

ORDINANCE NO. 1190

AN ORDINANCE TO AMEND TITLE V, CHAPTER 18 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960, BY AMENDING SECTION 2, SUBSECTION (J) OF SAID TITLE AND CHAPTER TO REPEAL THE PROVISIONS THEREOF PROHIBITING OR REGULATING THE SALE OR GIVING AWAY OF FOOD AND FOOD STUFFS IN TAVERNS; BY AMENDING SECTION 2, SUBSECTION (R) OF SAID TITLE AND CHAPTER TO REPEAL THE PROVISIONS THEREOF REGULATING THE SALE OF WINE AND BEER IN GROCERY STORES, SUPER MARKETS OR DRUG STORES BETWEEN THE HOURS OF 3 P.M. AND 7 A.M.; BY REPEALING SECTION 21 OF SAID TITLE AND CHAPTER; BY AMENDING SECTION 23, SUBSECTION (B) OF SAID TITLE AND CHAPTER TO PROVIDE THAT BEFORE THE DEFENSE PROVIDED FOR IN SAID SUBSECTION IS APPLICABLE, THE LICENSEE, OR HIS AGENT OR EMPLOYEE, MUST ENTER, IN A LEDGER TO BE KEPT FOR SUCH PURPOSE, CERTAIN SPECIFIED INFORMATION WITH RESPECT TO THE FURNISHING OF ALCOHOLIC LIQUOR TO ANY PERSON OF WHOM HAS BEEN DEMANDED AND HAS SHOWN DOCUMENTARY PROOF OF MAJORITY; BY ADDING TO SAID TITLE AND CHAPTER A NEW SECTION, TO BE DESIGNATED SECTION 28, REQUIRING EACH HOLDER OF AN ALCOHOLIC BEVERAGE LICENSE TO POST IN HIS ESTABLISHMENT A SUMMARY OF THE ORDINANCES OF THE CITY OF LAS VEGAS RELATING TO THE SALE OF ALCOHOLIC BEVERAGES AND REQUIRING EACH EMPLOYEE OF SUCH ESTABLISHMENT TO SIGN SAID SUMMARY; TO AMEND TITLE VI, CHAPTER 5, SECTION 6, SUBSECTION (B) OF SAID MUNICIPAL CODE TO PROVIDE THAT THE CHIEF OF POLICE SHALL HAVE AUTHORITY TO REVOKE THE REGISTRATION CERTIFICATE ISSUED TO A GAMBLING HOUSE EMPLOYEE OR AN EMPLOYEE OF AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD UPON THE CONVICTION OF SUCH EMPLOYEE OF A VIOLATION OF THE GAMBLING OR LIQUOR CONTROL ORDINANCES OF THE CITY OF LAS VEGAS; TO AMEND TITLE VI, CHAPTER 8 OF SAID MUNICIPAL CODE, BY AMENDING SECTION 1 OF SAID TITLE AND CHAPTER TO MAKE IT UNLAWFUL FOR MINORS TO BUY, RECEIVE, HAVE IN POSSESSION OR CONSUME ALCOHOLIC LIQUORS; BY AMENDING SECTION 2 OF SAID TITLE AND CHAPTER TO MAKE IT UNLAWFUL FOR ANY LICENSEE, PROPRIETOR OR OTHER PERSON IN CHARGE OF CERTAIN ESTABLISHMENTS TO PERMIT MINORS TO FREQUENT SUCH ESTABLISHMENTS; BY AMENDING SECTION 3 OF SAID TITLE AND CHAPTER TO MAKE IT UNLAWFUL FOR ANY LICENSEE, PROPRIETOR OR OTHER PERSON IN CHARGE OF ANY POOL HALL OR BILLIARD ROOM TO PERMIT PERSONS UNDER EIGHTEEN TO FREQUENT SUCH POOL HALL OR BILLIARD ROOM UNLESS ACCOMPANIED BY THEIR PARENTS; BY AMENDING SECTIONS 6 AND 7 OF SAID TITLE AND CHAPTER TO VEST THE AUTHORITY FOR EXTENDING THE CURFEW AND THE MANNER OF NOTIFICATION AND TIME OF SUCH EXTENSION IN THE JUVENILE PROBATION OFFICER OF CLARK COUNTY; BY ADDING TO SAID TITLE AND CHAPTER TWO NEW SECTIONS, TO BE DESIGNATED SECTIONS 9 AND 10, PROHIBITING THE FALSIFICATION, SALE AND USE OF FRAUDULENT IDENTIFICATION CARDS AND MAKING IT UNLAWFUL FOR ANY PERSON TO PURCHASE ALCOHOLIC LIQUOR FOR AND ON BEHALF OF ANY MINOR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

SECTION 1. Title V, Chapter 18, Section 2, Subsection (J) of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-18-2: (J) Tavern: The word "tavern" means a place where alcoholic liquors are
• sold at retail by drink only to the general public; a place where no other kind of business, except gambling is being maintained, or conducted.
A gambling casino shall be required to obtain a separate tavern license for each bar operated in the casino. A restaurant or lunch counter may be operated in the same building with a tavern. A "tavern license" shall not permit or otherwise authorize or allow the gift or distribution of

alcoholic liquor or beverages by means of organized drawings, raffles, free or complimentary tickets, or trading stamps, and no advertising or any such proposed gift or distribution shall be permitted at any time.

