

ORDINANCE NO. 410

AN ORDINANCE EMPOWERING, AUTHORIZING AND DIRECTING THE EX-OFFICIO CITY ASSESSOR OF THE CITY OF LAS VEGAS, COUNTY OF CLARK, STATE OF NEVADA, TO LEVY A SPECIAL ASSESSMENT TO DEFRAY THE COST OF MAKING CERTAIN IMPROVEMENTS IN THE CITY BY INSTALLING A SANITARY SEWER IN THE SAID CITY ACCORDING TO THE PLATS, DIAGRAMS AND ESTIMATES OF COST THEREOF ON FILE IN THE OFFICE OF THE CITY CLERK OF THE CITY OF LAS VEGAS, DESCRIBING DEFINITELY THE LOCATION OF SAID IMPROVEMENTS, STATING THE AMOUNT OF SAID ASSESSMENT, AND DESCRIBING AND DESIGNATING THE LOCALITY CONSTITUTING THE DISTRICT TO BE ASSESSED ACCORDING TO THE BENEFITS AND OTHER MATTERS RELATING THERETO.

The Board of Commissioners of the City of Las Vegas, Nevada, do ordain as follows:

Section 1. For the purpose of defraying the cost of making certain improvements in the City of Las Vegas by installing a sanitary sewer in the alley between Walnut Avenue and Mesquite Avenue; from Bruce Street to 19th Street; in the alley between Mesquite Avenue and Cedar Avenue; from Bruce Street to 21st Street. In the alley between Cedar Avenue and Poplar Avenue; from Bruce Street to 21st Street; in the alley between Poplar Avenue and Elm Avenue; from Bruce Street to 21st Street; in the alley between Elm Avenue and Marlin Avenue; from Bruce Street to 21st Street. In the alley between Stewart Avenue and Marlin Avenue; from Bruce Avenue to existing line 80.5 feet west of center line of 23rd Street. On Ash Avenue from 21st Street to 23rd Street. On 16th Street to Marlin Avenue to Bruce Avenue. In the alley between 14th and 15th Streets from Ogden Avenue to Stewart Avenue. In the easement between 14th and 15th Streets from Stewart Avenue to Marlin Avenue. In the alley between 12th Street and 13th Streets from Stewart to Marlin Avenue.

Said improvements to be made in accordance with the plats, diagrams and estimates of cost heretofore prepared and adopted by the Board of Commissioners of the City of Las Vegas, and on file in the office of the City Clerk of the City of Las Vegas, the Ex-Officio City Assessor of the City of Las Vegas is hereby empowered, authorized and directed to make forthwith a special assessment in the total amount of Thirty-Nine Thousand, Four Hundred Twenty-Seven Dollars and Fifty Cents (\$39,427.50), and to levy such assessment according to the benefits against the owners and upon the taxable lots and premises embraced within the special assessment district created by Ordinance #399 of the City of Las Vegas.

Section 2. In no case shall the amount of any special assessment upon any such lot or premises exceed 50% of the value of such lot or premises as shown upon the latest tax list or assessment roll for State and County taxation; but such cost in excess of 50% shall be borne by the City of Las Vegas and paid out of the General Fund.

Section 3. The Ex-Officio City Assessor of the City of Las Vegas, Nevada, shall prepare an assessment roll in the manner provided by the Charter of the City of Las Vegas, Nevada, and shall assess each lot and parcel of land embraced within the aforementioned special assessment district, such relative portion of the whole sum to be levied in said district, as shall be proportionate to the estimate benefit resulting to such lot or parcel of land from the improvement.

Section 4. After the special assessment roll, as herein provided for, shall have been prepared and completed, the Ex-officio City Assessor shall report the same to the Board of Commissioners of the City of Las Vegas, Nevada, and thereafter it shall be filed in the office of the City Clerk, and numbered, and the Board of Commissioners shall cause notice thereof to the persons whose names appear upon the Assessment Roll, and to all others interested therein, to be published for at least two weeks in some newspaper published in the City of Las Vegas,

CITY CLERK'S OFFICE

410  
Nevada, of the time when the Board of Commissioners and the Ex-Officio City Assessor will meet to review the assessments, and any person, objecting to the assessments, may file his objections thereto with the City Clerk.

Section 5. At the time appointed for reviewing the assessments, the Board of Commissioners and the Ex-Officio City Assessor shall meet and give all persons interested an opportunity to be heard, and shall consider any and all objections that may be filed with the City Clerk, and then, or at some adjourned meeting, shall review the assessments and correct the same, and confirm it as corrected, or confirm it as reported, or annul it, and direct a new assessment to be made.

