

ORDINANCE NO. 264

AN ORDINANCE OF THE COMMISSION OF THE CITY OF LAS VEGAS, ESTABLISHING A RESIDENCE DISTRICT, INDUSTRIAL AND COMMERCIAL DISTRICTS, WITHIN THE SAID CITY OF LAS VEGAS; DEFINING SUCH DISTRICTS; DECLARING IT UNLAWFUL TO ERECT, ESTABLISH, MAINTAIN OR OPERATE CERTAIN FACTORIES, WORKS OR ESTABLISHMENTS WITHIN SAID RESIDENCE DISTRICTS AND SAID COMMERCIAL DISTRICTS; REGULATING THE ERECTION, ESTABLISHMENT, MAINTENANCE, OPERATION AND REBUILDING OF CERTAIN WORKS OR ESTABLISHMENTS IN SAID DISTRICTS; PROVIDING PENALTIES FOR THE VIOLATION OF SAID ORDINANCE, AND REPEALING ORDINANCES IN CONFLICT HEREBWITH"

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

Section 1.

That all of the City of Las Vegas is hereby established as, and declared to be, a residence district, excepting therefrom those portions of the City included within the boundaries of the hereinafter described commercial districts and industrial districts, and said residence districts are divided into five zones, bounded and restricted as set forth in Sections 2 thru 6 of this ordinance.

Section 2. RESIDENCE ZONE NO. 1

(a)

All of this zone shall be restricted to single family residence of a minimum value of Thirty-five Hundred Dollars (\$3,500.00) and no house or building shall be moved into said zone. All buildings must be set back from the street on which the lot faces, or front street, at least twenty-five feet (25), and there shall not be more than one single family dwelling on each fifty foot (50) lot, provided, that on seventy-five foot (75) corner lots, and on lots upon which there is already erected one dwelling on the rear of said lot, one additional single family dwelling may be erected subject to the above mentioned setback. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling in this zone.

(b)

The zone shall consist of that portion of said City lying east of the alley between Fifth Street and Sixth Street, west of the alley between Tenth Street and Eleventh Street, north of Charleston Boulevard, and south of Lewis Street.

(c) The zone shall further consist of that portion of said City designated as follows: that strip of land 432.62 feet in width adjacent to the north line of Clark Avenue, and a strip of land 378 feet in width adjacent to the South line of Clark Avenue as said Clark Avenue extends through the Southwest Quarter (SW $\frac{1}{4}$) of Section 28, and the Southeast Quarter (SE $\frac{1}{4}$) of Section 29, Township 20 South, Range 61 East, M. D. B. & M, County of Clark, provided however, that the property covered in this subsection shall be restricted to one single family residence of the value of Thirty-five Hundred Dollars (\$3,500.00) to every one hundred (100) feet of frontage along said Clark Avenue.

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Section 3. RESIDENCE ZONE NO. 2

(a)

All of this zone shall be restricted to residences or dwellings of a minimum value of Three Thousand Dollars (\$3,000.00); courts and apartment houses, flats or duplexes to a minimum value of Eight Hundred and Fifty Dollars (\$850.00) per room, with no single building for residence purposes of a less value than Three Thousand Dollars (\$3,000.00); and no house or building shall be moved into said district that is of less value than Three Thousand Dollars (\$3,000.00) when completed, and the same must be completed within ninety days from the time such building is moved into said district, and no building shall be occupied for living purposes until the same is entirely completed. All buildings must be set back from the street upon which the lot faces, or front street, at least twenty-five feet (25), and there shall not be more than two (2) separate residences on each fifty foot (50) lot. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling except for a maximum period of ninety days (90) during the actual construction of a residence or other dwelling on the same property, in conformity with City Ordinances.

(b)

The zone shall consist of that portion of said City of Las Vegas lying east of the alley between Fifth Street and Sixth Street, west of the alley between Tenth Street and Eleventh Street, north of Lewis Street and south of the north line of Buck's Sub-division and the north line of the re-plat of Grandview Addition, and that portion of the City of Las Vegas lying east of the alley between Second Street and Third Street, west of the alley between Fourth Street and Fifth Street, north of Charleston Boulevard and south of Garces Street.

(c)

The zone shall consist also of that portion of the City of Las Vegas known as the Woodland Park Addition as shown by map and plat on file in the Clark County Recorder's Office in Book 1 of Plats, Page 117.

