

EMERGENCY ORDINANCE NO. 536

EMERGENCY ORDINANCE DECLARING THE DETERMINATION OF THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, TO MAKE CERTAIN PUBLIC IMPROVEMENTS IN SAID CITY BY PAVING, AND GRAVELING CERTAIN STREETS AND PARTS OF STREETS THEREIN, TO CREATE STREET IMPROVEMENT ASSESSMENT DISTRICT NO. 100-21 FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS; AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO BENEFITS; FIXING A TIME IN WHICH PROTESTS AGAINST THE PROPOSED IMPROVEMENTS OR THE CREATION OF SUCH DISTRICT MAY BE HEARD AND CONSIDERED BY SAID BOARD; DIRECTING NOTICE THEREOF TO BE GIVEN; AND PROVIDING OTHER MATTERS RELATING THERETO.

WHEREAS, THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS IN THE COUNTY OF CLARK AND STATE OF NEVADA DEEMS IT EXPEDIENT AND FOR THE BEST INTERESTS OF SAID CITY TO IMPROVE CERTAIN STREETS AND PARTS OF STREETS HEREINAFTER PARTICULARLY DESCRIBED BY THE LAYING OF OIL BOUND GRAVEL PAVEMENT (4" TYPE 1 SUBBASE, 4" TYPE 2 SUBBASE, PRIME COAT 2" A.C. PAVING, SEAL COAT AND CHIPS) AND GRAVEL SURFACE (4" TYPE 1 GRAVEL SUBBASE AND 4" TYPE 2 GRAVEL SUBBASE) WHEREVER NECESSARY; AND

WHEREAS, SAID BOARD DEEMS IT EXPEDIENT AND DESIRABLE TO CREATE STREET IMPROVEMENT ASSESSMENT DISTRICT NO. 100-21 FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS, AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO BENEFITS AGAINST THE OWNERS AND THE ASSESSABLE LOTS, PREMISES, AND PROPERTY SPECIALLY BENEFITED BY SUCH IMPROVEMENTS AND INCLUDED WITHIN SAID DISTRICT; AND

WHEREAS, THERE IS NOT INCLUDED WITHIN SAID DISTRICT ANY PUBLIC OR OTHER PROPERTY AGAINST WHICH A VALID SPECIAL ASSESSMENT CANNOT BE LEVIED BY SAID CITY; AND

WHEREAS, IN NO CASE DOES THE ESTIMATED AMOUNT OF ANY SPECIAL ASSESSMENT UPON ANY LOT OR PREMISES FOR SAID IMPROVEMENTS EXCEED FIFTY PERCENT OF THE VALUE OF SUCH LOT OR PREMISES AS SHOWN UPON THE LATEST TAX LIST OR ASSESSMENT ROLL FOR STATE AND COUNTY TAXATION; AND

WHEREAS, IN THE JUDGMENT OF THE BOARD OF COMMISSIONERS OF SAID CITY OF LAS VEGAS, IT IS FAIR AND EQUITABLE THAT NO PORTION

OF SAID COST AND EXPENSE BE BORNE BY THE CITY FROM ITS GENERAL FUNDS; AND

WHEREAS, SAID BOARD CONSIDERS IT NECESSARY, DESIRABLE, AND FOR THE BEST INTERESTS OF THE CITY, TO TAKE THE STEPS PROVIDED BY LAW FOR THE ORGANIZATION OF AN ASSESSMENT DISTRICT AND THE CONSTRUCTION THEREIN OF SAID IMPROVEMENTS; AND

WHEREAS, SAID BOARD, BY A RESOLUTION DULY ADOPTED AND APPROVED ON THE 18TH DAY OF MARCH, 1953, ORDERED THE CITY ENGINEER TO MAKE ESTIMATES OF THE EXPENSE THEREOF, AND PLATS, DIAGRAMS AND PLANS OF THE WORK AND OF THE LOCALITY TO BE IMPROVED, AND TO FILE SUCH ESTIMATES, PLATS, DIAGRAMS AND PLANS WITH THE CITY CLERK FOR PUBLIC EXAMINATION; AND

WHEREAS, SAID ESTIMATES, PLATS, DIAGRAMS AND PLANS WERE SO FILED ON THE 25TH DAY OF MARCH, 1953;

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

SECTION 1. THAT THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, COUNTY OF CLARK AND STATE OF NEVADA, DOES HEREBY DECLARE ITS DETERMINATION TO MAKE CERTAIN PUBLIC IMPROVEMENTS BY PAVING AND GRAVELING CERTAIN STREETS AND PARTS OF STREETS THEREIN, TO CREATE A SPECIAL ASSESSMENT DISTRICT THEREFOR, AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO BENEFITS AGAINST THE OWNERS AND THE ASSESSABLE LOTS, PREMISES AND PROPERTY SPECIALLY BENEFITED BY SUCH IMPROVEMENTS AND INCLUDED WITHIN SAID DISTRICT, PROPORTIONATELY TO THE BENEFITS RECEIVED.

