

SECOND AMENDMENT

Bill No. 81-27

Ordinance No. 2163

AN ORDINANCE TO AMEND SECTIONS 1 THROUGH 5 AND TO REPEAL SECTION 6 OF TITLE X, CHAPTER 21(A) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY ALTERING THE TIME PERIODS FOR ACTION ON PARKING TICKETS; TO PROVIDE FOR A "NOTICE TO APPEAR"; TO INCREASE THE BAIL AMOUNTS ON CERTAIN PARKING TICKETS; TO PROVIDE FOR A "WARRANT OF ARREST"; AND TO PROVIDE FOR OTHER MATTERS PROPERLY RELATING THERETO.

Sponsored by:	Purpose: To modify the procedure on handling parking
Commissioner Ron Lurie	tickets and to increase the bail amounts thereon.

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

SECTION 1: Title X, Chapter 21(A), Section 1, of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended to read as follows:

10-21(A)-1: FORMS AND RECORDS OF PARKING (NON-MOVING) CITATIONS:

(A) The [Director of the Department of Business Activity] Court Administrator shall provide books of citation forms for non-moving parking violations for notifying alleged violators to appear and answer to charges of violating the parking laws and regulations in the Municipal Court of the City of Las Vegas. The citation books shall include serially numbered sets of citations in duplicate in the form prescribed and approved by the [Director of the Department of Business Activity] Court Administrator and containing the information required by Section 10-21(A)-2.

(B) The [Director of the Department of Business Activity] Court Administrator shall be responsible for the issuance of books of citation forms for non-moving parking violations to the employees [of such Department] of the City of Las Vegas charged with the duty of

1 enforcing the parking laws and regulations, and shall
2 maintain a record of every book so issued and shall
3 require a written receipt for each book.

4 SECTION 2: Title X, Chapter 21(A), Section 2, of the
5 Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is
6 hereby amended to read as follows:

7 10-21(A)-2: CONTENTS OF CITATION FORMS:

8 Parking citation forms shall contain the following
9 information in addition to any other information prescribed
10 by the [Director of the Department of Business Activity:]
11 Court Administrator:

- 12 (A) The state and license number of vehicle parked in viola-
13 tion of the provisions of this Code.
14 (B) The location at which the violation occurred.
15 (C) The date and time of the violation.
16 (D) If the vehicle is violating a parking regulation
17 respecting the usage of parking meters provided for in
18 Chapter 3 of Title 10 of this Code, the number of the
19 parking meter to which such parked vehicle was adjacent.
20 (E) The name of the officer issuing the violation.
21 (F) The section(s) of the Municipal Code of the City of Las
22 Vegas allegedly being violated.

23 SECTION 3: Title X, Chapter 21(A), Section 3 of the
24 Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is
25 hereby amended to read as follows:

26 10-21(A)-3: ISSUANCE OF CITATION; RESPONDING TO CITATION:

27 Whenever any vehicle is found in violation of the
28 parking (non-moving traffic) laws and regulations of this
29 Code by any employee of the [Department of Business Activity]
30 City of Las Vegas charged with enforcing such laws, such
31 employee shall affix a parking citation to such vehicle in a
32 conspicuous place. Any person charged with a parking viola-

tion shall answer the citation against him within [thirty
(30)] twenty (20) days of the issuance thereof by appearing
at the [Department of Business Activity] Municipal Court of
the City of Las Vegas, [400 E. Stewart, Las Vegas, Nevada,]
within such period, posting bail in an amount provided by the
bail schedule in Section 10-21(A)-4, and entering a plea of
guilty or not guilty to the citation. Upon the plea of not
guilty, bail must be paid in cash and a trial date will be
scheduled; the failure to appear at trial will result in the
forfeiture of bail. Upon entering the plea of guilty, the
person shall sign a statement on the citation waiving the
right to trial, admitting guilt to the charge, and volun-
tarily agreeing to forfeit bail. The forfeiture of bail is
equivalent to the payment of a fine for the citation.

Whenever a person charged with a parking violation desires to
enter the plea of guilty, in lieu of appearing at the
[Department of Business Activity,] Municipal Court, such per-
son may sign a statement of guilt on the citation[,] and
enclose the applicable amount of bail to be forfeited in an
envelope accompanying the citation.[, and either deposit
such envelope in the U.S. Mail (with proper postage affixed),
or by depositing it in any of the several boxes maintained by
the City of Las Vegas for the receipt of forfeited bail.]