Commencing upon adoption of this chapter, no tavern license issued hereafter shall permit the sale of package liquor. Existing tavern licenses shall be limited to a display of package liquor within the tavern not to exceed more than twenty-four square feet (24 sq. ft.) of display area, the area not to exceed more than twelve inches (12 in.) in depth.

SECTION 2. Title V, Chapter 18, Section 2, Subsection (R) of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-18-2:

- (R) Grocery store, super market and drug store liquor licenses: A grocery store, super market, or drug store liquor license shall permit the sale of alcoholic liquors only for off-premises consumption and may be permitted in a grocery store, super market, or drug store provided that no self service sales shall be permitted; provided further, it shall be unlawful to sell or offer to sell alcoholic liquor through or by means of a drive-in window; and provided further, that the issuance of a license is permitted under the zoning provisions of the City.

Intoxicating liquors, other than wine and beer, must be segregated and kept under the exclusive control of and sold or distributed only by an adult at least twenty-one (21) years of age. All beer and wine shall be handled only by an adult person over the age of twenty-one (21) years and sold and distributed only by an adult of at least twenty-one (21) years of age. No sales shall be permitted at a grocery store, super market, or drug store, in quantities of less than one-half (1/2) pint.

A grocery store, super market or drug store licensed to sell beer and wine only shall be not less than six hundred feet (600') in distance as defined in Section 17(C) of this ordinance, from any other grocery store, super market or drug store licensed for the sale of any alcoholic liquors, except that establishments presently under construction or holding

a building permit for construction of a grocery store, super market or drug store, including a liquor establishment already in existence shall be exempted from said six hundred foot (600') limitation.

SECTION 3. Title V, Chapter 18, Section 21 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby repealed.

SECTION 4. Title V, Chapter 18, Section 23 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-18-23: SALES TO MINORS:

- (A) It shall be unlawful for any licensee or other person to sell, furnish, dispose of, give, or cause to be sold, furnished, disposed of or given to a person under the age of twenty-one (21) years.
- (B) In any criminal prosecution or proceeding for the suspension or revocation of any license based upon a violation of Subsection (A) of this Section, proof that the defendant licensee or his agent or employee demanded and was shown, immediately prior to the furnishing any alcoholic liquor to a person under the age of twenty-one (21) years, bona fide documentary evidence of majority and identity of such person issued by a Federal, State, County or Municipal government, or subdivision or agency thereof, including but not limited to, a motor vehicle operator's license, a registration certificate issued under the Federal Selective Service Act, or an identification card issued to a member of the Armed Forces, is a defense to the criminal prosecution, or proceeding for the suspension or revocation of any license, provided, that at the time of furnishing such alcoholic liquor the defendant licensee, or his agent or employee, entered in a ledger, to be kept for such purpose, the name of such person, together with the date and time of furnishing such alcoholic liquor and a description of the documentary proof shown, said entry to be signed by the person to whom such alcoholic liquor was furnished.
- (C) Penalties provided in this Chapter shall be cumulative and not exclusive, and any other proceeding under other provisions of this Code shall not be deemed prohibited by this Chapter.

SECTION 5. Title V, Chapter 18 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended by adding thereto a new section, designated Section 28, reading as follows:

5-18-28: SUMMARY OF LIQUOR ORDINANCES TO BE POSTED IN LICENSED PREMISES; TO BE SIGNED BY EMPLOYEES:

- (A) The holder of any license for the sale or distribution of alcoholic beverages under this chapter shall post in a conspicuous place near each cash register in his establishment a summary, in the form approved by the Chief of Police, of all ordinances of the City of Las Vegas relating to the sale of alcoholic beverages.
- (B) The holder of each such license shall require each employee, upon entering into his employ, to read and sign the summary posted in accordance with Subsection (A) of this section.

