

20801

ORDINANCE NO 269

AN ORDINANCE AUTHORIZING BLACKOUTS AND AIR RAID PROTECTION MEASURES, ORDERS, RULES AND REGULATIONS, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

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

SECTION 1. Definitions. As used in this ordinance the following words and phrases shall mean:

BLACK-OUT SIGNAL: A Fluctuating or undulating signal of varying pitch for a period of two minutes duration sounded on a siren, or if such a siren be not available, then such other signal as may be available, published, and designated for that purpose.

ALL-CLEAR SIGNAL: A continuous signal of two minutes duration at a steady pitch sounded on such siren; or if such siren be not available, then such other signal as may be available, published, and designated for that purpose.

BLACK-OUT STRUCTURE: Any area so enclosed that any illumination maintained or existing therein is not visible from any point outside such enclosure.

Section 2. No person shall at any time subsequent to a black-out signal and prior to the all-clear signal next thereafter, effect or maintain any illumination or permit any illumination under his control to be effected or maintained, at any place within the City of Las Vegas save within a black-out structure.

Section 3. Any illumination contrary to the provisions of this ordinance, or to any rule or regulation adopted and promulgated in accordance with Section 7 hereof, constitutes a public nuisance, and the same may be summarily abated by any peace officer, fireman or other duly deputized person. Any structure may be entered by any peace officer or fireman or any other duly deputized person, using reasonable force if necessary, for the purpose of abating such a nuisance by extinguishing such illumination during such period of black-out.

Section 4. Upon the sounding of any such black-out signal all operators of automobiles, motor vehicles, bicycles, or other vehicles shall immediately pull such vehicle over to the curb of the street or side of the road and park their said vehicle at that point and immediately extinguish all lights, and such vehicle shall remain standing at that point until the all-clear signal herein provided shall be given; provided, however, that all motor and other vehicles operated by U. S. Armed Forces, Doctors, Nurses, Persons necessary to operate and maintain public utilities, peace officers, fireman, black-out wardens, and other duly authorized persons, and necessary ambulances, may be operated with approved identification and approved lights only, which lights and identification shall be in the manner set forth in the rules and regulations provided for in Section 7.

Section 5. The Chief of Police or such other officer or person as may be designated by him, is hereby authorized and directed to notify any authorized recipient of a black-out signal and of all-clear signal in his city at once and forthwith to cause the sounding of a black-out signal and of an all-clear signal whenever he shall receive such order from the U. S. Armed Forces in charge.

Section 6. No person shall operate a siren or other audible device in such a manner that it cannot be easily distinguished from a black-out or an all-clear signal.

CITY CLERK'S FILE

Section 7. The Chief of Police is hereby authorized and directed to promulgate, publish and enforce such orders, rules, and regulations, approved by the Board of City Commissioners and not inconsistent with the provisions of this ordinance as may be necessary to maintain adequate black-outs and other air raid protection measures, and to protect people and property within the city, during black-outs. Such orders, rules and regulations may also supplement this ordinance to the extent necessary to properly and adequately extinguish and obscure lights, regulate the movement of emergency and other vehicles within the city, prevent the congregation of persons on the streets or in public places or buildings within the city, notwithstanding any ordinance or provision of law to the contrary, and provide such other measures as may be necessary or proper in order to accomplish the above mentioned purposes. Such orders, rules and regulations, so approved by the Board of City Commissioners, shall have the force and effect of law, and a violation of any such orders, rules and regulations shall subject the violator thereof to the penalty provisions hereof.

Section 8. The Chief of Police may appoint for a specified time as many special police, without pay, as may be deemed advisable for service in connection with any black-out or other air-raid protection measures. During the term of service of such special police, they shall possess all the powers and privileges and perform all the duties of police officers of the City of Las Vegas. Said special police must wear such identifying emblem as may be prescribed by the said Chief of Police and it shall be unlawful for any said special policeman to attempt to carry out any order, rule or regulation promulgated under the authority conferred by this ordinance when he is not wearing said identifying emblem.

