

BILL NO. 90-1

ORDINANCE NO. 3484

AN ORDINANCE RELATING TO THE REGULATION OF TRAFFIC, PARKING AND THE USE OF PUBLIC RIGHTS-OF-WAY; AMENDING VARIOUS PROVISIONS OF TITLE 11 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE ENFORCEMENT AUTHORITY WITH RESPECT TO TRAFFIC AND PARKING REGULATIONS TO THE DEPARTMENT OF DETENTION AND ENFORCEMENT, TO INCREASE TO SEVENTY-FIVE DOLLARS THE CIVIL FINE FOR RED ZONE AND EMERGENCY VEHICLE ZONE VIOLATIONS AND TO PROVIDE A UNIFORM PERIOD OF SEVENTY-TWO HOURS AS THE PERIOD BEYOND WHICH VEHICLES MAY NOT BE PARKED OR ABANDONED ON A PUBLIC STREET; AMENDING TITLE 13, CHAPTER 4, SECTION 70, OF SAID CODE TO ESTABLISH A SEVENTY-TWO HOUR REMOVAL PERIOD FOR VEHICLES AND MERCHANDISE DISPLAYED FOR SALE IN PUBLIC RIGHTS-OF-WAY; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored By:

Councilman Scott Higginson

Summary: Provides the Department of Detention and Enforcement with enforcement authority relating to the regulation of traffic and parking and makes other changes relating to the parking and abandonment of vehicles on, and the use of, public streets.

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

SECTION 1: Title 11, Chapter 4, Section 40, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11.04.040: It [shall be] is the duty of the officers of the Metropolitan Police Department [or] and such other officers as are assigned by the Sheriff to enforce, and officers of the Park Ranger Unit of the Department of Detention and Enforcement are authorized to enforce, all street traffic laws of [this] the City and all of the State vehicle laws applicable to street traffic in [this] the City.

SECTION 2: Title 11, Chapter 4, Section 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11.04.050: Officers of the Metropolitan Police Department [or]

1 and such officers as are assigned by the Sheriff, and officers  
2 of the Park Ranger Unit of the Department of Detention and  
3 Enforcement, are authorized to direct all traffic by voice, hand  
4 or signal in conformance with traffic laws; provided that, in the  
5 event of a fire or other emergency or to expedite traffic or to  
6 safeguard pedestrians, such officers [of the Metropolitan Police  
7 Department] may direct traffic as conditions may require, not-  
8 withstanding the provisions of the traffic laws.

9           SECTION 3:       Title 11, Chapter 4, Section 70, of the  
10 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
11 hereby amended to read as follows:

12 11.04.070:       The Sheriff of the Metropolitan Police Depart-  
13 ment[, ] and the Director of the Department of Detention and  
14 Enforcement, by and with the approval of the City Traffic  
15 Engineer, [is] are empowered to make regulations necessary to  
16 make effective the provisions of [this] the City relating to  
17 traffic control, and to make and enforce temporary or experimen-  
18 tal regulations to cover emergencies or special conditions. No  
19 such temporary or experimental regulation shall remain in effect  
20 for more than ninety days.

21           SECTION 4:       Title 11, Chapter 8, Section 30, of the  
22 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition,  
23 is hereby amended to read as follows:

24 11.08.030:       [(A)] Whenever any person is halted by a peace  
25 officer for any violation of this Title and is not required to be  
26 taken before a magistrate, the person shall, in the discretion of  
27 the peace officer, either be given a traffic citation or be taken  
28 without unnecessary delay before a magistrate.

29           [(B) Whenever any person is halted by an official of the  
30 Traffic Engineering Division for a violation of this Title and is  
31 not required to be taken before a magistrate, the person shall be  
32 given a traffic citation.]

1           SECTION 5:       Title 11, Chapter 10, Section 30, of the  
2 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
3 hereby amended to read as follows:

4 11.10.030:       The Notice of Infraction must be on the form which  
5 is prescribed by the [Traffic Engineering Division of the Depart-  
6 ment of Engineering Services] Department of Detention and En-  
7 forcement and must contain the following information:

8           (A) The state and license number and the make of the  
9 vehicle which is parked in violation of the provisions of this  
10 Code;

11           (B) The location at which the violation occurred;

12           (C) The date and time of the violation;

13           (D) The number of the parking meter which is adjacent  
14 to the vehicle, if the vehicle is violation a parking regulation  
15 respecting the use of parking meters, as provided for in Chapter  
16 54 of Title 11 of this Code;

17           (E) The signature of the person who issues the Notice  
18 of Infraction;

19           (F) The section of this Code which allegedly is being  
20 violated;

21           (G) The names of the operator and/or the registered  
22 owner of the vehicle, if they are known to the person who issues  
23 the Notice of Infraction;

24           (H) Information which advises of the manner in which,  
25 and the time within which, the Notice of Infraction must be  
26 answered;

27           (I) Any other reasonable information which is  
28 prescribed by the [Traffic Engineering Division of the Department  
29 of Engineering Services.] Department of Detention and Enforce-  
30 ment.

