

SECOND AMENDMENT

BILL NO. 90-63

ORDINANCE No. 3538

AN ORDINANCE RELATING TO THE CONSTRUCTION OF FIREPLACES; AMENDING THAT CERTAIN DOCUMENT ENTITLED "A SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM BUILDING CODE, 1988 EDITION," BY ADDING THERETO A NEW SECTION, DESIGNATED AS SECTION 45.1 OF SAID SUPPLEMENTAL DOCUMENT, TO ADD TO THE UNIFORM BUILDING CODE A NEW SECTION 3708 TO REQUIRE ALL FIREPLACES CONSTRUCTED IN RESIDENTIAL DWELLING UNITS AFTER JULY 1, 1991, TO CONFORM TO SPECIFIED LISTING OR EPA REQUIREMENTS OR TO BE DECORATIVE ELECTRICAL APPLIANCES; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored By: Summary: Requires all fireplaces constructed after July 1, 1991, in residential dwelling units to conform to specified listing or EPA requirements, or their equivalent, or to be decorative electrical appliances.  
Councilman Arnie Adamsen

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

SECTION 1: That certain document that is entitled "A Supplemental Document Amending the Uniform Building Code, 1988 Edition," and adopted by reference as Part II of Title 16, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, to be designated as Section 45.1, reading as follows:

Section 45.1: Chapter 37 is amended to add a new section, designated as Section 3708, reading as follows:

Section 3708: (a) Fireplaces in New Construction and New

Fireplaces in Existing Construction. Effective July 1,

1991, no fireplace shall be constructed in any residential dwelling unit in the City of Las Vegas unless it is one of the following:

(1) A fireplace equipped with gas logs with a listing approved by the Building Official;

(2) A dedicated natural gas burning factory-built

1 fireplace with a listing approved by the Building  
2 Official;

3 (3) A dedicated woodburning factory-built fireplace  
4 that conforms to the "Phase II Environmental Pro-  
5 tection Agency Standards for Wood Heaters," as  
6 prescribed in NSPS, 40 CFR Part 60, Subpart AAA  
7 (emitting less than 7.5 grams per hour of par-  
8 ticulate matter);

9 (4) A masonry fireplace that includes the installation  
10 of a woodburning insert which meets the standards  
11 described in Paragraph (3) of this Subsection and  
12 which is installed in accordance with the insert  
13 manufacturer's instructions;

14 (5) A low-emission fireplace that is deemed by the  
15 Building Official to be equivalent to one or more  
16 of the fireplaces permitted in this Subsection (a),  
17 based upon third-party laboratory documentation or  
18 certification by a state or federal agency; or

19 (6) A decorative electrical appliance.

20 (b) Exception: None of the terms or prohibitions  
21 of this Section shall apply to or be enforced against any  
22 wood heater that has been certified by the Environmental Pro-  
23 tection Agency. Uncertified wood heaters shall not be  
24 installed within the City of Las Vegas.

25 SECTION 2: If any section, subsection, subdivision,  
26 paragraph, sentence, clause or phrase in this ordinance or any  
27 part thereof, is for any reason held to be unconstitutional or  
28 invalid or ineffective by any court of competent jurisdiction,  
29 such decision shall not affect the validity or effectiveness of  
30 the remaining portions of this ordinance or any part thereof.  
31 The City Council of the City of Las Vegas, Nevada, hereby  
32 declares that it would have passed each section, subsection, sub-

1 division, paragraph, sentence, clause or phrase thereof irrespec-  
2 tive of the fact that any one or more sections, subsections, sub-  
3 divisions, paragraphs, sentences, clauses or phrases be declared  
4 unconstitutional, invalid or ineffective.

5           SECTION 3:       Whenever in this ordinance any act is  
6 prohibited or is made or declared to be unlawful or an offense or  
7 a misdemeanor, or whenever in this ordinance the doing of any act  
8 is required or the failure to do any act is made or declared to  
9 be unlawful or an offense or a misdemeanor, the doing of any such  
10 prohibited act or the failure to do any such required act shall  
11 constitute a misdemeanor and upon conviction thereof, shall be  
12 punished by a fine of not more than \$1,000.00 or by imprisonment  
13 for a term of not more than six (6) months, or by any combination  
14 of such fine and imprisonment. Any day of any violation of this  
15 ordinance shall constitute a separate offense; provided, however,  
16 that no violation shall be deemed to have occurred before the  
17 Building Official has conducted an inspection for the sole pur-  
18 pose of determining compliance with this ordinance. Such inspec-  
19 tion shall be conducted subsequent to the final inspection of the  
20 building at a time that is mutually agreeable to the builder and  
21 the Building Official.

