

ORDINANCE NO. 1518

AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 485, ORDERING THE INSTALLATION OF STREET LIGHTS AND APPURTENANCES ALONG CERTAIN STREETS AND PORTIONS THEREOF 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. 1518

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. 485, consisting of two (2) separate and distinct assessment units, for the purpose of the installation of street lights and appurtenances along the streets and portions thereof within that certain area of said City described in the provisional order resolution, passed and approved on the 15th day of January, 1969, 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 ninety (90) written protests and two-hundred seventy (270) verbal protests were received with respect to Assessment Unit No. 1 and sixteen (16) written and/or verbal, were received with respect to Assessment Unit No. 2; and said Board, having duly considered each of said protests, determined it to be in the best interest of each individual unit of said District, the City and the inhabitants thereof to create the District as heretofore proposed; and

WHEREAS, the owners of less than one-half of the area to be assessed in each assessment unit filed written or verbal objections; 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. 485, 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. 485 (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 two (2) separate and distinct assessment units, for the purposes of the installation of street lights and appurtenances along the streets and portions thereof within that certain area of said City described in said provisional order resolution, said Assessment District to be called and designated Las Vegas, Nevada, Special Assessment District No. 485, to include and be the same as the areas designated in the aforesaid provisional order resolution, 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 of 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 (Street Lighting)

BONANZA ROAD: Along the South side thereof from a point 109 feet West of the centerline of Seventh Street easterly to Tenth Street and from 109 feet West of the centerline of Thirteenth Street easterly to the centerline of Twenty-First Street.

LINDEN AVENUE: Along both sides thereof from Las Vegas Boulevard North easterly to Tenth Street and from Thirteenth Street easterly to Twenty-First Street.

MESQUITE AVENUE: Along both sides thereof from Las Vegas Boulevard North easterly to Tenth Street and from Thirteenth Street easterly to Twenty-Fifth Street.

WALNUT AVENUE: Along both sides thereof from Bruce Street easterly to Twenty-First Street.

CEDAR AVENUE: Along both sides thereof from Bruce Street easterly to Twenty-First Street.

POPLAR AVENUE: Along both sides thereof from Fourteenth Street easterly to Twenty-Fifth Street.

ELM AVENUE: Along both sides thereof from Bruce Street easterly to Twenty-Fifth Street.

MARLIN AVENUE: Along both sides thereof from Fourteenth Street easterly to Twenty-Fifth Street.

STEWART AVENUE: Along both sides thereof from 151 feet West of the centerline of Ninth Street easterly to Twenty-Fifth Street.

ASH AVENUE: Along both sides thereof from Twenty-First Street easterly to Twenty-Third Street.

HARLY WAY: Along both sides thereof from Ogden Avenue northeasterly to Seventeenth Street.

OGDEN AVENUE: Along both sides thereof from Eighth Street easterly to Cervantes Street.

SUNRISE AVENUE: Along the South side thereof from Bruce Street easterly to Twenty-First Street.

SIXTH STREET: Along both sides thereof from Stewart Avenue northerly to a point 75 feet North of the centerline of Linden Avenue.

SEVENTH STREET: Along both sides thereof from Stewart Avenue northerly to Bonanza Road.

EIGHTH STREET: Along both sides thereof from Stewart Avenue northerly to Ninth Street.

NINTH STREET: Along both sides thereof from Fremont Street northerly to Bonanza Road.

TENTH STREET: Along both sides thereof from Fremont Street northerly to a point 76 feet North of the centerline of Stewart Avenue and along the West side thereof from Stewart Avenue northerly to Bonanza Road.

ELEVENTH STREET: Along both sides thereof from Fremont Street northerly to a point 347 feet north of the centerline of Stewart Avenue.

TWELFTH STREET: Along both sides thereof from a point 312 feet South of the centerline of Ogden Avenue northerly to a point 56 feet North of the centerline of Stewart Avenue.

THIRTEENTH STREET: Along both sides thereof from a point 339 feet South of the centerline of Ogden Avenue northerly to a point 156 feet North of the centerline of Stewart Avenue, and from Marlin Avenue northerly to Bonanza Road.

FOURTEENTH STREET: Along both sides thereof from a point 312 feet South of the centerline of Ogden Avenue northerly to Stewart Avenue, along the East side thereof from Stewart Avenue northerly to Poplar Avenue, along both sides thereof from Poplar Avenue northerly to Bonanza Road.

FIFTEENTH STREET: Along both sides thereof from a point 320 feet South of the centerline of Ogden Avenue northerly to Bonanza Road.

