

FIRST AMENDMENT

BILL NO. 89-41

Ordinance No. 3445

AN ORDINANCE RELATING TO LIQUOR CONTROL; AMENDING TITLE 6, CHAPTER 50, SECTION 300, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCREASE FROM 400 FEET TO 1,500 FEET THE REQUIRED SEPARATION BETWEEN A TAVERN AND A CHURCH OR SCHOOL; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:	Summary: Extends the required
Councilman Steve Miller	separation between tavern and
	church or school from 400 feet
	to 1,500 feet.

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

SECTION 1: Title 6, Chapter 50, Section 300, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.50.300: No beer/wine/cooler on-sale, beer/wine/cooler off-sale, beer/wine/cooler on-off-sale, package, [tavern] or whole-sale general license shall be located within four hundred feet, and no tavern license shall be located within one thousand five hundred feet, of any church, synagogue or school. The distance between the establishments shall be measured in a straight line from the primary public entrance of the church, synagogue or school to the primary public entrance of the proposed premises, disregarding all intervening obstacles. At the request of the applicant, the City Council, in its discretion, may waive this provision based on a consideration of the nature and character of the surrounding neighborhood. In connection with such a request,

1 the Department of Business Activity shall give notice to
2 the officials of the affected church, synagogue or
3 school within a reasonable time prior to the City Coun-
4 cil's consideration of the request, in order to permit
5 such officials to present their views to the City Coun-
6 cil. [Establishments] Any establishment which [are] is
7 included in any of the classifications listed in this
8 Section and with respect to which held a valid
9 [licenses] license therefor was in existance on,
10 [November 1, 1980, are] and any establishment with
11 respect to which preliminary approval for a tavern
12 license had been granted prior to, October 1, 1989, is
13 exempt from the provisions of this Section.

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

26 SECTION 3: All ordinances or parts of ordinances, sec-
27 tions, subsections, phrases, sentences, clauses or paragraphs
28
29
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31
32

1 contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this 5th day of
4 July, 1989.

5 APPROVED:

6
7 By *Ron Lurie*
RON LURIE, Mayor

8 ATTEST:

9
10 *Kathleen M. Tighe*
11 KATHLEEN M. TIGHE, City Clerk

12
13 The above and foregoing ordinance was first proposed
14 and read by title to the City Council on the 7th day of June
15 1989, and referred to the following committee composed of
16 Councilmen Miller and
17 Adamsen for recommendation; thereafter the
18 said committee reported favorably on said ordinance on the 5th
19 day of July, 1989, which was a regular meeting of
20 said Council; that at said regular meeting, the proposed
21 ordinance was read by title to the City Council as amended and
22 adopted by the following vote:

23 VOTING "AYE" : Councilmen Higginson, Miller, Nolen and Mayor Lurie

24 VOTING "NAY" : NONE

25 ABSENT: Councilman Adamsen

26
27 APPROVED:

28
29 By *Ron Lurie*
RON LURIE, MAYOR

30 ATTEST:

31
32 *Kathleen M. Tighe*
Kathleen M. Tighe, City Clerk

3445

BILL NO. 89-41

Ordinance No. _____

AN ORDINANCE RELATING TO LIQUOR CONTROL; AMENDING TITLE 6, CHAPTER 50, SECTION 300, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCREASE FROM 400 FEET TO 1,500 FEET THE REQUIRED SEPARATION BETWEEN A LIQUOR OUTLET AND A CHURCH OR SCHOOL; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Steve Miller

Summary: Extends the required separation between liquor outlet and church or school from 400 feet to 1,500 feet.

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

SECTION 1: Title 6, Chapter 50, Section 300, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.50.300: No beer/wine/cooler on-sale, beer/wine/cooler off-sale, beer/wine/cooler on-off-sale, package, tavern or whole-sale general license shall be located within [four] one thousand five hundred feet of any church or school. The distance between the establishments shall be measured in a straight line from the primary public entrance of the church or school to the primary public entrance of the proposed premises, disregarding all intervening obstacles. At the request of the applicant, the City Council, in its discretion, may waive this provision based on a consideration of the nature and character of the surrounding neighborhood. In connection with such a request, the Department of Business Activity shall give notice to the officials of the affected church or school within a reasonable time prior to the City Council's consideration of the request, in order to permit such officials to present their views to the City Council.

1 Establishments which are included in the classifications
2 listed in this Section and which held valid licenses
3 therefor on November 1, 1980, are exempt from the provi-
4 sions of this Section.

