

ORDINANCE NO. 1202

AN ORDINANCE AMENDING TITLE V OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960, BY ADDING THERETO A NEW CHAPTER, DESIGNATED CHAPTER 31, BY PROVIDING FOR THE LICENSING OF BURGLAR ALARM SERVICES; AMENDING TITLE V, CHAPTER 3, SECTION 1, SUBSECTION (F) OF SAID MUNICIPAL CODE SO AS TO REMOVE THEREFROM ALARM SERVICE; REPEALING TITLE V, CHAPTER 3, SECTION 17 OF SAID MUNICIPAL CODE; 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 of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended by adding thereto a new chapter, designated Chapter 31, to read as follows:

5-31-1: LICENSE REQUIRED: No person shall engage in, conduct or carry on the business of maintaining, servicing, repairing, altering, replacing, moving, installing or causing to be installed, in or on any building, place or premises, within the city, any device known as a burglar alarm without having first obtained a license so to do.

5-31-2: LICENSE APPLICATION: All applications for a license shall be made in writing on forms provided by the Director of License and Revenue and filed in his office. Every application for a license shall state or provide such information as to the identity of the applicant as to facilitate a proper investigation of the applicant's character and reputation.

5-31-3: COST OF INVESTIGATION: Every applicant for a license under this Chapter shall pay to the Director of License and Revenue a fee of Twenty Five (\$25.00) Dollars to cover cost of investigation of applicant. Every applicant for a police card required under this Chapter shall pay to the Chief of Police, or his agent, the sum of Three Dollars and Fifty Cents (\$3.50) to cover the cost of the police card. In the event the applicant for a license shall be a group or corporation, the managing agent or managing director, directors and officers thereof whose names do not appear on application shall also be investigated, and the investigation fee for each person shall be Twenty Five (\$25.00) Dollars.

5-31-4: INVESTIGATION: After the applicant has properly executed the form provided in Section 2, and paid the cost of investigation, the Director of License and Revenue shall forthwith submit the application, together with all other related information to the Chief of Police who, upon completion of his investigation, shall endorse upon the application his recommendation of approval or disapproval thereof.

5-31-5: ISSUANCE OF LICENSE: Upon approval of the application by the Chief of Police, the Board of City Commissioners, upon being satisfied that the applicant is of such character and reputation that his exercise of the privileges of the license will not prejudice or be detrimental to the public safety or welfare, may grant the application, and the Director of License and Revenue shall thereupon issue the license upon payment of fees required by this Chapter and filing of a bond as hereinafter required; provided no license shall be issued to any person convicted of a felony or a misdemeanor involving moral turpitude.

5-31-6: LICENSE FEE: No license shall be issued until the applicant pays to the Director of License and Revenue a license fee of Fifty (\$50.00) Dollars semiannually, payable without demand in lawful money of the United States. No license fee for less than one-half year period shall be accepted by the License and Revenue Department.

5-31-7: BOND REQUIRED: No license shall be issued until the applicant files with the city a surety bond executed by such applicant with two or more sufficient sureties or by a surety company authorized to do business in this city, in the sum of Two Thousand (\$2,000) Dollars, conditioned for the faithful and honest conduct of the business of burglar alarm system. Such bond as to its form, execution, and sufficiency of sureties shall be approved by the Board.

(a) The bond requirement of Section 7 shall not be required of burglar alarm systems presently operating with a valid license, but shall be required as a condition precedent to renewal of any such license.

(b) The bond required shall be taken in the name of the people of the city and every person injured by the wilful, malicious, or wrongful act of the principal may bring an action on the bond in his own name to recover damages suffered by reason of such wilful, malicious or wrongful act.

(c) Every licensee shall at all times maintain on file the surety bond required in full force and effect, and upon failure to do so the license of such licensee shall be forthwith suspended until such bond is furnished.

5-31-8: LICENSE TRANSFER: The transfer of any license issued hereunder is hereby expressly prohibited.

5-31-9: EMPLOYEES: No burglar alarm systems licensee shall employ, and no person shall accept employment as an employee of a burglar alarm system licensee until such employee shall have registered and obtained a police card from the Chief of Police and shall have paid the investigation fee as required in Section 3. No police card shall be issued to any person convicted of a felony or a misdemeanor involving moral turpitude.

