

1 BILL NO. 84-27

2 ORDINANCE NO. 3119

3
4 AN ORDINANCE INCREASING THE MOTOR VEHICLE FUEL TAX IMPOSED WITHIN
5 THE CORPORATE BOUNDARIES OF THE CITY OF LAS VEGAS, NEVADA, IN THE
6 AMOUNT AND MANNER SPECIFIED HEREIN IF SUCH INCREASE IS APPROVED
7 BY THE VOTERS OF THE CITY OF LAS VEGAS, NEVADA; REFERRING THE
8 QUESTION OF SUCH INCREASE TO SUCH VOTERS; PROVIDING OTHER MATTERS
9 RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF
10 ORDINANCES IN CONFLICT HEREWITH

11 Sponsored by: Summary: Imposes an increase
12 Councilman Ron Lurie in the motor fuel tax authorized
13 by NRS 365.192 if such increase
14 is approved by the City voters.

15 THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, DOES
16 HEREBY ORDAIN AS FOLLOWS:

17 SECTION 1: This Ordinance shall be known and referred
18 to as the Optional Motor Fuel Tax Ordinance.

19 SECTION 2: Legislative Findings and Declarations. The
20 City Council of the City of Las Vegas, Nevada, having considered
21 the need to repair and maintain public roads, streets and alleys,
22 within said City finds and declares the following:

- 23 (1) That properly maintained public roads, streets and
24 alleys are necessary to the safe and efficient flow
25 of traffic within the City; and
26 (2) That it is therefore in the interests of the
27 residents and taxpayers of the City of Las Vegas
28 to have properly maintained public roads, streets
29 and alleys within the community; and
30 (3) That various public roads, streets and alleys
31 within the City are presently in need of repair and
32 maintenance in order to insure the safe and
efficient flow of traffic within the City; and
(4) That the revenues presently generated from the
Motor Vehicle Fuel Tax are unavailable to pay for
the cost and expense of repairing and maintaining

1 public roads, streets and alleys within the City.

2 SECTION 3: Authority, Purpose and Scope. This
3 Ordinance is enacted pursuant to the authority granted in
4 NRS 365.192. By the enactment of this Ordinance, the City
5 Council elects to participate in imposing and sharing the receipts
6 of the optional motor fuel tax authorized by that section.

7 SECTION 4: Definitions. The terms "dealer", "motor
8 vehicle fuel" and "retailer" shall have the same definitions as
9 given under Chapter 365 of the NRS.

10 SECTION 5: Imposition and Rate of Tax. This Ordinance,
11 in addition to any other excise tax previously levied on motor
12 vehicle fuel within the City, hereby imposes an additional excise
13 tax on the sale of motor vehicle fuel from dealers to retailers
14 within the City as permitted under the provisions of NRS 365.192.
15 The rate of the tax imposed herein is that proportion of one cent,
16 in hundreths of a cent, which the sum of the populations of the
17 governmental entities participating in the imposition of the optional
18 increase in the motor vehicle fuel tax bears to the entire popula-
19 tion of Clark County. In determining the rate of the tax, the
20 population of each participating governmental entity must be
21 stated as a percentage of the population of Clark County, rounded
22 to the nearest percentage point.

23 SECTION 6: Collection. The tax imposed herein must be
24 accounted for by each dealer as to Clark County and the City,
25 respectively, in which the motor vehicle fuel is sold to the
26 retailer and be collected in the manner provided by Chapter 365
27 of the NRS.

28 SECTION 7: Notification. Upon approval of this Ord-
29 inance as provided under Section 9 herein, the City shall
30 immediately notify the other eligible governmental entities in
31 Clark County and the Nevada Tax Commission for the State of
32 Nevada of such approval.

1 SECTION 8: Amendments. Any amendment to Chapter 365
2 of the NRS which relates to the tax imposed pursuant to this
3 Ordinance and becomes effective after the effective date of this
4 Ordinance shall automatically become a part of this Ordinance.

5 SECTION 9: Effective Date: This Ordinance shall be
6 submitted to the registered voters of the City at the general
7 election which will be held on November 6, 1984, for their
8 approval and shall become effective on January 1, 1985, if it
9 is approved by a majority of the voters who cast their ballots
10 on the matter at such election.