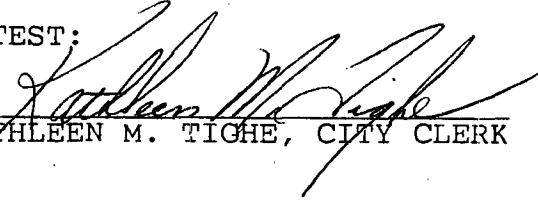
22           SECTION 4:       All ordinances or parts of ordinances,  
23 sections, subsections, phrases, sentences, clauses or paragraphs  
24 contained in the Municipal Code of the City of Las Vegas, Nevada,  
25 1983 Edition, in conflict herewith are hereby repealed.

26           PASSED, ADOPTED AND APPROVED this 21st day of November,  
27 1990.

28           APPROVED:

29           By   
30           RON LURIE, MAYOR *ok 11-26-90 RAW*

31           ATTEST:

32             
KATHLEEN M. TIGHE, CITY CLERK

1           The above and foregoing ordinance was first proposed and  
2 read by title to the City Council on the 5th day of September,  
3 1990, and referred to the following committee composed of  
4 Councilmen Adamsen and Nolen  
5 for recommendation; thereafter the said committee reported  
6 favorably on said ordinance on the 21st day of November, 1990,  
7 which was a regular meeting of said Council; that at said  
8 regular meeting, the proposed ordinance was read by  
9 title to the City Council as amended and adopted by the following  
10 vote:

11 VOTING "AYE": Councilmen Adamsen Higginson, Miller, and Mayor Lurie

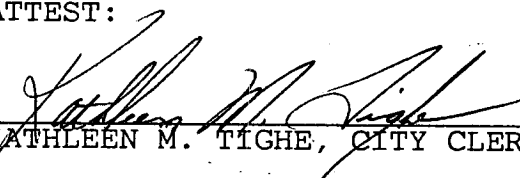
12 VOTING "NAY": NONE

13 ABSENT: Councilman Nolen

14  
15 APPROVED:

16 By   
17 RON LURIE, MAYOR *OK 11-26-90 RAL*

18 ATTEST:

19   
20 KATHLEEN M. TIGHE, CITY CLERK

SEE SECOND AMENDMENT

FIRST AMENDMENT

BILL NO. 90-63

ORDINANCE No. \_\_\_\_\_

AN ORDINANCE RELATING TO THE CONSTRUCTION OF FIREPLACES; AMENDING THAT CERTAIN DOCUMENT ENTITLED "A SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM BUILDING CODE, 1985 EDITION," BY ADDING THERETO A NEW SECTION, DESIGNATED AS SECTION 27.1 OF SAID SUPPLEMENTAL DOCUMENT, TO ADD TO THE UNIFORM BUILDING CODE A NEW SECTION 3708 TO REQUIRE ALL FIREPLACES CONSTRUCTED IN RESIDENTIAL DWELLING UNITS AFTER JULY 1, 1991, TO CONFORM TO SPECIFIED LISTING OR EPA REQUIREMENTS OR TO BE DECORATIVE ELECTRICAL APPLIANCES; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

|                          |                                                                                                                                                                                               |
|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Sponsored By:            | Summary: Requires all fireplaces constructed after July 1, 1991, in residential dwelling units to conform to specified listing or EPA requirements or to be decorative electrical appliances. |
| Councilman Arnie Adamsen |                                                                                                                                                                                               |

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

SECTION 1: That certain document that is entitled "A Supplemental Document Amending the Uniform Building Code, 1985 Edition," and adopted by reference as Part II of Title 16, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, to be designated as Section 27.1, reading as follows:

Section 27.1: Chapter 37 is amended to add a new section, designated as Section 3708, reading as follows:

Section 3708: (a) Fireplaces in New Construction and New Fireplaces in Existing Construction. Effective July 1, 1991, no fireplace shall be constructed in any residential dwelling unit in the City of Las Vegas unless it is one of the following:

- (1) A fireplace equipped with gas logs with a listing approved by the Building Official;
- (2) A dedicated natural gas burning factory-built

1 fireplace with a listing approved by the Building  
2 Official;

3 (3) A dedicated woodburning factory-built fireplace  
4 that conforms to the "Phase II Environmental Pro-  
5 tection Agency Standards for Wood Heaters," as  
6 prescribed in NSPS, 40 CFR Part 60, Subpart AAA  
7 (emitting less than 7.5 grams per hour of par-  
8 ticulate matter);

9 (4) A masonry fireplace that includes the installation  
10 of a woodburning insert which meets the standards  
11 described in Paragraph (3) of this Subsection and  
12 which is installed in accordance with the insert  
13 manufacturer's instructions; or

14 (5) A decorative electrical appliance.