5 SECTION 2: If any section, subsection, subdivision
6 paragraph, sentence, clause or phrase in this ordinance or any
7 part thereof, is for any reason held to be unconstitutional or
8 invalid or ineffective by any court of competent jurisdiction,
9 such decision shall not affect the validity or effectiveness of
10 the remaining portions of this ordinance or any part thereof.
11 The City Council of the City of Las Vegas, Nevada, hereby
12 declares that it would have passed each section, subsection, sub-
13 division, paragraph, sentence, clause or phrase thereof,
14 irrespective of the fact that any one or more sections, subsec-
15 tions, subdivisions, paragraphs, sentences, clauses or phrases be
16 declared unconstitutional, invalid or ineffective.

17 SECTION 3: All ordinances or parts of ordinances, sec-
18 tions, subsections, phrases, sentences, clauses or paragraphs
19 contained in the Municipal Code of the City of Las Vegas, Nevada,
20 1983 Edition, in conflict herewith are hereby repealed.

21 PASSED, ADOPTED and APPROVED this ____ day of
22 _____, 1989.

23 APPROVED:

24 By _____
25 RON LURIE, Mayor

26 ATTEST:

27
28 _____
29 KATHLEEN M. TIGHE, City Clerk
30
31
32

1 The above and foregoing ordinance was first proposed
2 and read by title to the City Council on the _____ day of _____
3 198__, 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 _____, 198__, 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 APPROVED:

15
16 By _____
17 RON LURIE, MAYOR

18 ATTEST:

19
20 Kathleen M. Tighe, City Clerk

AFFIDAVIT OF PUBLICATION

RECEIVED
RECEIVED
JUL 3 4 56 PM '89
JUL 3 4 56 PM '89
CITY CLERK
CITY CLERK

STATE OF NEVADA)
COUNTY OF CLARK)

SS

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of ONE insertions from period of JUNE 23, 1989 to JUNE 23, 1989 inclusive, being the issue of said newspaper for the following dates, to wit:

JUNE 23, 1989

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

FIRST AMENDMENT
BILL NO. 89-41
AN ORDINANCE RELATING TO LIQUOR CONTROL; AMENDING TITLE 6, CHAPTER 50, SECTION 300, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCREASE FROM 400 FEET TO 1,500 FEET THE REQUIRED SEPARATION BETWEEN A TAVERN AND A CHURCH OR SCHOOL; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
SPONSORED BY:
Councilman Steve Miller
SUMMARY:
Extends the required separation between tavern and church or school from 400 feet to 1,500 feet.
At a City Council meeting June 7, 1989
BILL NO. 89-41 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Miller and Adamsen
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
Pub. June 23, 1989

SIGNED

George J. Vasconi
GEORGE J. VASCONI

Subscribed and sworn to before me this 23 day of June, 1989

Glenda L. Harris
NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



GLENDAL. HARRIS
Notary Public-State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1990

AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 27 3 30 PM '89

STATE OF NEVADA)
COUNTY OF CLARK)

SS

CITY CLERK

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of

ONE insertions from period of JUNE 22, 1989 to

JUNE 22, 1989 inclusive, being the issue of said newspaper for the following dates,

to wit:

JUNE 22, 1989

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

SIGNED

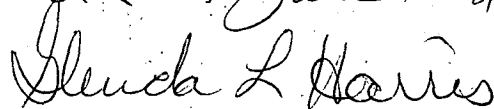


GEORGE J. VASCONI

BILL NO. 89-41
AN ORDINANCE RELATING TO LIQUOR CONTROL; AMENDING TITLE 6, CHAPTER 50, SECTION 300, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCREASE FROM 400 FEET TO 1,500 FEET THE REQUIRED SEPARATION BETWEEN A TAVERN AND A CHURCH OR SCHOOL; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
SPONSORED BY:
Councilman Steve Miller
SUMMARY:
Extends the required separation between tavern and church or school from 400 feet to 1,500 feet.
At a City Council meeting June 7, 1989
BILL NO. 89-41 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Miller and Adamsen
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
Pub. June 22, 1989

Subscribed and sworn to before me

this 22 day of June, 1989



NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA.



GLENDAL. HARRIS
Notary Public-State of Nevada
CLARK COUNTY

My Appointment Expires Feb. 7, 1990

RECEIVED

JUN 21 3 30 PM '88

CITY CLERK

RECEIVED

JUN 26 12 14 PM '88

FINANCE DEPT

CITY CLERK

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager, for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of

ONE insertions from period of JULY 8, 1989 to JULY 8, 1989 inclusive, being the issue of said newspaper for the following dates, to wit:

JULY 8, 1989

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

**FIRST AMENDMENT
BILL NO. 89-41
Ordinance No. 3445**

AN ORDINANCE RELATING TO LIQUOR CONTROL; AMENDING TITLE 6, CHAPTER 20, SECTION 300, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCREASE FROM 400 FEET TO 1,500 FEET THE REQUIRED SEPARATION BETWEEN A TAVERN AND A CHURCH OR SCHOOL, PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH. SPONSORED BY:

Councilman Steve Miller
SUMMARY: Extends the required separation between tavern and church or school from 400 feet to 1,500 feet.