5-31-10: REVOCATION: The Board of Commissioners shall have the power to revoke or suspend any license issued for good and sufficient cause which shall include, but is not limited to, the following: Conviction of a felony or any offense involving moral turpitude, violation of any of the provisions of this Chapter, this Code, or State law, a false statement by the licensee that any person is or has been in his employ; any unprofessional conduct or unfitness of the licensee or any person in his employ.

5-31-11: ALARM SERVICE: All alarms installed by the licensee shall terminate in an office of the licensee. The licensee, having reason to believe there is a valid alarm, will immediately notify the Police Department and dispatch his employee or employees to that location. For the purpose of notifying the Police Department, the maximum equipment allowed shall be a direct line to the Police Department switchboard.

(a) Every licensee maintaining an alarm device shall post a framed notice containing the name, address and telephone number of the person to be notified to render repairs or service during any hour of the day or night that the alarm rings. Such notice shall be posted near the alarm in such a position as to be legible from the ground level adjacent to the building.

(b) No alarm with a sound similar to that of any emergency vehicle or Civil Defense siren shall be installed.

(c) Upon notification by the Police Department or other source that a ringer-type alarm is ringing, the licensee shall immediately dispatch an employee or employees to the location.

(d) When notifying the Police Department of an alarm, the licensee shall state his business name and furnish the exact address from which the alarm originated, the name and type of establishment and, if more than one floor or department, the precise location of the alarm shall be given and the type of alarm, such as silent robbery, silent burglary, or ringer-type alarm.

(e) It shall be the responsibility of the licensee to install and maintain a trouble-free alarm system, and clearly instruct his subscribers in the use and operation of the alarm, and especially those factors which can cause a false alarm. Periodic inspections shall be made by the licensee or his employee to re-educate the subscriber and his employees to obtain compliance.

(f) Licensees using an answering service for their alarm service other than a central office service under their immediate supervision, shall be responsible for giving proper instructions to the answering service personnel for their compliance.

SECTION 2. Title V, Chapter 3, Section 1, Subsection (F) of said Municipal Code is hereby amended to read as follows:

5-3-1: (F) "Private Patrol" shall mean any person carrying on the business or occupation or furnishes guards, watchmen, night watchmen, night watch service, security guards, patrol services, or any other occupation, the purpose of which is to afford additional police or fire protection for hire or reward; but "private patrol" shall not include a private watchman or security guard regularly employed by one person.

SECTION 3. Section 17 of Chapter 3, Title V, of said Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby repealed.

SECTION 4. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, 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 5. 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 20th day of October, 1965.

ATTEST:

Edwina M. Case
City Clerk

APPROVED:

Oran K. Gragson
Mayor

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 21st day of July, 1965, and referred to the following committee composed of Commissioners Fountain and Whipple for recommendation; thereafter the said committee reported favorably on said ordinance on the 20th day of October, 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 first introduced and adopted by the following vote:

VOTING "AYE": Commissioners Fountain, Whipple and Mayor Gragson

VOTING "NAY": None

ABSENT: Commissioners Stewart and Mirabelli (excused)

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ISSUANCE OF LICENSE: Upon ap-
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moral turpitude.

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 October 23 to October 30,
inclusive, being the issue of said newspaper for the
following dates to wit:

OCTOBER 23, 1965 OCTOBER 30, 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 30th day of October, 19 65

Jerald M. Pettit
NOTARY PUBLIC, IN AND FOR
CLARK COUNTY, NEVADA
My commission expires
September 28, 1969

5-31-62

LICENSE FEE: No license shall be issued until the applicant pays to the Director of License and Revenue a license fee of Fifty (\$50.00) Dollars semi-annually, payable without demand in lawful money of the United States. No license fee for less than one-half year period shall be accepted by the License and Revenue Department.

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(b) The bond required shall be taken in the name of the people of the city and every person injured by the willful, malicious, or wrongful act of the principal may bring an action on the bond in his own name to recover damages suffered by reason of such willful, malicious or wrongful act.

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SECTION 3. Section 17 of Chapter 3, violation violating any of the provisions of this ordinance shall, upon conviction Title V, of said Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby repealed.

SECTION 4. Any person, firm or corporation,

thereof, 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.

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APPROVED:

(s) Oran K. Gragson
Mayor

ATTEST:

(s) Edwina M. Cole
City Clerk

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VOTING "NAY": None

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Oct. 23, 30