

1 BILL NO. 85-15

2 ORDINANCE No. 3167

3 AN ORDINANCE RELATING TO LIQUOR CONTROL TO AMEND TITLE 10, OF THE
4 MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO
5 ADD A NEW CHAPTER TO BE DESIGNATED AS CHAPTER 76, TO PROHIBIT THE
6 CONSUMPTION OR THE POSSESSION OF OPEN CONTAINERS OF ALCOHOLIC
7 BEVERAGES ON THE PREMISES OF AN ESTABLISHMENT LICENSED TO SELL
8 ONLY OFF-SALE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING
9 THERETO; PROVIDING PENALTIES FOR VIOLATIONS HEREOF; AND REPEALING
10 ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

8 Sponsored By: Intent: To prohibit consumption or
9 Councilman Al Levy possession of open containers of
10 alcoholic beverages on the premises
of liquor establishments that are
only licensed for off-sale.

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

13 SECTION 1: Title 10, of the Municipal Code of the
14 City of Las Vegas, Nevada, 1983 Edition, is hereby amended by
15 adding a new chapter, designated as Chapter 76, to read as
16 follows:

17 10.76.010: It is unlawful for any person to consume an alcoho-
18 lic beverage or to possess an open container of alcoholic
19 beverage on any premises that is only licensed for the off-sale
20 of alcoholic beverages.

21 SECTION 2: If any section, subsection, subdivision,
22 paragraph, sentence, clause or phrase in this Chapter or any part
23 thereof, is for any reason held to be unconstitutional or invalid
24 or ineffective by any court of competent jurisdiction, such deci-
25 sion shall not affect the validity or effectiveness of the
26 remaining portions of this Chapter or any part thereof. The
27 City Council of the City of Las Vegas, Nevada, hereby declares
28 that it would have passed each section, subsection, subdivision,
29 paragraph, sentence, clause or phrase thereof irrespective of the
30 fact that any one or more sections, subsections, subdivisions,
31 paragraphs, sentences, clauses or phrases be declared unconstitu-
32 tional, invalid or ineffective.

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SECTION 5: Whenever in this ordinance any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of any such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of not more than six (6) months, or by any combination of such fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

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

PASSED, ADOPTED AND APPROVED this 1st day of May, 1985.

APPROVED:
William H. Briare
BY WILLIAM H. BRIARE, MAYOR

ATTEST:
Carol A. Hawley
CAROL ANN HAWLEY, CITY CLERK


1 The above and foregoing ordinance was first proposed and
2 read by title to the City Council on the 3rd day of April,
3 1985, and referred to the following committee composed of
4 Councilmen Levy and _____
5 Lurie for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the 1st
7 day of May, 1985, which was a regular meeting of
8 said Council; that at said regular meeting, the proposed
9 ordinance was read by title to the City Council as first intro-
10 duced and adopted by the following vote:

11 VOTING "AYE" Councilmen: Bunker, Levy, Lurie, Nolen and Mayor Briare
12 VOTING "NAY" Councilmen: NONE
13 ABSENT: NONE

14 APPROVED:

15 
16 WILLIAM H. BRIARE, MAYOR

17
18 ATTEST:

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20 CAROL ANN HAWLEY, CITY CLERK

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AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

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 May 4, 1985 to May 4, 1985 inclusive, being the issue of said newspaper for the following dates, to wit:

May 4, 1985

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

BILL NO. 85-15
ORDINANCE NO. 3167
AN ORDINANCE RELATING TO LIQUOR CONTROL TO AMEND TITLE 10, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO ADD A NEW CHAPTER TO BE DESIGNATED AS CHAPTER 76, TO PROHIBIT THE CONSUMPTION OF THE POSSESSION OF OPEN CONTAINERS OF ALCOHOLIC BEVERAGES ON THE PREMISES OF AN ESTABLISHMENT LICENSED TO SELL ONLY OFF-SALE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR VIOLATIONS HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
Sponsored by:
Councilman Al Levy
Summary: To prohibit consumption or possession of open containers of alcoholic beverages on the premises of liquor establishments that are only licensed for off-sale.
The above and foregoing ordinance was first proposed and read by title to the City Council on the 3rd day of April, 1985, and referred to the following committee composed of Councilmen Levy and Lurie for recommendation; thereafter the said committee reported favorably on said ordinance on the 1st day of May, 1985, 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 first introduced and adopted by the following vote:
VOTING "AYE" Councilmen:
Bunker, Levy, Lurie, Nolen and Mayor Briere
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. May 4, 1985

SIGNED *George J. Vasconi*
GEORGE J. VASCONI

Subscribed and sworn to before me this 6th day of May, 1985

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, 1985

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AFFIDAVIT OF PUBLICATION

STATE OF NEVADA) SS
COUNTY OF CLARK)

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 18, 1985 to April 18, 1985 inclusive, being the issue of said newspaper for the following dates, to wit:

April 18, 1985

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

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 18th day of Apr., 1985

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



MARJORIE E. OUELLETTE

Notary Public-State of Nevada

CLARK COUNTY

My Appointment Expires Dec. 2, 1985

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AN ORDINANCE RELATING TO LIQUOR CONTROL TO AMEND TITLE 10, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO ADD A NEW CHAPTER TO BE DESIGNATED AS CHAPTER 76, TO PROHIBIT THE CONSUMPTION OF THE POSSESSION OF OPEN CONTAINERS OF ALCOHOLIC BEVERAGES ON THE PREMISES OF AN ESTABLISHMENT LICENSED TO SELL ONLY OFF-SALE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR VIOLATIONS HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.
Sponsored by:
Councilman Al Levy
Summary: To prohibit consumption or possession of open containers of alcoholic beverages on the premises of liquor establishments that are only licensed for off-sale.
At a City Council meeting
April 3, 1985
BILL NO. 85-15 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
COUNCILMEN Levy and Lurle
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 18, 1985

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