Section 4. RESIDENCE ZONE NO. 3

(a)

All of this zone shall be restricted to residences or dwellings of a minimum value of Twenty-five Hundred Dollars (\$2,500.00); courts and apartment houses, flats or duplexes to a minimum value of Eight Hundred Dollars (\$800.00) per room, but for the purposes of this zone a bathroom shall not be considered a room; with no single building for residence purposes of a less value than Twenty-five Hundred Dollars (\$2,500.00); and no house or building shall be moved into said district that is of less value than Twenty-five Hundred Dollars (\$2,500.00) when complete, and the same must be completed within ninety (90) days from the time such building is moved to such district, and no building shall be occupied for living purposes until the same is entirely completed. *DMZ* (All buildings must be set back from the street upon which the lot faces, or front street, at least twenty-five (25) feet, and there shall be not more than two (2) separate residences on each fifty (50) foot lot.) No tent house, shack or garage shall be erected, maintained or occupied as a dwelling house except for a maximum period of one hundred and eighty (180) days during the actual construction of a residence or dwelling on the same property, in conformity with the City ordinances.

(b)

The zone shall consist of that portion of the City of Las Vegas known as the Fourteenth Street Addition as shown by map and plat on file in Book 1 of plats, page 82, in the Clark County Recorder's office.

Section 5. RESIDENCE ZONE NO. 4

(a)

All of this zone shall be restricted to residences and dwellings, apartment houses, flats, bungalow courts or auto courts of a minimum value of Fifteen Hundred Dollars (\$1,500.00), and no residence or dwelling, apartment house, flat shall be moved into said zone that is of a less value than Fifteen Hundred Dollars (\$1,500.00) when completed, and all buildings moved into said district or constructed therein shall be completed within six months from the time of the commencement of such moving or construction and no building shall be occupied for living purposes until same shall be entirely completed. No bungalow court or auto court shall be erected which shall have a less value than Seven Hundred Fifty Dollars (\$750.00) per room, but for the purposes of this zone, a bathroom shall not be considered a room. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling except for a maximum period of six months during the actual construction of a residence or other dwellings on the same property, in conformity with ordinances of the City of Las Vegas.

(b)

The zone shall consist of that portion of the Westside of the City of Las Vegas, namely, that portion west of the Los Angeles and Salt Lake Railroad right-of-way, lying north of the alley between Wilson Avenue and Cass Avenue, and south of the alley between Jefferson Avenue and Madison Avenue, west of First Street West and east of the Tonopah Highway.

Section 6. RESIDENCE ZONE NO. 5

(a)

All of the City of Las Vegas not included in the limits of Residence Zones No. 1, 2, 3, 4, excepting therefrom those sections classified as commercial districts and industrial districts.

Section 7.

That the commercial districts are hereby created and established within the said City as described as follows:

All frontage on Fremont Street from Main Street to the east City limits of a depth not exceeding 150 feet; all frontage on Fifth Street from the south City Limits to the north property line of Stewart Street to a depth not exceeding 150 feet; all frontage on the east side of Fifth Street from the north property line of Stewart Street to the north City Limits to a depth not exceeding 150 feet; all lots fronting on First Street from Bridger Street to Stewart Street; all lots fronting on Third Street from Stewart Street to Bridger Street; all lots fronting on Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, and Twelfth Streets from Stewart Street to Carson Street; all lots fronting on the south side of Stewart Street from Fifth Street to Twelfth Street; all lots fronting on the north side of Carson Street from Fifth Street to Twelfth Street; all lots fronting on Ogden Street from Fifth Street to Twelfth Street; all lots on Clark Avenue and Wilson Avenue in the original Townsite; all frontage on the east side of Main Street from Carson Street to Stewart Street to a depth not exceeding 150 feet.

Section 8.

