

ORDINANCE NO. 447

AN ORDINANCE TO AMEND ORDINANCE NO. 203 OF THE CITY OF LAS VEGAS AS AMENDED, ENTITLED: "AN ORDINANCE REGULATING THE DISTRIBUTION AND CONTROL OF INTOXICATING AND ALCOHOLIC LIQUORS AND BEVERAGES; REGULATING PLACES WHERE AND UNDER WHAT CONDITIONS SAID INTOXICATING AND ALCOHOLIC LIQUORS AND BEVERAGES MAY BE KEPT, SOLD, AND GIVEN AWAY OR OTHERWISE DISTRIBUTED, PROVIDING FOR PERMITS AND LICENSES; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE." ALSO REFERRED TO AS CHAPTER 16 OF THE LAS VEGAS CITY CODE.

WHEREAS, the Board of Commissioners of the City of Las Vegas, Nevada, at a recessed regular meeting thereof, held on the 28th day of March, 1946, duly adopted a Resolution establishing a policy in respect to the issuance of tavern and liquor store licenses, whereby the number of such licenses issued would be based on population and limited to one liquor store license to each 1000 population, and one tavern license to each 1000 population, and

WHEREAS, the number of such licenses already issued at the time of the adoption of said Resolution were in excess of the limitation established by said Resolution as based on the population at that time, and

WHEREAS, investigation and experience has since disclosed that such allocation of liquor license is fair and impartial, and to the best interests of the people of Las Vegas, and

WHEREAS, said Board feels justified in deviating from this rule of allocation only in respect to licenses for taverns to be operated as part of and in connection with hotels wherein substantial monetary investments are made, and will consider favorably applications for licenses in such circumstances only, and

WHEREAS, said Board is conscious of its moral responsibility to so administer the liberal laws of the State of Nevada, as they pertain to the City of Las Vegas, as to justify their continued existence, and

WHEREAS, it has been determined by the Board of Commissioners of the City of Las Vegas that the interests of the public would be better served by basing the number of tavern and retail liquor licenses issued on population, limiting one retail liquor license to each 1000 population and one tavern liquor license to each 1000 population,

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, DOES ORDAIN:

Section 1. Ordinance No. 203 of the City of Las Vegas, as amended, also known as Chapter 16 of the Las Vegas City Code, is hereby amended by adding the following:

Hereafter, tavern liquor and retail liquor licenses shall be based on population, limiting the number of licenses issued to one tavern liquor license to each 1000 population in the City of Las Vegas, and one retail liquor license to each 1000 population in the City of Las Vegas, Nevada, provided, however, that hotels with 50 rooms or more are exempt from the provisions of this section.

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If any license provided for in this section should be revoked for any reason, no new license shall be issued until the population of the City of Las Vegas is such that the terms of this section can be complied with.

Section 2. No wholesale liquor license shall be issued hereunder to any person, firm, association or corporation who does not keep on hand and maintain at a fixed place of business in the City of Las Vegas, Nevada, at all times, liquor of a wholesale value of at least \$25,000.

Nor shall any wholesale liquor license or retail liquor license be issued hereunder to any person who has previously been convicted of a felony, either in the State of Nevada, or in any other state of the United States, nor to any person who has been convicted in any other state or county of any crime which is considered a felony under the laws of the State of Nevada.

Section 3. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor.

Section 4. If any part, provision or section of this ordinance, or the application thereof to any person or circumstances, shall be held to be invalid by any court or competent jurisdiction, the remainder of this ordinance or the application of such part, provision or section thereof to any other person or circumstances shall not be affected thereby.

Section 5. This ordinance shall be in full force and effect upon its final reading and adoption, and final publication as in the next section provided.

Section 6. The City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two successive weeks immediately following its first reading and adoption, in the Las Vegas Review Journal, a daily newspaper published in the City of Las Vegas.

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 6th day of December, 1950, and referred to the following committee composed of Commissioners Dunker and Whipple for recommendation; thereafter the said committee reported favorably on said ordinance on the 13th day of December, 1950, which was the regular meeting of said Board of Commissioners; that at said regular meeting held on the 13th day of December, 1950, the proposed ordinance was read in full to the Board of City Commissioners as first introduced and adopted by the following vote:

Voting "Aye": Commissioners Dunker, Moore, Percival

Whipple, and His Honor

Voting "Nay": None

Absent: None

APPROVED:

[Signature]
MAYOR

ATTEST:

[Signature]
CITY CLERK

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AN ORDINANCE TO AMEND ORDINANCE NO. 203 OF THE CITY OF LAS VEGAS AS AMENDED, ENTITLED: "AN ORDINANCE REGULATING THE DISTRIBUTION AND CONTROL OF INTOXICATING AND ALCOHOLIC LIQUORS AND BEVERAGES; REGULATING PLACES WHERE AND UNDER WHAT CONDITIONS SAID INTOXICATING AND ALCOHOLIC LIQUORS AND BEVERAGES MAY BE KEPT, SOLD, AND GIVEN AWAY OR OTHERWISE DISTRIBUTED, PROVIDING FOR PERMITS AND LICENSES; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE." ALSO REFERRED TO AS CHAPTER 16 OF THE LAS VEGAS CITY CODE.