Section 9. It shall be unlawful to disobey any lawful direction or order of a peace officer or fireman or other duly deputized person given during a period of black-out or air raid alarm, which order is reasonably necessary to the maintenance of public order or safety or to effect the extinguishment of light.

Section 10. The provisions of every ordinance of this city requiring any illumination to be maintained in conflict with this ordinance, shall be deemed suspended during the period between any black-out signal and the all-clear signal next thereafter.

Section 11. Any person, firm, association or corporation who or which shall be found guilty of a violation of any of the provisions of this ordinance shall be fined not more than Three Hundred Dollars (\$300.00) or be confined in the City Jail for a period of not to exceed 150 days or by both such fine and imprisonment.

Section 12. The City Clerk of the City of Las Vegas is hereby authorized and directed to have this ordinance published in the Las Vegas Age a weekly newspaper printed and published in the City of Las Vegas, County of Clark, State of Nevada, for a period of two weeks, that is to say, once a week for a period of two weeks.

Attest: Helen Scott
City Clerk

Harold W. Hanson
Mayor

The above and foregoing ordinance was proposed, read aloud in full, and adopted this 4 day of Feb, 1942, A.D., by the following vote:

Voting Aye: Commissioners Smith, Finch, Clark, Richardson, Galina
Voting No: None
Absent: None

Helen Scott
City Clerk.

This Ordinance was read aloud to the Board for the first time at a recessed regular meeting of the Board on the 17th day of November, 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 a second time at a regular meeting of the Board on the 7th day of March, 1942.

Voting Aye: Commissioners Smith, Turch, Reardon, and _____, and His Honor the Mayor, Protem Clark, ~~Howell G. Garrison~~, Voting Aye.

Voting No: None

Absent and not voting Mayor Garrison

Pat Clark
Mayor of the City of
Las Vegas, Clark County,
Nevada

Attest:

Joe J. J. J.
City Clerk

(City Seal)



LEGAL

ORDINANCE NO. 269

AN ORDINANCE AUTHORIZING BLACKOUTS AND AIR RAID PROTECTION MEASURES, ORDERS, RULES AND REGULATIONS, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

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

Section 1. Definitions. As used in this ordinance the following words and phrases shall mean:

BLACK-OUT SIGNAL: A fluctuating or undulating signal of varying pitch for a period of two minutes duration sounded on a siren, or if such a siren be not available, then such other signal as may be available, published, and designated for that purpose.

ALL-CLEAR SIGNAL: A continuous signal of two minutes duration at a steady pitch sounded on such siren; or if such siren be not available, then such other signal as may be available, published, and designated for that purpose.

BLACK-OUT STRUCTURE: Any area so enclosed that any illumination maintained or existing therein is not visible from any point outside such enclosure.

Section 2. No person shall at any time subsequent to a black-out signal and prior to the all-clear signal next thereafter, effect or maintain any illumination or permit any illumination under his control to be effected or maintained, at any place within the City of Las Vegas save within a black-out structure.

Section 3. Any illumination contrary to the provisions of this ordinance, or to any rule or regulation adopted and promulgated in accordance with section 7 hereof, constitutes a public nuisance, and the same may be summarily abated by any peace officer, fireman or other duly deputized person. Any structure may be entered by any peace officer or fireman or any other duly deputized person, using reasonable force if necessary, for the purpose of abating such a nuisance by extinguishing such illumination during such period of black-out.

Section 4. Upon the sounding of any such black-out signal all operators of automobiles, motor vehicles, bicycles, or other vehicles shall immediately pull such vehicle over to the curb of the street or side of the road and park their said vehicle at that point and immediately extinguish all lights, and such vehicle shall remain standing at that point until the all-clear signal herein provided shall be given; provided, however, that all motor and other vehicles operated by U. S. Armed Forces, Doctors, Nurses, Persons necessary to operate and maintain public utilities, peace officers, firemen, black-out wardens, and other duly authorized persons, and necessary ambulances, may be operated with approved identification and approved lights only, which lights and identification shall be in the manner set forth in the rules and regulations provided for in Section 7.