15 (b) Exception: None of the terms or prohibitions  
16 of this Section shall apply to or be enforced against any  
17 wood heater that has been certified by the Environmental Pro-  
18 tection Agency. Uncertified wood heaters shall not be  
19 installed within the City of Las Vegas.

20 SECTION 2: If any section, subsection, subdivision,  
21 paragraph, sentence, clause or phrase in this ordinance or any  
22 part thereof, is for any reason held to be unconstitutional or  
23 invalid or ineffective by any court of competent jurisdiction,  
24 such decision shall not affect the validity or effectiveness of  
25 the remaining portions of this ordinance or any part thereof.  
26 The City Council of the City of Las Vegas, Nevada, hereby  
27 declares that it would have passed each section, subsection, sub-  
28 division, paragraph, sentence, clause or phrase thereof irrespec-  
29 tive of the fact that any one or more sections, subsections, sub-  
30 divisions, paragraphs, sentences, clauses or phrases be declared  
31 unconstitutional, invalid or ineffective.

32 SECTION 3: Whenever in this ordinance any act is

1 prohibited or is made or declared to be unlawful or an offense or  
2 a misdemeanor, or whenever in this ordinance the doing of any act  
3 is required or the failure to do any act is made or declared to  
4 be unlawful or an offense or a misdemeanor, the doing of any such  
5 prohibited act or the failure to do any such required act shall  
6 constitute a misdemeanor and upon conviction thereof, shall be  
7 punished by a fine of not more than \$1,000.00 or by imprisonment  
8 for a term of not more than six (6) months, or by any combination  
9 of such fine and imprisonment. Any day of any violation of this  
10 ordinance shall constitute a separate offense.

11 SECTION 4: All ordinances or parts of ordinances,  
12 sections, subsections, phrases, sentences, clauses or paragraphs  
13 contained in the Municipal Code of the City of Las Vegas, Nevada,  
14 1983 Edition, in conflict herewith are hereby repealed.

15 PASSED, ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_,  
16 1990.

17 APPROVED:

18  
19 By \_\_\_\_\_  
20 RON LURIE, MAYOR

21 ATTEST:

22 \_\_\_\_\_  
23 KATHLEEN M. TIGHE, CITY CLERK  
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1           The above and foregoing ordinance was first proposed and  
2 read by title to the City Council on the \_\_\_\_\_ day of \_\_\_\_\_,  
3 1990, and referred to the following committee composed of  
4 \_\_\_\_\_ and \_\_\_\_\_  
5 for recommendation; thereafter the said committee reported  
6 favorably on said ordinance on the \_\_\_\_\_ day of \_\_\_\_\_, 1990,  
7 which was a \_\_\_\_\_ meeting of said Council; that at said  
8 \_\_\_\_\_ meeting, the proposed ordinance was read by  
9 title to the City Council as amended and adopted by the following  
10 vote:

11 VOTING "AYE": \_\_\_\_\_  
12 VOTING "NAY": \_\_\_\_\_  
13 ABSENT: \_\_\_\_\_

14  
15                                   APPROVED:

16                                   By \_\_\_\_\_  
17                                   RON LURIE, MAYOR

18 ATTEST:

19 \_\_\_\_\_  
20 KATHLEEN M. TIGHE, CITY CLERK  
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SEE FIRST AMENDMENT

BILL NO. 90-63

Ordinance No. \_\_\_\_\_

AN ORDINANCE RELATING TO THE CONSTRUCTION OF FIREPLACES;  
AMENDING THAT CERTAIN DOCUMENT ENTITLED "A SUPPLEMENTAL DOCUMENT  
AMENDING THE UNIFORM BUILDING CODE, 1985 EDITION," BY ADDING  
THERETO A NEW SECTION, DESIGNATED AS SECTION 27.1, PROVIDING THAT  
ALL FIREPLACES CONSTRUCTED AFTER JANUARY 1, 1991, SHALL CONTAIN  
DECORATIVE GAS BURNING APPLIANCES, WOOD BURNING FIREPLACE INSERTS  
MEETING 1988 ENVIRONMENTAL PROTECTION AGENCY REQUIREMENTS OR  
DECORATIVE ELECTRICAL APPLIANCES; PROVIDING FOR OTHER MATTERS  
PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION  
THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN  
CONFLICT HEREWITH.