That the industrial districts are hereby created and established within the said City as described as follows:

All that portion of the City of Las Vegas west of following described line, namely: commencing at a point on South Fifth Street where the said Street is intersected by the center line of the alley between South First Street and South Second Street, extended, thence in a northerly direction along said line until it intersects Charleston Boulevard; thence in a northeasterly direction along the center line of the alley between First Street and Second Street to the center line of Garces Street; thence westerly along the center line of Garces Street to a point where it intersects the center line of the alley between Main Street and First Street; thence in a northeasterly direction along the center line of the alley between Main Street and First Street, until it intersects the center line of Carson Street; thence westerly along the center line of Carson Street until it intersects the center line of Main Street; thence in a northeasterly direction along the center line of Main Street until it intersects the center line of Clark Avenue, extended; thence in a westerly direction to the southeast corner of the Original Townsite; thence in a northerly direction along the center line of First Street West, extended, and along the center line of First Street West, to the North City Limits, (except the Original Townsite; H. F. M. & M. Addition; Valley View Addition; Woodland Park; the

North Half ($N\frac{1}{2}$) of the South Half ($S\frac{1}{2}$) of Section Twenty Eight (28), the North Half ($N\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Twenty Nine (29), the East Half ($E\frac{1}{2}$) of Southeast Quarter ($SE\frac{1}{4}$) of Southeast QUARTER ($SE\frac{1}{4}$) of Section Thirty-two (32), the South Half ($S\frac{1}{2}$) of Southwest Quarter ($SW\frac{1}{4}$) of Section Thirty-three (33), in Township Twenty (20) South, Range Sixty-one (61) East, M. D. B. & M.; and the North Half ($N\frac{1}{2}$) of the North Half ($N\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section

Four (4), in Township Twenty-one (21) South Range Sixty-one (61) East, M. D. B. & M. All land within the following described line shall also be within the industrial district, namely: Commencing at a point in the North City Limits where the same is intersected by the center line of First Street West, thence easterly along said North City Limits to its intersection with the center line of North Fifth Street; thence southerly along the center line of North Fifth Street; to the point where North Fifth Street is intersected by the center line of Clark Avenue, extended; thence westerly along said center line of Clark Avenue, extended, to the southeast corner of the Original Townsite; thence in a northerly direction along the center line of First Street West, extended, and along the center line of First Street West to the North City Limits, to the point of beginning.

Section 9.

It shall be unlawful for any person, firm, or corporation to erect, establish, maintain, operate, or carry on within the residence districts described in Section 1 hereof, any industrial business, or commercial establishment of any kind whatsoever, except with the approval of the Board of City Commissioners of the City of Las Vegas and with the written consent of the owners of more than fifty per cent (50%) of the area of the land within a radius of 500 feet of such proposed industrial business or commercial establishments, exclusive, however, of land used for public streets, highways, or alleys and land used for railroad, interurban railroad, or street railroad rights of ways; provided, however, that said Board of Commissioners may not grant its approval for the erection, establishment, maintenance, or operation, within the said residential districts of any gaming house or amusement establishment, or any of the factories, works, plants, or establishments, named in

Section 10 hereof; and provided, further, that the provisions of this Section shall not apply to any industrial business or commercial establishment that is being operated, maintained or carried on within said residential districts at the time of the adoption of this Ordinance; and provided further that the Board of City Commissioners of the City shall have the power from time to time, by resolution, to fix and regulate the location of, and to prohibit in certain portions thereof, gaming houses and places where gaming of any kind is carried on within the commercial and or industrial districts.

Section 10.

It shall be unlawful for any person, firm, or corporation to erect, establish, operate, carry on, or maintain any of the following named factories, plants, works, or establishments within the City of Las Vegas, except within the boundaries of the said industrial districts, to-wit: fireworks factories, shoe factories, rolling mills, furniture factory, planing mill, gas factory or plant, gas works, soap factory, glue factory, tallowrendering establishments, wholesale dye and dry cleaning establishments employing five persons or more, tannery, foundry, oil well, oil refinery, any plant for the storage of more than ~~5000~~ 5000 gallons of oil, gasoline, coal oil or other petroleum product or products, cannery, winery, fertilizer factory, public hay barn, rock crusher, lumber yard, any plant for the manufacture of shoe blackening, insect poison or exterminator, tar roofing or water proofing, rubber or gutta percha, creosote, mattress factory, any stone yard, monument works, stove polish, paint, shellac, varnish, vinegar, storage batteries, gelatine or sizing, lampblack peroxylin, tar asphalt, disinfectants, printing inks, sulphuric acid, nitric acid, hydrochloric acid, yeast, soda, dyestuffs, brick, steel tanks, tile or terra cotta, asphalt refinery, iceplant, ice storage house of more than five tons capacity, potash works, tar distillation, wool pulling or scouring, crematory, plant for the distillation of bones, coal or wood plating works, curing or storage of raw hides or skins, contractor's plant, or storage yard; cooperage works, oiled rubber or leather goods factory, coal, coke or wood yard, acetylene gas manufacture or storage, wholesale poultry house, burlap factory, or bag cleaning, ammonia, bleaching powder, chlorine manufacture, boiler works, any kind of manufacture or treatment other than the manufacture or treatment of products purely incidental to the conduct of a retail business conducted on the premises, provided such industrial use occupies more than 20 percent of the floor space of the building on such premises; any trade industry or use that is noxious or offensive by reason of the emission of odor, dust, smoke or noise; provided, however, that the provision of this section shall not apply to any works, factory or establishment of any of the kinds or varieties in this Section enumerated where such works, factory or establishment is now being maintained, operated or carried on at the time of the adoption of this ordinance.