SECTION 2. THAT THE BOARD PROPOSES TO PAVE AND GRAVEL SAID STREETS AND PARTS OF STREETS BY GRADING AND CONSTRUCTING THEREON AN OIL BOUND GRAVEL PAVEMENT (4" TYPE 1 SUBBASE, 4" TYPE 2 SUBBASE, PRIME COAT, 2" A.C. PAVING, SEAL COAT AND CHIPS) AND BY CONSTRUCTING GRAVEL SURFACE (4" TYPE 1 GRAVEL SUBBASE AND 4" TYPE 2 GRAVEL SUBBASE) WHEREVER SAID IMPROVEMENTS ARE MISSING, TOGETHER WITH SUCH APPURTENANCES AS MAY BE REQUIRED, AS MORE

PARTICULARLY SHOWN BY THE PLATS, DIAGRAMS AND PLANS OF THE WORK AND LOCALITY TO BE IMPROVED NOW ON FILE IN THE OFFICE OF THE CITY CLERK OF THE CITY OF LAS VEGAS.

SECTION 3. THAT THE STREETS AND PARTS OF STREETS WHICH THE BOARD PROPOSES SO TO HAVE IMPROVED ARE THE FOLLOWING:

PALOMINO LANE FROM THE WEST LINE OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SECTION 32, TOWNSHIP 20 SOUTH, RANGE 61 EAST, MOUNT DIABLO BASE AND MERIDIAN, TO THE WEST RIGHT-OF-WAY LINE OF RANCHO ROAD. IMPROVEMENT CONSISTING OF THE CONSTRUCTION OF A 24-FOOT STREET, A.C. PAVEMENT (4" TYPE 1 SUBBASE, 4" TYPE 2 SUBBASE, PRIME COAT, 2" A.C. PAVING, SEAL COAT AND CHIPS).

PALOMINO LANE FROM THE EAST RIGHT-OF-WAY LINE OF RANCHO ROAD TO THE WEST RIGHT-OF-WAY LINE OF TONOPAH DRIVE (18 FOOT STREET NORTH OF THE PROPOSED CENTER LINE); PINTO LANE FROM THE WEST LINE OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SECTION 32, TOWNSHIP 20 SOUTH, RANGE 61 EAST, MOUNT DIABLO BASE AND MERIDIAN, TO THE WEST RIGHT-OF-WAY LINE OF RANCHO ROAD, AND FROM THE EAST RIGHT-OF-WAY LINE OF RANCHO ROAD TO THE WEST RIGHT-OF-WAY LINE OF TONOPAH DRIVE (36-FOOT STREET); ALTA DRIVE FROM THE CENTER OF SAID SECTION 32 TO THE WEST RIGHT-OF-WAY LINE OF RANCHO ROAD AND FROM THE EAST RIGHT-OF-WAY LINE OF RANCHO ROAD TO THE WEST RIGHT-OF-WAY LINE OF TONOPAH DRIVE (18-FOOT STREET SOUTH OF THE PROPOSED CENTER LINE); SHETLAND ROAD FROM THE NORTH RIGHT-OF-WAY LINE OF PALOMINO LANE TO THE SOUTH RIGHT-OF-WAY LINE OF ALTA DRIVE (36-FOOT STREET). IMPROVEMENT CONSISTING OF 4" TYPE 1 GRAVEL SUBBASE AND 4" TYPE 2 GRAVEL SUBBASE.

