

ORDINANCE NO. 1522

AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 490, ORDERING THE GRADING, GRAVELLING, MACADAMIZING, PAVING, CURBING, GUTTERING, DRAINING, SIDEWALKING, AND OTHERWISE IMPROVING, INCLUDING INSTALLING STREET LIGHTS ALONG, CERTAIN STREETS AND PORTIONS THEREOF, ALL WITHIN THE CITY OF LAS VEGAS, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN RELATIVE TO SAID DISTRICT; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the Board of Commissioners of the City of Las Vegas, Nevada, has heretofore taken action preliminary to the creation of Las Vegas, Nevada, Special Assessment District No. 490, consisting of eight (8) separate and distinct assessment units, for the purpose of grading, gravelling, macadamizing, paving, and otherwise improving, certain streets and portions thereof, within that certain area of said City described in the provisional order resolution passed and approved on the 2nd day of September, 1970, as Assessment Unit No. 1; the curbing, guttering and otherwise improving of that certain area of said City described as Assessment Unit No. 2; the installation of street lights within those certain areas of said City described as Assessment Unit No. 3 and Assessment Unit No. 4; the paving, curbing and guttering within that certain area of said City described as Assessment Unit No. 5; the sidewalking and installation of street lights within that certain area of said City described as Assessment Unit No. 6; the alley paving and necessary drainage facilities within that certain area of said City described as Assessment Unit No. 7; the paving, curbing, guttering, and the installation of street lights within that certain area of said City described as Assessment Unit No. 8; and to defray the entire costs and expenses thereof by special assessments, according to the benefits, against the taxable lots and premises in each assessment unit of said District; and,

WHEREAS, pursuant to Chapter 271 of Nevada Revised Statutes, and the aforesaid provisional order resolution, said Board of Commissioners declared its determination to create the District for the purpose of making said improvements within each assessment unit thereof, stating therein the improvements, that the entire expense thereof shall be paid by special assessment, and that the assessment is to be made according to the benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made within each assessment unit of said District; and

WHEREAS, pursuant to said resolution, said Board of Commissioners directed the City Clerk of said City to give notice of the estimates of the expense of the improvements and plats and diagrams theretofore filed, and of the time and place of hearing thereon, and

said notice was given in the manner specified by the laws of the State of Nevada and in accordance with the directions contained in said resolution; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, at said hearing five (5) written protests and no verbal protests were received with respect to Assessment Unit No. 3, no written and two (2) verbal protests were received with respect to Assessment Unit No. 4 and no protests, either written or verbal were received with respect to Assessment Unit Nos. 1, 2, 5, 6, 7 and 8; and

WHEREAS, the Board of Commissioners of the City of Las Vegas, Nevada, by resolution, at a regular meeting held on the 2nd day of June, 1971, deleted Assessment Unit No. 4 from said District; and

WHEREAS, the owners of less than one-half of the area or frontage to be assessed in each remaining assessment unit filed written or verbal objections; and

WHEREAS, said Board, after deleting Assessment Unit No. 4, having duly considered each of said protests, determined it to be in the best interest of each remaining individual unit of said District, the City and the inhabitants thereof to create the District as heretofore proposed and amended; and

WHEREAS, said Board of Commissioners has done all things necessary and preliminary to the creation of said Las Vegas, Nevada, Special Assessment District No. 490, including, but not necessarily limited to, the filing with the City Clerk by the City Engineer of a revised and accurate estimate of cost, plans, assessment plat, specifications and map, and desires now to order such improvements and work by this ordinance.

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

Section 1. That said Board of Commissioners has determined, and does hereby determine, that each and every protest and objection filed or otherwise made in connection with Las Vegas, Nevada, Special Assessment District No. 490 (representing less than fifty per cent (50%) of the area to be assessed in each or any individual assessment unit in said District is without merit, and that the same be, and hereby is, overruled and finally passed upon by said Board.

Section 2. That there shall be, and hereby is, created an assessment district, consisting of seven (7) separate and distinct assessment units, for the purposes of grading,

gravelling, macadamizing, paving, and otherwise improving, certain streets and portions thereof, within that certain area of said City described in the provisional order resolution passed and approved on the 2nd day of September, 1970, as Assessment Unit No. 1; the curbing, guttering and otherwise improving of that certain area of said City described as Assessment Unit No. 2; the installation of street lights within that certain area of said City described as Assessment Unit No. 3; the paving, curbing and guttering within that certain area of said City described as Assessment Unit No. 5; the sidewalking and installation of street lights within that certain area of said City described as Assessment Unit No. 6; the alley paving and necessary drainage facilities within that certain area of said City described as Assessment Unit No. 7; the paving, curbing, guttering, and the installation of street lights within that certain area of said City described as Assessment Unit No. 8; and said improvements be, and hereby are, ordered.

