

BILL NO. 93-20

ORDINANCE NO. 3717

AN ORDINANCE RELATING TO THE CEMETERY COMMONLY KNOWN AS THE SOUTHERN NEVADA MEMORIAL VETERAN'S CEMETERY, LOCATED ON FOREMASTER LANE BETWEEN MAIN STREET AND LAS VEGAS BOULEVARD NORTH; DECLARING THAT THE FURTHER MAINTENANCE OF SAID CEMETERY IS NOT IN ACCORDANCE WITH THE HEALTH, SAFETY, COMFORT OR WELFARE OF THE PUBLIC; DIRECTING THE DISINTERMENT AND REMOVAL OF ALL HUMAN REMAINS TO THE EXTENT PRACTICABLE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored By:

Councilman Bob Nolen

Summary: Facilitates the disinterment and removal of human remains at the former Veteran's Cemetery located on Foremaster Lane.

WHEREAS, there is within the geographic boundaries of the City of Las Vegas (the "City") a cemetery commonly known as the Southern Nevada Memorial Veteran's Cemetery (the "Cemetery") generally located on Foremaster Lane between Main Street and Las Vegas Boulevard North; and

WHEREAS, the Cemetery was abandoned by the prior owner and is in an unkempt and unsightly condition in that it is not properly maintained and has become a repository for debris and rubbish; and

WHEREAS, NRS 451.070 allows the City to order the removal of human remains from any cemetery located within its jurisdictional bounds upon a determination that the place of burial is not in accordance with the health, safety, comfort or welfare of the public; and

WHEREAS, Clark County, as owner of the Cemetery by virtue of a tax deed, is willing to relocate the remains contained in the Cemetery to another cemetery which is properly maintained; and

WHEREAS, in order to facilitate the relocation process, the City deems it appropriate and advisable to adopt this ordinance in accordance with NRS 451.070.

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

1 SECTION 1: Based upon the foregoing, the City Council of the City of Las
2 Vegas hereby declares that the further maintenance of the Cemetery as a burial place for the
3 human dead is not in accordance with the health, safety, comfort or welfare of the public and,
4 therefore, the Council hereby directs the disinterment and removal of all human remains therein
5 to the extent practicable.

6 SECTION 2: The disinterment and removal of such remains must be
7 accomplished within 5 years after the effective date of this Ordinance and in accordance with the
8 provisions set forth in NRS 451.069 to 451.340, inclusive.

9 SECTION 3: By the adoption of this Ordinance, the City does not undertake
10 or assume any financial obligation or obligation to assure that the work of disinterment, removal
11 or relocation is performed.

12 SECTION 4: If any section, subsection, subdivision, paragraph, sentence,
13 clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional
14 or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the
15 validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City
16 Council of the City of Las Vegas, Nevada, hereby declares that it would have passed each section,
17 subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that
18 any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases
19 be declared unconstitutional, invalid or ineffective.

20 SECTION 5: All ordinances or parts of ordinances, sections, subsections,
21 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las

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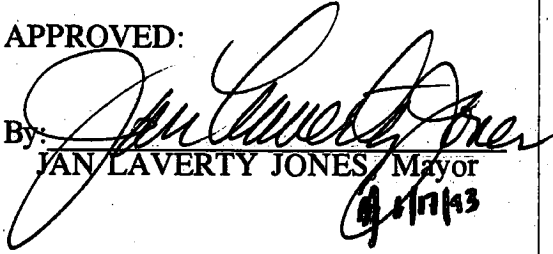
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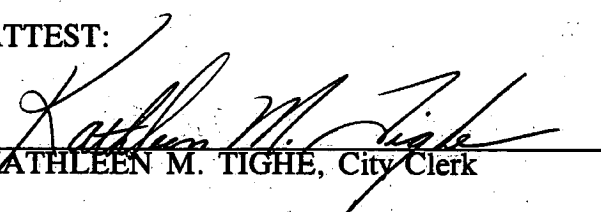
1 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED and APPROVED this 16th day of June,
3 1993.