31           SECTION 6:       Title 11, Chapter 10, Section 40, of the  
32 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is

1 hereby amended to read as follows:

2 11.10.040: The Notice of Infraction may be issued by any  
3 peace officer or by any person who is authorized by the [Traffic  
4 Engineer.] Director of the Department of Detention and Enforce-  
5 ment.

6 SECTION 7: Title 11, Chapter 10, Section 160, of the  
7 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
8 hereby amended to read as follows:

9 11.10.160: [For parking a vehicle in an area which is posted  
10 with a "No Parking" sign or in a space the curb adjacent to which  
11 has been painted red, the civil fine is:

12 (A) Twenty-five dollars, unless such area has been  
13 designated as a fire lane pursuant to Section 10.207 of the Fire  
14 Code of the City; or

15 (B) Seventy-five dollars, if such area has been  
16 designated as a fire lane pursuant to Section 10.207 of the Fire  
17 Code of the City.]

18 (A) For parking a vehicle in an area which is posted  
19 with a "No Parking" sign, the civil fine is twenty-five dollars,  
20 unless such area has been designated as a fire lane pursuant to  
21 Section 10.207 of the Fire Code of the City.

22 (B) For parking a vehicle in a space the curb adjacent  
23 to which has been painted red, in a space designated for  
24 emergency vehicles only, or in an area which has been designated  
25 as a fire lane pursuant to Section 10.207 of the Fire Code of the  
26 City, the civil fine is seventy-five dollars.

27 SECTION 8: Title 11, Chapter 10, Section 180, of the  
28 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
29 hereby amended to read as follows:

30 11.10.180: (A) [For] Except as provided in subsection (B) of  
31 this Section, for other parking (nonmoving traffic) infractions  
32 of the provisions of this Code, the civil fine is ten dollars.

1           (B) For abandoning or parking a vehicle on any City  
2 highway, street or thoroughfare in violation of LVMC 11.24.010,  
3 the civil fine is fifty dollars, plus any towing and storage  
4 fees which may be assessed in connection with the removal of the  
5 vehicle pursuant to this Title.

6           SECTION 9:       Title 11, Chapter 10, Section 200, of the  
7 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
8 hereby amended to read as follows:

9 11.10.200:       Members of the Las Vegas Metropolitan Police  
10 Department [or employees of the Traffic Engineering Division of  
11 the Department of Engineering Services] and officers of the Park  
12 Ranger Unit of the Department of Detention and Enforcement are  
13 authorized to remove a vehicle from a street or highway to the  
14 nearest garage or other place of safety, or to a garage which is  
15 designated or maintained by the Metropolitan Police Department or  
16 otherwise maintained by the City, under the circumstances which  
17 are hereinafter enumerated:

18           (A) When any vehicle is left unattended upon any high-  
19 way, bridge, viaduct or causeway, or in any tube or tunnel, if  
20 such vehicle constitutes an obstruction to traffic;

21           (B) When a vehicle upon a street or highway is so  
22 disabled as to constitute an obstruction to traffic and the per-  
23 son who is in charge of such vehicle is, by reason of physical  
24 injury or other reason, incapacitated to the extent that he is  
25 unable to provide for its custody or removal, or is not in the  
26 immediate vicinity of the disabled vehicle;

27           (C) When any vehicle is illegally parked in a parking  
28 space or location for twenty-four hours or more or is parked so  
29 illegally as to constitute a definite hazard or obstruction to  
30 the normal movement of traffic;

31           (D) When the person who is in charge of a vehicle is  
32 unable to provide for its custody or removal within:

1           (1) Twenty-four hours after abandoning such  
2 vehicle on any freeway, United States highway or other primary  
3 arterial street, or

4           (2) Seventy-two hours after abandoning such  
5 vehicle on any other street;

6           (E) When the person who is driving or in actual physi-  
7 cal control of a vehicle is arrested for any alleged offense for  
8 which the arresting officer is required by law to take such per-  
9 son before a proper magistrate without necessary delay; or

10          (F) Whenever impoundment is ordered by the Las Vegas  
11 Municipal Court after a show-cause hearing has been conducted in  
12 connection with the immobilization of such vehicle, as provided  
13 by LVMC 11.10.230 to 11.10.280, inclusive.

14          SECTION 10: Title 11, Chapter 24, Section 10, of the  
15 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
16 hereby amended to read as follows:

17 11.24.010: [It shall be unlawful for any person to abandon a  
18 vehicle upon any highway, street or other public thoroughfare  
19 within the City.] It is unlawful for any person to:

20           (A) Abandon a vehicle, or

21           (B) Park a vehicle and allow it to remain at the same  
22 location for more than 72 hours,  
23 upon any highway, street or other public thoroughfare within the  
24 City.