Section 3. That the character and location of the improvements and the boundaries of the District, and each assessment unit thereof, shall be in all respects as set forth in the aforesaid provisional order resolution (except to the extent inconsistent herewith), as more particularly shown in the plats, diagrams, plans and specifications as filed in the City Clerk's Office prior to the adoption of said provisional order resolution, and as since remaining on file therein.

The boundaries of the District, which include all the lots and parcels to be assessed, shall be more particularly described as follows:

ASSESSMENT UNIT NO. 1

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the South Half (S 1/2) of the Southwest Quarter (SW 1/4) of Section 33, Township 20 South, Range 61 East, M.D.M., and of the North Half (N 1/2) of Section 4, Township 21 South, Range 61 East, M.D.M., and being more particularly described as adjoining those certain streets and situate as follows:

SHADOW LANE, West side of: From 20 feet North of the North line of Charleston Boulevard, Northerly to a line 331 feet North, more or less, of the centerline of Goldring Avenue.

SHADOW LANE, East side of: From 20 feet North of the North line of Charleston Boulevard, Northerly to a line 210 feet North, more or less, of the centerline of Bearden Drive.

DESERT LANE, West side of: From the North line of Hastings Avenue, Northerly to a line 626 feet North, more or less, of the North line of Hastings Avenue.

DESERT LANE, East side of: From a line 466.5 feet North, more or less, of the North line of Hastings Avenue, Northerly 159.5 feet, more or less.

SHADOW LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, Southerly to the North line of Waldman Avenue.

SHADOW LANE, East Side of: From 20 feet South of the South line of Charleston Boulevard, Southerly to a line 15 feet North of the North line of Waldman Avenue.

WALDMAN AVENUE, North side of: From the West line of Shadow Lane, Westerly 215 feet.

ELLIS AVENUE, North side of: From the East line of Shadow Lane, Easterly to the West line of Desert Lane.

DESERT LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, Southerly to the North line of Ellis Avenue.

DESERT LANE, East side of: From the South line of Charleston Boulevard, Southerly to a line that is 36 feet Southerly, more or less, from the Easterly prolongation of the centerline of Ellis Avenue (60 feet wide).

ASSESSMENT UNIT NO. 2

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Southwest Quarter (SW 1/4) of Section 33, Township 20 South, Range 61 East, M.D.M., and the North Half (N 1/2) of Section 4, Township 21 South, Range 61 East, M.D.M., and being more particularly described as adjoining those certain streets and situate as follows:

SHADOW LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, Southerly to the North line of Waldman Avenue.

SHADOW LANE, East side of: From 20 feet South of the South line of Charleston Boulevard, Southerly to a line 15 feet North of the North line of Waldman Avenue.

WALDMAN AVENUE, North side of: From the West line of Shadow Lane, Westerly 215 feet.

ELLIS AVENUE, North side of: From the East line of Shadow Lane, Easterly to the West line of Desert Lane.

DESERT LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, Southerly to the North line of Ellis Avenue.

DESERT LANE, East side of: From the South line of Charleston Boulevard, Southerly to a line that is 36 feet Southerly, more or less, from the Easterly prolongation of the centerline of Ellis Avenue (60 feet wide).

DESERT LANE, West side of: From 208.7 feet North, more or less, of the North line of Hastings Avenue, Northerly to a line 626 feet North, more or less, of the North line of Hastings Avenue.

DESERT LANE, East side of: From a line 466.5 feet North, more or less, of the North line of Hastings Avenue, Northerly 159.5 feet, more or less.

SHADOW LANE, East side of: From 20 feet North of the North line of Charleston Boulevard, Northerly to a line 210 feet North, more or less, of the centerline of Bearden Drive.

SHADOW LANE, West side of: From 20 feet North of the North line of Charleston Boulevard, to a line that is 75 feet, more or less, South of the South line of Alturas Avenue; and from the North line of Alturas Avenue, Northerly to a line 331 feet North more or less, of the center line of Goldring Avenue.

ASSESSMENT UNIT NO. 3

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the East Half (E 1/2) of Section 32, Township 20 South, Range 61 East, M.D.M., and the Southeast Quarter (SE 1/4) of Section 29, Township 20 South, Range 61 East, M.D.M., and being more particularly described as adjoining those certain streets and situate as follows:

RANCHO DRIVE, West side of: From 110 feet North of the North line of Charleston Boulevard, Northerly to the South line of Palomino Lane.

RANCHO DRIVE, East side of: From 135 feet North of the North line of Charleston Boulevard, Northerly to the most Southwesterly line of Rancho Road, the most Northerly parcel being at the Southeast corner of the intersection of Rancho Drive and Rancho Road, and having a front footage of 602 feet on Rancho Drive.