|                          |                                    |
|--------------------------|------------------------------------|
| Sponsored by:            | Summary: Requires all fireplaces   |
| Councilman Arnie Adamsen | constructed after January 1, 1991, |
|                          | to be equipped with decorative gas |
|                          | burning appliances, EPA approved   |
|                          | inserts, or decorative electrical  |
|                          | appliances.                        |

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

SECTION 1: That certain document that is entitled "A  
Supplemental Document Amending the Uniform Building Code, 1985  
Edition," and adopted by reference as Part II of Title 16,  
Chapter 4, Section 10, of the Municipal Code of the City of Las  
Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto  
a new section, to be designated as Section 27.1, reading as  
follows:

Section 27.1: Chapter 37 is amended to add a new section,  
designated as Section 3708, reading as follows:

Section 3708: (a) Fireplaces in New Construction. Effective  
January 1, 1991, all fireplaces constructed in  
residential dwelling units and commercial office  
space in the City of Las Vegas shall be equipped  
with either:

- (1) Decorative gas burning appliances meeting the  
standard of less than 650 ppm of carbon  
monoxide in the flue gas. The burner may be

1 submerged in sand, lava, vermiculite, or other  
2 approved media;

3 (2) Wood burning fireplace inserts which are cer-  
4 tified to meet 1988 Environmental Protection  
5 Agency requirements and which contain per-  
6 manent and temporary labels showing such cer-  
7 tification; or

8 (3) Decorative electrical appliances.

9 (b) Exceptions. None of the terms or prohibitions of  
10 this section shall apply to or be enforced against:

11 (1) Dwelling units and commercial office space  
12 3500 feet above mean sea level.

13 (2) Wood stoves (regulated by EPA New Source Per-  
14 formance Standards).

15 (3) Residential dwelling units built in parcel map  
16 developments and subdivisions for which  
17 natural gas service is not available.

18 However, these fireplaces shall be equipped  
19 with gas piping (stub) which is connected to a  
20 potential utility service area outside.

21 SECTION 2: If any section, subsection, subdivision  
22 paragraph, sentence, clause or phrase in this ordinance or any  
23 part thereof, is for any reason held to be unconstitutional or  
24 invalid or ineffective by any court of competent jurisdiction,  
25 such decision shall not affect the validity or effectiveness of  
26 the remaining portions of this ordinance or any part thereof.  
27 The City Council of the City of Las Vegas, Nevada, hereby  
28 declares that it would have passed each section, subsection, sub-  
29 division, paragraph, sentence, clause or phrase thereof,  
30 irrespective of the fact that any one or more sections, subsec-  
31 tions, subdivisions, paragraphs, sentences, clauses or phrases be  
32 declared unconstitutional, invalid or ineffective.

SECTION 3: Whenever in this ordinance any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of any such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

SECTION 4: All ordinances or parts of ordinances, sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this \_\_\_\_ day of  
\_\_\_\_, 1990.

APPROVED:

By RON LURIE, MAYOR

ATTEST:

KATHLEEN M. TIGHE, City Clerk

1           The above and foregoing ordinance was first proposed  
2 and read by title to the City Council on the \_\_\_\_ day of \_\_\_\_  
3 1990, and referred to the following committee composed of  
4 \_\_\_\_\_ and  
5 \_\_\_\_\_ for recommendation; thereafter the  
6 said committee reported favorably on said ordinance on the \_\_\_\_  
7 day of \_\_\_\_\_, 1990, which was a \_\_\_\_\_ meeting of  
8 said Council; that at said \_\_\_\_\_ meeting, the proposed  
9 ordinance was read by title to the City Council as first intro-  
10 duced and adopted by the following vote:

11 VOTING "AYE" : \_\_\_\_\_

12 VOTING "NAY" : \_\_\_\_\_

13 ABSENT: \_\_\_\_\_

14  
15 APPROVED:

16  
17 By \_\_\_\_\_  
RON LURIE, MAYOR

18 ATTEST:

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20 \_\_\_\_\_  
Kathleen M. Tighe, City Clerk  
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# AFFIDAVIT OF PUBLICATION