SECTION 4. THAT THE SPECIAL ASSESSMENT DISTRICT WHICH IT IS PROPOSED TO CREATE SHALL BE DESIGNATED STREET IMPROVEMENT ASSESSMENT DISTRICT No. 100-21, AND IT SHALL INCLUDE ALL THE LOTS, PREMISES AND PROPERTY, TO THE FULL DEPTH OF SUCH, FRONTING, ADJOINING, AND ABUTTING UPON SAID STREETS AND PARTS OF STREETS. THE BOUNDARIES OF SAID PROPOSED ASSESSMENT DISTRICT ARE AS FOLLOWS:

BEGINNING AT A POINT WHERE THE WEST LINE OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SECTION 32, TOWNSHIP 20 SOUTH, RANGE 61 EAST, MOUNT DIABLO BASE AND MERIDIAN INTERSECTS WITH PALOMINO LANE, THENCE EAST ALONG PALOMINO LANE INCLUDING ALL PROPERTY ON BOTH SIDES THEREOF TO THE WEST RIGHT-OF-WAY LINE OF RANCHO ROAD, THENCE EAST ALONG PALOMINO LANE FROM THE EAST RIGHT-OF-WAY LINE OF RANCHO ROAD TO THE WEST LINE OF TONOPAH DRIVE, THENCE NORTH ALONG THE WEST LINE OF TONOPAH DRIVE TO THE CENTER LINE OF ALTA DRIVE, THENCE WEST ALONG THE CENTER LINE OF ALTA DRIVE TO THE WEST LINE OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SECTION 32, TOWNSHIP 20 SOUTH, RANGE 61 EAST, M.D.B.&M., THENCE SOUTH TO THE POINT OF BEGINNING.

SECTION 5. THAT THE CITY CLERK SHALL KEEP THE PLATS, DIAGRAMS AND PLANS OF THE WORK AND LOCALITY TO BE IMPROVED, TOGETHER WITH THE ESTIMATES OF THE EXPENSE THEREOF, ON FILE IN HER OFFICE FOR PUBLIC INSPECTION AND EXAMINATION.

SECTION 6. THAT THE BOARD OF COMMISSIONERS OF SAID CITY WILL MEET AT THE CITY HALL IN SAID CITY ON MONDAY, THE 6TH DAY OF APRIL, 1953, AT THE HOUR OF 8:00 O'CLOCK, P.M., TO HEAR AND CONSIDER ANY SUGGESTIONS AND OBJECTIONS THAT MAY BE MADE BY PARTIES IN INTEREST TO THE PROPOSED IMPROVEMENTS

OR ANY MATTERS RELATING THERETO. OBJECTIONS TO SAID PROPOSED IMPROVEMENTS, OR ANY MATTERS RELATING THERETO, MAY BE FILED IN WRITING IN THE OFFICE OF THE CITY CLERK AT ANY TIME PRIOR TO SAID MEETING.

SECTION 7. THAT THE CITY CLERK SHALL GIVE NOTICE OF THE FILING OF SAID ESTIMATES, PLATS, DIAGRAMS, AND PLANS WITH THE CITY CLERK FOR EXAMINATION, OF THE PROPOSED IMPROVEMENT OR WORK, OF THE LOCATION OF THE IMPROVEMENT, OF THE DISTRICT TO BE ASSESSED, AND OF THE TIME WHEN THE BOARD WILL MEET AND CONSIDER ANY SUGGESTIONS AND OBJECTIONS THAT MAY BE MADE BY PARTIES IN INTEREST TO THE PROPOSED IMPROVEMENTS. SAID NOTICE SHALL BE GIVEN BY PUBLICATION ONCE A WEEK FOR TWO SUCCESSIVE WEEKS IN THE LAS VEGAS SUN, A DAILY NEWSPAPER PUBLISHED IN SAID CITY OF LAS VEGAS, AND ALSO BY POSTING SAID NOTICES IN AT LEAST THREE PUBLIC PLACES NEAR THE SITE OF SAID PROPOSED WORK.

SECTION 8. THAT ALL BY-LAWS, ORDERS, RESOLUTIONS AND ORDINANCES, OR PARTS OF BY-LAWS, ORDERS, RESOLUTIONS AND ORDINANCES, IN CONFLICT WITH THIS ORDINANCE, ARE HEREBY REPEALED.

