

ORDINANCE NO. 575

1 AN ORDINANCE MAKING IT UNLAWFUL TO SELL INTOXICATING LIQUOR TO MINORS; MAKING
2 THE OWNER RESPONSIBLE FOR SALES MADE TO MINORS; PROVIDING PENALTIES FOR THE
3 VIOLATION; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING
4 ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

5 WHEREAS, the sale of intoxicating liquors to minors is an evil which
6 must be stamped out, and

7 WHEREAS, the present ordinances of the City of Las Vegas do not place
8 the responsibility for such sales upon the licensee of a business which sells
9 intoxicating liquor; and

10 WHEREAS, the Board of Commissioners of the City of Las Vegas feel that the
11 public safety, welfare and morals demand that the licensee be held responsible
12 for such sales whether made by himself, his servants, agents or employee.

13 NOW, THEREFORE, THE BOARD OF COMMISSIONERS of the City of Las Vegas do
14 ordain as follows:

15 SECTION 1. It shall be unlawful for any person employed in a place of
16 business which sells intoxicating liquor, to sell, serve, give away, or dis-
17 pense intoxicating liquor to any minor. For the purpose of this section, a
18 person shall be deemed employed in a place of business which sells intoxicat-
19 ing liquor if he purports to have the authority to make sales, whether actually
20 receiving a wage or not.

21 SECTION 2. Upon proof that a sale of intoxicating liquor has been made
22 to a minor, the licensee shall be deemed to have committed the offense whether
23 he has actual knowledge or not.

24 SECTION 3. Penalties provided in this ordinance shall be cumulative and
25 not exclusive, and any other proceedings under other ordinances of the City
26 shall not be deemed prohibited by this ordinance.

27 SECTION 4. Section 20, Chapter 16, Code of Las Vegas, Nevada, 1949 is
28 hereby expressly repealed; and all other ordinances or parts of ordinances in
29 conflict herewith are hereby repealed.

30 SECTION 5. Any violation of this ordinance, or any provision herein
31 contained shall constitute a misdemeanor, and upon conviction thereof shall be
32 punished by a fine of not less than \$25.00 nor more than \$500.00, and/or six
months in the City Jail, or a combination of both.

SECTION 6. Provisions of this ordinance shall be severable and if any
of the provisions thereof shall be held to be invalid or unconstitutional,
such decision shall not affect the validity or constitutionality of any of the
remaining provisions of this ordinance. It is hereby declared as the intent of
the Board of Commissioners that this ordinance would have been adopted had such
invalid or unconstitutional provision not been included therein.

SECTION 7. This ordinance shall be in full force and effect upon its
final reading and adoption, and final publication as in the next section provided.

SECTION 8. 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 Review Journal a daily newspaper published in the City of Las
Vegas.

ATTEST:

Arvey Laenger
City Clerk

CITY
CLERK'S
FILE

1 The above and foregoing ordinance was first proposed and read by title
2 to the Board of Commissioners on the 2nd day of September, 1953, and referred
3 to the following committee composed of Commissioners Sharp and Whipple for re-
4 commendation; thereafter the said committee reported favorably on said ordin-
5 ance after amendment on the 16th day of September, 1953, which was the regu-
6 lar meeting held on the 16th day of September, 1953, that at said regular
7 meeting held on the 16th day of September, 1953, the proposed ordinance
8 was read in full to the Board of Commissioners as amended and adopted by
9 the following vote:

10 Voting "Aye": Commissioners Bunker, Jarrett, Whipple and Mayor
11 Baker

12 Voting "Nay": None Absent: Commissioner Sharp

13 APPROVED:

14 C. A. Bunker
15 Mayor

16 ATTEST:

17 Henry D. Sawyer
18 City Clerk

ORDINANCE NO. 575

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WHEREAS, the sale of intoxicating liquors to minors is an evil which must be stamped out, and

WHEREAS, the present ordinances of the City of Las Vegas do not place the responsibility for such sales upon the licensee of a business which sells intoxicating liquor; and

WHEREAS, the Board of Commissioners of the City of Las Vegas feel

that the public safety, welfare and morals demand that the licensee be held responsible for such sales whether made by himself, his servants, agents or employee.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS of the City of Las Vegas do ordain as follows:

Section 1. It shall be unlawful for any person employed in a place of business which sells intoxicating liquor, to sell, serve, give away, or dispense intoxicating liquor to any minor. For the purpose of this section, a person shall be deemed employed in a place of business which sells intoxicating liquor if he purports to have the authority to make sales, whether actually receiving a wage or not.

Section 2. Upon proof that a sale of intoxicating liquor has been made to a minor, the licensee shall be deemed to have committed the offense whether he has actual knowledge or not.

Section 3. Penalties provided in this ordinance shall be cumulative and not exclusive, and any other proceedings under other ordinances of the City shall not be deemed prohibited by this ordinance.

Section 4. Section 20, Chapter 16, Code of Las Vegas, Nevada, 1949 is hereby expressly repealed; and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. Any violation of this ordinance, or any provision herein contained shall constitute a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$25.00 nor more than \$500.00, and/or six months in the City Jail, or a combination of both.

Section 6. Provisions of this ordinance shall be severable and if any of the provisions thereof shall be held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of any of the remaining provisions of this ordinance. It is hereby declared as the intent of the Board of Commissioners, that this ordinance would have been adopted had such invalid or unconstitutional provisions not been included therein.

Section 7. This ordinance shall be in full force and effect upon its final reading and adoption, and final publication as in the next section provided.

Section 8. 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 Review-Journal a daily newspaper published in the City of Las Vegas.

s/ C. D. BAKER,
Mayor

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }
COUNTY OF CLARK } ss.

A. F. Schellack, being first duly sworn, deposes and says: That he is Foreman of the LAS VEGAS REVIEW-JOURNAL, 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 (2) insertions from Sept. 25, 1953 to Oct. 2, 1953

inclusive, being the issues of said newspaper for the following dates, to-wit:
Sept. 25, 1953; Oct. 2, 1953

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

SIGNED

Subscribed and sworn to before me this 2nd day of Oct., 1953

Perla Gishart
NOTARY PUBLIC IN AND FOR CLARK COUNTY, NEVADA

My Commission Expires April 14, 1954.

ATTEST:

s/ SHIRLEY BALLINGER
City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 2nd day of September, 1953, and referred to the following committee composed of Commissioners Sharp and Whipple for recommendation; thereafter the said committee reported favorably on said ordinance after amendment on the 16th day of September, 1953, which was the regular meeting held on the 16th day of September, 1953, the proposed ordinance was read in full to the Board of Commissioners as amended and adopted by the following vote:

Voting "Aye": Commissioners Bunker, Jarrett, Whipple and Mayor Baker.
Voting "Nay": None. Absent: Commissioner Sharp.

APPROVED:

s/ C. D. BAKER,
Mayor

ATTEST:

s/ SHIRLEY BALLINGER
City Clerk
Sept. 25; Oct. 2.