

EMERGENCY ORDINANCE NO. 485

AN 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, CURBING AND GUTTERING AND CONSTRUCTING CONCRETE VALLEY GUTTERS ON CERTAIN STREETS AND PARTS OF STREETS THEREIN, TO CREATE STREET IMPROVEMENT ASSESSMENT DISTRICT NO. 100-17 FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS; AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO FRONTAGE; 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 PAVEMENT THEREON AND BY CONSTRUCTING ON BOTH SIDES THEREOF CONCRETE CURBS AND GUTTERS AND CONCRETE VALLEY GUTTERS WHEREVER NECESSARY; AND

WHEREAS, THE BOARD DEEMS IT EXPEDIENT AND DESIRABLE TO CREATE STREET IMPROVEMENT ASSESSMENT DISTRICT No. 100-17 FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS, AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO FRONTAGE 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, THE 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 19TH DAY OF MARCH, 1952, 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 29TH DAY OF APRIL, 1952;

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, CURBING, AND GUTTERING AND CONSTRUCTING CONCRETE VALLEY GUTTERS ON CERTAIN STREETS AND PARTS OF STREETS THEREIN, TO CREATE A SPECIAL ASSESSMENT DISTRICT THEREFORE, AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO FRONTAGE AGAINST THE OWNERS AND THE ASSESSABLE LOTS, PREMISES AND PROPERTY SPECIALLY BENEFITED BY SUCH IMPROVEMENTS AND INCLUDED WITHIN SAID DISTRICT.

SECTION 2. THAT THE BOARD PROPOSES TO PAVE SAID STREETS AND PARTS OF STREETS BY GRADING AND CONSTRUCTING THEREON AN OIL BOUND GRAVEL PAVEMENT AND BY CONSTRUCTING ON BOTH SIDES OF SAID STREETS AND PARTS OF STREET CONCRETE CURBS AND GUTTERS AND CONCRETE VALLEY GUTTERS WHEREVER SAID IMPROVEMENTS ARE MISSING, INCLUDING ALLEY APPROACHES, 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 TO SO HAVE IMPROVED, WHEREVER SAID

IMPROVEMENTS ARE MISSING ARE THE FOLLOWING:

ON CALIFORNIA AVENUE, FROM A STREET TO THIRD STREET; ON PARK PASEO, FROM FIFTH STREET TO SIXTH STREET; ON FOURTH PLACE, FROM THIRD STREET TO FOURTH STREET; ON COLORADO AVENUE, FROM EASTERLY RIGHT OF WAY LINE OF UNION PACIFIC RAILROAD TO THIRD STREET; ON IMPERIAL AVENUE, FROM A STREET TO THIRD STREET; ON UTAH AVENUE, FROM TRUCK ROAD TO THIRD STREET; ON WYOMING AVENUE, FROM TRUCK ROAD TO FIFTH STREET; ON OAKLEY BOULEVARD, FROM A STREET TO MAIN STREET; ON NEW YORK AVENUE, FROM TRUCK ROAD TO A STREET; ON CHICAGO AVENUE, FROM TRUCK ROAD TO A STREET; ON PHILADELPHIA AVENUE, FROM WEST BOUNDARY OF MEADOWS ADDITION TO A STREET; ON ST. LOUIS AVENUE, FROM WEST BOUNDARY OF MEADOWS ADDITION TO A STREET; ON BOSTON AVENUE, FROM WEST BOUNDARY OF MEADOWS ADDITION TO FIFTH STREET; ON BALTIMORE AVENUE, FROM WEST BOUNDARY TO EAST BOUNDARY OF MEADOWS ADDITION; ON CLEVELAND AVENUE, FROM WEST BOUNDARY OF MEADOWS ADDITION TO FIFTH STREET; ON CINCINNATI AVENUE, FROM WEST BOUNDARY OF MEADOWS ADDITION TO FIFTH STREET; ON SAN FRANCISCO STREET, FROM WEST BOUNDARY OF MEADOWS ADDITION TO FIFTH STREET; ON TRUCK ROAD, FROM CHICAGO AVENUE TO UTAH AVENUE; ON FAIRFIELD AVENUE, FROM SAN FRANCISCO AVENUE TO UTAH AVENUE; ON A STREET, FROM BOSTON AVENUE TO CHARLESTON BOULEVARD; ON SECOND STREET, FROM OAKLEY BOULEVARD TO CHARLESTON BOULEVARD; ON THIRD STREET, FROM FIFTH STREET TO CHARLESTON BOULEVARD; ON FOURTH STREET, FROM FOURTH PLACE TO CHARLESTON BOULEVARD; ON FIFTH PLACE FROM SOUTH BOUNDARY OF BLOCK 1 AND 2 OF THE AMENDED PLAT OF THE SUBDIVISION OF LOT J, PARK PLACE ADDITION, TO PARK PASEO, AND, ON SIXTH STREET, FROM FRANKLIN AVENUE TO CHARLESTON BOULEVARD.