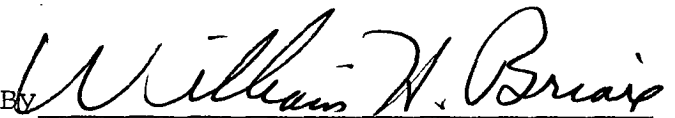
11 SECTION 10: If any section, subsection, subdivision,
12 paragraph, sentence, clause or phrase in this Chapter or any
13 part thereof, is for any reason held to be unconstitutional or
14 invalid or ineffective by any court of competent jurisdiction,
15 such decision shall not affect the validity or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

23 SECTION 11: All ordinances or parts of ordinances,
24 sections, subsections, phrases, sentences, clauses or paragraphs
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1 contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this 5th day of
4 July, 1984.

5 APPROVED:

6
7 
8 BY WILLIAM H. BRIARE, MAYOR

8 ATTEST:

9 
10 Carol Ann Hawley, City Clerk

1 The above and foregoing ordinance was first proposed
2 and read by title to the City Council on the 6th day of
3 June, 1984, and referred to the following committee
4 composed of Councilmen Lurie and
5 Nolen for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the 5th
7 day of July, 1984, which was a regular meeting of
8 said City Council; that at said regular meeting, the
9 proposed ordinance was read by title to the City Council as
10 first introduced and adopted by the following vote:

11 VOTING "AYE" Councilmen: Levy, Lurie and Nolen

12 VOTING "NAY" Councilmen: Christensen and Mayor Briare

13 ABSENT: NONE

14 APPROVED:

15
16 BY William H. Briare
17 WILLIAM H. BRIARE, MAYOR

18 ATTEST:

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20 Carol A. Hawley
21 Carol Ann Hawley, City Clerk
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AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper 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 one insertions from period of June 23, 1984 to June 23, 1984 inclusive, being the issue of said newspaper for the following dates, to wit:

June 23, 1984

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

SIGNED

George J. Vasconi
GEORGE J. VASCONI

BILL NO. 84-27
AN ORDINANCE INCREASING THE MOTOR VEHICLE FUEL TAX IMPOSED WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF LAS VEGAS, NEVADA, IN THE AMOUNT AND MANNER SPECIFIED HEREIN IF SUCH INCREASE IS APPROVED BY THE VOTERS OF THE CITY OF LAS VEGAS, NEVADA; REFERRING THE QUESTION OF SUCH INCREASE TO SUCH VOTERS; PROVIDING OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Ron Lurie
SUMMARY: Imposes an increase in the motor fuel tax authorized by NRS 365.192 if such increase is approved by the City voters.

At a City Council Meeting:
JUNE 6, 1984
BILL NO. 84-27 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: COUNCILMEN Lurie and Nolan
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
Pub. June 23, 1984

Subscribed and sworn to before me this 26 day of June, 1984

Glenda L. Harris

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



GLENDAL. HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1986

CITY CLERK

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AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper 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 one insertions from period of July 8, 1984 to July 8, 1984 inclusive, being the issue of said newspaper for the following dates, to wit:

July 8, 1984

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

BILL NO. 84-27
ORDINANCE NO. 3119
AN ORDINANCE INCREASING THE MOTOR VEHICLE FUEL TAX IMPOSED WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF LAS VEGAS, NEVADA, IN THE AMOUNT AND MANNER SPECIFIED HEREIN IF SUCH INCREASE IS APPROVED BY THE VOTERS OF THE CITY OF LAS VEGAS, NEVADA; REFERRING THE QUESTION OF SUCH INCREASE TO SUCH VOTERS; PROVIDING OTHER MATTERS RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
Sponsored by:
Councilman Ron Lurie
SUMMARY: Imposes an increase in the motor fuel tax authorized by NRS 365.192 if such increase is approved by the City voters.
The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 6th day of June, 1984, and referred to the following committee composed of Councilmen Lurie and Nolen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 5th day of July, 1984, which was a Regular meeting of said City Council; that at said Recessed meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:
VOTING "AYE" Councilmen: Levy, Lurie, Nolen
VOTING "NAY" Councilmen: Christensen and Mayor Briare
ABSENT: None
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
Pub. July 8, 1984

SIGNED

George J. Vasconi
GEORGE J. VASCONI

Subscribed and sworn to before me this 9 day of July, 1984

Glenda L. Harris

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



GLENDAL. HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1986

CITY CLERK

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