25          SECTION 11: Title 11, Chapter 24, Section 30, of the  
26 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
27 hereby amended to read as follows:

28 11.24.030: The Sheriff, [or] any officer of the Metropolitan  
29 Police [Officer] Department or any officer of the Department of  
30 Detention and Enforcement who has reasonable grounds to believe  
31 that a vehicle has been abandoned[, ] or has been parked in the  
32 same location in violation of LVMC 11.24.010 shall attach a

1 notice to said vehicle, in the form of a citation for illegal  
2 parking, and if said vehicle has not been removed within  
3 [twenty-four] seventy-two hours after such notice is attached to  
4 said vehicle, the Sheriff or any [Metropolitan Police Officer]  
5 such officer is authorized to remove or have such vehicle removed  
6 from any street, highway, public thoroughfare, public or private  
7 property, for the purpose of storage or disposition, to any  
8 garage within the City as designated by the Sheriff.

9           SECTION 12:     Title 11, Chapter 24, Section 40, of the  
10 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
11 hereby amended to read as follows:

12 11.24.040:     Reasonable grounds to believe a vehicle has been  
13 abandoned shall exist when:

14           (A)   The vehicle upon a City street, highway or road is  
15 so disabled or in such a state of disrepair that its normal  
16 operation is impossible or impractical;

17           (B)   The vehicle has been left unattended and  
18 dangerously close to a travel lane on a City street, highway or  
19 road so as to possibly impede traffic; or

20           (C)   The vehicle has not been moved or used for more  
21 than [seven consecutive days] seventy-two hours and reasonably  
22 appears to have been deserted.

23           SECTION 13:     Title 11, Chapter 24, Section 50, of the  
24 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
25 hereby amended to read as follows:

26 11.24.050:     The Metropolitan Police Department[, ] and the  
27 Department of Detention and Enforcement, upon compliance with the  
28 notification requirement contained in Section 11.24.030, [is] are  
29 authorized to have any such abandoned vehicle towed from the  
30 place of abandonment to a designated garage at the expense of the  
31 owner of said abandoned vehicle.

32           SECTION 14:     Title 11, Chapter 54, Section 170, of the

1 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
2 hereby amended to read as follows:

3 11.54.170: It shall be the duty of the [Traffic Engineer]  
4 Department of Detention and Enforcement to designate some  
5 employee or employees of [the Traffic Engineering Division,] that  
6 Department, who shall be bonded, to make regular collections of  
7 the money deposited in said meters and it shall be the duty of  
8 such employees so designated to remove the coins so deposited in  
9 the meters and deliver the same to the Director of Finance who  
10 shall count the funds contained therein and deposit such funds  
11 with the Treasurer.

12 SECTION 15: Title 13, Chapter 4, Section 70, of the  
13 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
14 hereby amended to read as follows:

15 13.04.070: (A) It is unlawful for any person to sell or to  
16 display for the purpose of sale any motor vehicle or merchandise  
17 on or within any unimproved portion of a public right-of-way.  
18 For purposes of the Section, "merchandise" means goods or wares,  
19 including, but not limited to, produce, nursery stock, ceramics  
20 and other similar items.

21 (B) Members of the Las Vegas Metropolitan Police  
22 Department and [the Traffic Engineer, or his representative,]  
23 officers of the Park Ranger Unit of the Department of Detention  
24 and Enforcement are authorized to remove or cause to be removed,  
25 to a designated garage or storage area, any motor vehicle which  
26 is being displayed in violation of this Section if the vehicle  
27 has not been removed within [forty-eight] seventy-two hours after  
28 a written notice to remove is attached to the vehicle. The costs  
29 of removal and storage shall be borne by the owner of the  
30 vehicle.

31 (C) Nothing in this Section shall be deemed to  
32 authorize any sale or display on any improved portion of a public

1 right-of-way except that which is otherwise expressly permitted  
2 by this Code.

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

15           SECTION 17:   All ordinances or parts of ordinances,  
16 sections, subsections, phrases, sentences, clauses or paragraphs  
17 contained in the Municipal Code of the City of Las Vegas, Nevada,  
18 1983 Edition, in conflict herewith are hereby repealed.

19           PASSED, ADOPTED AND APPROVED this 7th day of February,  
20 1990.

21           APPROVED:

22           By   
23           RON LURIE, MAYOR OK 2-12-90 RLL

24           ATTEST:

25             
26           KATHLEEN M. TICHE, CITY CLERK  
27  
28  
29  
30  
31  
32

1           The above and foregoing ordinance was first proposed and  
2 read by title to the City Council on the 3rd day of January,  
3 1990, and referred to the following committee composed of  
4 Councilmen Higginson and Nolen  
5 for recommendation; thereafter the said committee reported  
6 favorably on said ordinance on the 7th day of February, 1990,  
7 which was a regular meeting of said Council; that at said  
8 regular meeting, the proposed ordinance was read by  
9 title to the City Council as amended and adopted by the following  
10 vote:

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

12 VOTING "NAY": NONE

13 ABSENT: NONE

14 APPROVED:

15  
16 By   
17       RON LURIE, MAYOR  
          OK 2-12-90 RAW

17 ATTEST:

18   
19 KATHLEEN M. TICHE, CITY CLERK  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