SECTION 4: Title X, Chapter 21(A), Section 4 of the
Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is
hereby amended to read as follows:

10-21(A)-4: BAIL SCHEDULE:

The following bail schedule is established for viola-
tions of the parking (non-moving traffic) laws and regula-
tions of this Code:

(A) For parking a vehicle (1) in an area posted with a
parking time limit or in a space equipped with a parking

meter longer than the prescribed time, or (2) in any space equipped with a parking meter while said meter is displaying a signal indicating that the vehicle in such parking space has already been parked beyond the prescribed time, bail is two dollars (\$2.00) if paid on or before the [tenth] twentieth day after the citation is issued, bail is [four dollars (\$4.00)] fifteen dollars (\$15.00) if paid [after the tenth day and before the twenty first day, bail is six dollars (\$6.00) if paid on the twenty first day or] thereafter.

(B) For parking a vehicle in an area posted with a "No Parking" sign or in a space the curb adjacent to which has been painted red, bail is ten dollars (\$10.00) if paid on or before the [tenth] twentieth day after the citation is issued, bail is twenty dollars (\$20.00) if paid [after the tenth day.] thereafter.

(C) For parking a vehicle in an area posted with a handicapped parking sign or in a space, the curb adjacent to which has been painted blue, when such vehicle does not display a handicapped permit or handicapped license plate, bail is [ten dollars (\$10.00)] fifteen dollars (\$15.00) if paid on or before the [tenth] twentieth day after the citation is issued, bail is [fifteen dollars (\$15.00)] twenty-five dollars (\$25.00) if paid [after the tenth day.] thereafter.

(D) For other parking (non-moving) violations of the provisions of this Code, bail is [four dollars (\$4.00)] five dollars (\$5.00) if paid on or before the [tenth] twentieth day after the citation is issued, bail is [eight dollars (\$8.00) if paid after the tenth day and before the twenty first day, bail is twelve dollars (\$12.00)] fifteen dollars (\$15.00) if paid [on the twenty first

1 day or] thereafter.

2 SECTION 5: Title X, Chapter 21(A), Section 5 of the
3 Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is
4 hereby amended to read as follows:

5 10-21(A)-5: NONPAYMENT OF BAIL WITHIN [30] 15 DAYS; ISSUANCE
6 OF [SUMMONS:] "NOTICE TO APPEAR" AND WARRANT OF
7 ARREST:

8 In the event bail is not posted, the Municipal Court
9 shall mail a Notice to Appear to the registered owner of the
10 Vehicle identified by the license number on the citation(s).
11 This Notice to Appear shall be sent by first class mail
12 within sixty (60) days after the citation is issued. In the
13 event bail is not posted within [thirty (30)] twenty (20)
14 days after the issuance of [citation(s), upon receipt of such
15 citation(s) sworn to by the issuing officer(s) and notarized,
16 together with an affidavit by the Director of Business
17 Activity stating that bail has not been posted and the amount
18 thereof required to be posted,] the Notice to Appear, the
19 Municipal Court [shall order a summons to be issued to] may
20 issue a warrant for the arrest of the registered owner of the
21 vehicle to which such citation(s) were issued. [to appear in
22 Court within ten (10) days from the date of such summons.
23 The summons shall be personally served in accordance with
24 Rule 4 of the Nevada Rules of Civil procedure.] Upon issuance
25 of a warrant of arrest, the bail amount on each particular
26 citation shall be increased by an additional twenty-five
27 dollars (\$25.00).

28 SECTION 6: Title X, Chapter 21(A), Section 6 of the
29 Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is
30 hereby repealed.

31 SECTION 7: Nothing in this ordinance shall affect
32 the validity or enforceability of any parking citation issued

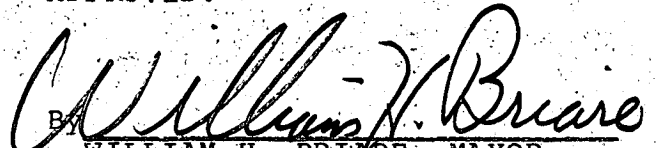
1 prior to the effective date of this ordinance.