SECTION 6. Title VI, Chapter 5, Section 6 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-5-6: CERTIFICATE:

- (A) The Chief of Police shall issue a permanent registration certificate, however, he shall have power and authority to revoke the certificate of any person who investigation reveals has been convicted of a felony or two (2) or more misdemeanors involving moral turpitude.
- (B) When the Chief of Police shall have issued any certificate to any individual as a gambling house employee, employee of an establishment where alcoholic beverages are sold, or taxi driver, the same may be revoked at any time thereafter by the Chief if such individual shall be convicted of a felony, convicted of two (2) or more misdemeanors involving moral turpitude, or convicted of a violation of any provision of the gaming or liquor control ordinances of the City of Las Vegas.
- (C) The Chief of Police shall make available to each employing establishment within the City a post card with the following information typed thereon and it shall be the duty of the payroll clerk of each establishment to fill in the information on said card and mail it to the Chief of Police at 400 North 1st Street, Las Vegas, Nevada, within a period of five (5) days from the date said registered employee becomes employed within said establishment:

"A" CARD NO. _____

THE _____ DESIRES TO REPORT THE
Name of Club
EMPLOYMENT OF _____ AS A _____
Type of Job
HE WAS HIRED ON _____
Date

SIGNED _____
Payroll Clerk

THIS CARD MUST BE MAILED WITHIN FIVE (5) DAYS FROM DATE OF
EMPLOYMENT

- (D) Every person licensed under the provisions of this Chapter shall have
in his possession at all times while working the certificate provided
for herein.

SECTION 7. Title VI, Chapter 8, Section 1 of the Municipal Code of the City of Las
Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-1: MINORS NOT TO BUY, RECEIVE, HAVE IN POSSESSION OR CONSUME
ALCOHOLIC LIQUORS:

It shall be unlawful for any person under the age of twenty-one (21)
years to buy, receive, have in his possession or consume any alcoholic
liquors.

SECTION 8. Title VI, Chapter 8, Section 2 of the Municipal Code of the City of Las
Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-2: MINORS NOT PERMITTED IN CERTAIN ESTABLISHMENTS:

- (A) It shall be unlawful for any person under the age of twenty-one (21)
years to visit, frequent, be present in or loiter around any saloon,
gambling house, barroom, cigar store or house of ill fame.
- (B) It shall be unlawful for any licensee, proprietor, keeper, person in
charge or employee of any saloon, gambling house, barroom, cigar store
or house of ill fame knowingly to allow or permit any person under the
age of twenty-one (21) years to visit, frequent, be present in or
loiter around any such establishment, whether or not such licensee,
proprietor, keeper, person in charge or employee has knowledge that
such person is under the age of twenty-one (21) years.

SECTION 9. Title VI, Chapter 8, Section 3 of the Municipal Code of the City of Las
Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-3: MINORS IN POOL HALLS:

- (A) It shall be unlawful for any person under the age of eighteen (18) years to visit, frequent, be present in or loiter around any pool hall or billiard room unless accompanied by one of his parents or his legal guardian on such occasion.
- (B) It shall be unlawful for any licensee, proprietor, keeper, person in charge or employee of any pool hall or billiard room knowingly to allow or permit any person under the age of eighteen (18) to visit, frequent, be present in or loiter around such establishment unless such person is accompanied by one of his parents or his legal guardian on such occasion, whether or not such licensee, proprietor, keeper, person in charge or employee has knowledge that such person is under the age of eighteen (18) years.

SECTION 10. Title VI, Chapter 8, Section 6 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-6: CURFEW:

It shall be unlawful for any child under the age of eighteen (18) years, without being on any lawful business or engaged in any lawful occupation, not accompanied by one of his parents or his guardian or other adult person having legal care, custody and control of said child, to loiter, idle, wander or stroll or be upon, in or about any of the public streets, avenues, alleys or other public places in the City at any time between the hour of 10:00 P.M., Sunday through Thursday, and 5:00 A.M. of the succeeding day, and between the hours of 12:00 midnight, on Friday and Saturday and 5:00 A.M., of the succeeding day; provided, however, that upon the written request of the Juvenile Probation Officer of Clark County to the Chief of Police, said Chief of Police shall be empowered, after first having given notice by such means as shall be specified in such written request to extend the curfew on special occasions to such hour as shall be designated by said Juvenile Probation Officer.

SECTION 11. Title VI, Chapter 8, Section 7 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-7: PARENTS RESPONSIBLE:

It shall be unlawful for any parent, guardian, or other person having legal care, custody and control of any child under the age of eighteen (18) years to allow or permit such child or ward to loiter, idle, wander or stroll or be upon, in or about any of the public streets, avenues, alleys, or other public places in the City not accompanied by such parent, guardian or other person having legal care, custody and control of such child, at any time between the hours of 10:00 P.M., Sunday through Thursday, both inclusive, and 5:00 A.M., of the succeeding day, and between the hours of 12:00 midnight on Friday and Saturday and 5:00 A.M., on the succeeding day, official City time, unless the curfew for such date has been extended by the Chief of Police in accordance with Section 6-8-6 of this chapter.