RANCHO ROAD, West side of: From the North line of Palomino Lane, Northerly to the South line of Bonanza Road.

Except that parcel of land at the Southwest corner of the intersection of Rancho Road and Bonanza Road described in the deed to Glen W. Bales et ux recorded September 8, 1959, as Doc. No. 172667 of Official Records of Clark County, Nevada.

ALSO Except those parcels of land lying within Twin Lakes Village Unit 8, Subdivision.

RANCHO ROAD, East side of: From the North line of Palomino Lane, Northerly to the South line of Bonanza Road.

Except those parcels of land lying in Rancho Park Subdivision.

ASSESSMENT UNIT NO. 5

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of Section 29, Township 20 South, Range 61 East, M.D.M., and being more particularly described as follows:

Those certain tracts or parcels of land adjoining Belrose Street on the East, from the North line of Ernest May Lane Northerly to the Southwesterly line of Tonopah Highway (U.S. 95).

ASSESSMENT UNIT NO. 6

Those portions of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section 27, and of the North Half (N 1/2) of the Northwest Quarter (NW 1/4) of Section 26, all in Township 20 South, Range 61 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being more particularly described as follows:

Those certain tracts or parcels of land adjoining FOREMASTER LANE on the North, from the East line of Main Street, Easterly to the West line of Las Vegas Boulevard North.

AND Those certain tracts or parcels of land adjoining FOREMASTER LANE on the South, from the East line of Main Street, Easterly to a line that is 534.92 feet West of the West line of Bruce Street.

ASSESSMENT UNIT NO. 7

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Northeast Quarter (NE 1/4) of Section 34, Township 20 South, Range 61 East, M.D.M., and being more particularly described as follows:

Lots 1 through 16 of Block 1 of BUCK'S SUBDIVISION of Las Vegas, said Block 1 being bounded on the Northwest by Las Vegas Boulevard North; on the Northeast by Linden Avenue; on the Southeast by Sixth Street; and on the Southwest by Mesquite Avenue.

ASSESSMENT UNIT NO. 8

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4), AND the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of Section 6, Township 21 South, Range 61 East, M.D.M., and being more particularly described as follows:

Those certain tracts or parcels of land adjoining ARVILLE STREET on the East and on the West, from a line 70.00 feet South of the Centerline of Charleston Boulevard, Southerly to a line 185.00 feet South of the Centerline of Charleston Boulevard.

Section 4. The amounts to be assessed shall be made upon all lots and parcels of property benefited, proportionately to the benefits received and shall be assessed against the property abutting said improvements in Assessment Unit Nos. 1 and 2 on an area basis, i.e., on the basis that each lot or parcel of property to be assessed in each such assessment unit shall be assessed a portion of the aggregate dollar amount being levied against that particular entire assessment in the proportion that the area of said lot or parcel bears to the area of all the assessable property in such assessment unit, provided that the depth of a lot or parcel in excess of 100 feet, from the frontage facing the improvements shall not be considered in computing the area of such lot or parcel, and against the property abutting said improvements in Assessment Unit Nos. 3, 5, 6, 7, and 8 on a front foot basis, i.e., on the basis that each lot or parcel of property to be assessed in each assessment unit shall be assessed a portion of the aggregate dollar amount being levied against that particular entire assessment unit in the proportion that the frontage of said lot or parcel which abuts the improvements bears to the frontage of all the assessable property abutting the improvements in such assessment unit; provided that in each assessment unit an equitable adjustment will be made for assessments levied against any irregular lots or parcels, so that the assessments according to benefits are equal and uniform (the boundaries of each assessment unit being as set forth in the form of notice in Section 4 of this resolution). The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon, each lot or parcel of property shall be as stated in the aforesaid assessment plat.

Section 5. Except as shown on the plans and specifications now on file in the Office of the City Clerk, the character of such improvements shall be more particularly as follows:

ASSESSMENT UNIT NO. 1

The improvement shall include the installation of street paving on Shadow Lane from Waldman Avenue northerly to join existing pavement 210.12 feet north of the centerline of Bearden Drive; on the north side of Waldman Avenue from the centerline of Shadow Lane westerly 246.60 feet; on the north side of Ellis Avenue from Shadow Lane to Desert Lane; on Desert Lane from the south right of way line of Ellis Avenue to the south side of Charleston Boulevard and on the west side thereof from Hastings Avenue northerly 683.30 feet to meet existing pavement; and on the east side thereof from 350 feet north to 683.30 feet north of the centerline of Hastings Avenue, as more particularly shown on the plats, plans, and diagrams of the work now on file in the office of the City Clerk.