SIXTEENTH STREET: Along both sides thereof from Stewart Avenue northerly to Bonanza Road.

SEVENTEENTH STREET: Along both sides thereof from Ogden Avenue northerly to Stewart Avenue.

LON GENE COURT: Along both sides thereof from Fifteenth Street westerly to the termination of the cul-de-sac.

PICO WAY: Along both sides thereof from Ogden Avenue southerly to the termination of the cul-de-sac.

BRUCE STREET: Along both sides thereof from Fremont Street northerly to Bonanza Road.

EIGHTEENTH STREET: Along both sides thereof from Sunrise Avenue northerly to Stewart Avenue.

NINETEENTH STREET: Along both sides thereof from Sunrise Avenue northerly to Bonanza Road.

TWENTIETH STREET: Along both sides thereof from Sunrise Avenue northerly to Stewart Avenue.

CERVANTES STREET: Along both sides thereof from Ogden Avenue northerly to Stewart Avenue.

TWENTY-FIRST STREET: Along both sides thereof from Ogden Avenue northerly to Walnut Avenue.

TWENTY-THIRD STREET: Along both sides thereof from Ogden Avenue northerly to Walnut Avenue.

FLOWER AVENUE: Along the West side thereof from Ogden Avenue northerly to Stewart Avenue.

ASSESSMENT UNIT NO. 2 (Street Lighting)

FAIRFIELD AVENUE: Along both sides thereof from a point 80 feet North of the centerline of New York Street southerly to Sahara Avenue.

NEW YORK STREET: Along both sides thereof from Commerce Street westerly to a point 571 feet West of the centerline of Fairfield Avenue.

CHICAGO STREET: Along the North side thereof from Commerce Street westerly to a point 500 feet West of the centerline of Fairfield Avenue.

PHILADELPHIA STREET: Along the South side thereof from Commerce Street westerly to a point 500 feet West of the centerline of Fairfield Avenue.

ST. LOUIS STREET: Along the North side thereof from Commerce Street westerly to a point 495 feet West of the centerline of Fairfield Avenue.

BOSTON STREET: Along the North side thereof from Commerce Street westerly to a point 575 feet West of the center of Meadows Park.

BALTIMORE STREET: Along the North side thereof from Commerce Street westerly to a point 494 feet West of the centerline of Fairfield Avenue.

CLEVELAND STREET: Along the North side thereof from a point 434 feet East of the centerline of Fairfield Avenue westerly to a point 480 feet West of the centerline of Fairfield Avenue.

CINCINNATI STREET: Along the North side thereof from a point 310 feet East of the centerline of Fairfield Avenue westerly to Fairfield Avenue and along the South side thereof from Fairfield Avenue westerly to a point 485 feet West of the Centerline of Fairfield Avenue.

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 each assessment unit on an area basis, i. e., on the basis that each lot or parcel of property to be assessed shall be assessed a portion of the aggregate dollar amount being levied against that particular entire assessment unit in the proportion that the area of said lot or parcel bears to the area of all assessable property in such assessment unit; provided that 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 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.

Regardless of the basis used by apportioning assessments, in case of wedge or V or other irregularly shaped tracts, an amount apportioned thereto shall be in proportion to the special benefits to be derived.

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 for both Assessment Units is more particularly described as follows:

The street lighting system shall consist of low voltage mercury vapor luminaires, steel lighting standards, including concrete bases and underground circuits, together with the installation, removal and relocation of any and all appurtenances and any and all utilities and other objects that are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved now on file in the Office of the City Clerk.

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. 485, 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.

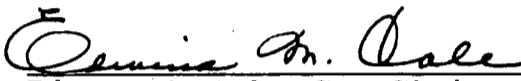
Section 9. That the City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two

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 2nd 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 19th day of May, 1971, and referred to the following committee composed of Commissioners Howery and Corey for recommendation; thereafter, the said committee reported favorably on said ordinance on the 2nd 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 Coblentz, Howery, Corey and Mayor Gragson

VOTING "NAY": None ABSENT: Thornley (excused)

APPROVED:

  
ORAN K. GRAGSON, Mayor

ATTEST:

  
Edwina M. Cole, City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS

LOUIS 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 5, 1971 to June 12, 1971 inclusive, being the issue of said newspaper for the following dates, to wit:

June 5,12, 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 11th day of June, 1971.



