

BILL NO. 90-19

ORDINANCE No. 3498

AN ORDINANCE RELATING TO HANDICAPPED PARKING; AMENDING TITLE 11, CHAPTER 52, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A NEW SECTION DESIGNATED AS SECTION 135 WHICH DEFINES HANDICAPPED PARKING SPACES AND ZONES AND REGULATES THE PARKING IN AND AT SAID LOCATIONS; AMENDING SECTION 130 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM PARAGRAPH (D) WHICH HERETOFORE PROVIDED FOR THE PROCEDURE TO DESIGNATE HANDICAPPED SPACES AND ZONES; AMENDING SECTION 290 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM DUTIES OF THE CITY TRAFFIC ENGINEER, THE CITY TRAFFIC AND PARKING COMMISSION AND SCHEDULE 17-VII AS IT RELATES TO HANDICAPPED PARKING; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored By
Councilman Bob Nolen

Summary: Deletes the current section and adds a new section to regulate and control handicapped parking; deletes certain duties of the City Traffic Engineer, the City Traffic and Parking Commission and all reference to Schedule 17-VII as applied to handicapped parking.

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

SECTION 1: Title 11, Chapter 52, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 135, reading as follows:

11.52.135: (A) Any parking space designated for the handicapped must be indicated by a sign:

(1) Bearing the international symbol of accessibility with or without the words "Parking," "Handicapped Parking," "Handicapped Parking Only," or "Reserved for the Handicapped," or any other word or combination of words indicating that the space is designated for the handicapped;

(2) Stating the amount of the fine for unauthorized use; and

(3) The bottom of which must be not less than 4

1 feet above the ground.

2 (B) A person shall not park a vehicle in a space
3 designated for the handicapped by a sign that meets the require-
4 ments of subsection (A), whether on public or privately owned
5 property, unless he is eligible to do so and the vehicle
6 displays:

7 (1) Special license plates for a handicapped per-
8 son;

9 (2) A parking permit for a handicapped person; or

10 (3) An officially recognized emblem issued by this
11 state or another jurisdiction indicating that the driver or a
12 passenger in the vehicle is eligible.

13 No person may park a vehicle in a handicapped space pursuant to
14 this subsection (B) for a period that exceeds the time limit, if
15 any, that is specified on the sign pertaining thereto.

16 (C) A person shall not use such a plate, permit or
17 emblem for a vehicle for the purpose of parking unless he is han-
18 dicapped or is the driver of a vehicle in which a handicapped
19 person is a passenger.

20 SECTION 2: Title 11, Chapter 52, Section 130, of the
21 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
22 hereby amended to read as follows:

23 11.52.130: No person shall stop, stand or park a vehicle,
24 except when necessary to avoid conflict with other traffic in
25 compliance with law or the directions of a Police Officer or
26 traffic-control devices, in any of the following places:

27 (A) At any place where official signs and/or curb
28 painting prohibit or restrict stopping, standing or parking for a
29 period longer or purpose other than is permitted by such signs or
30 curb painting;

31 (B) In front of any sidewalk elevator or chute or
32 within a space of five feet on either side of such sidewalk ele-

1 vator or chute;

2 (C) At any school zone during school hours, unless
3 properly posted as a passenger loading zone as provided in Sec-
4 tion 11.44.020;

5 [(D) Where the adjacent curb is painted blue or where
6 signs are posted limiting parking to handicapped only, no person
7 other than a person whose vehicle displays a handicapped permit
8 or special handicapped license plate, shall stop, stand or park a
9 vehicle on any public street or other public place or in any
10 publicly owned parking lot or parking lot to which the public is
11 invited described in Schedule 17-VII, a copy of which is to be
12 maintained for public inspection in the offices of the City Clerk
13 and the City Traffic Engineer, or in such other handicapped
14 parking zones as may be added to said schedule by resolution of
15 the City Council. Any person whose vehicle displays a han-
16 dicapped permit or special handicapped license plate may stop,
17 stand or park in any such zone for a period not to exceed four
18 hours;]

19 (D) [(E)] On a sidewalk;

20 (E) [(F)] In front of a public or private driveway;

21 (F) [(G)] Within fifty feet of the nearest rail of a
22 railroad;

23 (G) [(H)] Within twenty feet of a driveway entrance to
24 any fire station and, on the side of a highway opposite the
25 entrance to any fire station, within seventy-five feet of such
26 station; or

27 (H) [(I)] On the highway side of any vehicle which is
28 stopped or parked at the edge of or curb of a highway.