2 SECTION 8: This ordinance shall become effective on
3 October 1, 1981.

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

16 PASSED, ADOPTED AND APPROVED this 17th day of June,
17 1981.

18
19 APPROVED:

20 
21 BY WILLIAM H. BRIARE, MAYOR

22
23 ATTEST:

24
25 
26 CAROL ANN HAWLEY, CITY CLERK

1 The above and foregoing ordinance was first proposed and
2 read by title to the Board of Commissioners on the 3rd day of
3 June, 1981, and referred to the following committee
4 composed of Commissioners Lurie
5 and Levy for recommendation; thereafter
6 the said committee reported favorably on said ordinance on the
7 17th day of June, 1981, which was a Regular
8 meeting of said Board; that at said Regular meeting, the
9 proposed ordinance was read by title to the Board of
10 Commissioners as first introduced and adopted by the following
11 vote:

12 VOTING "AYE" Commissioners: Levy, Lurie, Woofter and Mayor Briare

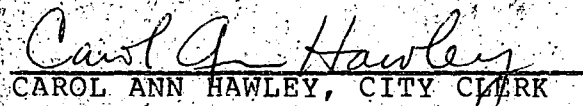
13 VOTING "NAY" Commissioners: None

14 ABSENT: Christensen

15 APPROVED:

16 
17 WILLIAM H. BRIARE, MAYOR

18
19
20 ATTEST:

21 
22 CAROL ANN HAWLEY, CITY CLERK
23
24
25
26
27
28
29
30
31
32

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

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 20, 1981 to June 20, 1981 inclusive, being the issue of said newspaper for the following dates, to wit:

June 20, 1981

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

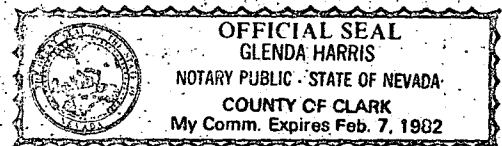
SIGNED

George J. Vasconi
GEORGE J. VASCONI

SECOND AMENDMENT
BILL NO. 81-27
Ordinance No. 2163
AN ORDINANCE TO AMEND SECTIONS 1 THROUGH 5 AND TO REPEAL SECTION 6 OF TITLE X, CHAPTER 21(A) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY ALTERING THE TIME PERIODS FOR ACTION ON PARKING TICKETS; TO PROVIDE FOR A "NOTICE TO APPEAR"; TO INCREASE THE BAIL AMOUNTS ON CERTAIN PARKING TICKETS; TO PROVIDE FOR A "WARRANT OF ARREST"; AND TO PROVIDE FOR OTHER MATTERS PROPERLY RELATING THERETO.
Sponsored by: Commissioner Ron Lurie
Purpose: To modify the procedure on handling parking tickets and to increase the bail amounts thereon.
The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 3rd day of June, 1981, and referred to the following committee composed of Commissioners Lurie and Levy, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 17th day of June, 1981, which was a regular meeting of said Board; that at said Regular meeting the proposed ordinance was read by title to the Board of Commission as amended and adopted by the following vote:
VOTING "AYE" Commissioners: Levy, Lurie, Wooffer and Mayor Briare
VOTING "NAY" Commissioners: None
ABSENT: Christensen
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 20, 1981

Subscribed and sworn to before me this 22 day of June, 19 81

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



RECEIVED
JUN 21 1961

JUN 21 1961

RECEIVED
JUN 21 1961

RECEIVED
JUN 21 1961

RECEIVED
JUN 21 1961

RECEIVED
JUN 21 1961

RECEIVED
JUN 21 1961

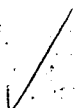
RECEIVED
JUN 21 1961

FINANCE DEPT

CLERK

JUN 21 1961

JUN 21 1961



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

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 10, 1981 to June 10, 1981 inclusive, being the issue of said newspaper for the following dates, to wit:

June 10, 1981

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

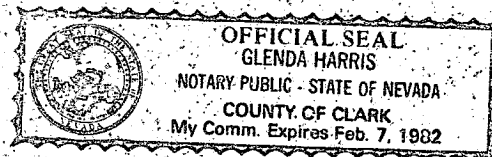
SIGNED

George J. Vasconi
GEORGE J. VASCONI

Bill No. 81-27
AN ORDINANCE TO AMEND SECTION 1 THROUGH 5 AND TO REPEAL SECTION 6 OF TITLE X, CHAPTER 21(A) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY ALTERING THE TIME PERIODS FOR ACTION ON PARKING TICKETS; TO PROVIDE FOR A "INTENT TO WARRANT"; AND TO PROVIDE FOR OTHER MATTERS PROPERLY RELATING THERETO.
Sponsored by: Commissioner Ron Lurie
Purpose: To modify the procedure on handling parking tickets and to increase the bail amounts thereon.
At a Commission Meeting on June 3, 1981
BILL NO. 81-27 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
COMMISSIONERS Lurie and Levy
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 10, 1981

Subscribed and sworn to before me this 10 day of June, 1981

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



RECEIVED

JUN 16

JUN 16 10 21 AM '81

JUN 15 11 17 AM '81

CITY C

CITY CLERK

FINANCE DEPT