4 APPROVED:

5 By: 
6 JAN LAVERTY JONES, Mayor
7 6/17/93

8 ATTEST:

9 
KATHLEEN M. TIGHE, City Clerk

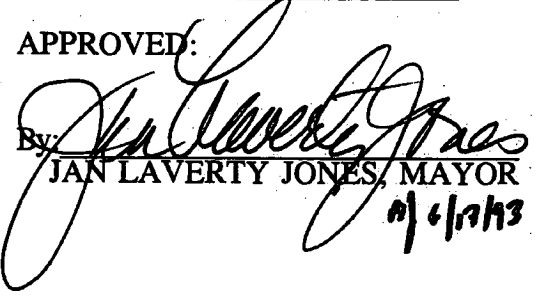
10 The above and foregoing ordinance was first proposed and read by title to
11 the City Council on the 19th day of May, 1993, and referred to the following committee
12 composed of Councilmen Nolen and Adamsen for
13 recommendation; thereafter the said committee reported favorably on said ordinance on the 16th
14 day of June, 1993, which was a regular meeting of said Council; that at said
15 regular meeting, the proposed ordinance was read by title to the City Council as first
16 introduced and adopted by the following vote:

17 VOTING "AYE": Councilmen Nolen, Adamsen, Higginson, Hawkins Jr. and Mayor Jones

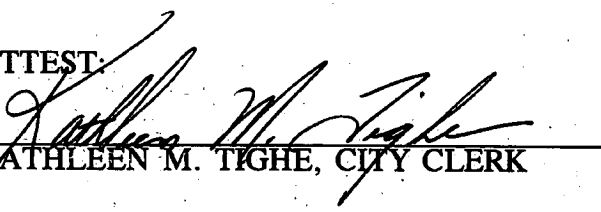
18 VOTING "NAY": NONE

19 ABSENT: NONE

20 APPROVED:

21 By: 
22 JAN LAVERTY JONES, MAYOR
23 6/17/93

24 ATTEST:

25 
KATHLEEN M. TIGHE, CITY CLERK
26

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JUN 30 10 24 AM '93

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Sponsored By:
Councilman Bob Nolen
Summary: Facilitates the disinterment and removal of human remains at the former Veteran's Cemetery located on Foremaster Lane.
The above and foregoing ordinance was first proposed and read by title to the City Council on the 19th day of May, 1993, and referred to the following committee composed of Councilmen Nolen and Adamsen, for recommendation; thereafter the said committee reported favorably on said ordinance on the 16th day of June, 1993, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:
VOTING "AYE" Councilmen: Nolen, Adamsen, Haggins, Hawkins Jr. and Mayor Jones
VOTING "NAY" NONE
EXCUSED: NONE
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: June 19, 1993
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

ANDREA DAVIS, being first duly sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JUNE 19, 1993 to JUNE 19, 1993, on the following days:

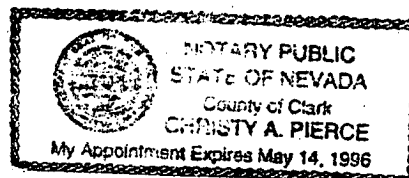
JUNE 19, 1993

Signed: Andrea Davis

Subscribed and sworn to before me this

23 day of June, 19 93

Christy A Pierce
Notary Public



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SPONSORED BY: Councilman Bob Nolen
SUMMARY: Facilitates the disinterment and removal of human remains at the former Veteran's Cemetery located on Foremaster Lane.
At a City Council meeting May 19, 1993
BILL NO. 93-20 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Nolen and Adamsen
COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: June 3, 1993
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

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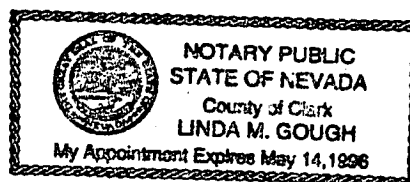
That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JUNE 3, 1993 to JUNE 3, 1993, on the following days:

JUNE 3, 1993

Signed: Andrea Davis

Subscribed and sworn to before me this 23rd day of June, 19 93

Linda M. Gough
Notary Public



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BILL NO. 33-20
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VOTING "NAY" NONE
EXCUSED: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: June 19, 1993
Las Vegas Review-Journal

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JUNE 19, 1993

Signed: Andrea Davis

Subscribed and sworn to before me this

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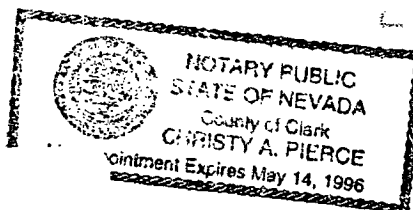
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