SECTION 9. THAT IF ANY ONE OR MORE SECTIONS, SENTENCES, CLAUSES OR PARTS OF THIS ORDINANCE SHALL, FOR ANY REASON, BE QUESTIONED OR BE HELD INVALID, SUCH JUDGMENT SHALL NOT AFFECT, IMPAIR OR INVALIDATE THE REMAINING PROVISIONS OF THIS ORDINANCE, BUT SHALL BE CONFINED IN ITS OPERATION TO THE SPECIFIC SECTIONS, SENTENCES, CLAUSES OR PARTS OF THIS ORDINANCE SO HELD UNCONSTITUTIONAL AND INVALID, AND THE INAPPLICABILITY AND INVALIDITY OF ANY SECTION, SENTENCE, CLAUSE OR PART OF THIS ORDINANCE, IN ANY ONE OR MORE INSTANCES SHALL NOT AFFECT OR PREJUDICE IN ANY WAY THE APPLICABILITY AND VALIDITY OF THIS ORDINANCE IN ANY OTHER INSTANCES.

SECTION 10. THAT BY REASON OF THE FACT THAT THE STREETS OF THE CITY OF LAS VEGAS ARE INADEQUATE TO MEET THE PRESENT AND

FUTURE NEEDS OF THE CITY AND ITS INHABITANTS AND THAT IT IS NECESSARY IMMEDIATELY TO RAISE FUNDS TO IMPROVE SAID STREETS, THEREFORE, IT IS HEREBY DECLARED THAT AN EMERGENCY EXISTS, AND THAT THIS ORDINANCE IS NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH AND SAFETY.

SECTION II. THAT 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 FINAL READING AND ADOPTION, IN THE LAS VEGAS SUN, A DAILY NEWSPAPER PUBLISHED IN SAID CITY, AND THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY FOLLOWING THE SECOND PUBLICATION HEREOF.

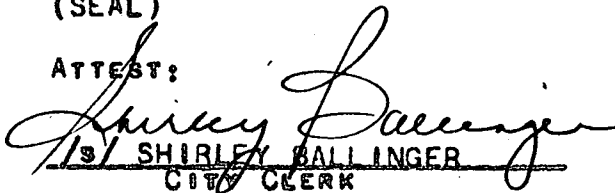
PASSED, ADOPTED AND APPROVED THIS 25TH DAY OF MARCH, 1953.



/s/ C. D. BAKER
MAYOR

(SEAL)

ATTEST:



/s/ SHIRLEY BALLINGER
CITY CLERK

COMMISSIONER Bunker THEN DULY SECONDED THE MOTION TO ADOPT THE FOREGOING ORDINANCE. THE QUESTION BEING UPON THE ADOPTION OF SAID ORDINANCE, THE ROLL WAS CALLED WITH THE FOLLOWING RESULT:

THOSE VOTING "AYE":

COMMISSIONER BUNKER,
COMMISSIONER JARRETT,
COMMISSIONER PECCOLE,
COMMISSIONER WHIPPLE, AND
MAYOR BAKER

THOSE VOTING "NAY": NONE.

THEREUPON, THE PRESIDING OFFICER DECLARED SAID MOTION CARRIED AND THE ORDINANCE DULY PASSED AND ADOPTED.

IT WAS THEN MOVED BY COMMISSIONER Peccole, AND SECONDED BY COMMISSIONER Bunker, THAT ALL RULES OF THIS BOARD WHICH MIGHT PREVENT, UNLESS SUSPENDED, THE FINAL PASSAGE AND ADOPTION OF THIS ORDINANCE AT THIS MEETING BE AND THE SAME ARE HEREBY SUSPENDED FOR THE PURPOSE OF PERMITTING THE FINAL PASSAGE AND ADOPTION OF SAID EMERGENCY ORDINANCE AT THIS MEETING.

THE QUESTION BEING UPON THE ADOPTION OF SAID MOTION AND THE SUSPENSION OF THE RULES, THE ROLL WAS CALLED WITH THE FOLLOWING RESULT:

THOSE VOTING "AYE":

COMMISSIONER BUNKER,
COMMISSIONER JARRETT,
COMMISSIONER PECCOLE,
COMMISSIONER WHIPPLE, AND
MAYOR BAKER

THOSE VOTING "NAY": NONE.

THE PRESIDING OFFICER DECLARED SAID MOTION CARRIED AND THE RULES SUSPENDED.

COMMISSIONER Peccole THEN MOVED THAT SAID ORDINANCE HERETOFORE INTRODUCED AND READ IN FULL AT THIS MEETING BE NOW PLACED UPON ITS PASSAGE. COMMISSIONER Bunker SECONDED THE MOTION, AND THE QUESTION BEING UPON THE PLACING OF SAID ORDINANCE UPON ITS PASSAGE, THE ROLL WAS CALLED WITH THE FOLLOWING RESULT:

THOSE VOTING "AYE":

COMMISSIONER BUNKER,
COMMISSIONER JARRETT,
COMMISSIONER PECCOLE,
COMMISSIONER WHIPPLE, AND
MAYOR BAKER

THOSE VOTING "NAY": NONE.