Section 6. When the assessments shall be confirmed as herein provided, it shall be final and conclusive. The City Clerk shall thereupon deliver to the County Assessor, acting Ex-Officio City Assessor, the Assessment Roll as confirmed by the Board of Commissioners, with his certificate of such confirmation, and of the date thereof. The County Assessor, acting Ex-Officio City Assessor, shall thereupon, without extra compensation, record such Assessment Roll in his office, and append thereto his certificate of the date of such recording, whereupon from said date all persons shall be deemed to have notice of the contents of such Assessment Roll, and it shall be prima facie evidence in all courts and tribunals of the regularity of all proceedings preliminary to the making thereof, and of the validity of the assessment and Assessment Roll. After the Assessment Roll has been confirmed and recorded, the several amounts levied thereon shall become at once due and payable, and shall constitute and be a lien upon the respective lots and parcels of land, and improvements assessed, and shall be charged against the persons and properties until paid, provided that upon approval of any assessment, the amount thereof may be divided into not less than four nor more than ten installments, one of such installments to be collected each year, at such time as the Board may determine, with an annual interest at a rate not exceeding 7%.

Section 7. All assessments, when due and payable, as in this ordinance provided, shall be paid to the tax receiver of the City of Las Vegas, Nevada, and by that officer paid into and credited to the special fund to be known as and called "Las Vegas Sewer Assessment District No. 200-1 Fund".

Section 8. All costs and expenses incurred in making the improvements shall be charged to and paid out of said fund, provided, however, that all monies drawn on the General Fund of the City of Las Vegas to defray any of the costs and expenses of making the improvements, or, if it shall become necessary to draw upon the General Fund to defray any of the costs and expenses of the improvements, except as otherwise provided by the Charter of the City of Las Vegas, Nevada, the General Fund shall be reimbursed by transfer of funds from the "Las Vegas Sewer Assessment District No. 200-1 Fund" as soon as conditions of the same will permit.

Section 9. This ordinance shall be and become effective immediately after its adoption, approval and the publication thereof for two consecutive weeks in the Las Vegas Review Journal, published in the City of Las Vegas.

Section 10. The City Clerk of the City of Las Vegas is hereby authorized and directed to cause this ordinance to be published in the Las Vegas Review Journal, a daily newspaper published in the City of Las Vegas for a period of once a week for two consecutive weeks, immediately after its final passage and approval at this meeting.

The above and foregoing Ordinance was first proposed and read by title to the Board of Commissioners on the 22<sup>nd</sup> day of March, 1950, and referred to the following committee composed of Commissioners Dunker and Reese for recommendation; thereafter the said committee reported favorably on said Ordinance on the 7<sup>th</sup> day of April, 1950, which was the regular meeting held on the 7<sup>th</sup> day of April, 1950, that at said regular meeting held on the 7<sup>th</sup> day of April, 1950, the proposed ordinance was read in full to the Board of City Commissioners as first introduced and adopted by the following vote;

Voting "Aye": Commissioners: Reese, Whipple<sup>and</sup>  
His Honor

Voting "Nay": None

Absent: Commissioners Dunker<sup>and</sup> Moore

APPROVED:

[Signature]  
Mayor

ATTEST:

[Signature]  
City Clerk

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 upon the Assessment Roll, and to all

## AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }  
 COUNTY OF CLARK } ss.

*Carl Woodbury*, being first duly sworn,

deposes and says: That he is *Auditor* of the  
 LAS VEGAS EVENING REVIEW-JOURNAL, a daily newspaper, of gen-  
 eral 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 insertions*  
 from *April 14, 1950* to *April 21, 1950*

inclusive, being the issues of said newspaper for the following dates, to-wit:  
*April 14 and April 21, 1950*

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

Signed *Carl Woodbury*

Subscribed and sworn to before me this *21st*  
 day of *April, 1950*

*[Signature]*  
 Notary Public in and for Clark County, Nevada.

My Commission Expires

*January 12, 1951*

others interested therein, to be published for at least two weeks in some newspaper published in the City of Las Vegas, Nevada, of the time when the Board of Commissioners and the Ex-Officio City Assessor will meet to review the assessments, and any person, objecting to the assessments, may file his objections thereto with the City Clerk.

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Voting "Aye": Commissioners Peccole, Whipple and His Honor.

Voting "Nay": None.

Absent: Commissioners Bunker and Moore.

APPROVED:

E. W. CRAGIN,  
Mayor.

ATTEST:  
SHIRLEY BALLINGER, City Clerk.  
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