SECTION 12. Title VI, Chapter 8 of said Municipal Code is hereby amended by adding thereto Section 9 and 10 to read as follows:

6-8-9: UNLAWFUL FALSIFICATION, SALE AND USE OF FRAUDULENT IDENTIFICATION CARDS:

- (A) It shall be unlawful for any person to counterfeit, forge, alter, erase or obliterate, or to attempt to counterfeit, forge, alter, erase or obliterate any card, writing, paper or document, or any photocopy print, photostat or other replica of any card, writing, paper or document which is designed for the purpose of personal identification and which bears the age of the holder or purported holder thereof, or which, although not designed for the purpose of personal identification, is commonly used, or is capable of being used, for the purpose of personal identification and bears the age of the holder or purported holder thereof, with the intention that such card, writing, paper or document, or photocopy print, photostat or other replica thereof, should be used by a person under the age of twenty-one (21) years to establish falsely or misrepresent his actual age for the purpose of purchasing alcoholic liquor, or being served alcoholic liquor in a place where it is served for consumption on the premises, or for the purpose of entering any of the establishments mentioned in this Chapter. Included among, but not limited to, the cards, writing,

papers or documents and the photocopy prints, photostats or other replica thereof which, although not designed for the purpose of personal identification, are commonly used, or are capable of being used, for the purpose of personal identification, are the following: Operator's license, chauffeur's license, fishing or hunting license, selective service cards, organizational membership card, certificate of discharge from the Armed Forces, or certificate or other record of birth.

- (B) It shall be unlawful for any person to sell, lend, give away or offer, or to attempt to sell, lend, give away or offer, any counterfeited, forged, altered, erased or obliterated card, writing, paper or document, or photocopy print, photostat or other replica thereof, of the kind mentioned in subsection (A) of this Section, to a person under the age of twenty-one (21) years.
- (C) It shall be unlawful for any person under the age of twenty-one (21) years to use or to attempt to use or to proffer any counterfeited, forged, erased or obliterated card, writing, paper or document, or any photocopy print, photostat or other replica thereof, of the kind mentioned in Subsection (A) of this Section, for the purpose and with the intention of purchasing alcoholic liquor, or being served alcoholic liquor in a place where it is served for consumption on the premises, or for the purpose of entering any of the establishments mentioned in this Chapter, or to actually purchase alcoholic liquor, or to actually be served alcoholic liquor in a place where it is served for consumption on the premises, or to actually enter any of the establishments mentioned in this Chapter when such purchase, service or entering is induced or permitted by the presentation of any such card, writing, paper or document, or any photocopy print, photostat or other replica thereof.
- (D) Any person violating any of the provisions of this Section shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than \$100.00 nor more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine or imprisonment, no part of which fine or imprisonment may be suspended.

6-8-10: UNLAWFUL TO PURCHASE ALCOHOLIC LIQUORS FOR AND ON BEHALF
OF MINORS:

- (A) It shall be unlawful for any person to purchase any alcoholic liquors for and on behalf of any person under the age of twenty-one (21) years.
- (B) Any person violating subsection (A) of this Section shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than \$250.00 or more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment, no part of which fine or imprisonment may be suspended.

SECTION 13. Every person, firm or corporation, either personally or by his or its agent or employee violating any of the provisions of this ordinance for which no other punishment is herein provided shall be punished by a fine of not more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 14. 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, 1960, in conflict herewith, are hereby repealed.

PASSED, ADOPTED AND APPROVED THIS 18th day of August, 1965.

APPROVED:

ATTEST:

Odessa M. Cole
City Clerk

Paul Whipple
Mayor pro tem.

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 19th day of May, 1965, and referred to the following committee composed of Commissioners Whipple and Fountain for recommendation; thereafter the said committee reported favorably on said ordinance on the 18th day of August, 1965, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as amended and adopted by the following vote:

VOTING "AYE": Commissioners Stewart, Mirabelli, Fountain and Mayor pro tem. Whipple

VOTING "NAY": None ABSENT: Mayor Gragson

APPROVED:

ATTEST: Odessa M. Cole
City Clerk

Paul Whipple
Mayor pro tem.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA,)
COUNTY OF CLARK,) SS.