THE PRESIDING OFFICER DECLARED THE MOTION CARRIED AND THE ORDINANCE PLACED UPON ITS FINAL PASSAGE.

COMMISSIONER Peccole THEN MOVED THAT SAID ORDINANCE BE PASSED AND ADOPTED AS READ AND AS AN EMERGENCY ORDINANCE. COMMISSIONER Bunker SECONDED THE MOTION. THE QUESTION BEING UPON THE PASSAGE AND ADOPTION OF SAID ORDINANCE, THE ROLL WAS CALLED WITH THE FOLLOWING RESULT:

THOSE VOTING "AYE":

COMMISSIONER BUNKER,
COMMISSIONER JARRETT,
COMMISSIONER PECCOLE,
COMMISSIONER WHIPPLE, AND
MAYOR BAKER.

THOSE VOTING "NAY": NONE.

THE PRESIDING OFFICER THEREUPON DECLARED THAT All COMMISSIONERS HAVING VOTED IN FAVOR THEREOF, SAID MOTION WAS CARRIED AND SAID ORDINANCE WAS DULY PASSED AND ADOPTED AS AN EMERGENCY ORDINANCE.

ON MOTION DULY ADOPTED, IT WAS ORDERED THAT SAID EMERGENCY

ORDINANCE BE NUMBERED 536, AND AFTER APPROVAL BY THE
MAYOR SHALL BE PUBLISHED AS IN SAID ORDINANCE DESIGNATED, AND
SHALL BE RECORDED ACCORDING TO LAW.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE
BOARD OF COMMISSIONERS, THE MEETING WAS, ON MOTION DULY MADE,
SECONDED AND CARRIED, ADJOURNED.

/s/ C. D. BAKER
MAYOR

(SEAL)

ATTEST:

/s/ SHIRLEY BALLINGER
CITY CLERK

EMERGENCY ORDINANCE NO. 536 COPIED INTO CITY OF LAS
VEGAS COMMISSIONER'S MINUTE BOOK NO. 8.

STATE OF NEVADA)
COUNTY OF CLARK) SS
CITY OF LAS VEGAS)

A SPECIAL MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, CLARK COUNTY, NEVADA, WAS HELD ON WEDNESDAY, THE 25TH DAY OF MARCH, 1953, AT THE HOUR OF 7:30 O'CLOCK, P.M., AT THE CITY HALL, BEING THE REGULAR MEETING PLACE OF SAID BOARD, AT WHICH MEETING THERE WERE PRESENT AND ANSWERING THE ROLL CALL, THE FOLLOWING:

MAYOR C. D. BAKER,
COMMISSIONER WENDELL BUNKER,
" REX A. JARRETT,
" WILLIAM PECCOLE,
" REED WHIPPLE.
ABSENT: NONE.

CONSTITUTING ALL OF THE MEMBERS OF SAID BOARD. THERE WAS ALSO PRESENT THE FOLLOWING:

CITY MANAGER C. W. SHELLEY
ASS'T. CITY MANAGER DORA LORD
CITY ATTORNEY HOWARD W. CANNON
CITY CLERK SHIRLEY BALLINGER, AND
CITY ENGINEER C. C. BOYER

THEREUPON, THE FOLLOWING PROCEEDINGS, AMONG OTHERS, WERE DULY HAD AND TAKEN.

COMMISSIONER Peccole INTRODUCED AND MOVED THE ADOPTION OF THE FOLLOWING EMERGENCY ORDINANCE, WHICH WAS THEREUPON READ IN FULL, AND AT LENGTH, AND IS AS FOLLOWS:

-1-
CITY
CLERK'S
FILE

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 *two weeks*

from *March 27, 1953* to *April 3, 1953*

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

March 27, April 3, 1953

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 *14th*
day of *April, 1953*