May 20 2 44 PM '90

CITY

CITY CLERK

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BILL NO. 90-63  
ORDINANCE NO. 3538  
AN ORDINANCE RELATING TO  
THE CONSTRUCTION OF FIRE-  
PLACES; AMENDING THAT CER-  
TAIN DOCUMENT ENTITLED "A  
SUPPLEMENTAL DOCUMENT  
AMENDING THE UNIFORM BUILD-  
ING CODE, 1988 EDITION," BY  
ADDING THERETO A NEW SEC-  
TION, DESIGNATED AS SECTION  
45.1 OF SAID SUPPLEMENTAL  
DOCUMENT, TO ADD TO THE UNI-  
FORM BUILDING CODE A NEW  
SECTION 3708 TO REQUIRE ALL  
FIREPLACES CONSTRUCTED IN  
RESIDENTIAL DWELLING UNITS  
AFTER JULY 1, 1991, TO CON-  
FORM TO SPECIFIED LISTING OR  
EPA REQUIREMENTS OR TO BE  
DECORATIVE ELECTRICAL AP-  
PLIANCES; PROVIDING FOR OTH-  
ER MATTERS PROPERLY RELAT-  
ING THERETO; PROVIDING  
PENALTIES FOR THE VIOLATION  
THEREOF AND REPEALING ALL  
ORDINANCES AND PARTS OF OR-  
DINANCES IN CONFLICT HERE-  
WITH.  
SPONSORED BY: Councilman Arnie  
Adamsen  
SUMMARY: Requires all fireplaces  
constructed after July 1, 1991, in  
residential dwelling units to conform  
to specified listing or EPA require-  
ments, or their equivalent, or to be  
decorative electrical appliances.  
The above and foregoing ordinance  
was first proposed and read by title  
to the City Council on the 5th day of  
September, 1990, and referred to the  
following committee composed of  
Councilmen Adamsen and Nolen, for  
recommendation; thereafter the  
said committee reported favorably  
on said ordinance on the 21st day of  
November, 1990, which was a regu-  
lar meeting of said Council; that at  
said regular meeting, the proposed  
ordinance was read by title to the  
City Council as amended and adopt-  
ed by the following vote:  
VOTING "AYE" Councilmen: Adam-  
sen, Higginsan, Miller, and Mayor  
Lurie.  
VOTING "NAY" Councilmen: NONE  
ABSENT: Nolen  
COPIES OF THE COMPLETE ORDI-  
NANCE ARE AVAILABLE FOR  
PUBLIC INFORMATION IN THE OF-  
FICE OF THE CITY CLERK, 10TH  
FLOOR, CITY HALL, 400 EAST  
STEWART AVENUE, LAS VEGAS,  
NEVADA.  
PUB: November 27, 1990  
Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK)

SS:

CHRISTY A. FERGUSON, being first duly  
sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS  
REVIEW-JOURNAL and THE LAS VEGAS SUN, daily  
newspapers regularly issued, published and circu-  
lated in the City of Las Vegas, County of Clark, State  
of Nevada, and that the advertisement, a true copy  
of which is attached, was continuously published in  
the LAS VEGAS REVIEW-JOURNAL or THE LAS  
VEGAS SUN for a period of ONE insertions  
from the period of NOVEMBER 27, 1990  
to NOVEMBER 27, 1990, on the following  
days:

NOVEMBER 27, 1990

Signed:

*Christy A. Ferguson*

Subscribed and sworn to before me this

27th day of Nov., 1990

*Maria C. Therien*  
Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY  
My Appointment Expires May 11, 1994

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DEC 4 10 57 AM '90

# AFFIDAVIT OF PUBLICATION

CITY CLERK

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BILL NO. 90-63

AN ORDINANCE RELATING TO THE CONSTRUCTION OF FIRE-PLACES; AMENDING THAT CERTAIN DOCUMENT ENTITLED "A SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM BUILDING CODE, 1985 EDITION" BY ADDING THERETO A NEW SECTION, DESIGNATED AS SECTION 27.1, PROVIDING THAT ALL FIRE-PLACES, CONSTRUCTED AFTER JANUARY 1, 1991, SHALL CONTAIN DECORATIVE GAS BURNING APPLIANCES, WOOD BURNING FIRE-PLACE INSERTS MEETING 1988 ENVIRONMENTAL PROTECTION AGENCY REQUIREMENTS OR DECORATIVE ELECTRICAL APPLIANCES; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith. SPONSORED BY: Councilman Arnie Adamsen SUMMARY: Requires all fireplaces constructed after January 1, 1991, to be equipped with decorative gas burning appliances, EPA approved inserts, or decorative electrical appliances. At a City Council meeting September 5, 1990 BILL NO. 90-63 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Adamsen and Nolen. 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: October 26, 1990 Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