LOUIE MURATORE being first duly sworn deposes and says that he is foreman 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 TWO (2) insertions from August 20, 1965 to August 27, 1965, inclusive, being the issue of said newspaper for the following dates to wit:

August 20 and 27, 1965

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

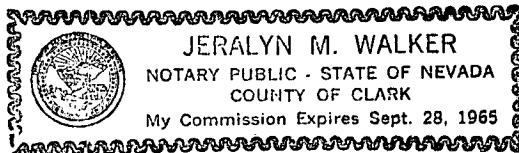
SIGNED

L. Muratore
LOUIE MURATORE

Subscribed and sworn to
before me

this 27th day of August, 1965

Jeralyn M. Walker
NOTARY PUBLIC, IN AND FOR
CLARK COUNTY, NEVADA
My commission expires
September 28, 1965



Legal Notices

ORDINANCE NO. 1190
AN ORDINANCE TO AMEND TITLE V, CHAPTER 18 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960, BY AMENDING SECTION 2, SUBSECTION (J) OF SAID TITLE AND CHAPTER TO REPEAL THE PROVISIONS THEREOF PROHIBITING OR REGULATING THE SALE OR GIVING AWAY OF FOOD AND FOOD STUFFS IN TAVERNS; BY AMENDING SECTION 2, SUBSECTION (R) OF SAID TITLE AND CHAPTER TO REPEAL THE PROVISIONS THEREOF REGULATING THE SALE OF WINE AND BEER IN GROCERY STORES, SUPER MARKETS OR DRUG STORES BETWEEN THE HOURS OF 3 P.M. AND 7 A.M.; BY REPEALING SECTION 21 OF SAID TITLE AND CHAPTER; BY AMENDING SECTION 23, SUBSECTION (B) OF SAID TITLE AND CHAPTER TO PROVIDE THAT BEFORE THE DEFENSE PROVIDED FOR IN SAID SUBSECTION IS APPLICABLE, THE LICENSEE, OR HIS AGENT OR EMPLOYEE, MUST ENTER, IN A LEDGER TO BE KEPT FOR SUCH PURPOSE, CERTAIN SPECIFIED INFORMATION WITH RESPECT TO THE FURNISHING OF ALCOHOLIC LIQUOR TO ANY PERSON OF WHOM HAS BEEN DEMANDED AND HAS SHOWN DOCUMENTARY PROOF OF MAJORITY; BY ADDING TO SAID TITLE AND CHAPTER A NEW SECTION, TO BE DESIGNATED SECTION 28, REQUIRING EACH HOLDER OF AN ALCOHOLIC BEVERAGE LICENSE TO POST IN HIS ESTABLISHMENT A SUMMARY OF THE ORDINANCE OF THE CITY OF LAS VEGAS RELATING TO THE SALE OF ALCOHOLIC BEVERAGES AND REQUIRING EACH EMPLOYEE OF SUCH ESTABLISHMENT TO SIGN SAID SUMMARY; TO AMEND TITLE VI, CHAPTER 5, SECTION 6, SUBSECTION (B) OF SAID MUNICIPAL CODE TO PROVIDE THAT THE CHIEF OF POLICE SHALL HAVE AUTHORITY TO REVOKE THE REGISTRATION CERTIFICATE ISSUED TO A GAMBLING HOUSE, EMPLOYEE OR AN EMPLOYEE OF AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD UPON THE CONVICTION OF SUCH EMPLOYEE OF VIOLATION OF THE GAMBLING OR LIQUOR CONTROL ORDINANCES OF THE CITY OF LAS VEGAS; TO AMEND TITLE VI, CHAPTER 8 OF SAID MUNICIPAL CODE, BY AMENDING SECTION 1 OF SAID TITLE AND CHAPTER TO MAKE IT UNLAWFUL FOR MINORS TO BUY, RECEIVE, HAVE IN POSSESSION OR CONSUME ALCOHOLIC LIQUORS; BY AMENDING SECTION 2 OF SAID TITLE AND CHAPTER TO MAKE IT UNLAWFUL FOR ANY LICENSEE, PROPRIETOR OR

OTHER PERSON IN CHARGE OF CERTAIN ESTABLISHMENTS TO PERMIT MINORS TO FREQUENT SUCH ESTABLISHMENTS; BY AMENDING SECTION 3 OF SAID TITLE AND CHAPTER TO MAKE IT UNLAWFUL FOR ANY LICENSEE, PROPRIETOR OR OTHER PERSON IN CHARGE OF ANY POOL HALL OR BILLIARD ROOM TO PERMIT PERSONS UNDER EIGHTEEN TO FREQUENT SUCH POOL HALL OR BILLIARD ROOM, UNLESS ACCOMPANIED BY THEIR PARENTS; BY AMENDING SECTIONS 6 AND 7 OF SAID TITLE AND CHAPTER TO VEST THE AUTHORITY FOR EXTENDING THE CURFEW AND THE MANNER OF NOTIFICATION AND TIME OF SUCH EXTENSION IN THE JUVENILE PROBATION OFFICER OF CLARK COUNTY; BY ADDING TO SAID TITLE AND CHAPTER TWO NEW SECTIONS, TO BE DESIGNATED SECTIONS 9 AND 10, PROHIBITING THE FALSIFICATION, SALE AND USE OF FRAUDULENT IDENTIFICATION CARDS AND MAKING IT UNLAWFUL FOR ANY PERSON TO PURCHASE ALCOHOLIC LIQUOR FOR AND ON BEHALF OF ANY MINOR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith. THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