WHEREAS, the Board of Commissioners of the City of Las Vegas, Nevada, at a recessed regular meeting thereof, held on the 28th day of March, 1946, duly adopted a Resolution establishing a policy in respect to the issuance of tavern and liquor store licenses, whereby the number of such licenses issued would be based on population and limited to one liquor store license to each 1000 population, and one tavern license to each 1000 population, and

WHEREAS, the number of such licenses already issued at the time of the adoption of said Resolution were in excess of the limitation established by said Resolution as based on the population at that time, and

WHEREAS, investigation and experience has since disclosed that such allocation of liquor license is fair and impartial, and to the best interests of the people of Las Vegas, and

WHEREAS, said Board feels justified in deviating from this rule of allocation only in respect to licenses for taverns to be operated as part of, and in connection with hotels wherein substantial monetary investments are made, and will consider favorably applications for licenses in such circumstances only, and

WHEREAS, said Board is conscious of its moral responsibility to so administer the liberal laws of the State of Nevada, as they pertain to the City of Las Vegas, as to justify their continued existence, and

WHEREAS, it has been determined by the Board of Commissioners of the City of Las Vegas that the interests of the public would be better served by basing the number of tavern and retail liquor licenses issued on population, limiting one retail liquor license to each 1000 population and one tavern liquor license to each 1000 population.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, DOES ORDAIN

SECTION 1. Ordinance No. 203 of the City of Las Vegas, as amended, also known as Chapter 16 of the Las Vegas City Code, is hereby amended by adding the following:

Hereafter, tavern liquor and retail

AFFADAVIT OF PUBLICATION

STATE OF NEVADA, }
COUNTY OF CLARK } ss.

CARL WOODBURY, being first duly sworn,

deposes and says: That he is AUDITOR of the LAS VEGAS EVENING REVIEW-JOURNAL, 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 insertions

from Dec. 18, 1950 to Dec. 25, 1950

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

Dec. 18, 25

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

Signed

Carl Woodbury

Subscribed and sworn to before me this 26th day of December, 1950

Perla Richart
Notary Public in and for Clark County, Nevada.

My Commission Expires

MY COMMISSION EXPIRES APRIL 14, 1954

blished by said Resolution as based on the population at that time, and

WHEREAS, investigation and experience has since disclosed that such allocation of liquor license is fair and impartial and to the best interests of the people of Las Vegas, and

WHEREAS, said Board feels justified in deviating from this rule of allocation only in respect to license for taverns to be operated as part of and in connection with hotels wherein substantial monetary investments are made, and will consider favorably applications for licenses in such circumstances only, and

WHEREAS, said Board is conscious of its moral responsibility to so administer the liberal laws of the State of Nevada as they pertain to the City of Las Vegas, as to justify their continued existence, and

WHEREAS, it has been determined by the Board of Commissioners of the City of Las Vegas that the interests of the public would be better served by basing the number of tavern and retail liquor licenses issued on population, limiting one retail liquor license to each 1000 population and one tavern liquor license to each 1000 population.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, DOES ORDAIN:

SECTION 1. Ordinance No. 203 of the City of Las Vegas, as amended, also known as Chapter 16 of the Las Vegas City Code, is hereby amended by adding the following:

Hereafter, tavern liquor and retail liquor licenses shall be issued in such circumstances, shall be subject to the jurisdiction of any court of competent jurisdiction, the remainder of such ordinance or the application of such ordinance or the application thereof to any other person or circumstances shall not be affected thereby.

liquor licenses shall be based on population, limiting the number of licenses issued to one tavern liquor license to each 1000 population in the City of Las Vegas, and one retail liquor license to each 1000 population in the City of Las Vegas, Nevada, provided, however, that hotels with 50 rooms or more are exempt from the provisions of this section. If any license provided for in this section should be revoked for any reason, no new license shall be issued until the population of the City of Las Vegas is such that the terms of this section can be complied with.

SECTION 2. No wholesale liquor license shall be issued hereunder to any person, firm, association or corporation who does not keep on hand and maintain at a fixed place of business in the City of Las Vegas, Nevada, at all times, liquor of a wholesale value of at least \$25,000.

Nor shall any wholesale liquor license or retail liquor license be issued hereunder to any person who has previously been convicted of a felony, either in the State of Nevada, or in any other state of the United States; nor to any person who has been convicted in any other state or county of any crime which is considered a felony under the laws of the State of Nevada.

SECTION 3. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor.

SECTION 4. If any part, provision or section of this ordinance, or the application thereof to any person or circumstances, shall be held to be invalid by any court of competent jurisdiction, the remainder of this ordinance or the application of such part, provision or section thereof to any other person or circumstances shall not be affected thereby.

SECTION 5. This ordinance

The City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two successive weeks immediately following its first reading and adoption, in the Las Vegas Review Journal, a daily newspaper published in the City of Las Vegas.

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 6th day of December, 1950, and referred to the following committee composed of Commissioners Bunker and Whipple for recommendation; thereafter the said committee reported favorably on said ordinance as amended on the 13th day of December, 1950, which was the regular meeting of said Board of Commissioners; that at said regular meeting held on the 13th day of December, 1950, the proposed ordinance was read in full to the Board of City Commissioners as first introduced and adopted by the following vote:

Voting "Aye": Commissioners Bunker, Moore, Peccole, Whipple and His Honor. Voting "Nay": None. Absent: None.

APPROVED: E. W. CRAGIN, MAYOR

ATTEST: SHIRLEY BALLINGER, City Clerk

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