ASSESSMENT UNIT NO. 2

The improvement shall include the installation of curbs and gutters along both sides of Shadow Lane from Waldman Avenue northerly to connect with existing curb and gutter 210.12 feet north of the centerline of Bearden Drive; along the north side of Waldman Avenue 215 feet westerly from Shadow Lane; along the north side of Ellis Avenue from Shadow Lane to Desert Lane; along both sides of Desert Lane from Ellis Avenue to Charleston Boulevard; along the west side of Desert Lane from 240 feet north of the centerline of Hastings Avenue to 683.30' north of the centerline of Hastings Avenue; along the east side of Desert Lane from 496.40 feet north of the centerline of Hastings Avenue to 683.30 feet north of the centerline of Hastings Avenue (excluding those portions thereof previously improved by the installation of adequate curbs and gutters as more particularly shown on the plats, plans and diagrams of the work now on file in the office of the City Clerk).

ASSESSMENT UNIT NO. 3

The improvement shall include the installation of street lights and appurtenances along Rancho Drive from Charleston Boulevard northerly to Palomino Lane and along Rancho Road from Palomino Lane northerly to Bonanza Road, excepting that portion reserved for the Downtown Expressway, as more particularly shown on the plats, plans, and diagrams of the work now on file in the office of the City Clerk.

ASSESSMENT UNIT NO. 5

The improvement shall include the installation of pavement, curb and gutter along the easterly side of Belrose Street from Earnest May Lane to the Tonopah Highway.

ASSESSMENT UNIT NO. 6

The improvements shall include the installation of sidewalks along the south side of Foremaster Lane and street lights to cover the area of both sides of Foremaster Lane from Main Street to a line 564.92 feet west of the centerline of Bruce Street, except where adequate sidewalks have been previously installed as shown on the plans, plats and diagrams of the work now on file in the office of the City Clerk.

ASSESSMENT UNIT NO. 7

The improvement shall include the installation of alley paving and necessary drainage facilities in that certain alley lying between Las Vegas Boulevard North and Sixth Street, and extending from Linden Avenue to Mesquite Avenue (said paving to be 10 feet in width on either side of centerline of said alley).

ASSESSMENT UNIT NO. 8

The improvement shall include the installation of pavement, curb and gutter, and street lights on both sides of Arville Street, with sidewalks on the westerly side from a line 70 feet south of the centerline of Charleston Boulevard to a line 195 feet, more or less, south of the centerline of Charleston Boulevard.

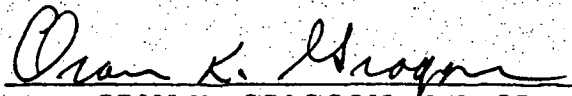
Section 6. That all actions (not inconsistent with the provisions of this ordinance) heretofore taken by the City of Las Vegas, and the officers of said City, directed toward the construction and installation of the improvements within each of the remaining assessment units of said Assessment District No. 490, toward the creation of said District and toward levying and effecting special assessments to defray the cost thereof, be, and the same hereby are, ratified, approved and confirmed.

Section 7. That all by-laws, orders, resolutions and ordinances, or parts of by-laws, orders, resolutions and ordinances, in conflict with this ordinance, are hereby repealed.

Section 8. That if any one or more sections, sentences, clauses or parts of this ordinance shall, for any reason, be questioned or be held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this ordinance, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this ordinance so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this ordinance in any one or more instances shall not affect or prejudice in any way the applicability and validity of this ordinance in any other instances, and each of the units comprising this proposed assessment district shall be treated separately and distinctly for purposes of notice, protest and other matters relating thereto and should any of the individual units be defeated by protest or become invalid for any other reason, said protest or invalidity by operation of law or otherwise shall not affect the remaining unit or units.

Section 9. That the City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two successive weeks immediately following its final reading and adoption, in the Las Vegas Review Journal, a daily newspaper published in and of general circulation in said City, and this ordinance shall become effective immediately following the second publication thereof.

PASSED, ADOPTED AND APPROVED this 16th day of June, 1971.


ORAN K. GRAGSON, MAYOR

ATTEST:

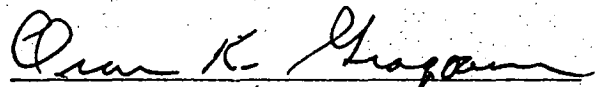

Edwina M. Cole, City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 2nd day of June, 1971, and referred to the following committee composed of Commissioners Coblentz and Thornley for recommendation; thereafter the said committee reported favorably on said ordinance on the 16th day of June, 1971, 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:

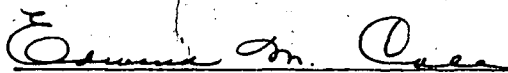
VOTING "AYE": Commissioners Thornley, Corey and Mayor Gragson

VOTING "NAY": None ABSENT: Commissioners Coblentz and Howery
(excused)

APPROVED:


ORAN K. GRAGSON, MAYOR

ATTEST:


Edwina M. Cole, City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS

RECEIVED
JUN 29 9 34 AM '71
CITY CLERK

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 insertions from period of June 19, 1971 to June 26, 1971 inclusive, being the issue of said newspaper for the following dates, to wit:

June 19, 26, 1971

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 28th day
of June, 1971.