SECTION 4. THAT THE SPECIAL ASSESSMENT DISTRICT WHICH IT IS PROPOSED TO CREATE SHALL BE DESIGNATED STREET IMPROVEMENT ASSESSMENT DISTRICT No. 100-17, 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.

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 Friday, THE 9th DAY OF May, 1952, AT THE HOUR OF 4:30 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 MATTER 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 IMPROVEMENTS 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 Morning Sun, A DAILY NEWSPAPER PUBLISHED IN SAID CITY OF LAS VEGAS, AND ALSO BY POSTING SAID NOTICE IN OR NEAR SAID POST OFFICE OF SAID CITY AND BY POSTING NOTICES IN THREE PUBLIC PLACES NEAR THE SITE OF SAID PROPOSED WORK.

N O T I C E

NOTICE OF DETERMINATION AND INTENTION TO PAVE, CURB AND GUTTER AND CONSTRUCT CONCRETE VALLEY GUTTERS ON CERTAIN STREETS AND PARTS THEREOF, TO CREATE STREET IMPROVEMENT ASSESSMENT DISTRICT NO. 100-17, AND TO DEFRAY THE ENTIRE COST BY SPECIAL ASSESSMENTS, AND OF THE HEARING THEREON.

NOTICE IS HEREBY GIVEN that on 29th day of April, 1952, the Board of Commissioners and Mayor of the City of Las Vegas, Nevada adopted and approved an ordinance declaring the Board's determination to make certain public improvements by grading and paving certain streets and parts of streets therein with an oil bound gravel pavement, and by constructing curbs and gutters and concrete valley gutters on both sides thereof, wherever said improvements are missing, including alley approaches, together with such appurtenances as may be required, to create a special assessment district designated Street Improvement Assessment District No. 100-17 therefor, and to defray the entire cost and expense thereof by special assessments made according to frontage against the owners and the assessable lots, premises and property specially benefited by such improvements and included within said district.

The Streets and parts of streets so proposed to be improved are:

On California Avenue, from A Street to Third Street; on Park Paseo, from Fifth Street to Sixth Street; on Fourth Place, from Third Street to Fourth Street; on Colorado Avenue, from easterly right of way line of Union Pacific Railroad to Third Street; on Imperial Avenue, from A Street to Third Street; on Utah Avenue, from Truck Road to Third Street; on Wyoming Avenue, from Truck Road to Fifth Street; on Oakey Boulevard, from A Street to Main Street; on New York Avenue, from Truck Road to A Street; on Chicago Avenue, from Truck Road to A Street; on Philadelphia Avenue, from west boundary of Meadows Addition to A Street; on St. Louis Avenue, from west boundary of Meadows Addition to A Street; on Boston Avenue, from west boundary of Meadows Addition to Fifth Street; on Baltimore Avenue, from west boundary to east boundary of Meadows Addition; on Cleveland Avenue, from west boundary of Meadows Addition to Fifth Street; on Cincinnati Avenue, from west boundary of Meadows Addition to Fifth Street; on San Francisco Street, from west boundary of Meadows Addition to Fifth Street; on Truck Road, from Chicago Avenue to Utah Avenue; on Fairfield Avenue, from San Francisco Avenue to Utah Avenue; on A Street, from Boston Avenue to Charleston Boulevard; on Second Street, from Oakey Boulevard to Charleston Boulevard; on Third Street, from Fifth Street to Charleston Boulevard; on Fourth Street, from Fourth Place to Charleston Boulevard; on Fifth Place, from south boundary of Block 1 and 2 of the amended plat of the Subdivision of Lot J, Park Place Addition, to Park Paseo, and, on Sixth Street, from Franklin Avenue to Charleston Boulevard.