Section 11.

If any industrial business or commercial plant or establishment being operated, maintained, or carried on within said residence district at the time of the adoption of this ordinance, or any of the works, establishments, factories, or plants enumerated in Section 10 hereof being operated, maintained, or carried on within said commercial district or residential district at the time of the adoption of this Ordinance shall be thereafter partially

destroyed by fire or otherwise, it shall be unlawful for any person, firm, or corporation to erect, maintain, establish, carry on, rebuild or replace the same, when it will cost 60 per cent or more of the value before destruction of said factory, plant, works, or establishment to replace the same.

Section 12.

It shall be unlawful for any person, firm or corporation maintaining, operating, conducting, or carrying on any industrial business or commercial plant or establishment within said residential district at the time of the adoption of this Ordinance, or maintaining, operating, conducting, or carrying on any of the work, plants, factories, or establishments enumerated in Section 10 hereof within said commercial districts at the time of the adoption of this Ordinance, to enlarge such business, plant, works, factories, or establishments by building any addition thereto or otherwise, except with the approval of the Board of City Commissioners of the City of Las Vegas and with the written consent of the owners of more than 50 per cent of the area of the land within a radius of 500 feet of said addition, exclusive, however, of land used for public streets, highways, or alleys.

Section 13.

Any person, firm or corporation, violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than Ten (\$10.00) Dollars or more than Four Hundred (\$400.00) Dollars, or by imprisonment in the City Jail of the City of Las Vegas for not less than five (5) or more than two hundred (200) days, or by both such fine and imprisonment.

Section 14.

Each such person, firm, or corporation shall be deemed guilty of a separate offense for every day during any portion of which any violation of any of the provisions of this Ordinance is committed, continued or permitted by such persons, firm or corporation, and shall be punished therefor as provided in this Ordinance.

Section 15.

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 16.

This ordinance shall be in effect from and after its passage, adoption and publication for two successive issues in the Las Vegas Age a weekly newspaper printed and published in the City of Las Vegas.

Section 17.

The City Clerk of the City of Las Vegas is hereby authorized and directed to have this City Ordinance published in the Las Vegas Age a weekly newspaper printed and published in the City of Las Vegas, Clark County, Nevada, for a period of two weeks, that is to say, once each week for a period of two weeks.

Attest:

Heaven Scott
City Clerk

Howell C. Yanson
Mayor

The above and foregoing ordinance was proposed, read aloud in full, and adopted this 4th day of Dec. A.D. 1941

by the following vote:

Voting Aye: Commissioners Smith, Clark, Rubidoux, Harrison

Voting No: None

Absent: Commissioner Smith

Heaven Scott
City Clerk

This Ordinance was read aloud to the Board for the first time at a regular meeting of the Board on the 4th day of Dec, 1941, at which time it was proposed, considered and voted upon and unanimously adopted and thereafter published in the Las Vegas Age for a period of once each week for two consecutive weeks immediately following its first reading. And it was thereafter read aloud to the Board for a second time at a regular meeting of the Board held on the 5th day of January, 1942.

Voting Aye: Commissioner Finch, Clark and Rubidoux and his Honor, the Mayor, Howell C. Garrison.

Voting No: None

Passed: Smith

Howell C. Garrison
Mayor of the City of Las Vegas,
Clark County, Nevada.

Attest:

Walter Scott
City Clerk.

Affidavit of Publication

STATE OF NEVADA)
County of Clark) ss.