NOTARY PUBLIC, IN AND FOR
CLARK COUNTY, NEVADA

Karen McKibbin

ORDINANCE NO. 1522

AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 490, ORDERING THE GRADING, GRAVELLING, MACADAMIZING, PAVING, CURBING, GUTTERING, DRAINING, SIDEWALKING, AND OTHERWISE IMPROVING, INCLUDING INSTALLING STREET LIGHTS ALONG CERTAIN STREETS AND PORTIONS THEREOF, ALL WITHIN THE CITY OF LAS VEGAS, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN RELATIVE TO SAID DISTRICT; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the Board of Commissioners of the City of Las Vegas, Nevada, has heretofore taken action preliminary to the creation of Las Vegas, Nevada, Special Assessment District No. 490, consisting of eight (8) separate and distinct assessment units, for the purpose of grading, graveling, macadamizing, paving, and otherwise improving, certain streets and portions thereof, within that certain area of said City described in the provisional order resolution passed and approved on the 2nd day of September, 1970, as Assessment Unit No. 1; the curbing, guttering and otherwise improving of that certain area of said City described as Assessment Unit No. 2; the installation of street lights within those certain areas of said City described as Assessment Unit No. 3 and Assessment Unit No. 4; the paving, curbing and guttering within that certain area of said City described as Assessment Unit No. 5; the sidewalking and installation of street lights within that certain area of said City described as Assessment Unit No. 6; the alley paving and necessary drainage facilities within that certain area of said City described as Assessment Unit No. 7; the paving, curbing, guttering, and the installation of street lights within that certain area of said City described as Assessment Unit No. 8; and to defray the entire costs and expenses thereof by special assessments according to the benefits, against the taxable lots and premises in each assessment unit of said District; and

WHEREAS, pursuant to Chapter 271 of Nevada Revised Statutes, and the aforesaid provisional order resolution, said Board of Commissioners declared its determination to create the District for the purpose of making said improvements within each assessment unit thereof, stating therein the improvements, that the entire expense thereof shall be paid by special assessment, and that the assessment is to be made according to the benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made within each assessment unit of said District; and

WHEREAS, pursuant to said resolution said Board of Commissioners directed the City Clerk of said City to give notice of the estimates of the expense of the improvements and plans and diagrams theretofore filed, and of the time and place of hearing thereon, and said notice was given in the manner specified by the laws of the State of Nevada and in accordance with the directions contained in said resolution; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, at said hearing five (5) written protests and no verbal protests were received with respect to Assessment Unit No. 3, no written and two (2) verbal protests were received with respect to Assessment Unit No. 4 and no protests, either written or verbal were received with respect to Assessment Unit Nos. 1, 2, 5, 6, 7 and 8; and

WHEREAS, the Board of Commissioners of the City of Las Vegas, Nevada, by resolution, at a regular meeting held on the 2nd day of June, 1971, deleted Assessment Unit No. 4 from said District; and

WHEREAS, the owners of less than one-half of the area or frontage to be assessed in each remaining assessment unit filed written or verbal objections; and

WHEREAS, said Board, after deleting Assessment Unit No. 4, having duly considered each of said protests, determined it to be in the best interest of each remaining individual unit of said District, the City and the inhabitants thereof to create the District as heretofore proposed and amended; and

WHEREAS, said Board of Commissioners has done all things necessary and preliminary to the creation of said Las Vegas, Nevada, Special Assessment District No. 490, including, but not necessarily limited to, the filing with the City Clerk by the City Engineer of a revised and accurate estimate of cost, plans, assessment plat, specifications and map, and desires now to order such improvements and work by this ordinance.

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

Section 1. That said Board of Commissioners has determined, and does hereby determine, that each and every protest and objection filed or otherwise made in connection with Las Vegas, Nevada, Special Assessment District No. 490 (representing less than fifty per cent (50 per cent) of the area to be assessed in each or any individual

assessment unit in said District is without merit, and that the same be, and hereby is, overruled and finally passed upon by said Board.

Section 2. That there shall be, and hereby is, created an assessment district, consisting of seven (7) separate and distinct assessment units, for the purposes of grading, graveling, macadamizing, paving, and otherwise improving, certain streets and portions thereof, within that certain area of said City described in the provisional order resolution passed and approved on the 2nd day of September, 1970, as Assessment Unit No. 1; the curbing, guttering and otherwise improving of that certain area of said City described as Assessment Unit No. 2; the installation of street lights within that certain area of said City described as Assessment Unit No. 3; the paving, curbing and guttering within that certain area of said City described as Assessment Unit No. 5; the sidewalking and installation of street lights within that certain area of said City described as Assessment Unit No. 6; the alley paving and necessary drainage facilities within that certain area of said City described as Assessment Unit No. 7; the paving, curbing, guttering, and the installation of street lights within that certain area of said City described as Assessment Unit No. 8; and said improvements be, and hereby are, ordered.

