur or owner of any vehicle shall constitute a separate and distinct offense.

Section 13. Repealing Clause - All ordinances and parts of ordinances in conflict with this ordinance shall be, and the same are, hereby repealed, and particularly Ordinance No. 100.

Section 14. When to Take Effect - This ordinance shall take effect October 1st, 1934.

Section 15. The City Clerk is hereby authorized and directed to have this ordinance published in Las Vegas Review Journal a daily newspaper published in the City of Las Vegas, for a period of two weeks, that is to say: once a week.

Proposed, read aloud in full, and adopted this 6th day of July, 1934, by the following vote: Commissioners _____

Arnett - Marble - Houn
and His Honor, the Mayor voting aye. Noes, none.

Published in the Las Vegas Review Journal, a daily newspaper, published in the City of Las Vegas, Nevada, once a week for two weeks, to wit July 10th and July 17, 1934.

Read the second time and passed this 10th day of September, 1934, by the following vote: Commissioners _____

Arnett - Marble
and His Honor the Mayor voting aye. Noes, none.

Approved this 5 day of Sept, 1934.

W. T. ...
Mayor

ATTEST:
Vivian Burns
City Clerk

(City Seal)

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(f) The name of the owner, lessee,
 or person having the control thereof
 and the name and age of the person
 or persons to be in immediate charge
 thereof as operator or chauffeur;

(g) The hours of operation, or op-
 erating schedule to be maintained,
 and the tariff of fares to be charged
 for such service;

(h) That the operator or chauffeur
 is physically qualified to safely op-
 erate a vehicle, and has good sight and
 hearing; and the holder of a Nevada
 State operator's license;

(i) The signature of each applicant
 and of the person or persons to be in
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 Dollars, resulting from any one acci-
 dent.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }
 County of Clark, } ss.

Dick Lochrie

, being first duly sworn,

deposes and says: That he is **foreman** of the
LAS VEGAS EVENING REVIEW-JOURNAL, a daily newspa-
 per, 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

Two weeks
 from **July 10th** to **July 17th**

inclusive, being the issues of said newspaper for the following
 dates, to-wit: **July 10-17**
 That said newspaper was regularly issued and circulated on each
 of the dates above named.

Signed *Dick Lochrie*

Subscribed and sworn to before me this **26th**
 day of **July 1934**

W. H. Hallan
 Notary Public in and for Clark County, Nevada

My Commission Expires
Dec 28 1934

When any person, firm, association or corporation is operating more than one (1) vehicle as herein defined for hire at any one time in the City of Las Vegas, the said owner shall furnish an additional automobile liability policy for each additional car operated.

Section 3b. Any person, firm, association or corporation operating any rent service known as drive-up-self service, wherein cars are rented to individuals to drive themselves, or any individual person renting his or her privately owned car to any individual to drive, shall post the same bond, insurance policy or security as herein provided for taxicabs or rent service cars, and for failure to do so will be guilty of a violation of his ordinance, and subject to the penalty thereof.

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For each vehicle capable of seating not more than seven (7) passengers, the sum of Five (\$5.00) Dollars per quarter;

For each vehicle capable of seating not more than twelve (12) passengers, the sum of Ten (\$10.00) Dollars per quarter;

For each vehicle capable of seating not more than twenty (20) passengers, the sum of Fifteen (\$15.00) Dollars per quarter.

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revoked by the Board of City Commissioners for any violation of the provisions of this ordinance for the failure to pay any judgment for damages arising from the unlawful or negligent operation of the vehicle for which such license was issued, or for violation of the traffic ordinances of the City of Las Vegas, or any laws of the State of Nevada, now or hereafter to be in force and effect.

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Proposed, read aloud in full, and adopted this 6th day of July, 1934, by the following vote: Commissioners Arnett, Marble, Down and His Honor, the Mayor pro tem, voting aye. Noes, none.

Published in the Las Vegas Review-Journal, a daily newspaper, published in the City of Las Vegas, Nevada, once a week for two weeks, to wit: July 10, 1934, and July 17, 1934.

W. C. GERMAN,
Mayor Pro Tem.

Attest:
VIOLA BURNS,
City Clerk. July 10-17, 1934