BILL NO. 90-12

ORDINANCE No. 3484

AN ORDINANCE RELATING TO THE REGULATION OF TRAFFIC, PARKING AND THE USE OF PUBLIC RIGHTS-OF-WAY; AMENDING VARIOUS PROVISIONS OF TITLE 11 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE ENFORCEMENT AUTHORITY WITH RESPECT TO TRAFFIC AND PARKING REGULATIONS TO THE DEPARTMENT OF DETENTION AND ENFORCEMENT, TO INCREASE TO SEVENTY-FIVE DOLLARS THE CIVIL FINE FOR RED ZONE AND EMERGENCY VEHICLE ZONE VIOLATIONS AND TO PROVIDE A UNIFORM PERIOD OF SEVENTY-TWO HOURS AS THE PERIOD BEYOND WHICH VEHICLES MAY NOT BE PARKED OR ABANDONED ON A PUBLIC STREET; AMENDING TITLE 13, CHAPTER 4, SECTION 70, OF SAID CODE TO ESTABLISH A SEVENTY-TWO HOUR REMOVAL PERIOD FOR VEHICLES AND MERCHANDISE DISPLAYED FOR SALE IN PUBLIC RIGHTS-OF-WAY; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored By:

Councilman Scott Higginson

Summary: Provides the Department of Detention and Enforcement with enforcement authority relating to the regulation of traffic and parking and makes other changes relating to the parking and abandonment of vehicles on, and the use of, public streets.

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

SECTION 1: Title 11, Chapter 4, Section 40, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11.04.040: It [shall be] is the duty of the officers of the Metropolitan Police Department [or] and such other officers as are assigned by the Sheriff to enforce, and officers of the Park Ranger Unit of the Department of Detention and Enforcement are authorized to enforce, all street traffic laws of [this] the City and all of the State vehicle laws applicable to street traffic in [this] the City.

SECTION 2: Title 11, Chapter 4, Section 50, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11.04.050: Officers of the Metropolitan Police Department [or] and such officers as are assigned by the Sheriff, and officers

1 of the Park Ranger Unit of the Department of Detention and  
2 Enforcement, are authorized to direct all traffic by voice, hand  
3 or signal in conformance with traffic laws; provided that, in the  
4 event of a fire or other emergency or to expedite traffic or to  
5 safeguard pedestrians, such officers [of the Metropolitan Police  
6 Department] may direct traffic as conditions may require, not-  
7 withstanding the provisions of the traffic laws.

8 SECTION 3: Title 11, Chapter 4, Section 70, of the  
9 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
10 hereby amended to read as follows:

11 11.04.070: The Sheriff of the Metropolitan Police Depart-  
12 ment[, ] and the Director of the Department of Detention and  
13 Enforcement, by and with the approval of the City Traffic  
14 Engineer, [is] are empowered to make regulations necessary to  
15 make effective the provisions of [this] the City relating to  
16 traffic control, and to make and enforce temporary or experimen-  
17 tal regulations to cover emergencies or special conditions. No  
18 such temporary or experimental regulation shall remain in effect  
19 for more than ninety days.

20 SECTION 4: Title 11, Chapter 8, Section 30, of the  
21 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition,  
22 is hereby amended to read as follows:

23 11.08.030: [(A)] Whenever any person is halted by a peace  
24 officer for any violation of this Title and is not required to be  
25 taken before a magistrate, the person shall, in the discretion of  
26 the peace officer, either be given a traffic citation or be taken  
27 without unnecessary delay before a magistrate.

28 [(B) Whenever any person is halted by an official of the  
29 Traffic Engineering Division for a violation of this Title and is  
30 not required to be taken before a magistrate, the person shall be  
31 given a traffic citation.]

32 SECTION 5: Title 11, Chapter 10, Section 30, of the

1 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
2 hereby amended to read as follows:

3 11.10.030: The Notice of Infraction must be on the form which  
4 is prescribed by the [Traffic Engineering Division of the Depart-  
5 ment of Engineering Services] Department of Detention and En-  
6 forcement and must contain the following information:

7 (A) The state and license number and the make of the  
8 vehicle which is parked in violation of the provisions of this  
9 Code;

10 (B) The location at which the violation occurred;

11 (C) The date and time of the violation;

12 (D) The number of the parking meter which is adjacent  
13 to the vehicle, if the vehicle is violation a parking regulation  
14 respecting the use of parking meters, as provided for in Chapter  
15 54 of Title 11 of this Code;

16 (E) The signature of the person who issues the Notice  
17 of Infraction;

18 (F) The section of this Code which allegedly is being  
19 violated;

20 (G) The names of the operator and/or the registered  
21 owner of the vehicle, if they are known to the person who issues  
22 the Notice of Infraction;

23 (H) Information which advises of the manner in which,  
24 and the time within which, the Notice of Infraction must be  
25 answered;

26 (I) Any other reasonable information which is  
27 prescribed by the [Traffic Engineering Division of the Department  
28 of Engineering Services.] Department of Detention and Enforce-  
29 ment.

30 SECTION 6: Title 11, Chapter 10, Section 40, of the  
31 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
32 hereby amended to read as follows:

1 11.10.040: The Notice of Infraction may be issued by any  
2 peace officer or by any person who is authorized by the [Traffic  
3 Engineer.] Director of the Department of Detention and Enforce-  
4 ment.