Section 5. The Chief of Police or such other officer or persons as may be designated by him, is hereby authorized and directed to notify any authorized recipient of a black-out signal and of all-clear signal in his city at once and forthwith to cause the sounding of a black-out signal and of an all-clear signal whenever he shall receive such order, from the U. S. Armed Forces in charge.

Section 6. No person shall operate a siren or other audible device in such a manner that it cannot be easily distinguished from a black-out or an all-clear signal.

Section 7. The Chief of Police is hereby authorized and directed to promulgate, publish and enforce such orders, rules, and regulations, approved by the Board of City Commissioners and not inconsistent with the provisions of this ordinance as may be necessary to maintain adequate black-outs and other air raid protection measures, and to protect people and property within the city, during black-outs. Such orders, rules and regulations may also supplement this ordinance to the extent necessary to properly and adequately extinguish and obscure lights, regulate the movement of emergency and other vehicles within the city, prevent the congregation of persons on the streets or in public places or buildings within the city,

notwithstanding any ordinance or provision of law to the contrary, and provide such other measures as may be necessary or proper in order to accomplish the above mentioned purposes. Such orders, rules and regulations, so approved by the Board of City Commissioners, shall have the force and effect of law, and a violation of any such orders, rules and regulations shall subject the violator thereof to the penalty provisions hereof.

Section 8. The Chief of Police may appoint for a specified time as many special police, without pay, as may be deemed advisable for service in connection with any black-out or other air-raid protection measures. During the term of service of such special police, they shall possess all the powers and privileges and perform all the duties of police officers of the City of Las Vegas. Said special police must wear such identifying emblem as may be prescribed by the said Chief of Police and it shall be unlawful for any said special policeman to attempt to carry out any order, rule or regulation promulgated under the authority conferred by this ordinance when he is not wearing said identifying emblem.

Section 9. It shall be unlawful to disobey any lawful direction or order of a peace officer or fireman or other duly deputized person given during a period of black-out or air raid alarm, which order is reasonably necessary to the maintenance of public order or safety or to effect the extinguishment of light.

Section 10. The provisions of every ordinance of this city requiring any illumination to be maintained in conflict with this ordinance, shall be deemed suspended during the period between any blackout signal and the all-clear signal next thereafter.

Section 11. Any person, firm, association or corporation who or which shall be found guilty of a violation of any of the provisions of this ordinance shall be fined not more than Three Hundred Dollars (\$300.00) or be confined in the City Jail for a period of not to exceed 100 days or by both such fine and imprisonment.

Section 12. The City Clerk of the City of Las Vegas is hereby authorized and directed to have this ordinance published in the Las Vegas Age, a weekly newspaper printed and published in the City of Las Vegas, County of Clark, State of Nevada, for a period of two weeks, that is to say, once a week for a period of two weeks.

HOWELL C. GARRISON, Mayor.

Attest
HELEN SCOTT,
City Clerk.

(SEAL)
The above and foregoing ordinance was proposed, read aloud in full, and adopted this 4th day of February, 1942, A. D., by the following vote:

Voting Aye: Commissioners Smith, Finch, Clark, Rubidoux and Mayor Garrison.

Voting No: None.

Absent: None.

HELEN SCOTT, City Clerk.

Pub. Feb. 13-20, 1942.

Affidavit of Publication

STATE OF NEVADA }
County of Clark } ss.

Charles P. Squires being duly sworn, deposes and says:
That she is Editor of LAS VEGAS AGE, a weekly news-
paper of general circulation, printed and published at Las Vegas, in the
County of Clark, State of Nevada, and that the attached
Ordinance No. 269

was published in said newspaper for a period of 2 weeks
from February 13, 1942 to February 20, 1942 inclusive,
being the issues of said newspaper for the following dates, to-wit:

February 13, 20, 1942

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 \$ 60.90

Signed

Charles P. Squires

Subscribed and sworn to before me this 13th day of March 1942.

C. D. Streeze
Notary Public in and for Clark County, Nevada.

My Commission Expires

June 9, 1943