Dorothy D. Brimacombe, being duly sworn, deposes and says:
That she is General Manager of LAS VEGAS AGE, a weekly newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached

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was published in said newspaper for a period of
from December 12, 1941 to December 19, 1941 inclusive,
being the issues of said newspaper for the following dates, to-wit:

December 12, 19, 1941

That said newspaper was regularly issued and circulated on each of the dates above named. That the legal charge for publishing said legal notice was \$ 169.50

Signed *Dorothy D. Brimacombe*

Subscribed and sworn to before me this *6th* day of *March* 194*2*

Joe Hufford
Notary Public in and for Clark County, Nevada.

My Commission Expires *May 8, 1943*

ORDINANCE NO. 264

"AN ORDINANCE OF THE COMMISSION OF THE CITY OF LAS VEGAS, ESTABLISHING A RESIDENCE DISTRICT, INDUSTRIAL AND COMMERCIAL DISTRICTS, WITHIN THE SAID CITY OF LAS VEGAS; DEFINING SUCH DISTRICTS; DECLARING IT UNLAWFUL TO ERECT, ESTABLISH, MAINTAIN OR OPERATE CERTAIN FACTORIES, WORKS OR ESTABLISHMENTS WITHIN SAID RESIDENCE DISTRICTS AND SAID COMMERCIAL DISTRICTS, REGULATING THE ERECTION, ESTABLISHMENT, MAINTENANCE, OPERATION AND REBUILDING OF CERTAIN WORKS OR ESTABLISHMENTS IN SAID DISTRICTS; PROVIDING PENALTIES FOR THE VIOLATION OF SAID ORDINANCE, AND REPEALING ORDINANCES IN CONFLICT HEREWITH."

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

Section 1.

That all of the City of Las Vegas is established as, and declared to be, by the City of Las Vegas, accepting therefrom those portions of the City included within the boundaries of the hereinafter described commercial districts and industrial districts, and said residence districts are divided into five zones, bounded and restricted as set forth in Sections 2 through 6 of this ordinance.

Section 2. RESIDENCE ZONE NO. 1.

(a) All of this zone shall be restricted to

single family residence of a minimum value of Thirty-five Hundred Dollars (\$3,500.00) and no house or building shall be moved into said zone. All buildings must be set back from the street on which the lot faces, or front street, at least twenty-five feet (25), and there shall not be more than one single family dwelling on each fifty foot (50) lot, provided, that on seventy-five foot (75) corner lots, and on lots upon which there is already erected one dwelling on the rear of said lot, one additional single family dwelling may be erected subject to the above mentioned setback. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling in this zone.

(b) The zone shall consist of that portion of said City lying east of the alley between Fifth Street and Sixth Street, west of the alley between Tenth Street and Eleventh Street, north of Charleston Boulevard, and south of Lewis Street.

(c) The zone shall further consist of that portion of said City designated as follows: that strip of land 432.62 feet in width adjacent to the north line of Clark Avenue, and a strip of land 378 feet in width adjacent to the south line of Clark Avenue as said Clark Avenue extends through the southwest quarter (SW $\frac{1}{4}$) of Section 28, and the southeast quarter (SE $\frac{1}{4}$) of Section 29, Township 20 South, Range 61 East, M. D. B. & M., County of Clark, provided, however, that the property covered in this subsection shall be restricted to one single family residence of the value of Thirty-five Hundred Dollars (\$3,500.00) to every one hundred (100) feet of frontage along said Clark Avenue.

Section 3. RESIDENCE ZONE NO. 2.

(a) All of this zone shall be restricted to residences or dwellings of a minimum value of Three Thousand Dollars (\$3,000.00); courts and apartment houses, flats or duplexes to a minimum value of Eight Hundred and Fifty Dollars (\$850.00) per room, with no single building for residence purposes of a less value than Three Thousand Dollars (\$3,000.00); and no house or building shall be moved into said district that is of less value than Three Thousand Dollars (\$3,000.00) when completed, and the same must be completed within ninety days from the time such building is moved into said district, and no building shall be occupied for living purposes until the same is entirely completed. All buildings must be set back from the street upon which the lot faces, or front street, at least twenty-five feet (25), and there shall not be more than two (2) separate residences on each fifty foot (50) lot. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling except for a maximum period of ninety days (90) during the actual construction of a residence or other dwelling on the same property, in conformity with City Ordinances.

