

ORDINANCE NO. 715

AN ORDINANCE OF THE CITY OF LAS VEGAS DEALING WITH LICENSING FOR THE PURPOSES OF REGULATION AND REVENUE OF EVERY KIND OF LAWFUL BUSINESS TRANSACTED OR CARRIED ON WITHIN THE CORPORATE LIMITS OF THE CITY OF LAS VEGAS, STATE OF NEVADA; FIXING THE RATES OF LICENSE TAX AND REGULATION; PROVIDING FOR THE COLLECTION OF LICENSE FEES; PROVIDING OTHER MATTERS PROPERLY RELATED THERETO; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

WHEREAS, the Board of Commissioners of the City of Las Vegas has been considering the licensing procedures and ordinances of the City with the purpose in mind of making changes as a convenience to the citizens of the City of Las Vegas; and

WHEREAS, a postcard survey was made by the City of persons not already licensed on an annual basis, and such survey is sufficiently favorable to warrant a change of all license fees to be on a semi-annual basis.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

SECTION 1. Notwithstanding the provisions of any other ordinance of the City of Las Vegas, all license fees heretofore paid on a quarterly basis required by any ordinance of the City of Las Vegas shall be paid on a semi-annual basis as hereinafter provided.

SECTION 2. Any person licensed by the City of Las Vegas whose semi-annual license fee is greater than \$750.00 may pay such license fee in installments as follows: 50% on the due date, and the remaining 50% within ninety (90) days from the due date.

SECTION 3. Permanent licenses shall be issued by the Supervisor of Licensing and Revenue of the City of Las Vegas, authorizing a person to conduct a lawful business within the City, regardless of whether the fees to conduct said business are paid annually, semi-annually, or on any other basis. Such permanent license shall be prominently displayed in the place of business for which it is issued and shall be retained by the licensee as long as his license is in effect.

SECTION 4. All businesses required to have a license under any of the ordinances of the City of Las Vegas shall be notified before the due date, of each license fee, provided, however, that the failure to notify any lawful business shall not be held to waive the payment of a business license, and provided further that the actual receipt of such notice is in no case required.

SECTION 5. Permanent plate licenses shall be issued for gambling devices, cigarette machines, coin operated amusement machines and other similar devices or machines, regardless of whether fees are paid annually, semi-annually, or any other basis, according to the following method.

1. Plate license must be attached to the game or machine licensed.
2. Plate license shall be coded to indicate license fee.

CITY  
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FILE

3. Plate license shall be addressograph stamped to indicate license and game or machine licensed.

4. Plate licenses for slot machines may be transferred from one machine to another regardless of denomination of the machine, except that licenses for penny slot machines may not be transferred from a machine of any other denomination.

5. Plate licenses for gambling games may be transferred from one game to another as long as the fees are the same.

6. Plate licenses for cigarette machines may be transferred from one machine to another machine at the same business location.

7. Plate licenses for coin operated amusement machines may be transferred from one machine to a machine of like nature in the same business location.

8. Plate licenses for gaming machines and coin operated amusement machines may not be transferred from one business location to another business location.

9. Plate licenses for cigarette machines may be transferred from one approved location to another approved location with the approval of the Supervisor of License and Revenue, and/or the Board of Commissioners if necessary.

10. Plate licenses shall remain the property of the City of Las Vegas and shall be returned to the City upon termination of the license for any reason.

11. Upon the approval of an application for additional plate licenses, the fee for such license shall be pro-rated so that the licensee's plate license fees will all be due and payable at the same time.

12. A nominal charge of \$1.00 shall be made for the replacement of a lost mutilated or damaged plate, or permanent license frame.

SECTION 6. A minimum business license fee of \$25.00 semi-annually shall be required of all businesses required to be licensed under Chapter 17, Code of Las Vegas, Nevada, 1949, as amended.

SECTION 7. A Gross Sales Certificate shall be substituted in place of the Gross Volume of Business Affidavit now required under Chapter 17, Section 8, Code of Las Vegas, Nevada, 1949, as amended by Section 1, of Ordinance No. 519. Such Gross Sales Certificate will be part of the notice sent to every licensed business and shall be in such form as to comply with the requirements of said ordinance.

SECTION 8. An average semi-annual gross sales by type of industry shall be established as a guide for businesses when first securing a license to commence operations. The figures selected by the City may be used as a basis for payment for the first six months operation, provided, however, no fee shall be less than \$25.00, and provided

further that in the event of an overpayment at the end of the period covered in the initial application, the overpayment shall be refunded. No refund will be made if said business does not operate for a complete licensing period. In the event of an underpayment in the first or any succeeding period, the additional amount will be added to the required fee for the next succeeding licensing period.

SECTION 9. All licenses other than gambling and liquor licenses shall become delinquent if not paid within fifteen (15) days after the due date. If payment is made after fifteen (15) days and before thirty (30) days after the due date, 5% of the license fee shall be assessed as a penalty charge. All licenses for which the fees have not been paid within thirty (30) days after the due date shall be revoked. Any license so revoked shall not be reinstated until the 5% penalty fee and a 10% reinstatement fee shall have been paid to the City.