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

My Commission Expires

My Commission Expires Mar. 17, 1956

EMERGENCY ORDINANCE NO. 536
EMERGENCY ORDINANCE DECLARING
THE DETERMINATION OF THE BOARD
OF COMMISSIONERS OF THE CITY
OF LAS VEGAS, NEVADA, TO MAKE
CERTAIN PUBLIC IMPROVEMENTS
IN SAID CITY BY PAVING, AND
GRAVELING CERTAIN STREETS AND
PARTS OF STREETS THEREIN, TO
CREATE STREET IMPROVEMENT AS-
SESSMENT DISTRICT NO. 100-21 FOR
THE PURPOSE OF MAKING SAID IM-
PROVEMENTS; AND TO DEFRAY THE
ENTIRE COST AND EXPENSE THERE-
OF BY SPECIAL ASSESSMENTS MADE
ACCORDING TO BENEFITS; FIXING A
TIME IN WHICH PROTESTS AGAINST
THE PROPOSED IMPROVEMENTS OR
THE CREATION OF SUCH DISTRICT
MAY BE HEARD AND CONSIDERED BY
SAID BOARD; DIRECTING NOTICE
THEREOF TO BE GIVEN; AND PRO-
VIDING OTHER MATTERS RELATING
THERE TO.

WHEREAS, the Board of Commissioners of the City of Las Vegas in the County of Clark and State of Nevada deems it expedient and for the best interests of said City to improve certain streets and parts of streets hereinafter particularly described by the laying of oil bound gravel pavement (4" Type 1 Subbase, 4" Type 2 Subbase, Prime Coat 2" A. C. Paving, Seal Coat and Chips) and gravel surface (4" Type 1 Gravel Subbase and 4" Type 2 Gravel Subbase) wherever necessary; and

WHEREAS, said Board deems it expedient and desirable to create Street Improvement Assessment District No. 100-21 for the purpose of making said improvements, and to defray the entire cost and expense thereof by special assessments made according to benefits against the owners and the assessable lots, premises, and property specially benefited by such improvements and included within in said district; and

WHEREAS, there is not included within said district any public or other property against which a valid special assessment cannot be levied by said City; and

WHEREAS, in no case does the estimated amount of any special assessment upon any lot or premises for said improvements exceed fifty percent of the value of such lot or premises as shown upon the latest tax list or assessment roll for state and county taxation; and

WHEREAS, in the judgment of the Board of Commissioners of said City of Las Vegas, it is fair and equitable that no portion of said cost and expense be borne by the City from its general funds; and

WHEREAS, said Board considers it necessary, desirable, and for the best interests of the City, to take the steps provided by law for the organization of an assessment district, and the construction therein of said improvements; and

WHEREAS, said Board, by a Resolution duly adopted and approved on the 18th day of March, 1953, ordered the City Engineer to make estimates of the expense thereof, and plats, diagrams and plans of the work and of the locality to be improved, and to file such estimates, plats, diagrams and plans with the City Clerk for public examination; and

WHEREAS, said estimates, plats, diagrams and plans were so filed on the 25th day of March, 1953;

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

SECTION 1. That the Board of Commissioners of the City of Las Vegas, County of Clark and State of Nevada, does hereby declare its determination to make certain public improvements by paving and graveling certain streets and parts of streets therein; to create a special assessment district therefor; and to defray the entire cost and expense thereof by special assessments made according to benefits against the owners and the assessable lots, premises and property specially benefited by such improvements and included within said district, proportionately to the benefits received.

SECTION 2. That the Board proposes to pave and gravel said streets and parts of streets by grading and constructing thereon an oil bound gravel pavement (4" Type 1 Subbase, 4" Type 2 Subbase, Prime Coat, 2" A. C. Paving, Seal Coat and Chips) and by constructing gravel surface (4" Type 1 Gravel Subbase and 4" Type 2 Gravel Subbase) wherever said improvements are missing, together with such appurtenances as may be required, as more particularly shown by the plats, diagrams and plans of the work and locality to be improved now on file in the office of the City Clerk of the City of Las Vegas.

SECTION 3. That the streets and parts of streets which the Board proposes so to have improved are the following:

PALOMINO LANE from the West line of the Southeast Quarter (SE $\frac{1}{4}$) of Section 32, Township 20 South, Range 61 East, Mount Diablo Base and Meridian, to the West right-of-way line of Rancho Road. Improvement consisting of the construction of a 24-foot street, A. C. Pavement (4" Type 1 Subbase, 4" Type 2 Subbase, Prime Coat, 2" A. C. Paving, Seal Coat and Chips).