SECTION 1. Title V, Chapter 18, Section 2, Subsection (J) of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-18-2: (J) Tavern:
The word "tavern" means a place where alcoholic liquors are sold at retail, by drink only to the general public; a place where no other kind of business, except gambling is being maintained, or conducted. A gambling casino shall be required to obtain a separate tavern license for each bar operated in the casino. A restaurant or lunch counter may be operated in the same building with a tavern. A "tavern license" shall not permit or otherwise authorize or allow the gift or distribution of alcoholic liquor or beverages by means of organized drawings, raffles, free or complimentary tickets, or trading stamps, and no advertising or any such proposed gift or distribution shall be permitted at any time. Commencing upon adoption of this chapter, no tavern license issued hereafter shall permit the sale of package liquor. Existing tavern licenses shall be limited to a display of package liquor within the tavern not to exceed more than twenty-four square feet (24 sq. ft.) of display area, the area not to exceed more than twelve inches (12 in.) in depth.

SECTION 2. Title V, Chapter 18, Section 2, Subsection (R) of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-18-2: (R) Grocery Store, super market and drug store liquor licenses: A grocery store, super market, or drug store liquor license shall permit the sale of alcoholic liquors only for off-premises consumption and may be permitted in a grocery store, super market, or drug store provided that no self service sales shall be permitted; provided further, it shall be unlawful to sell or offer to sell alcoholic liquor through or by means of a drive-in window; and provided further, that the issuance of a license is permitted under the zoning provisions of the City.

Intoxicating liquors, other than wine and beer, must be segregated and kept under the exclusive control of and sold or distributed only by an adult at least twenty-one (21) years of age. All beer and wine shall be handled only by an adult person over the age of twenty-one (21) years and sold and distributed only by an adult of at least twenty-one (21) years of age. No sales shall be permitted at a grocery store, super market, or drug store, in quantities of less than one-half (1/2) pint.

A grocery store, super market or drug store licensed to sell beer and wine only shall be not less than six hundred feet (600') in distance as defined in Section 17(C) of this ordinance, from any other grocery store, super market or drug store licensed for the sale of any alcoholic liquors, except

(Continued on Page 25)

Legal Notices

(Continued on Page 24)

that establishments presently under construction or holding a building permit for construction of a grocery store, super market or drug store, including a liquor establishment already in existence shall be exempted from said six hundred foot (600') limitation.

SECTION 3. Title V, Chapter 18, Section 21 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby repealed.

SECTION 4. Title V, Chapter 18, Section 23 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-18-23: SALES TO MINORS:

(A) It shall be unlawful for any licensee or other person to sell, furnish, dispose of, give, or cause to be sold, furnished, disposed of or given to a person under the age of twenty-one (21) years.

(B) In any criminal prosecution or proceeding for the suspension or revocation of any license based upon a violation of Subsection (A) of this Section, proof that the defendant licensee or his agent or employee demanded and was shown, immediately prior to the furnishing any alcoholic liquor to a person under the age of twenty-one (21) years, bona fide documentary evidence of majority and identity of such person issued by a Federal, State, County or Municipal government, or subdivision or agency thereof, including but not limited to, a motor vehicle operator's license, a registration certificate issued under the Federal Selective Service Act, or an identification card issued to a member of the Armed Forces, is a defense to the criminal prosecution, or proceeding for the suspension or revocation of any license, provided, that at the time of furnishing such alcoholic liquor the defendant licensee, or his agent or employee, entered in a ledger, to be kept for such purpose, the name of such person, together with the date and time of furnishing such alcoholic liquor and a description of the documentary proof shown, said entry to be signed by the person to whom such alcoholic liquor was furnished.

(C) Penalties provided in this Chapter shall be cumulative and not exclusive, and any other proceeding under other provisions of this Code shall not be deemed prohibited by this Chapter.

SECTION 5. Title V, Chapter 18 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended by adding thereto a new section, designated section 28, reading as follows:

5-18-28: SUMMARY OF LIQUOR ORDINANCES TO BE POSTED IN LICENSED PREMISES; TO BE SIGNED BY EMPLOYEES:

(A) The holder of any license for the sale or distribution of alcoholic beverages under this chapter shall post in a conspicuous place near each cash register in his establishment a summary, in the form approved by the Chief of Police, of all ordinances of the City of Las Vegas relating to the sale of alcoholic beverages.