(b) The zone shall consist of that portion of said City of Las Vegas lying east of the alley between Fifth Street and Sixth Street, west of the alley between Tenth Street and Eleventh Street, north of Lewis Street and south of the north line of Buck's Sub-division and the north line of the re-plat of Grandview Addition, and that portion of the city of Las Vegas lying east of the alley between Second Street and Third Street, west of the alley between Fourth Street and Fifth Street, north of Charleston Boulevard and south of Garces Street.

(c) The zone shall consist also of that portion of the City of Las Vegas known as the Woodland Park Addition as shown by map and plat on file in the Clark County Recorder's Office in Book 1 of Plats, Page 117.

Section 4. RESIDENCE ZONE NO. 3.

(a) All of this zone shall be restricted to residences or dwellings of a minimum value of Twenty-five Hundred Dollars (\$2,500.00); courts and apartment houses, flats or duplexes to a minimum value of Eight Hundred Dollars (\$800.00) per room, but for the purposes of this zone a bathroom shall not be considered a room; with no single building for residence purposes of a less value than Twenty-five Hundred Dollars (\$2,500.00); and no house or building shall be moved into said district that is of less value than Twenty-five Hundred Dollars (\$2,500.00) when complete, and the same must be completed within ninety (90) days from the time such building is moved to such district, and no building shall be occupied for living purposes until the same is entirely completed. All buildings must be set back from the street upon which the lot faces, or front street, at least twenty-five (25) feet, and there shall be not more than two (2) separate residences on each fifty (50) foot lot. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling house except for a maximum period of one hundred and eighty (180) days during the actual construction of a residence or dwelling on the same property, in conformity with the city ordinances.

(b) The zone shall consist of that portion of the City of Las Vegas known as the Fourteenth Street Addition as shown by map and plat on file in Book 1 of plats, page 82, in the Clark County Recorder's office.

Section 5. RESIDENCE ZONE NO. 4.

(a) All of this zone shall be restricted to residences and dwellings, apartment houses, flats, bungalow courts or auto courts of a minimum value of Fifteen Hundred Dollars (\$1,500.00), and no residence or dwelling, apartment house, flat shall be moved into said zone that is of a less value than Fifteen Hundred Dollars (\$1,500.00) when completed, and all buildings moved into said

district or constructed therein shall be completed within six months from the time of the commencement of such moving or construction and no building shall be occupied for living purposes until same shall be entirely completed. No bungalow court or auto court shall be erected which shall have a less value than Seven Hundred Fifty Dollars (\$750.00) per room, but for the purposes of this zone, a bathroom shall not be considered a room. No tent house, shack or garage shall be erected, maintained or occupied as a dwelling except for a maximum period of six months during the actual construction of a residence or other dwellings on the same property, in conformity with ordinances of the City of Las Vegas.

(b) The zone shall consist of that portion of the Westside of the City of Las Vegas, namely, that portion west of the Los Angeles and Salt Lake Railroad right-of-way, lying north of the alley between Wilson Avenue and Gass Avenue, and south of the alley between Jefferson Avenue and Madison Avenue, west of First Street West and east of the Tonopah Highway.

Section 6. RESIDENCE ZONE NO. 5.

(a) All of the City of Las Vegas not included in the limits of Residence Zones No. 1, 2, 3, 4, excepting therefrom those sections classified as commercial districts and industrial districts.

Section 7. That the commercial districts, are hereby created and established within the said City as described as follows:

All frontage on Fremont Street from Main Street to the east City limits of a depth not exceeding 150 feet; all frontage on Fifth Street from the south City Limits to the north property line of Stewart Street to a depth not exceeding 150 feet; all frontage on the east side of Fifth Street from the north property line of Stewart Street to the north city limits to a depth not exceeding 150 feet; all lots fronting on First Street from Bridger Street to Stewart Street; all lots fronting on Third Street from Stewart Street to Bridger Street; all lots fronting on Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, and Twelfth Streets from Stewart Street to Carson Street; all lots fronting on the south side of Stewart Street from Fifth Street to Twelfth Street; all lots fronting on the north side of Carson Street from Fifth Street to Twelfth Street; all lots fronting on Ogden Street from Fifth Street to Twelfth Street; all lots on Clark Avenue and Wilson Avenue in the original Townsite; all frontage on the east side of Main Street from Carson Street to Stewart Street to a depth not exceeding 150 feet.