5 SECTION 7: Title 11, Chapter 10, Section 160, of the  
6 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
7 hereby amended to read as follows:

8 11.10.160: [For parking a vehicle in an area which is posted  
9 with a "No Parking" sign or in a space the curb adjacent to which  
10 has been painted red, the civil fine is:

11 (A) Twenty-five dollars, unless such area has been  
12 designated as a fire lane pursuant to Section 10.207 of the Fire  
13 Code of the City; or

14 (B) Seventy-five dollars, if such area has been  
15 designated as a fire lane pursuant to Section 10.207 of the Fire  
16 Code of the City.]

17 (A) For parking a vehicle in an area which is posted  
18 with a "No Parking" sign, the civil fine is twenty-five dollars,  
19 unless such area has been designated as a fire lane pursuant to  
20 Section 10.207 of the Fire Code of the City.

21 (B) For parking a vehicle in a space the curb adjacent  
22 to which has been painted red, in a space designated for  
23 emergency vehicles only, or in an area which has been designated  
24 as a fire lane pursuant to Section 10.207 of the Fire Code of the  
25 City, the civil fine is seventy-five dollars.

26 SECTION 8: Title 11, Chapter 10, Section 180, of the  
27 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
28 hereby amended to read as follows:

29 11.10.180: (A) [For] Except as provided in subsection (B) of  
30 this Section, for other parking (nonmoving traffic) infractions  
31 of the provisions of this Code, the civil fine is ten dollars.

32 (B) For abandoning or parking a vehicle on any City

1 highway, street or thoroughfare in violation of LVMC 11.24.010,  
2 the civil fine is fifty dollars, plus any towing and storage  
3 fees which may be assessed in connection with the removal of the  
4 vehicle pursuant to this Title.

5 SECTION 9: Title 11, Chapter 10, Section 200, of the  
6 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
7 hereby amended to read as follows:

8 11.10.200: Members of the Las Vegas Metropolitan Police  
9 Department [or employees of the Traffic Engineering Division of  
10 the Department of Engineering Services] and officers of the Park  
11 Ranger Unit of the Department of Detention and Enforcement are  
12 authorized to remove a vehicle from a street or highway to the  
13 nearest garage or other place of safety, or to a garage which is  
14 designated or maintained by the Metropolitan Police Department or  
15 otherwise maintained by the City, under the circumstances which  
16 are hereinafter enumerated:

17 (A) When any vehicle is left unattended upon any high-  
18 way, bridge, viaduct or causeway, or in any tube or tunnel, if  
19 such vehicle constitutes an obstruction to traffic;

20 (B) When a vehicle upon a street or highway is so  
21 disabled as to constitute an obstruction to traffic and the per-  
22 son who is in charge of such vehicle is, by reason of physical  
23 injury or other reason, incapacitated to the extent that he is  
24 unable to provide for its custody or removal, or is not in the  
25 immediate vicinity of the disabled vehicle;

26 (C) When any vehicle is illegally parked in a parking  
27 space or location for twenty-four hours or more or is parked so  
28 illegally as to constitute a definite hazard or obstruction to  
29 the normal movement of traffic;

30 (D) When the person who is in charge of a vehicle is  
31 unable to provide for its custody or removal within:

32 (1) Twenty-four hours after abandoning such

1 vehicle on any freeway, United States highway or other primary  
2 arterial street, or

3 (2) Seventy-two hours after abandoning such  
4 vehicle on any other street;

5 (E) When the person who is driving or in actual physi-  
6 cal control of a vehicle is arrested for any alleged offense for  
7 which the arresting officer is required by law to take such per-  
8 son before a proper magistrate without necessary delay; or

9 (F) Whenever impoundment is ordered by the Las Vegas  
10 Municipal Court after a show-cause hearing has been conducted in  
11 connection with the immobilization of such vehicle, as provided  
12 by LVMC 11.10.230 to 11.10.280, inclusive.

13 SECTION 10: Title 11, Chapter 24, Section 10, of the  
14 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
15 hereby amended to read as follows:

16 11.24.010: [It shall be unlawful for any person to abandon a  
17 vehicle upon any highway, street or other public thoroughfare  
18 within the City.] It is unlawful for any person to:

19 (A) Abandon a vehicle, or

20 (B) Park a vehicle and allow it to remain at the same  
21 location for more than 72 hours,  
22 upon any highway, street or other public thoroughfare within the  
23 City.

24 SECTION 11: Title 11, Chapter 24, Section 30, of the  
25 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
26 hereby amended to read as follows:

27 11.24.030: The Sheriff, [or] any officer of the Metropolitan  
28 Police [Officer] Department or any officer of the Park Ranger  
29 Unit of the Department of Detention and Enforcement who has  
30 reasonable grounds to believe that a vehicle has been  
31 abandoned[, ] or has been parked in the same location in viola-  
32 tion of LVMC 11.24.010 shall attach a notice to said vehicle, in

1 the form of a citation for illegal parking, and if said vehicle  
2 has not been removed within [twenty-four] seventy-two hours after  
3 such notice is attached to said vehicle, the Sheriff or any  
4 [Metropolitan Police Officer] such officer is authorized to  
5 remove or have such vehicle removed from any street, highway,  
6 public thoroughfare, public or private property, for the purpose  
7 of storage or disposition, to any garage within the City as  
8 designated by the Sheriff.

