

FIRST AMENDMENT

Bill No. 95-72

Ordinance No. 3939

AN ORDINANCE RELATING TO BUSINESS LICENSING; AMENDING TITLE 6, CHAPTER 50, SECTION 175 OF THE LAS VEGAS MUNICIPAL CODE, 1983 EDITION; RELATING TO BREW PUBS; DELETING THE PROHIBITION LIMITING BREW PUBS TO HISTORIC DISTRICTS OR REDEVELOPMENT AREAS; INCREASING THE MAXIMUM AMOUNT OF MALT BEVERAGE A BREW PUB CAN PRODUCE IN ANY CALENDAR YEAR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:

Summary: Amends Title 6, Chapter 50, Section 175 of the Las Vegas Municipal Code, 1983 Edition, to delete the prohibition limiting brew pubs to historic districts or redevelopment areas.

Councilman Matthew Q. Callister

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

SECTION 1: Title 6, Chapter 50, Section 175 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as follows:

6.50.175 Brew pub/tavern license.

(A) A brew pub/tavern license authorizes a licensee to:

(1) Manufacture and store malt beverages on the premises of the [brewery] brew pub/tavern and sell and transport the malt beverages manufactured on the premises to a person holding a valid wholesale wine and liquor dealer's license or wholesale beer dealer's license issued pursuant to Chapter 369 of NRS.

(2) Sell at retail malt beverages manufactured on or off the premises of the [brewery] brew pub/tavern for consumption on the premises.

(3) Sell at retail in packages sealed on the premises of the [brewery] brew pub/tavern, malt beverages, including malt beverages in unpasteurized form, manufactured on the premises for consumption off the premises.

(B) The premises of any [brewery] brew pub/tavern operated pursuant to this

1 section must be conspicuously identified as a "brew pub." ["brew pub," and must be located in
2 a redevelopment area or historic district within the City.]

3 (C) A [brewery] brew pub/tavern licensee licensed pursuant to this section who
4 operates one or more brew pubs may not manufacture more than [five thousand barrels of malt
5 beverages in any calendar year.] fifteen thousand barrels of malt beverages for all the brew pubs
6 he operates in the County in any calendar year.

7 (D) Unless contrary or inconsistent with the provisions of this Section, those
8 provisions of Chapter 50 of Title 6 and Chapter 90 of Title 19 of the Las Vegas Municipal Code,
9 1983 Edition, pertaining to tavern licenses shall apply to brew pub/tavern licenses.

10 (E) A brew pub/tavern license authorizes the sale of alcoholic beverages other
11 than malt beverages subject to the limitations and restrictions of a tavern license.

12 (F) A tavern license issued prior to July 6, 1992, subject to the provisions of
13 this Section, may be reclassified as a brew pub/tavern license set forth in LVMC 6.50.230.

14 (G) Before a brew pub/tavern license may issue pursuant to this Section, the
15 applicant must present proof that he has first secured a [brewer's] brew pub license from the
16 State.

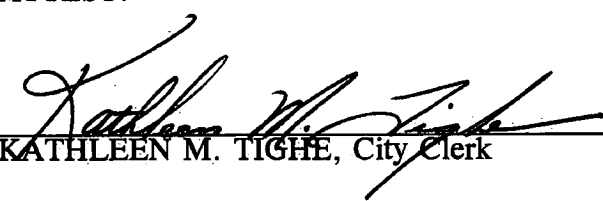
17 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause
18 or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or
19 invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the
20 validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City
21 Council of the City of Las Vegas hereby declares that it would have passed each section,
22 subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that
23 any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be
24 declared unconstitutional, invalid or ineffective.

25 SECTION 3: All ordinances or parts of ordinances, sections, subsections,
26

1 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las
2 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this 1st day of November, 1995.