The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 7th day of June, 1989, and referred to the following committee composed of Councilmen Miller and Adamsen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 5th day of July, 1989, which was a regular meeting of said City Council; that at said regular meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:

VOTING "AYE" Councilmen: Higginson, Miller, Nolan and Mayor Lurie

VOTING "NAY" Councilmen: NONE

ABSENT: Councilman Adamsen

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: July 8, 1989

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 10 day of July, 1989

Carselettie Young

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



Carselettie Young
Notary Public-State of Nevada
CLARK COUNTY
My Appointment Expires Sept. 1, 1992

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CITY CLERK
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JUL 13 11 12 AM '89
FINANCE DEPT

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS

RECEIVED
JUL 13 4 00 PM '89
CITY CLERK

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ONE insertions from period of JULY 8, 1989 to JULY 8, 1989 inclusive, being the issue of said newspaper for the following dates,

to wit:

JULY 8, 1989

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



SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me

this 10 day of July, 1989

Carselettie Young

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



Carselettie Young
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Sept. 1, 1992



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AFFIDAVIT OF PUBLICATION

RECEIVED
JUL 3 4 56 PM '89
CITY CLERK

STATE OF NEVADA) SS
COUNTY OF CLARK)

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JUNE 23, 1989

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

FIRST AMENDMENT
BILL NO. 89-41
AN ORDINANCE RELATING TO LI-
QUOR CONTROL; AMENDING TI-
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OF THE MUNICIPAL CODE OF THE
CITY OF LAS VEGAS, NEVADA,
1983 EDITION, TO INCREASE FROM
400 FEET TO 1,500 FEET THE RE-
QUIRED SEPARATION BETWEEN A
TAVERN AND A CHURCH OR
SCHOOL; PROVIDING FOR OTHER
MATTERS PROPERLY RELATING
THERE TO; AND REPEALING ALL
ORDINANCES OR PARTS OF ORDI-
NANCES IN CONFLICT HEREWITH.
SPONSORED BY:
Councilman Steve Miller
SUMMARY:
Extends the required separation be-
tween tavern and church or school
from 400 feet to 1,500 feet.
At a City Council meeting
June 7, 1989
BILL NO. 89-41 WAS READ BY
TITLE AND REFERRED TO REC-
OMMENDING COMMITTEE
Councilmen Miller
and Adamsen
COPIES OF THE COMPLETE ORDI-
NANCE ARE AVAILABLE FOR PUB-
LIC INFORMATION IN THE OFFICE
OF THE CITY CLERK, 10TH FLOOR,
CITY HALL, 400 EAST STEWART
AVENUE, LAS VEGAS, NEVADA
Pub. June 23, 1989

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me
this 22 day of June, 1989

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



GLENDAL. HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1990



AFFIDAVIT OF PUBLICATION

JUN 27 3 29 PM '89

STATE OF NEVADA)
COUNTY OF CLARK)

SS

CITY CLERK

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of ONE insertions from period of JUNE 22, 1989 to JUNE 22, 1989 inclusive, being the issue of said newspaper for the following dates, to wit:

JUNE 22, 1989

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

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me
this 22 day of June, 1989

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA

BILL NO. 89-41
AN ORDINANCE RELATING TO LI-
QUOR CONTROL; AMENDING TI-
TLE 4, CHAPTER 50, SECTION 200,
OF THE MUNICIPAL CODE OF THE
CITY OF LAS VEGAS, NEVADA,
1983 EDITION, TO INCREASE FROM
400 FEET TO 1,500 FEET THE RE-
QUIRED SEPARATION BETWEEN A
TAVERN AND A CHURCH OR
SCHOOL; PROVIDING FOR OTHER
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THEREOF; AND REPEALING ALL
ORDINANCES OR PARTS OF ORDI-
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SPONSORED BY:
Councilman Steve Miller
SUMMARY:
Extends the required separation be-
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from 400 feet to 1,500 feet.
At a City Council meeting
June 7, 1989
BILL NO. 89-41 WAS READ BY
TITLE AND REFERRED TO REC-
OMMENDING COMMITTEE: TOC
Councilman Miller
and Adamson
COPIES OF THE COMPLETE ORD-
NANCE ARE AVAILABLE FOR PUB-
LIC INFORMATION IN THE OFFICE
OF THE CITY CLERK, 10TH FLOOR,
CITY HALL, 400 EAST STEWART
AVENUE, LAS VEGAS, NEVADA.
Pub. June 22, 1989



GLENDAL. HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1990



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