(B) The holder of each such license shall require each employee, upon entering into his employ, to read and sign the summary posted in accordance with Subsection (A) of this section.

SECTION 6. Title VI, Chapter 5, Section 6 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

5-6: CERTIFICATE:

(A) The Chief of police shall issue a permanent registration certificate, however, he shall have power and authority to revoke the certificate of any person who investigation reveals has been convicted of a felony or two (2) or more misdemeanors involving moral turpitude.

(B) When the Chief of Police shall have issued any certificate to any individual as a gambling house employee, employee of an establishment where alcoholic beverages are sold, or taxi driver, the same may be revoked at any time thereafter by the Chief if such individual shall be convicted of a felony, convicted of two (2) or more misdemeanors involving moral turpitude, or convicted of a violation of any provision of the gaming or liquor control ordinances of the City of Las Vegas.

(C) The Chief of Police shall make available to each employing establishment within the City a post card with the following information typed thereon and it shall be the duty of the payroll clerk of each establishment to fill in the information on said card and mail it to the Chief of Police at 400 North 1st Street, Las Vegas, Nevada, within a period of five (5) days from the date said registered employee becomes employed within said establishment:

"A" CARD NO.
THE DESIRES TO REPORT THE
Name of Club
EMPLOYMENT OF AS A
Type of Job
HE WAS HIRED ON
Date

SIGNED:
Payroll Clerk

THIS CARD MUST BE MAILED WITHIN FIVE (5) DAYS FROM DATE OF EMPLOYMENT

(D) Every person licensed under the provisions of this Chapter shall have in his possession at all times while working the certificate provided for herein.

SECTION 7. Title VI, Chapter 8, Section 7 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-1: MINORS. NOT TO BUY RECEIVE, HAVE IN POSSESSION OR CONSUME ALCOHOLIC LIQUORS:

It shall be unlawful for any person under the age of twenty-one (21) years to buy, receive, have in his possession or consume any alcoholic liquors.

SECTION 8. Title VI, Chapter 8, Section 2 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-2: MINORS. NOT PERMITTED IN CERTAIN ESTABLISHMENTS:

(A) It shall be unlawful for any person under the age of twenty-one (21) years to visit, frequent, be present in, or loiter around any saloon, gambling house, barroom, cigar store or house of ill fame.

(B) It shall be unlawful for any licensee, proprietor, keeper, person in charge or employee of any saloon, gambling house, barroom, cigar store or house of ill fame knowingly to allow or permit any person under the age of twenty-one (21) years to visit, frequent, be present in or loiter around any such establishment, whether or not such licensee, proprietor, keeper, person in charge or employee has knowledge that such person is under the age of twenty-one (21) years.

SECTION 9. Title VI, Chapter 8, Section 3 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-3: MINORS IN POOL HALL.

(A) It shall be unlawful for any person under the age of eighteen (18) years to visit, frequent, be present in or loiter around any pool hall or billiard room unless accompanied by one of his parents or his legal guardian on such occasion.

(B) It shall be unlawful for any licensee, proprietor, keeper, person in charge or employee of any pool hall or billiard room knowingly to allow or permit any person under the age of eighteen (18) to visit, frequent, be present in or loiter around such establishment unless such person is accompanied by one of his parents or his legal guardian on such occasion, whether or not such licensee, proprietor, keeper, person in charge or employee has knowledge that such person is under the age of eighteen (18) years.

SECTION 10. Title VI, Chapter 8, Section 6 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-6: CURFEW:

It shall be unlawful for any child under the age of eighteen (18) years, without being on any lawful business or engaged in any lawful occupation, not accompanied by one of his parents or his guardian or other adult person having legal care, custody and control of said child, to loiter, idle, wander or stroll or be upon, in or about any of the public streets, avenues, alleys or other public places in the City at any time between the hour of 10:00 P.M., Sunday through Thursday, and 5:00 A.M. of the succeeding day, and between the hours of 12:00 midnight, on Friday and Saturday and 5:00 A.M. of the succeeding day; provided, however, that upon the written request of the Juvenile Probation Officer of Clark County to the Chief of Police, said Chief of Police shall be empowered, after first having given notice by such means as shall be specified in such written request to extend the curfew on special occasions to such hour as shall be designated by said Juvenile Probation Officer.