NOTARY PUBLIC, IN AND FOR  
CLARK COUNTY, NEVADA

*Karen McKibbin*

RECEIVED

JUN 16 3 15 PM '71

CITY CLERK

**ORDINANCE NO. 1518**

AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 485, ORDERING THE INSTALLATION OF STREET LIGHTS AND APPURTENANCES ALONG CERTAIN STREETS AND PORTIONS THEREOF 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. 485, consisting of two (2) separate and distinct assessment units, for the purpose of the installation of street lights and appurtenances along the streets and portions thereof within that certain area of said City described in the provisional order resolution, passed and approved on the 15th day of January, 1969, 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 ninety (90) written protests and two hundred seventy (270) verbal protests were received with respect to Assessment Unit No. 1 and sixteen (16) written and/or verbal, were received with respect to Assessment Unit No. 2; and said Board, having duly considered each of said protests, determined it to be in the best interest of each individual unit of said District, the City and the inhabitants thereof to create the District as heretofore proposed; and

WHEREAS, the owners of less than one-half of the area to be assessed in each assessment unit filed written or verbal objections; 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. 485, 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. 485 (representing less than fifty per cent (50 percent) 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 two (2) separate and distinct assessment units, for the purposes of the installation of street lights and appurtenances along the streets and portions thereof within that certain area of said City described in said provisional order resolution, said Assessment District to be called and designated Las Vegas, Nevada, Special Assessment District No. 485, to include and be the same as the areas designated in the aforesaid provisional order resolution, 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 of 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**

**(Street Lighting)**

**BONANZA ROAD:** Along the South side thereof from a point 109 feet West of the centerline of Seventh Street easterly to Tenth Street and from 109 feet West of the centerline of Thirteenth Street easterly to the centerline of Twenty-First Street.

**LINDEN AVENUE:** Along both sides thereof from Las Vegas Boulevard North easterly to Tenth Street and from Thirteenth Street easterly to Twenty-First Street.

**MESQUITE AVENUE:** Along both sides from Las Vegas Boulevard North easterly to Tenth Street and from Thirteenth Street easterly to Twenty-Fifth Street.

**WALNUT AVENUE:** Along both sides thereof from Bruce Street easterly to Twenty-First Street.

**CEDAR AVENUE:** Along both sides thereof from Bruce Street easterly to Twenty-First Street.

**POPLAR AVENUE:** Along both sides thereof from Fourteenth Street easterly to Twenty-Fifth Street.

**ELM AVENUE:** Along both sides thereof from Bruce Street easterly to Twenty-Fifth Street.

**MARLIN AVENUE:** Along both sides thereof from Fourteenth Street easterly to Twenty-Fifth Street.

**STEWART AVENUE:** Along both sides thereof from 151 feet West of the centerline of Ninth Street easterly to Twenty-Fifth Street.

**ASH AVENUE:** Along both sides thereof from Twenty-First Street easterly to Twenty-Third Street.

**HARLY WAY:** Along both sides thereof from Ogden Avenue northeasterly to Seventeenth Street.

**OGDEN AVENUE:** Along both sides thereof from Eighth Street easterly to Cervantes Street.

**SUNRISE AVENUE:** Along the South side thereof from Bruce Street easterly to Twenty-First Street.

**SIXTH STREET:** Along both sides thereof from Stewart Avenue northerly to a point 75 feet North of the centerline of Linden Avenue.

**SEVENTH STREET:** Along both sides thereof from Stewart Avenue northerly to Bonanza Road.

**EIGHTH STREET:** Along both sides thereof from Stewart Avenue northerly to Ninth Street.

**NINTH STREET:** Along both sides thereof from Fremont Street northerly to Bonanza Road.

**TENTH STREET:** Along both sides thereof from Fremont Street northerly to a point 75 feet North of the centerline of Stewart Avenue and along the West side thereof from Stewart Avenue northerly to Bonanza Road.

**ELEVENTH STREET:** Along both sides thereof from Fremont Street northerly to a

point 34 feet north of the centerline of Stewart Avenue.

**TWELFTH STREET:** Along both sides thereof from a point 312 feet South of the centerline of Ogden Avenue northerly to a point 56 feet North of the centerline of Stewart Avenue.

**THIRTEENTH STREET:** Along both sides thereof from a point 339 feet South of the centerline of Ogden Avenue northerly to a point 156 feet North of the centerline of Stewart Avenue, and from Marlin Avenue northerly to Bonanza Road.

**FOURTEENTH STREET:** Along both sides thereof from a point 312 feet South of the centerline of Ogden Avenue northerly to the centerline of Ogden Avenue, along the East side thereof from Stewart Avenue northerly to Poplar Avenue, along both sides thereof from Poplar Avenue northerly to Bonanza Road.