9 SECTION 12: Title 11, Chapter 24, Section 40, of the  
10 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
11 hereby amended to read as follows:

12 11.24.040: Reasonable grounds to believe a vehicle has been  
13 abandoned shall exist when:

14 (A) The vehicle upon a City street, highway or road is  
15 so disabled or in such a state of disrepair that its normal  
16 operation is impossible or impractical;

17 (B) The vehicle has been left unattended and  
18 dangerously close to a travel lane on a City street, highway or  
19 road so as to possibly impede traffic; or

20 (C) The vehicle has not been moved or used for more  
21 than [seven consecutive days] seventy-two hours and reasonably  
22 appears to have been deserted.

23 SECTION 13: Title 11, Chapter 24, Section 50, of the  
24 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
25 hereby amended to read as follows:

26 11.24.050: The Metropolitan Police Department[, ] and the  
27 Department of Detention and Enforcement, upon compliance with the  
28 notification requirement contained in Section 11.24.030, [is] are  
29 authorized to have any such abandoned vehicle towed from the  
30 place of abandonment to a designated garage at the expense of the  
31 owner of said abandoned vehicle.

32 SECTION 14: Title 11, Chapter 54, Section 170, of the

1 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
2 hereby amended to read as follows:

3 11.54.170: It shall be the duty of the [Traffic Engineer]  
4 Department of Detention and Enforcement to designate some  
5 employee or employees of [the Traffic Engineering Division,] that  
6 Department, who shall be bonded, to make regular collections of  
7 the money deposited in said meters and it shall be the duty of  
8 such employees so designated to remove the coins so deposited in  
9 the meters and deliver the same to the Director of Finance who  
10 shall count the funds contained therein and deposit such funds  
11 with the Treasurer.

12 SECTION 15: Title 13, Chapter 4, Section 70, of the  
13 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
14 hereby amended to read as follows:

15 13.04.070: (A) It is unlawful for any person to sell or to  
16 display for the purpose of sale any motor vehicle or merchandise  
17 on or within any unimproved portion of a public right-of-way.  
18 For purposes of the Section, "merchandise" means goods or wares,  
19 including, but not limited to, produce, nursery stock, ceramics  
20 and other similar items.

21 (B) Members of the Las Vegas Metropolitan Police  
22 Department and [the Traffic Engineer, or his representative,]  
23 officers of the Park Ranger Unit of the Department of Detention  
24 and Enforcement are authorized to remove or cause to be removed,  
25 to a designated garage or storage area, any motor vehicle which  
26 is being displayed in violation of this Section if the vehicle  
27 has not been removed within [forty-eight] seventy-two hours after  
28 a written notice to remove is attached to the vehicle. The costs  
29 of removal and storage shall be borne by the owner of the  
30 vehicle.

31 (C) Nothing in this Section shall be deemed to  
32 authorize any sale or display on any improved portion of a public

1 right-of-way except that which is otherwise expressly permitted  
2 by this Code.

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

15           SECTION 17:   All ordinances or parts of ordinances,  
16 sections, subsections, phrases, sentences, clauses or paragraphs  
17 contained in the Municipal Code of the City of Las Vegas, Nevada,  
18 1983 Edition, in conflict herewith are hereby repealed.

19           PASSED, ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_,  
20 19\_\_.

21                           APPROVED:

22                           By \_\_\_\_\_  
23                           RON LURIE, MAYOR

24           ATTEST:

25           \_\_\_\_\_  
26           KATHLEEN M. TIGHE, CITY CLERK  
27  
28  
29  
30  
31  
32

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

The above and foregoing ordinance was first proposed and read by title to the City Council on the \_\_\_\_ day of \_\_\_\_\_, 19\_\_, and referred to the following committee composed of \_\_\_\_\_ and \_\_\_\_\_ for recommendation; thereafter the said committee reported favorably on said ordinance on the \_\_\_\_ day of \_\_\_\_\_, 19\_\_, which was a \_\_\_\_\_ meeting of said Council; that at said \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

VOTING "AYE": \_\_\_\_\_  
VOTING "NAY": \_\_\_\_\_  
ABSENT: \_\_\_\_\_

APPROVED:

By \_\_\_\_\_  
RON LURIE, MAYOR

ATTEST:  
  
\_\_\_\_\_  
KATHLEEN M. TIGHE, CITY CLERK

RECEIVED  
FEB 26 9 14 AM '90  
CITY CLERK

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK)

SS

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of ONE insertions from period of FEBRUARY 10, 1990 to FEBRUARY 10, 1990 inclusive, being the issue of said newspaper for the following dates, to wit:

FEBRUARY 10, 1990

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

FIRST AMENDMENT  
BILL NO. 70-1  
ORDINANCE NO. 3484

AN ORDINANCE RELATING TO THE REGULATION OF TRAFFIC, PARKING AND THE USE OF PUBLIC RIGHTS-OF-WAY; AMENDING VARIOUS PROVISIONS OF TITLE 11, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE

ENFORCEMENT AUTHORITY WITH RESPECT TO TRAFFIC AND PARKING REGULATIONS TO THE DEPARTMENT OF DETENTION AND ENFORCEMENT, TO INCREASE TO SEVENTY-FIVE DOLLARS THE CIVIL FINE FOR RED ZONE AND EMERGENCY VEHICLE ZONE VIOLATIONS AND TO PROVIDE A UNIFORM PERIOD OF SEVENTY-TWO HOURS AS THE PERIOD BEYOND WHICH VEHICLES

MAY NOT BE PARKED OR ABANDONED ON A PUBLIC STREET; AMENDING TITLE 13, CHAPTER 4, SECTION 70, OF SAID CODE TO ESTABLISH A SEVENTY-TWO HOUR REMOVAL PERIOD FOR VEHICLES AND MERCHANDISE DISPLAYED FOR SALE IN PUBLIC RIGHTS-OF-WAY; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:  
Councilman Scott Higginson  
SUMMARY: Provides the Department of Detention and Enforcement with enforcement authority relating to the regulation of traffic and parking and makes other changes relating to the parking and abandonment of vehicles on, and the use of, public streets.

The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 3rd day of January, 1990, and referred to the following committee composed of Councilmen Higginson and Nolen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 7th day of February, 1990, which was a regular meeting of said City Council; that at said regular meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:

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

VOTING "NAY" Councilmen: NONE

ABSENT: NONE  
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: February 10, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 12 day of Feb, 1990

*Marjorie E. Ouellette*

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



MARJORIE E. OUELLETTE

Notary Public-State of Nevada

CLARK COUNTY

My Appointment Expires Dec. 2, 1993

RECEIVED

FEB 16 11 03 AM '90

FINANCE DEPT

RECEIVED  
FEB 16 1990  
FINANCE DEPT  
U.S. DEPARTMENT OF JUSTICE

RECEIVED  
FEB 16 1990  
FINANCE DEPT  
U.S. DEPARTMENT OF JUSTICE

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK)

SS

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of ONE insertions from period of JANUARY 19, 1990 to JANUARY 19, 1990 inclusive, being the issue of said newspaper for the following dates, to wit:

JANUARY 19, 1990

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

**BILL NO. 90-1**  
AN ORDINANCE RELATING TO THE REGULATION OF TRAFFIC, PARKING AND THE USE OF PUBLIC RIGHTS-OF-WAY; AMENDING VARIOUS PROVISIONS OF TITLE 11 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE ENFORCEMENT AUTHORITY WITH RESPECT TO TRAFFIC AND PARKING REGULATIONS TO THE DEPARTMENT OF DETENTION AND ENFORCEMENT; TO INCREASE TO SEVENTY-FIVE DOLLARS THE CIVIL FINE FOR RED ZONE AND EMERGENCY VEHICLE ZONE VIOLATIONS AND TO PROVIDE A UNIFORM PERIOD OF SEVENTY-TWO HOURS AS THE PERIOD BEYOND WHICH VEHICLES MAY NOT BE PARKED OR ABANDONED ON A PUBLIC STREET; AMENDING TITLE 13, CHAPTER 4, SECTION 70, OF SAID CODE TO ESTABLISH A SEVENTY-TWO HOUR REMOVAL PERIOD FOR VEHICLES AND MERCHANDISE DISPLAYED FOR SALE IN PUBLIC RIGHTS-OF-WAY; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.  
SPONSORED BY:  
Councilman Scott Hoggins  
SUMMARY: Provides the Department of Detention and Enforcement with enforcement authority relating to the regulation of traffic and parking and makes other changes relating to the parking and abandonment of vehicles on, and the use of public streets.  
At a City Council meeting January 3, 1990.  
BILL NO. 90-1 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:  
Councilman Hoggins and Nolan  
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: January 19, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 19th day of Jan., 1990

*Carselettie Young*

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



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

RECEIVED

JAN 26 11 24 AM '90

FINANCE DEPT

OFFICE OF THE

COMPTROLLER

STATE

OFFICE OF THE

# AFFIDAVIT OF PUBLICATION

RECEIVED  
JAN 29 3 53 PM '90  
CLERK

STATE OF NEVADA)  
COUNTY OF CLARK)

SS

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of ONE insertions from period of JANUARY 19, 1990 to JANUARY 19, 1990 inclusive, being the issue of said newspaper for the following dates,

to wit:

JANUARY 19, 1990

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

**BILL NO. 90-1**

AN ORDINANCE RELATING TO THE REGULATION OF TRAFFIC, PARKING AND THE USE OF PUBLIC RIGHTS-OF-WAY; AMENDING VARIOUS PROVISIONS OF TITLE 11 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO PROVIDE ENFORCEMENT AUTHORITY WITH RESPECT TO TRAFFIC AND PARKING REGULATIONS TO THE DEPARTMENT OF DETENTION AND ENFORCEMENT, TO INCREASE TO SEVENTY-FIVE DOLLARS THE CIVIL FINE FOR RED ZONE AND EMERGENCY VEHICLE ZONE VIOLATIONS AND TO PROVIDE A UNIFORM PERIOD OF SEVENTY-TWO HOURS AS THE PERIOD BEYOND WHICH VEHICLES MAY NOT BE PARKED OR ABANDONED ON A PUBLIC STREET; AMENDING TITLE 13, CHAPTER 4, SECTION 70, OF SAID CODE TO ESTABLISH A SEVENTY-TWO HOUR REMOVAL PERIOD FOR VEHICLES AND MERCHANDISE DISPLAYED FOR SALE IN PUBLIC RIGHTS-OF-WAY; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

SPONSORED BY:  
Councilman Scott Higginson  
SUMMARY: Provides the Department of Detention and Enforcement with enforcement authority relating to the regulation of traffic and parking and makes other changes relating to the parking and abandonment of vehicles on, and the use of public streets.

At a City Council meeting  
January 3, 1990.  
BILL NO. 90-1 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:

Councilman Higginson and Noted 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: January 19, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me  
this 19th day of Jan., 19 90

NOTARY PUBLIC, IN AND FOR CLARK  
COUNTY, NEVADA



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



083917

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK)

SS

RECEIVED  
FEB 21 9 11 AM '90  
CITY CLERK

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of ONE insertions from period of FEBRUARY 10, 1990 to FEBRUARY 10, 1990 inclusive, being the issue of said newspaper for the following dates, to wit:

FEBRUARY 10, 1990

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

FIRST AMENDMENT  
BILL NO. 70-1  
ORDINANCE NO. 3484  
AN ORDINANCE RELATING TO  
THE REGULATION OF TRAFFIC,  
PARKING AND THE USE OF PUB-  
LIC RIGHTS-OF-WAY; AMENDING  
VARIOUS PROVISIONS OF TITLE  
11, OF THE MUNICIPAL CODE OF  
THE CITY OF LAS VEGAS, NEVA-  
DA, 1983 EDITION, TO PROVIDE

ENFORCEMENT AUTHORITY  
WITH RESPECT TO TRAFFIC AND  
PARKING REGULATIONS TO THE  
DEPARTMENT OF DETENTION  
AND ENFORCEMENT, TO IN-  
CREASE TO SEVENTY-FIVE DOL-  
LARS THE CIVIL FINE FOR RED  
ZONE AND EMERGENCY VEHICLE  
ZONE VIOLATIONS AND TO PRO-  
VIDE A UNIFORM PERIOD OF SEV-  
ENTY-TWO HOURS AS THE PERI-  
OD BEYOND WHICH VEHICLES

MAY NOT BE PARKED OR ABAN-  
DONED ON A PUBLIC STREET;  
AMENDING TITLE 13, CHAPTER 4,  
SECTION 70, OF SAID CODE TO  
ESTABLISH A SEVENTY-TWO  
HOUR REMOVAL PERIOD FOR VE-  
HICLES AND MERCHANDISE DIS-  
PLAYED FOR SALE IN PUBLIC  
RIGHTS-OF-WAY; PROVIDING FOR  
OTHER MATTERS PROPERLY RE-  
LATING THERETO AND REPEAL-  
ING ALL ORDINANCES AND PARTS

OF ORDINANCES IN CONFLICT  
HEREWITH.  
SPONSORED BY:  
Councilman Scott Higginson

SUMMARY: Provides the Depart-  
ment of Detention and Enforcement  
with enforcement authority relating  
to the regulation of traffic and park-  
ing and makes other changes relat-  
ing to the parking and abandonment  
of vehicles on, and the use of, public  
streets.

The above and foregoing amended  
ordinance was first proposed and  
read by title to the City Council on  
the 2nd day of January, 1990, and  
referred to the following committee  
composed of Councilmen Higginson  
and Nolen, for recommendation;  
thereafter the said committee re-  
ported favorably on said amended  
ordinance on the 7th day of Febru-  
ary, 1990, which was a regular meet-  
ing of said City Council; that at said  
regular meeting the proposed ordi-  
nance was read by title to the City  
Council as amended and adopted by  
the following vote:

VOTING "AYE" Councilmen: Adam-  
sen, Higginson, Miller, Nolen and  
Mayor Lurie.

VOTING "NAY" Councilmen: NONE.

ABSENT: NONE

COPIES OF THE COMPLETE ORDI-  
NANCE ARE AVAILABLE FOR PUB-  
LIC INFORMATION IN THE OFFICE  
OF THE CITY CLERK, 10th FLOOR,  
CITY HALL, 400 EAST STEWART  
AVENUE, LAS VEGAS, NEVADA.  
PUB: February 10, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me  
this 12 day of Feb, 1990

NOTARY PUBLIC, IN AND FOR CLARK  
COUNTY, NEVADA



MARJORIE E. OUELLETTE

Notary Public - State of Nevada

CLARK COUNTY

My Appointment Expires Dec. 2, 1993



083892