PALOMINO LANE from the East right-of-way line of Rancho Road to the West right-of-way line of Tonopah Drive (18 foot street North of the proposed center line); PINTO LANE from the West line of the Southeast Quarter (SE $\frac{1}{4}$) of Section 32, Township 20 South, Range 61 East, Mount Diablo Base and Meridian, to the West right-of-way line of Rancho Road, and from the East right-of-way line of Rancho Road to the West right-of-way line of Tonopah Drive (36-foot Street); ALTA DRIVE from the center of said Section 32 to the West right-of-way line of Rancho Road and from the East right-of-way line of Rancho Road to the West right-of-way line of Tonopah Drive (18-foot street South of the proposed center line); SHETLAND ROAD from the North right-of-way line of Palomino Lane to the South right-of-way line of Alta Drive (36-foot street). Improvement consisting of 4" Type 1 Gravel Subbase and 4" Type 2 Gravel Subbase.

SECTION 4. That the special assessment district which it is proposed to create shall be designated Street Improvement Assessment District No. 100-21, and it shall include all the lots, premises and property, to the full depth of such, fronting, adjoining, and abutting upon said streets and parts of streets. The boundaries of said proposed assessment district are as follows:

Beginning at a point where the West line of the Southeast Quarter (SE¼) of Section 32, Township 20 South, Range 61 East, Mount Diablo Base and Meridian intersects with Palomino Lane, thence East along Palomino Lane including all property on both sides thereof to the West right-of-way line of Rancho Road, thence East along Palomino Lane from the East right-of-way line of Rancho Road to the West line of Tonopah Drive, thence North along the West line of Tonopah Drive to the center line of Alta Drive, thence West along the center line of Alta Drive to the West line of the Southeast Quarter (SE¼) of Section 32, Township 20 South, Range 61 East, M.D.B.&M., thence South to the point of beginning.

SECTION 5. That the City Clerk shall keep the plats, diagrams and plans of the work and locality to be improved, together with the estimates of the expense thereof, on file in her office for public inspection and examination.

SECTION 6. That the Board of Commissioners of said City will meet at the City Hall in said City on Monday the 6th day of April, 1953, at the hour of 8:00 o'clock, P. M., to hear and consider any suggestions and objections that may be made by parties in interest to the proposed improvements, or any matters relating thereto. Objections to said proposed improvements, or any matters relating thereto, may be filed in writing in the office of the City Clerk at any time prior to said meeting.

SECTION 7. That the City Clerk shall give notice of the filing of said estimates, plats, diagrams, and plans with the City Clerk for examination, of the proposed improvement or work, of the location of the improvement, of the district to be assessed, and of the time when the Board will meet and consider any suggestions and objections that may be made by parties in interest to the proposed improvements. Said notice shall be given by publication once a week for two successive weeks in the Las Vegas Sun, a daily newspaper published in said City of Las Vegas, and also by posting said notices in at least three public places near the site of said proposed work.

SECTION 8. That all by-laws, orders, resolutions and ordinances, or parts of by-laws, orders, resolutions and ordinances, in conflict with this ordinance, are hereby repealed.

SECTION 9. That if any one or more sections, sentences, clauses or parts of this ordinance shall, for any reason, be questioned or be held invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this ordinance, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this ordinance so held unconstitutional and invalid and the inapplicability and invalidity of any section, sentence, clause or part of this ordinance in any one or more instances shall not affect or prejudice in any way the applicability and validity of this ordinance in any other instances.

SECTION 10. That by reason of the fact that the streets of the City of Las Vegas are inadequate to meet the present and future needs of the City and its inhabitants and that it is necessary immediately to raise funds to improve said streets, therefore, it is hereby declared that an emergency exists, and that this ordinance is necessary for the immediate preservation of the public peace, health and safety.

SECTION 11. That 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 final reading and adoption, in the Las Vegas Sun, a daily newspaper published in said City, and this ordinance shall become effective immediately following the second publication hereof.

PASSED, ADOPTED, AND APPROVED
this 25th day of March, 1953.

C. D. BAKER,
Mayor

(SEAL)

ATTEST:

SHIRLEY BALLINGER
City Clerk

Those voting for the adoption of the foregoing ordinance are as follows:

Those voting "Aye":

Mayor BAKER
Commissioner BUNKER
Commissioner JARRETT
Commissioner PECCOLE
Commissioner WHIPPLE

Those voting "Nay":

NONE
Absent NONE

March 27, April 3, 1953