29 SECTION 3: Title 11, Chapter 52, Section 290, of the
30 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
31 hereby amended to read as follows:

32 11.52.290: The City Council or the Traffic Engineer may from

1 time to time[, by resolution,] designate [additional] zones or
2 spaces on any public street or other public place or in any
3 publicly owned parking lot [or parking lot to which the public is
4 invited] to be limited to parking for the handicapped [and, upon
5 the adoption of any such resolution, the additional zones or
6 spaces designated therein shall be added to said Schedule 17-VII;
7 provided, however, that, in the case of a parking lot to which
8 the public is invited, the owner thereof shall first file an
9 application, accompanied by a fee to cover the costs of erecting
10 the necessary signs limiting parking to handicapped only with the
11 City Traffic Engineer and he shall refer the same to the Traffic
12 and Parking Commission for their recommendation thereon to the
13 City Council.] for a period not to exceed four hours.

14 SECTION 4: Title 11, Chapter 10, Section 170, of the
15 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
16 hereby amended to read as follows:

17 11.10.170: For parking a vehicle in an area which is posted
18 with a handicapped parking sign [or in a space, the curb adjacent
19 to which has been painted blue,] when such vehicle does not
20 display a handicapped permit or license plate, the civil fine is
21 one hundred dollars.

22 SECTION 5: If any section, subsection, subdivision,
23 paragraph, sentence, clause or phrase in this ordinance or any
24 part thereof, is for any reason held to be unconstitutional or
25 invalid or ineffective by any court of competent jurisdiction,
26 such decision shall not affect the validity or effectiveness of
27 the remaining portions of this ordinance or any part thereof.
28 The City Council of the City of Las Vegas, Nevada, hereby
29 declares that it would have passed each section, subsection, sub-
30 division, paragraph, sentence, clause or phrase thereof irrespec-
31 tive of the fact that any one or more sections, subsections, sub-
32 divisions, paragraphs, sentences, clauses or phrases be declared

1 unconstitutional, invalid or ineffective.

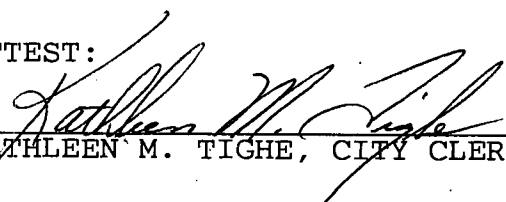
2 SECTION 6: All ordinances or parts of ordinances,
3 sections, subsections, phrases, sentences, clauses or paragraphs
4 contained in the Municipal Code of the City of Las Vegas, Nevada,
5 1983 Edition, in conflict herewith are hereby repealed.

6 PASSED, ADOPTED AND APPROVED this 4th day of April,
7 1990.

8 APPROVED:

9
10 By 
RON LURIE, MAYOR OK 4-6-90 RAL

11 ATTEST:

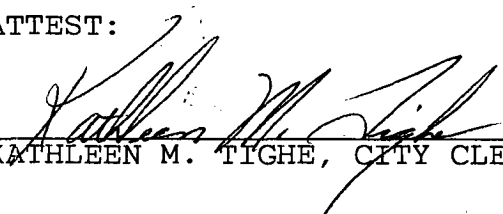
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KATHLEEN M. TIGHE, CITY CLERK
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1 The above and foregoing ordinance was first proposed and
2 read by title to the City Council on the 7th day of March,
3 1990, and referred to the following committee composed of
4 Councilmen Nolen and Miller
5 for recommendation; thereafter the said committee reported
6 favorably on said ordinance on the 4th day of April, 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
15 APPROVED:

16 By 
17 RON LURIE, MAYOR OK 4-6-90 RLU

18 ATTEST:
19 
20 KATHLEEN M. TIGHE, CITY CLERK

BILL NO. 90-19

ORDINANCE No. 3498

AN ORDINANCE RELATING TO HANDICAPPED PARKING; AMENDING TITLE 11, CHAPTER 52, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A NEW SECTION DESIGNATED AS SECTION 135 WHICH DEFINES HANDICAPPED PARKING SPACES AND ZONES AND REGULATES THE PARKING IN AND AT SAID LOCATIONS; AMENDING SECTION 130 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM PARAGRAPH (D) WHICH HERETOFORE PROVIDED FOR THE PROCEDURE TO DESIGNATE HANDICAPPED SPACES AND ZONES; AMENDING SECTION 290 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM DUTIES OF THE CITY TRAFFIC ENGINEER, THE CITY TRAFFIC AND PARKING COMMISSION AND SCHEDULE 17-VII AS IT RELATES TO HANDICAPPED PARKING; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored By

Councilman Bob Nolen

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(2) Stating the amount of the fine for unauthorized use; and

(3) The bottom of which must be not less than 4 feet above the ground.