SECTION 11. Title VI, Chapter 8, Section 7 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended to read as follows:

6-8-7: PARENTS RESPONSIBLE:

It shall be unlawful for any parent, guardian, or other person having legal care, custody and control of any child under the age of eighteen (18) years to allow or permit such child or ward to loiter, idle, wander or stroll or be

Legal Notices

upon, in or about any of the public streets, avenues, alleys, or other public places in the City not accompanied by such parent, guardian or other person having legal care, custody and control of such child, at any time between the hours of 10:00 P.M., Sunday through Thursday, both inclusive and 5:00 A.M., of the succeeding day, and between the hours of 12:00 midnight on Friday and Saturday and 5:00 A.M., on the succeeding day, official City time, unless the curfew for such date has been extended by the Chief of Police in accordance with Section 6-8-6 of this chapter.

SECTION 12. Title VI, Chapter 8 of said Municipal Code is hereby amended by adding thereto Section 9 and 10 to read as follows:

6-8-9: UNLAWFUL FALSIFICATION, SALE AND USE OF FRAUDULENT IDENTIFICATION CARDS:

(A) It shall be unlawful for any person to counterfeit, forge, alter, erase or obliterate, or to attempt to counterfeit, forge, alter, erase or obliterate any card, writing, paper or document, or any photocopy print, photostat or other replica of any card, writing, paper or document which is designed for the purpose of personal identification and which bears the age of the holder or purported holder thereof, or which, although not designed for the purpose of personal identification, is commonly used, or is capable of being used, for the purpose of personal identification, and bears the age of the holder or purported holder thereof, with the intention that such card, writing, paper or document, or photocopy print, photostat or other replica thereof, should be used by a person under the age of twenty-one (21) years to establish falsely or misrepresent his actual age for the purpose of purchasing alcoholic liquor, or being served alcoholic liquor in a place where it is served for consumption on the premises, or for the purpose of entering any of the establishments mentioned in this Chapter, included among, but not limited to, the cards, writings, paper, or documents and the photocopy prints, photostats, or other replica thereof which, although not designed for the purpose of personal identification, are commonly used, or are capable of being used, for the purpose of personal identification, are the following: Operator's license, chauffeur's license, fishing or hunting license, selective service cards, organizational membership card, certificate of discharge from the Armed Forces, or certificate or other record of birth.

(B) It shall be unlawful for any person to sell, lend, give away or offer, or to attempt to sell, lend, give away or offer, any counterfeited, forged, altered, erased or obliterated card, writing, paper, or document, or photocopy print, photostat or other replica thereof, of the kind mentioned in subsection (A) of this Section, to a person under the age of twenty-one (21) years.

(C) It shall be unlawful for any person under the age of twenty-one (21) years to use or to attempt to use or to proffer any counterfeited, forged, erased or obliterated card, writing, paper or document, or any photocopy print, photostat or other replica thereof, of the kind mentioned in Subsection (A) of this Section, for the purpose and with the intention of purchasing alcoholic liquor, or being served alcoholic liquor in a place where it is served for consumption on the premises, or for the purpose of entering any of the establishments mentioned in this Chapter, or to actually purchase alcoholic liquor, or to actually be served alcoholic liquor in a place where it is served for consumption on the premises, or to actually enter any of the establishments mentioned in this Chapter when such purchase, service or entering is induced or permitted by the presentation of any such card, writing, paper or document, or any photocopy print, photostat or other replica thereof.

(D) Any person violating any of the provisions of this Section shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of, not less than \$100.00 nor more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine or imprisonment, no part of which fine or imprisonment may be suspended.

6-8-10: UNLAWFUL TO PURCHASE ALCOHOLIC LIQUORS FOR AND ON BEHALF OF MINORS:

(A) It shall be unlawful for any person to purchase any alcoholic liquors for and on behalf of any person under the age of twenty-one (21) years.

(B) Any person violating subsection (A) of this Section shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than \$250.00 or more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment, no part of which fine or imprisonment may be suspended.

SECTION 13. Every person, firm or corporation, either personally or by his or its agent or employee violating any of the provisions of this ordinance for which no other punishment is herein provided shall be punished by a fine of not more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 14. 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, 1960, in conflict herewith, are hereby repealed.

PASSED, ADOPTED AND APPROVED
THIS 18th day of August, 1965.

APPROVED:

(s) REED WHIPPLE
Mayor pro tem.

ATTEST:

(s) EDWINA M. COLE
City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 19th day of May, 1965, and referred to the following committee composed of Commissioners Whipple and Fountain for recommendation; and thereafter the said committee reported favorably on said ordinance on the 18th day of August, 1965, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as amended and adopted by the following vote:

VOTING "AYE": Commissioners Stewart, Mirabelli, Fountain and Mayor pro tem. Whipple.

VOTING "NAY": None

ABSENT: Mayor Gragson

APPROVED:

(s) REED WHIPPLE
Mayor pro tem.

ATTEST:

(s) EDWINA M. COLE
City Clerk

Aug. 20, 27