Street Improvement Assessment District No. 100-17 shall include all the lots, premises and property to the full depth of such fronting, adjoining and abutting upon said street and parts of streets.

Said ordinance adopted and approved 29th day of April, 1952, and the plats, diagrams and plans of the work and locality to be improved, together with the estimates of the expense thereof, are on file for public inspection and examination in the office of the City Clerk of Las Vegas, Nevada, and all persons interested are hereby referred to the same for further information.

Said Board of Commissioners will meet at the City Hall at the corner of Stewart and Fifth Streets in the City of Las Vegas, Nevada on the 9th day of May, 1952, at 4:30 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. Unless the owners of more than one half of the frontage to be assessed shall file written objections thereto, such work shall be ordered.

DATED this 29th day of April, 1952.


City Clerk

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 HEALTH, PEACE 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 Morning 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 29th DAY OF April, 1952.


MAYOR PRO TEM

(SEAL)

ATTEST:


CITY CLERK

COMMISSIONER BUNKER THEN 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
MAYOR PRO TEM WHIPPLE
ABSENT: 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
MAYOR PRO TEM WHIPPLE
ABSENT: 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
MAYOR PRO TEM WHIPPLE
ABSENT: 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
MAYOR PRO TEM WHIPPLE
ABSENT: 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 485 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.


MAYOR PRO TEM

(SEAL)

ATTEST:



CITY CLERK

EMERGENCY ORDINANCE NO. 485 COPIED INTO CITY OF
LAS VEGAS COMMISSIONERS' MINUTE BOOK NO. 7.

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

I, SHIRLEY BALLINGER, THE DULY ELECTED, QUALIFIED AND ACTING CITY CLERK IN AND FOR THE CITY OF LAS VEGAS, COUNTY OF CLARK AND STATE OF NEVADA, DO HEREBY CERTIFY THAT THE FOREGOING PAGES NUMBERED 1 TO 10, BOTH INCLUSIVE, ARE A TRUE, PERFECT AND CORRECT COPY OF THE RECORD OF THE PROCEEDINGS TAKEN BY THE BOARD OF COMMISSIONERS OF SAID CITY, INSOFAR AS THEY RELATE TO STREET IMPROVEMENT ASSESSMENT DISTRICT No. 100-17, AT A RECESSED REGULAR MEETING HELD ON TUESDAY, THE 29TH DAY OF APRIL, 1952, AND NOW ON FILE AND OF RECORD IN MY OFFICE; THAT THE PROCEEDINGS THEREIN SET FORTH WERE DULY HAD AND TAKEN BY THE BOARD OF COMMISSIONERS AT SAID MEETING, WERE APPROVED BY THE MAYOR PRO TEM OF SAID CITY AND ATTESTED BY ME AS CITY CLERK; THAT THE PERSONS THEREIN NAMED AS PRESENT AT SAID MEETING WERE PRESENT AS SHOWN BY SAID MINUTES; AND THAT ALL MEMBERS OF THE BOARD OF COMMISSIONERS WERE DULY NOTIFIED OF SAID MEETING.

WITNESS MY HAND AND THE SEAL OF SAID CITY THIS 30TH DAY OF APRIL, 1952.