1 (B) A person shall not park a vehicle in a space
2 designated for the handicapped by a sign that meets the require-
3 ments of subsection (A), whether on public or privately owned
4 property, unless he is eligible to do so and the vehicle
5 displays:

6 (1) Special license plates for a handicapped per-
7 son;

8 (2) A parking permit for a handicapped person; or

9 (3) An officially recognized emblem issued by this
10 state or another jurisdiction indicating that the driver or a
11 passenger in the vehicle is eligible.

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15 person is a passenger.

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17 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
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20 except when necessary to avoid conflict with other traffic in
21 compliance with law or the directions of a Police Officer or
22 traffic-control devices, in any of the following places:

23 (A) At any place where official signs and/or curb
24 painting prohibit or restrict stopping, standing or parking for a
25 period longer or purpose other than is permitted by such signs or
26 curb painting;

27 (B) In front of any sidewalk elevator or chute or
28 within a space of five feet on either side of such sidewalk ele-
29 vator or chute;

30 (C) At any school zone during school hours, unless
31 properly posted as a passenger loading zone as provided in Sec-
32 tion 11.44.020;

1 [(D) Where the adjacent curb is painted blue or where
2 signs are posted limiting parking to handicapped only, no person
3 other than a person whose vehicle displays a handicapped permit
4 or special handicapped license plate, shall stop, stand or park a
5 vehicle on any public street or other public place or in any
6 publicly owned parking lot or parking lot to which the public is
7 invited described in Schedule 17-VII, a copy of which is to be
8 maintained for public inspection in the offices of the City Clerk
9 and the City Traffic Engineer, or in such other handicapped
10 parking zones as may be added to said schedule by resolution of
11 the City Council. Any person whose vehicle displays a han-
12 dicapped permit or special handicapped license plate may stop,
13 stand or park in any such zone for a period not to exceed four
14 hours;]

15 (D) [(E)] On a sidewalk;

16 (E) [(F)] In front of a public or private driveway;

17 (F) [(G)] Within fifty feet of the nearest rail of a
18 railroad;

19 (G) [(H)] Within twenty feet of a driveway entrance to
20 any fire station and, on the side of a highway opposite the
21 entrance to any fire station, within seventy-five feet of such
22 station; or

23 (H) [(I)] On the highway side of any vehicle which is
24 stopped or parked at the edge of or curb of a highway.

25 SECTION 3: Title 11, Chapter 52, Section 290, of the
26 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
27 hereby amended to read as follows:

28 11.52.290: The City Council or the Traffic Engineer may from
29 time to time[, by resolution,] designate [additional] zones or
30 spaces on any public street or other public place or in any
31 publicly owned parking lot [or parking lot to which the public is
32 invited] to be limited to parking for the handicapped. [and, upon

1 the adoption of any such resolution, the additional zones or
2 spaces designated therein shall be added to said Schedule 17-VII;
3 provided, however, that, in the case of a parking lot to which
4 the public is invited, the owner thereof shall first file an
5 application, accompanied by a fee to cover the costs of erecting
6 the necessary signs limiting parking to handicapped only with the
7 City Traffic Engineer and he shall refer the same to the Traffic
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9 City Council.]

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16 display a handicapped permit or license plate, the civil fine is
17 one hundred dollars.

18 SECTION 5: If any section, subsection, subdivision,
19 paragraph, sentence, clause or phrase in this ordinance or any
20 part thereof, is for any reason held to be unconstitutional or
21 invalid or ineffective by any court of competent jurisdiction,
22 such decision shall not affect the validity or effectiveness of
23 the remaining portions of this ordinance or any part thereof.
24 The City Council of the City of Las Vegas, Nevada, hereby
25 declares that it would have passed each section, subsection, sub-
26 division, paragraph, sentence, clause or phrase thereof irrespec-
27 tive of the fact that any one or more sections, subsections, sub-
28 divisions, paragraphs, sentences, clauses or phrases be declared
29 unconstitutional, invalid or ineffective.

30 SECTION 6: All ordinances or parts of ordinances,
31 sections, subsections, phrases, sentences, clauses or paragraphs
32 contained in the Municipal Code of the City of Las Vegas, Nevada,

1 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED AND APPROVED this ____ day of _____,
3 1990.