4 APPROVED.
5
6 By 
7 JAN LAVERTY JONES, MAYOR
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9 83 11-795

7 ATTEST:
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10 KATHLEEN M. TIGHE, City Clerk

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 3rd day of October, 1995, and referred to the following committee composed of the Full Council for recommendation; thereafter the said committee reported favorably on said ordinance on the 1st day of November, 1995, which was a regular meeting of said 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:

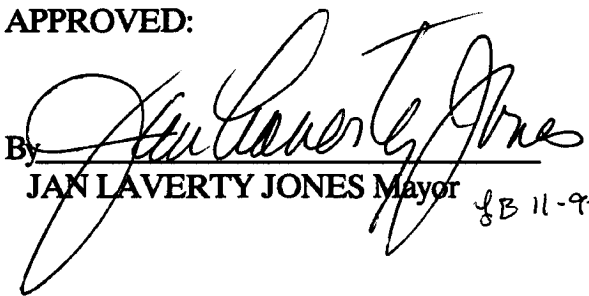
VOTING "AYE": Councilmen Adamsen, Callister, McDonald and Reese

VOTING "NAY": NONE

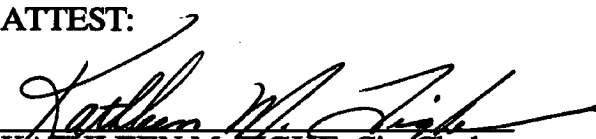
ABSENT: NONE

DID NOT VOTE: Mayor Jones

APPROVED:

By 
JAN LAVERTY JONES Mayor *LB 11-9-95*

ATTEST:


KATHLEEN M. TIGHE, City Clerk

3 AN ORDINANCE RELATING TO BUSINESS LICENSING; AMENDING TITLE 6, CHAPTER
4 50, SECTION 175 OF THE LAS VEGAS MUNICIPAL CODE, 1983 EDITION; RELATING
5 TO BREW PUBS; DELETING THE PROHIBITION LIMITING BREW PUBS TO HISTORIC
6 DISTRICTS OR REDEVELOPMENT AREAS; PROVIDING FOR OTHER MATTERS
7 PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS
8 OF ORDINANCES IN CONFLICT HEREWITH.

9 Sponsored by:

Summary: Amends Title 6, Chapter 50, Section
175 of the Las Vegas Municipal Code, 1983 Edition,
to delete the prohibition limiting brew pubs to historic
districts or redevelopment areas.

10 Councilman Matthew Q. Callister

11 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES ORDAIN AS
12 FOLLOWS:

13 SECTION 1: Title 6, Chapter 50, Section 175 of the Municipal Code of the City
14 of Las Vegas, Nevada, 1983 Edition, is hereby amended as follows:

15 **6.50.175 Brew pub/tavern license.**

16 (A) A brew pub/tavern license authorizes a licensee to:

17 (1) Manufacture and store malt beverages on the premises of the brewery
18 and sell and transport the malt beverages manufactured on the premises to a person holding a valid
19 wholesale wine and liquor dealer's license or wholesale beer dealer's license issued pursuant to
20 Chapter 369 of NRS.

21 (2) Sell at retail malt beverages manufactured on or off the premises of
22 the brewery for consumption on the premises.

23 (3) Sell at retail in packages sealed on the premises of the brewery, malt
24 beverages, including malt beverages in unpasteurized form, manufactured on the premises for
25 consumption off the premises.

26 (B) The premises of any brewery operated pursuant to this section must be
conspicuously identified as a "brew pub." ["brew pub," and must be located in a redevelopment
area or historic district within the City.]

1 (C) A brewery licensed pursuant to this section may not manufacture more than
2 five thousand barrels of malt beverages in any calendar year.

3 (D) Unless contrary or inconsistent with the provisions of this Section, those
4 provisions of Chapter 50 of Title 6 and Chapter 90 of Title 19 of the Las Vegas Municipal Code,
5 1983 Edition, pertaining to tavern licenses shall apply to brew pub/tavern licenses.

6 (E) A brew pub/tavern license authorizes the sale of alcoholic beverages other
7 than malt beverages subject to the limitations and restrictions of a tavern license.

8 (F) A tavern license issued prior to July 6, 1992, subject to the provisions of
9 this Section, may be reclassified as a brew pub/tavern license set forth in LVMC 6.50.230.

10 (G) Before a brew pub/tavern license may issue pursuant to this Section, the
11 applicant must present proof that he has first secured a brewer's license from the State.