Section 3. That the character and location of the improvements and the boundaries of the District, and each assessment unit thereof, shall be in all respects as set forth in the aforesaid provisional order resolution (except to the extent inconsistent herewith), as more particularly shown in the plats, diagrams, plans and specifications as filed in the City Clerk's Office prior to the adoption of said provisional order resolution, and as since remaining on file therein.

The boundaries of the District, which include all the lots and parcels to be assessed, shall be more particularly described as follows:

ASSESSMENT UNIT NO. 1

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark State of Nevada, and being portions of the South Half (S $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 33, Township 20 South, Range 61 East, M.D.M., and of the North Half (N $\frac{1}{2}$) of Section 4, Township 21 South, Range 61 East, M.D.M., and being more particularly described as adjoining those certain streets and situate as follows:

SHADOW LANE, West side of: From 20 feet North of the North line of Charleston Boulevard North to a line 331 feet North, more or less, of the centerline of Goldring Avenue.

SHADOW LANE, East side of: From 20 feet North of the North line of Charleston Boulevard, North to a line 210 feet North, more or less, of the centerline of Bearden Drive.

DESERT LANE, West side of: From the North line of Hastings Avenue, North to a line 626 feet North, more or less, of the North line of Hastings Avenue.

DESERT LANE, East side of: From a line 466.5 feet North, more or less, of the North line of Hastings Avenue, North to 159.5 feet, more or less.

SHADOW LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, South to the North line of Waldman Avenue.

SHADOW LANE, East Side of: From 20 feet South of the South line of Charleston Boulevard, South to a line 15 feet North of the North line of Waldman Avenue.

WALDMAN AVENUE, North side of: From the West line of Shadow Lane, Westerly 215 feet.

ELLIS AVENUE, North side of: From the East line of Shadow Lane, Easterly to the West line of Desert Lane.

DESERT LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, South to the North line of Ellis Avenue.

DESERT LANE, East side of: From the South line of Charleston Boulevard, South to a line that is 36 feet Southerly, more or less, from the Easterly prolongation of the centerline of Ellis Avenue (60 feet wide).

ASSESSMENT UNIT NO. 2

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Southwest Quarter (SW $\frac{1}{4}$) of Section 33, Township 20 South, Range 61 East, M.D.M., and the North Half (N $\frac{1}{2}$) of Section 4, Township 21 South, Range 61 East, M.D.M., and being more particularly described as adjoining those certain streets and situate as follows:

SHADOW LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, South to the North line of Waldman Avenue.

SHADOW LANE, East side of: From 20 feet South of the South line of Charleston Boulevard, South to a line 15 feet North of the North line of Waldman Avenue.

WALDMAN AVENUE, North side of: From the West line of Shadow Lane, Westerly 215 feet.

ELLIS AVENUE, North side of: From the East line of Shadow Lane, Easterly to the West line of Desert Lane.

DESERT LANE, West side of: From 20 feet South of the South line of Charleston Boulevard, South to the North line of Ellis Avenue.

DESERT LANE, East side of: From the South line of Charleston Boulevard, South to a line that is 36 feet Southerly, more or less, from the Easterly prolongation of the centerline of Ellis Avenue (60 feet wide).

DESERT LANE, West side of: From 208.7 feet North, more or less, of the North line of Hastings Avenue, North to a line 626 feet North, more or less, of the North line of Hastings Avenue.

DESERT LANE, East side of: From a line 466.5 feet North, more or less, of the North line of Hastings Avenue, North to 159.5 feet, more or less.

SHADOW LANE, East side of: From 20 feet North of the North line of Charleston Boulevard, North to a line 210 feet North, more or less, of the centerline of Bearden Drive.

SHADOW LANE, West side of: From 20 feet North of the North line of Charleston Boulevard, to a line that is 75 feet, more or less, South of the South line of Alturas Avenue; and from the North line of Alturas Avenue, North to a line 331 feet North more or less, of the center line of Goldring Avenue.

ASSESSMENT UNIT NO. 3

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the East Half (E $\frac{1}{2}$) of Section 32 Township 20 South, Range 61 East, M.D.M., and being more particularly described as adjoining those certain streets and situate as follows:

RANCHO DRIVE, West side of: From 110 feet North of the North line of Charleston Boulevard, North to the South line of Palomino Lane.

RANCHO DRIVE, East side of: From 135 feet North of the North line of Charleston Boulevard, North to the most Southwesterly line of Rancho Road, the most Northerly parcel being at the Southeast corner of the intersection of Rancho Drive and Rancho Road, and having a front footage of 602 feet on Rancho Drive.