Section 8. That the industrial districts hereby created and established within the said city as described as follows:

All that portion of the City of Las Vegas west of following described line, namely: commencing at a point on South Fifth Street, where the said street is intersected by the center line of the alley between South First Street and South Second Street, extended, thence in a northerly direction along said line until it intersects Charleston Boulevard; thence in a northeasterly direction along the center line of the alley between First Street and Second Street to the center line of Garces Street; thence westerly along the center line of Garces Street to a point where it intersects the center line of the alley between Main Street and First Street; thence in a northeasterly direction along the center line of the alley between Main Street and First Street, until it intersects the center line of Carson Street; thence westerly along the center line of Carson Street until it intersects the center line of Main Street; thence in a northeasterly direction along the center line of Main Street until it intersects the center line of Clark Avenue, extended; thence in a westerly direction to the southeast corner of the Original Townsite; thence in a northerly direction along the center line of First Street West, extended, and along the center line of First Street West, to the north city limits, (except the Original Townsite; H. F. M. & M. Addition; Valley View Addition; Woodland Park; the north half (N $\frac{1}{2}$) of the south half (S $\frac{1}{2}$) of Section Twenty-eight (28), the north half (N $\frac{1}{2}$) of the southeast quarter (SE $\frac{1}{4}$) of Section Twenty-nine (29), the east half (E $\frac{1}{2}$) of southeast quarter (SE $\frac{1}{4}$) of southeast quarter (SE $\frac{1}{4}$) of Section Thirty-two (32), the south half (S $\frac{1}{2}$) of southwest quarter (SW $\frac{1}{4}$) of Section Thirty-three (33), in Township Twenty (20) South, Range Sixty-one (61) East, M. D. B. & M.; and the north half (N $\frac{1}{2}$) of the north half (N $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of Section Four (4), in Township Twenty-one (21) South, Range Sixty-one (61) East, M. D. B. & M. All land within the following described line shall also be within the industrial district, namely: Commencing at a point in the north city limits where the same is intersected by the center line of First Street West, thence easterly along said north city limits to its intersection with the center line of North, Fifth Street; thence southerly

along the center line of North Fifth Street to the point where North Fifth Street is intersected by the center line of Clark Avenue, extended; thence westerly along said center line of Clark Avenue, extended, to the southeast corner of the Original Townsite; thence in a northerly direction along the center line of First Street West, extended, and along the center line of First Street West to the north city limits, to the point of beginning.

Section 9. It shall be unlawful for any person, firm, or corporation to erect, establish, maintain, operate, or carry on within the residence districts described in Section 1 hereof, any industrial business, or commercial establishment of any kind whatsoever, except with the approval of the Board of City Commissioners of the City of Las Vegas and with the written consent of the owners of more than fifty per cent (50%) of the area of the land within a radius of 500 feet of such proposed industrial business or commercial establishments, exclusive, however, of land used for public streets, highways, or alleys and land used for railroad, interurban railroad, or street railroad rights of ways; provided, however, that said Board of Commissioners may not grant its approval for the erection, establishment, maintenance, or operation within the said residential districts, of any gaming house or amusement establishment, or any of the factories, works, plants, or establishments, named in Section 10 hereof; and provided, further, that the provisions of this Section shall not apply to any industrial business or commercial establishment that is being operated, maintained or carried on within said residential districts at the time of the adoption of this Ordinance; and provided further that the Board of City Commissioners of the City shall have the power from time to time, by resolution, to fix and regulate the location of, and to prohibit in certain portions thereof, gaming houses and places where gaming of any kind is carried on within the commercial and or industrial districts.