SECTION 10. Upon the transfer of ownership of a business licensed under Chapter 17, Section 8, Code of Las Vegas, Nevada, 1949, for which a license fee has already been paid, the license fee paid by the transferor shall be adjusted on a pro-rata basis to the actual amount of fees due the City for the period of time during the licensing period prior to transfer, and no transfer shall be approved until the transferor has paid the required amount of his license fee to the satisfaction of the City. The transferee shall apply for the license and shall be entitled to receive the same upon the payment of the required fees to the next succeeding licensing period, provided that the transfer is approved by the Supervisor of Licensing and Revenue. A transfer fee of \$5.00 for change of ownership and \$10.00 for change of location shall be paid to the City prior to any approval of transfer.

SECTION 11. Upon the approval of the transfer of ownership of a gambling or liquor license, the license fees already paid shall be refunded to the transferor for the unexpired portion of the licensing period, provided that the transferee is approved by the Board of Commissioners, and has paid the required fees to the next succeeding licensing period; provided, further, that transferee of a liquor license has paid in advance the license fee covering a period of one year from the next succeeding licensing period.

SECTION 12. The provisions of this ordinance calling for semi-annual licenses shall be established in such manner that licenses in various businesses shall fall due at different time of the calendar year provided that like businesses insofar as possible shall pay their licenses in the same month. Persons first obtaining licenses shall pay on a pro-rated basis to the date where their licensing period commences, and thereafter shall pay in accordance with the provisions of this ordinance. The word "annual" as used in this ordinance shall not necessarily mean a year commencing January 1, but shall mean a period of 12 months.

SECTION 13. This ordinance shall become effective July 1st, 1956. All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

SECTION 14. Any person violating the provisions of this ordinance shall be guilty of a misdemeanor, and on conviction thereof, shall be punished by a fine of not more than \$500.00, and/or six (6) months in jail, or by a combination of both such fine and imprisonment.

SECTION 15. This ordinance shall be in full force and effect as in the next section provided, and final passage.

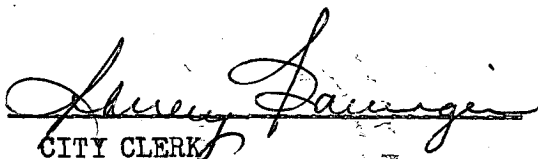
SECTION 16. The City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two successive weeks immediately following its first reading and adoption in the Las Vegas Sun, a daily newspaper published in the City of Las Vegas.

APPROVED:



C. D. BAKER, MAYOR

ATTEST:

  
CITY CLERK

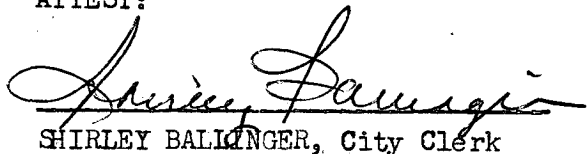
The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 23rd day of May, 1956, and referred to the following committee composed of commissioners Fountain and Whipple for recommendation; thereafter the said committee reported favorably on said ordinance on the 6th day of June, 1956, which was the regular meeting, that at said regular meeting held on said day the proposed ordinance was read in full to the Board of Commissioners as amended and adopted by the following vote:

Voting "Aye": Commissioners Bunker, Fountain, Sharp, Whipple and His Honor Mayor Baker

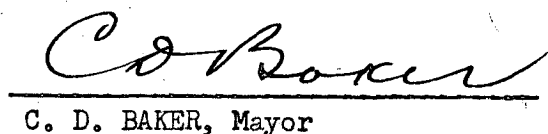
Voting "Nay": None

Absent: None

ATTEST:

  
SHIRLEY BALINGER, City Clerk

APPROVED:

  
C. D. BAKER, Mayor

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# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }  
 COUNTY OF CLARK } ss.

Richard Lochrie, being first duly sworn,

deposes and says: That he is Foreman of the LAS VEGAS MORNING SUN, a daily newspaper of general circulation, printed and published 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 2 weeks

from June 9, 1956 to June 16, 1956

inclusive, being the issues of said newspaper for the following dates, to-wit:

June 9, 16, 1956

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

Signed Richard Lochrie

Subscribed and sworn to before me this 20th day of June, 1956

Barbara J. Grewson  
 Notary Public in and for Clark County, Nevada

My Commission Expires            My Commission Expires Mar. 17, 1960

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APPROVED:  
C. D. BAKER, Mayor

ATTEST:  
SHIRLEY BALLINGER, City Clerk

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Voting "Aye": Commissioners Bunker, Fountain, Sharp, Whipple and His Honor Mayor Baker.

Voting "Nay": None. Absent: None.

APPROVED:  
C. D. BAKER, Mayor

ATTEST:  
SHIRLEY BALLINGER, City Clerk

June 9, 1956.