RANCHO ROAD, West side of: From the North line of Palomino Lane, North to the South line of Bonanza Road.

Except that parcel of land at the Southwest corner of the intersection of Rancho Road and Bonanza Road described in the deed to Glen W. Bales et ux recorded September 8, 1959, as Doc. No. 172667 of Official Records of Clark County, Nevada.

ALSO Except those parcels of land lying within Twin Lakes Village Unit 8, Subdivision.

RANCHO ROAD, East side of: From the North line of Palomino Lane, North to the South line of Bonanza Road.

Except those parcels of land lying in Rancho Park Subdivision.

ASSESSMENT UNIT NO. 5

Those certain tracts of parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 29, Township 20 South, Range 61 East, M.D.M., and being more particularly described as follows:

Those certain tracts or parcels of land adjoining Belrose Street on the East, from the North line of Ernest May Lane North to the Southwesterly line of Tonopah Highway (U.S. 95).

ASSESSMENT UNIT NO. 6

Those portions of the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 27, and of the North Half (N $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 26, all in Township 20 South, Range 61 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being more particularly described as follows:

Those certain tracts or parcels of land adjoining FOREMASTER LANE on the North, from the East line of Main Street, Easterly to the West line of Las Vegas Boulevard North.

AND Those certain tracts or parcels of land adjoining FOREMASTER LANE on the South, from the East line of Main Street, Easterly to a line that is 534.92 feet West of the West line of Bruce Street.

ASSESSMENT UNIT NO. 7

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being

portions of the Northeast Quarter (NE¹/₄) of Section 34, Township 2, South, Range 61 East, M.D.M., and being more particularly described as follows:

Lots 1 through 16 of Block 1 of BUCK'S SUBDIVISION of Las Vegas, said Block 1 being bounded on the Northwest by Las Vegas Boulevard North; on the Northeast by Linden Avenue; on the Southeast by Sixth Street; and on the Southwest by Mesquite Avenue.

ASSESSMENT UNIT NO. 8

Those certain tracts or parcels of land lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being portions of the Northeast Quarter (NE¹/₄) of the Northwest Quarter (NW¹/₄), AND the Northwest Quarter (NW¹/₄) of the Northeast Quarter (NE¹/₄) of Section 6, Township 21 South, Range 61 East, M.D.M., and being more particularly described as follows:

Those certain tracts or parcels of land adjoining ARVILLE STREET on the East and on the West, from a line 70.00 feet South of the Centerline of Charleston Boulevard, Southerly to a line 185.00 feet South of the Centerline of Charleston Boulevard.

Section 4. The amounts to be assessed shall be made upon all lots and parcels of property benefited, proportionately to the benefits received and shall be assessed against the property abutting said improvements in Assessment Unit Nos. 1 and 2 on an area basis, i.e., on the basis that each lot or parcel of property to be assessed in each such assessment unit shall be assessed a portion of the aggregate dollar amount being levied against that particular entire assessment in the proportion that the area of said lot or parcel bears to the area of all the assessable property in such assessment unit, provided that the depth of a lot or parcel in excess of 100 feet, from the frontage facing the improvements shall not be considered in computing the area of such lot or parcel, and against the property abutting said improvements in Assessment Unit Nos. 3, 5, 6, 7, and 8 on a front foot basis, i.e., on the basis that each lot or parcel of property to be assessed in each assessment unit shall be assessed a portion of the aggregate dollar amount being levied against that particular entire assessment unit in the proportion that the frontage of said lot or parcel which abuts the improvements bears to the frontage of all the assessable property abutting the improvements in such assessment unit; provided that in each assessment unit an equitable adjustment will be made for assessments levied against any irregular lots or parcels, so that the assessments according to benefits are equal and uniform (the boundaries of each assessment unit being as set forth in the form of notice in Section 4 of this resolution). The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon, each lot or parcel of property shall be as stated in the aforesaid assessment plat.

Section 5. Except as shown on the plans and specifications now on file in the Office of the City Clerk, the character of such improvements shall be more particularly as follows:

ASSESSMENT UNIT NO. 1

The improvement shall include the installation of street paving on Shadow Lane from Waldman Avenue northerly to join existing pavement 210.12 feet north of the centerline of Bearden Drive; on the north side of Waldman Avenue from the centerline of Shadow Lane westerly 246.60 feet; on the north side of Ellis Avenue from Shadow Lane to Desert Lane; on Desert Lane from the south right of way line of Ellis Avenue to the south side of Charleston Boulevard and on the west side thereof from Hastings Avenue northerly 683.00 feet to meet existing pavement; and on the east side thereof from 350 feet north to 683.30 feet north of the centerline of Hastings Avenue, as more particularly shown on the plats, plans, and diagrams of the work now on file in the office of the City Clerk.