CHRISTY A. FERGUSON, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of OCTOBER 26, 1990 to OCTOBER 26, 1990, on the following days:

OCTOBER 26, 1990

Signed:

*Christy A. Ferguson*

Subscribed and sworn to before me this

26th day of October, 19 90

*Maria C. Therien*

Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY  
My Appointment Expires May 11, 1994

RECEIVED

Nov 29 2 43 PM '90

# AFFIDAVIT OF PUBLICATION

CITY CLERK

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BILL NO. 90-63  
ORDINANCE NO. 3538  
AN ORDINANCE RELATING TO THE CONSTRUCTION OF FIREPLACES; AMENDING THAT CERTAIN DOCUMENT ENTITLED "A SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM BUILDING CODE, 1988 EDITION," BY ADDING THERETO A NEW SECTION, DESIGNATED AS SECTION 45.1 OF SAID SUPPLEMENTAL DOCUMENT, TO ADD TO THE UNIFORM BUILDING CODE A NEW SECTION 3708 TO REQUIRE ALL FIREPLACES CONSTRUCTED IN RESIDENTIAL DWELLING UNITS AFTER JULY 1, 1991, TO CONFORM TO SPECIFIED LISTING OR EPA REQUIREMENTS OR TO BE DECORATIVE ELECTRICAL APPLIANCES; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.  
SPONSORED BY: Councilman Arnie Adamsen  
SUMMARY: Requires all fireplaces constructed after July 1, 1991, in residential dwelling units to conform to specified listing or EPA requirements, or their equivalent, or to be decorative electrical appliances.  
The above and foregoing ordinance was first proposed and read by title to the City Council on the 5th day of September, 1990, and referred to the following committee: composed of Councilmen Adamsen and Nolen, for recommendation; thereafter, the said committee reported favorably on said ordinance on the 21st day of November, 1990, which was a regular meeting of said Council; that at said regular meeting, the proposed ordinance was read by title to the City Council as amended and adopted by the following votes:  
VOTING "AYE" Councilmen Adamsen, Hoggins, Miller, and Mayor Lurie.  
VOTING "NAY" Councilmen: NONE  
ABSENT: Nolen  
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: November 27, 1990  
Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK)

SS:

CHRISTY A. FERGUSON, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of NOVEMBER 27, 1990 to NOVEMBER 27, 1990, on the following days:

NOVEMBER 27, 1990

Signed:

Subscribed and sworn to before me this

27th day of Nov, 1990

Maria C. Therien  
Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY  
My Appointment Expires May 11, 1994



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DEC 4 10 57 AM '90

# AFFIDAVIT OF PUBLICATION

CITY CLERK

PASTE CLIPPING HERE

BILL NO. 90-63  
AN ORDINANCE RELATING TO THE CONSTRUCTION OF FIREPLACES AMENDING THAT CERTAIN DOCUMENT ENTITLED: "A SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM BUILDING CODE, 1985 EDITION," BY ADDING THERETO A NEW SECTION, DESIGNATED AS SECTION 27.1, PROVIDING THAT ALL FIREPLACES CONSTRUCTED AFTER JANUARY 1, 1991, SHALL CONTAIN DECORATIVE GAS BURNING APPLIANCES, WOOD BURNING FIREPLACE INSERTS MEETING 1988 ENVIRONMENTAL PROTECTION AGENCY REQUIREMENTS OR DECORATIVE ELECTRICAL APPLIANCES; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.  
SPONSORED BY: Councilman Arnie Adamsen  
SUMMARY: Requires all fireplaces constructed after January 1, 1991, to be equipped with decorative gas burning appliances, EPA approved inserts, or decorative electrical appliances.  
At a City Council meeting  
September 5, 1990  
BILL NO. 90-63 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Adamsen and Nolan.  
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 19TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: October 26, 1990  
Las Vegas Review-Journal

STATE OF NEVADA)  
COUNTY OF CLARK)

SS:

CHRISTY A. FERGUSON, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of OCTOBER 26, 1990 to OCTOBER 26, 1990, on the following days:

OCTOBER 26, 1990

Signed:

*Christy A. Ferguson*

Subscribed and sworn to before me this

26th day of October, 19 90

*Maria C. Therien*

Notary Public

MARIA C. THERIEN  
Notary Public-State of Nevada  
CLARK COUNTY

My Appointment Expires May 11, 1994



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