4 APPROVED:

5 By _____
6 RON LURIE, MAYOR

7 ATTEST:

8 _____
9 KATHLEEN M. TIGHE, CITY CLERK

10 The above and foregoing ordinance was first proposed and
11 read by title to the City Council on the ____ day of _____,
12 1990, and referred to the following committee composed of
13 _____ and _____
14 for recommendation; thereafter the said committee reported
15 favorably on said ordinance on the ____ day of _____, 1990,
16 which was a _____ meeting of said Council; that at said
17 _____ meeting, the proposed ordinance was read by
18 title to the City Council as first introduced and adopted by the
19 following vote:

20 VOTING "AYE": _____

21 VOTING "NAY": _____

22 ABSENT: _____

23 APPROVED:

24 By _____
25 RON LURIE, MAYOR

26 ATTEST:

27 _____
28 KATHLEEN M. TIGHE, CITY CLERK
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RECEIVED

AFFIDAVIT OF PUBLICATION

APR 23 4 55 PM '90

STATE OF NEVADA)
COUNTY OF CLARK)

SS

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 APRIL 7, 1990 to APRIL 7, 1990 inclusive, being the issue of said newspaper for the following dates,

to wit:

APRIL 7, 1990

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

**FIRST AMENDMENT
BILL NO. 90-19
Ordinance No. 3498**

AN ORDINANCE RELATING TO HANDICAPPED PARKING; AMENDING TITLE 11, CHAPTER 52, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A NEW SECTION DESIGNATED AS SECTION 135 WHICH DEFINES HANDICAPPED PARKING SPACES AND ZONES AND REGULATES THE PARKING IN AND AT SAID LOCATIONS; AMENDING SECTION 130 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM PARAGRAPH (D) WHICH HERETOFORE PROVIDED FOR THE PROCEDURE TO DESIGNATE HANDICAPPED SPACES AND ZONES; AMENDING SECTION 290 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM DUTIES OF THE CITY TRAFFIC ENGINEER, THE CITY TRAFFIC AND PARKING COMMISSION AND SCHEDULE 17-VII AS IT RELATES TO HANDICAPPED PARKING; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The above and foregoing amended ordinances was first proposed and read by title to the City Council on the 7th day of March, 1990, and referred to the following committee composed of Councilmen Nolen and Miller for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 4th day of April, 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: April 7, 1990

SIGNED

George J. Vasconi

GEORGE J. VASCONI

Subscribed and sworn to before me this 9th day of Apr., 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

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CHIEF OF BUREAU

MAY 1990

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APR 3 9 10 AM '90

STATE OF NEVADA)
COUNTY OF CLARK)

SS

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 MARCH 22, 1990 to MARCH 22, 1990 inclusive, being the issue of said newspaper for the following dates, to wit:

MARCH 22, 1990

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

FIRST AMENDMENT
BILL NO. 90-19

AN ORDINANCE RELATING TO HANDICAPPED PARKING; AMENDING TITLE 11, CHAPTER 52, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A NEW SECTION DESIGNATED AS SECTION 135 WHICH DEFINES HANDICAPPED PARKING SPACES AND ZONES AND REGULATES THE PARKING IN AND AT SAID LOCATIONS; AMENDING SECTION 130 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM PARAGRAPH (D) WHICH HERETOFORE PROVIDED FOR THE PROCEDURE TO DESIGNATE HANDICAPPED SPACES AND ZONES; AMENDING SECTION 290 OF SAID TITLE AND CHAPTER BY DELETING THEREFROM DUTIES OF THE CITY TRAFFIC ENGINEER, THE CITY TRAFFIC AND PARKING COMMISSION AND SCHEDULE 17-VII AS IT RELATES TO HANDICAPPED PARKING; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Councilman Bob Nolen

SUMMARY: Deletes the current section and adds a new section to regulate and control handicapped parking; deletes certain duties of the City Traffic Engineer, the City Traffic and Parking Commission and all reference to Schedule 17-VII as applied to handicapped parking. At a City Council meeting March 7, 1990

BILL NO. 90-19 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Nolen and Miller

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: March 22, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 23rd day of March, 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

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AFFIDAVIT OF PUBLICATION

CITY CLERK

STATE OF NEVADA) SS
COUNTY OF CLARK)

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PUB: March 22, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me
this 23rd day of March, 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



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AFFIDAVIT OF PUBLICATION 4 55 PM '90

STATE OF NEVADA)
COUNTY OF CLARK)

SS

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Ordinance No. 3498

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VOTING "NAY" Councilmen: NONE
ABSENT: NONE

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COUNTY, NEVADA



MARJORIE E. OUELLETTE
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Dec. 2, 1998