ASSESSMENT UNIT NO. 2

The improvement shall include the installation of curbs and gutters along both sides of Shadow Lane from Waldman Avenue northerly to connect with existing curb and gutter 210.12 feet north of the centerline of Bearden Drive; along the north side of Waldman Avenue 215 feet westerly from Shadow Lane; along the north side of Ellis Avenue from Shadow Lane to Desert Lane; along both sides of Desert Lane from Ellis Avenue to Charleston Boulevard; along the west side of Desert Lane from 240 feet north of the centerline of Hastings Avenue to 683.30 feet north of the centerline of Hastings Avenue; along the east side of Desert Lane from 496.40 feet north of the centerline of Hastings Avenue; along the east side of Desert Lane from 496.40 feet north of the centerline of Hastings Avenue to 683.00 feet north of the centerline of Hastings Avenue (excluding those portions thereof previously improved by the installation of adequate curbs and gutters as more particularly shown on the plats, plans and diagrams of the work now on file in the office of the City Clerk).

ASSESSMENT UNIT NO. 3

The improvement shall include the installation of street lights and appurtenances along Rancho Drive from Charleston Boulevard northerly to Palomino Lane and along Rancho Road from Palomino Lane northerly to Bonanza Road, excepting that portion reserved for the Downtown Expressway, as more particularly shown on the plats, plans, and diagrams of the work now on file in the office of the City Clerk.

ASSESSMENT UNIT NO. 5

The improvement shall include the installation of pavement, curb and gutter along the easterly side of Belrose Street from Earnest May Lane to the Tonopah Highway.

ASSESSMENT UNIT NO. 6

The improvements shall include the installation of sidewalks along the south side of Foremaster Lane and street lights to cover the area of both sides of Foremaster Lane from Main Street to a line 564.92 feet west of the centerline of Bruce Street, except where adequate sidewalks have been previously installed as shown on the plans, plats and diagrams of the work now on file in the office of the City Clerk.

ASSESSMENT UNIT NO. 7

The improvement shall include the installation of alley paving and necessary drainage facilities in that certain alley lying between Las Vegas Boulevard North and Sixth Street, and extending from Linden Avenue to Mesquite Avenue (said paving to be 10 feet in width on either side of centerline of said alley).

ASSESSMENT UNIT NO. 8

The improvement shall include the installation of pavement, curb and gutter, and street lights on both sides of Arville Street, with sidewalks on the westerly side from a line 70 feet south of the centerline of Charleston Boulevard to a line 195 feet, more or less, south of the centerline of Charleston Boulevard.

Section 6. That all actions (not inconsistent with the provisions of this ordinance) heretofore taken by the City of Las Vegas, and the officers of said City, directed toward the construction and installation of the improvements within each of the remaining assessment units of said Assessment District No. 490, toward the creation of said District and toward levying and effecting special assessments to defray the cost thereof, be, and the same hereby are, ratified, approved and confirmed.

Section 7. That all by-laws, orders, resolutions and ordinances, or parts of by-laws, orders, resolutions and ordinances, in conflict with this ordinance, are hereby repealed.

Section 8. That if any one or more sections, sentences, clauses or parts of this ordinance shall, for any reason, be questioned or be held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this ordinance, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this ordinance so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this ordinance in any one or more instances shall not affect or prejudice in any way the applicability and validity of this ordinance in any other instances, and each of the units comprising this proposed assessment district shall be treated separately and distinctly for purposes of notice, protest and other matters relating thereto and should any of the individual units be defeated by protest or become invalid for any other reason, said protest or invalidity by operation of law or otherwise shall not affect the remaining unit or units.

Section 9. That the City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two successive weeks immediately following its final reading and adoption, in the Las Vegas Review Journal, a daily newspaper published in and of general circulation in said City, and this ordinance shall become effective immediately following the second publication thereof.

PASSED, ADOPTED AND APPROVED this 16th day of June, 1971.

(s) Oran K. Gragson

ORAN K. GRAGSON,
MAYOR

ATTEST:

(s) Edwina M. Cole

Edwina M. Cole, City Clerk
(SEAL)

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 2nd day of June, 1971, and referred to the following committee composed of Commissioners Coblenz and Thornley for recommendation; thereafter the said committee reported favorably on said ordinance on the 16th day of June, 1971, 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 Thornley,

Corey and Mayor Gragson

VOTING "NAY": None

ABSENT: Commissioners Coblenz and Howerly (excused)

APPROVED:

(s) Oran K. Gragson

ORAN K. GRAGSON, MAYOR

ATTEST:

(s) Edwina M. Cole

Edwina M. Cole, City Clerk
(SEAL)

June 19 & 26, 1971.