12 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause
13 or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or
14 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 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 be
19 declared unconstitutional, invalid or ineffective.

20 SECTION 3: 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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Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this _____ day of _____, 1995.

APPROVED:

By _____
JAN LAVERTY JONES, MAYOR

ATTEST:

KATHLEEN M. TIGHE, City Clerk

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The above and foregoing ordinance was first proposed and read by title to the City Council on the _____ day of _____, 1995, and referred to the following committee composed of _____ and _____ for recommendation; thereafter the said committee reported favorably on said ordinance on the _____ day of _____, 1995, 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 _____
JAN LAVERTY JONES, MAYOR

ATTEST:

KATHLEEN M. TIGHE, City Clerk

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CITY CLERK

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FIRST AMENDMENT
BILL NO. 95-72
ORDINANCE NO. 3939

AN ORDINANCE RELATING TO BUSINESS LICENSING; AMENDING TITLE 6, CHAPTER 50, SECTION 175 OF THE LAS VEGAS MUNICIPAL CODE, 1983 EDITION; RELATING TO BREW PUBS; DELETING THE PROHIBITION LIMITING BREW PUBS TO HISTORIC DISTRICTS OR REDEVELOPMENT AREAS; INCREASING THE MAXIMUM AMOUNT OF MALT BEVERAGE A BREW PUB CAN PRODUCE IN ANY CALENDAR YEAR; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Councilman Matthew Q. Collister
SUMMARY: Amends Title 6, Chapter 50, Section 175 of the Las Vegas Municipal Code, 1983 Edition, to delete the prohibition limiting brew pubs to historic districts or redevelopment areas.
The above and foregoing ordinance was first proposed and read by title to the City Council on the 3rd day of October, 1995, and referred to the following committee composed of the Full Council for recommendation; thereafter the said committee reported favorably on said ordinance on the 1st day of November, 1995, 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 amended and adopted by the following vote:
VOTING "AYE" Councilmen Adamsen, Collister, McDonald and Reese
VOTING "NAY" NONE
ABSENT NONE
DID NOT VOTE Mayor Jones
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: November 4, 1995
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

BARBARA CARR, 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 NOVEMBER 4, 1995 to NOVEMBER 4, 1995, on the following days:

NOVEMBER 4, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 7 day of Nov, 1995
Peggy D. Barron
Notary Public



PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1998

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Oct 26 11 21 AM '95
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AN ORDINANCE RELATING TO BUSINESS LICENSING; AMENDING TITLE 6, CHAPTER 50, SECTION 175 OF THE LAS VEGAS MUNICIPAL CODE, 1983 EDITION; RELATING TO BREW PUBS; DELETING THE PROHIBITION LIMITING BREW PUBS TO HISTORIC DISTRICTS OR REDEVELOPMENT AREAS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Councilman Matthew Q. Callister

SUMMARY: Amends Title 6, Chapter 50, Section 175 of the Las Vegas Municipal Code, 1983 Edition, to delete the prohibition limiting brew pubs to historic districts or redevelopment areas.

At a City Council meeting
OCTOBER 3, 1995

BILL NO. 95-72 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Full Council

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: October 19, 1995
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

BARBARA CARR, 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 OCTOBER 19, 1995 to OCTOBER 19, 1995, on the following days:

OCTOBER 19, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 20 day of Oct, 1995

Peggy D. Barron

Notary Public



PEGGY D. BARRON
Notary Public - Nevada
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VOTING "AYE" Councilmen Adamsen, Callister, McDonald and Reese
VOTING "NAY" NONE

ABSENT NONE
DID NOT VOTE Mayor John
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: November 4, 1995
Las Vegas Review-Journal

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COUNTY OF CLARK) SS:

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NOVEMBER 4, 1995

Signed: [Signature]

Subscribed and sworn to before me this 7 day of NOV, 1995

[Signature]
Notary Public

PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1998



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CITY CLERK

OCT 26

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At a City Council meeting
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BILL NO. 95-72 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:

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PUB: October 19, 1995
Los Vegas Review-Journal

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