Section 10. It shall be unlawful for any person, firm or corporation to erect, establish, operate, carry on, or maintain any of the following named factories, plants, works, or establishments within the City of Las Vegas, except within the boundaries of the said industrial districts, to-wit: fireworks factories, shoe factories, rolling mills, furniture factory, planing mill, gas factory or plant, gas works, soap factory, glue factory, fallow rendering establishments, wholesale dye and dry cleaning establishments employing five persons or more, tannery, foundry, oil well, oil refinery, any plant for the storage of more than 2200 gallons of oil, gasoline, coal oil or other petroleum product or products, cannery, winery, fertilizer factory, public hay barn, rock crusher, lumber yard, any plant for the manufacture of shoe blackening, insect poison or exterminator, tar roofing or water proofing, rubber or gutta percha, creosote, mattress factory, any stone yard, monument works, stove polish, paint, shellac, varnish, vinegar, storage batteries, gelatine or sizing, lampblack peroxylin, tar asphalt, disinfectants, printing inks, sulphuric acid, nitric acid, hydrochloric acid, yeast, soda, dyestuffs, brick, steel tanks, tile or terra cotta, asphalt refinery, iceplant, ice storage house of more than five tons capacity, potash works, tar distillation, wool pulling or scouring, crematory, plant for the distillation of bones, coal or wood plating works, curing or storage of raw hides or skins, contractor's plant, or storage yard; cooperage works, oiled rubber or leather goods factory, coal, coke or wood yard, acetylene gas manufacture or storage, wholesale poultry house, burlap factory, or bag cleaning, ammonia, bleaching powder, chlorine manufacture, boiler works, any kind of manufacture or treatment other than the manufacture or treatment of products purely incidental to the conduct of a retail business conducted on the premises, provided such industrial use occupies more than 20 per cent of the floor space of the building on such premises; any trade industry or use that is noxious or offensive by reason of the emission of odor, dust, smoke or noise; provided, however, that the provision of this section shall not apply to any works, factory or establishment of any of the kinds or varieties in this Section enumerated where such works, factory or establishment is now being maintained, operated or carried on at the time of the adoption of this ordinance.

Section 11. If any industrial business or commercial plant or establishment being operated, maintained, or carried on within said residence district at the time of the adoption of this ordinance, or any of the works, establishments, factories, or plants enumerated in Section 10 hereof being operated, maintained, or carried on within said commercial district or residential district at the time of the adoption of this Ordinance shall be thereafter partially destroyed by fire or otherwise, it shall be un-

lawful for any person, firm, or corporation to erect, maintain, establish, carry on, rebuild or replace the same, when it will cost 60 per cent or more of the value before destruction of said factory, plant, works, or establishment to replace the same.

Section 12. It shall be unlawful for any person, firm or corporation maintaining, operating, conducting, or carrying on any industrial business or commercial plant or establishment within said residential district at the time of the adoption of this Ordinance, or maintaining, operating, conducting or carrying on any of the work, plants, factories, or establishments enumerated in Section 10 hereof within said commercial districts at the time of the adoption of this Ordinance, to enlarge such business, plant, works, factories, or establishments by building any addition thereto or otherwise, except with the approval of the Board of City Commissioners of the City of Las Vegas and with the written consent of the owners of more than 50 per cent of the area of the land within a radius of 500 feet of said addition, exclusive, however, of land used for public streets, highways, or alleys.

Section 13. Any person, firm or corporation violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than Ten (\$10.00) Dollars or more than Four Hundred (\$400.00) Dollars, or by imprisonment in the City Jail of the City of Las Vegas for not less than five (5) or more than two hundred (200) days, or by both such fine and imprisonment.

Section 14. Each such person, firm, or corporation shall be deemed guilty of a separate offence for every day during any portion of which any violation of any or the provisions of this Ordinance is committed, continued or permitted by such persons, firm or corporation, and shall be punished therefor as provided in this Ordinance.

Section 15. All ordinances and parts of ordinances in conflict with this ordinance

are hereby repealed.
Section 16. This ordinance shall be in effect from and after its passage, adoption and publication for two consecutive issues in the Las Vegas Age, a weekly newspaper printed and published in the City of Las Vegas.
Section 17. The City Clerk of the City of Las Vegas is hereby authorized and directed to have this City Ordinance published in the Las Vegas Age, a weekly newspaper printed, and published in the City of Las Vegas, Clark County, Nevada, for a period of two weeks, that is to say, once each week for a period of two weeks.
HOWELL C. GARRISON, Mayor.
Attest:
HELEN SCOTT, City Clerk.
The above and foregoing ordinance was proposed, read aloud in full, and adopted this 4th day of December, A. D. 1941, by the following vote:
Voting Aye: Commissioners Tinch, Clark, Rubidoux and Mayor Garrison.
Voting No: None.
Absent: Commissioner Smith.
HELEN SCOTT, City Clerk.
Pub. Dec. 12-19, 1941.