**FIFTEENTH STREET:** Along both sides thereof from a point 320 feet South of the centerline of Ogden Avenue northerly to Bonanza Road.

**SIXTEENTH STREET:** Along both sides thereof from Stewart Avenue northerly to Bonanza Road.

**SEVENTEENTH STREET:** Along both sides thereof from Ogden Avenue northerly to Stewart Avenue.

**LON GENE COURT:** Along both sides thereof from Fifteenth Street westerly to the termination of the cul-de-sac.

**PICO WAY:** Along both sides thereof from Ogden Avenue southerly to the termination of the cul-de-sac.

**BRUCE STREET:** Along both sides thereof from Fremont Street northerly to Bonanza Road.

**EIGHTEENTH STREET:** Along both sides thereof from Sunrise Avenue northerly to Stewart Avenue.

**NINETEENTH STREET:** Along both sides thereof from Sunrise Avenue northerly to Bonanza Road.

**TWENTIETH STREET:** Along both sides thereof from Sunrise Avenue northerly to Stewart Avenue.

**CERVANTES STREET:** Along both sides thereof from Ogden Avenue northerly to Stewart Avenue.

**TWENTY-FIRST STREET:** Along both sides thereof from Ogden Avenue northerly to Walnut Avenue.

**TWENTY-THIRD STREET:** Along both sides thereof from Ogden Avenue northerly to Walnut Avenue.

**FLOWER AVENUE:** Along the West side thereof from Ogden Avenue northerly to Stewart Avenue.

**ASSESSMENT UNIT NO. 2**

**(Street Lighting)**

**FAIRFIELD AVENUE:** Along both sides thereof from a point 80 feet North of the centerline of New York Street southerly to Sahara Avenue.

**NEW YORK STREET:** Along both sides thereof from Commerce Street westerly to a point 571 feet West of the centerline of Fairfield Avenue.

**CHICAGO STREET:** Along the North side thereof from Commerce Street westerly to a point 500 feet West of the centerline of Fairfield Avenue.

**PHILADELPHIA STREET:** Along the South side thereof from Commerce Street westerly to a point 500 feet West of the centerline of Fairfield Avenue.

**ST. LOUIS STREET:** Along the North side thereof from Commerce Street westerly to a point 495 feet West of the centerline of Fairfield Avenue.

**BOSTON STREET:** Along the North side thereof from Commerce Street westerly to a point 575 feet West of the center of Meadows Park.

**BALTIMORE STREET:** Along the North side thereof from Commerce Street westerly to a point 494 feet West of the centerline of Fairfield Avenue.

**CLEVELAND STREET:** Along the North side thereof from a point 434 feet East of the centerline of Fairfield Avenue westerly to a point 480 feet West of the centerline of Fairfield Avenue.

CINCINNATI STREET: Along the North side thereof from a point 310 feet East of the centerline of Fairfield Avenue westerly to Fairfield Avenue and along the South side thereof from Fairfield Avenue westerly to a point 485 feet West of the Centerline of Fairfield Avenue.

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 each assessment unit on an area basis, i.e., on the basis that each lot or parcel of property to be assessed shall be assessed a portion of the aggregate dollar amount being levied against that particular entire assessment unit in the proportion that the area of said lot or parcel bears to the area of all assessable property in such assessment unit; provided that an equitable adjustment will be made for assessments levied against any irregular lots of parcels, so that the assessments according to benefits are equal and uniform. 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 plan.

Regardless of the basis used by apportioning assessments, in case of wedge or V or other irregularly shaped tracts, an amount apportioned thereto thereto shall be in proportion to the special benefits to be derived.

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 for both Assessment Units is more particularly described as follows:

The Street lighting system shall consist of low voltage mercury vapor luminaires, steel lighting standards, including concrete bases and underground circuits, together with the installation, removal and relocation of any and all appurtenances and any and all utilities and other objects that are deemed necessary to complete same, as more particularly shown by the plans, diagrams and plans of the work and of the locality to be improved now on file in the Office of the City Clerk.

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. 485, 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 2nd 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 19th day of May, 1971, and referred to the following committee composed of Commissioners Howers and Corey for recommendation; thereafter, the said committee reported favorably on said ordinance on the 2nd 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": Commissioner, Cobbold,  
Howers, Corey and Mayor Gragson  
VOTING "NAY": None  
VOTING "ABSENT":  
Thornley (excused)  
APPROVED  
(s) Oran K. Gragson  
ORAN K. GRAGSON, Mayor

ATTEST

(s) Edwina M. Cole  
Edwina M. Cole, City Clerk

(SEAL)

June 2, 1971