CITY CLERK

(SEAL)

(ATTACH AFFIDAVIT OF PUBLICATION OF EMERGENCY ORDINANCE)

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

A RECESSED REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, CLARK COUNTY, NEVADA, WAS HELD ON TUESDAY, THE 29TH DAY OF APRIL, 1952, AT THE HOUR OF 4:20 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 PRO TEM: REED WHIPPLE
COMMISSIONER: WENDELL BUNKER
COMMISSIONER: REX A. JARRETT
COMMISSIONER: WILLIAM PECCOLE
ABSENT: MAYOR C. D. BAKER

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

CITY MANAGER: C. W. SHELLEY
CITY CLERK: SHIRLEY BALLINGER
CITY ENGINEER: C. C. BOYER
ABSENT: CITY ATTORNEY HOWARD W. CANNON

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.

.....H.M. Greenspun....., being first duly sworn,

deposes and says: That he is.....Publisher.....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 at-
tached was continuously published in said newspaper for a period of two weeks

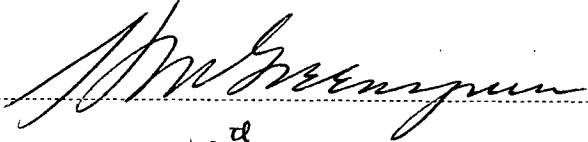
from May 1, 1952 to May 8, 1952

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

May 1, 8, 1952

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

Signed.....



Subscribed and sworn to before me this 12th
day of May 1952

.....Barbara J. Greenspun.....

Notary Public in and for Clark County, Nevada.

My Commission Expires

My Commission Expires Mar. 17, 1956

LEGAL NOTICES

EMERGENCY ORDINANCE NO. 483.

AN 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, CURBING AND GUTTERING AND CONSTRUCTING CONCRETE VALLEY GUTTERS ON CERTAIN STREETS AND PARTS OF STREETS THEREIN TO CREATE STREET IMPROVEMENT ASSESSMENT DISTRICT NO. 100-17 FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS; AND TO DEFRAY THE ENTIRE COST AND EXPENSE THEREOF BY SPECIAL ASSESSMENTS MADE ACCORDING TO FRONTAGE; 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 pavement thereon and by constructing on both sides thereof concrete curbs and gutters and concrete valley gutters wherever necessary; and

WHEREAS the Board deems it expedient and desirable to create Street Improvement Assessment District No. 100-17 for the purpose of making said improvements, and to defray the entire cost and expense thereof by special assessments made according to frontage 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, the 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 19th day of March, 1952, 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 29th day of April, 1952;

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, curbing, and guttering and constructing concrete valley gutters on certain streets and parts of streets therein, to create a special assessment district therefore, and to defray the entire cost and expense thereof by special assessments made according to frontage against the owners and the assessable lots, premises and property specially benefited by such improvements and included within said district.

SECTION 2. That the Board proposes to pave said streets and parts of streets

by grading and constructing thereon an oil bound gravel pavement and by constructing on both sides of said streets and parts of street concrete curbs and gutters and concrete valley gutters wherever said improvements are missing, including alley approaches 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 to so have improved, wherever said improvements are missing are the following:

On California Avenue, from A Street to Third Street; on Park Paseo, from Fifth to Sixth Street; on Fourth Place, from Third Street to Fourth Street; on Colorado Avenue, from easterly right of way line of Union Pacific Railroad to Third Street; on Imperial Avenue, from A Street to Third Street; on Utah Avenue, from Truck Road to Third Street; on Wyoming Avenue, from Truck Road to Fifth Street; on Oakey Boulevard from A Street to Main Street; on New York Avenue, from Truck Road to A Street; on Chicago Avenue from Truck Road to A Street; on Philadelphia Avenue, from west boundary of Meadows Addition to A Street; on St. Louis Avenue, from west boundary of Meadows Addition to A Street; on Boston Avenue, from west boundary of Meadows Addition to Fifth Street; on Baltimore Avenue, from west boundary to east boundary of Meadows Addition; on Cleveland Avenue, from west boundary of Meadows Addition to Fifth Street; on Cincinnati Avenue, from west boundary of Meadows Addition to Fifth Street; on San Francisco Street, from west boundary of Meadows Addition to Fifth Street; on Truck Road, from Chicago Avenue to Utah Avenue; on Fairfield Avenue from San Francisco Avenue to Utah Avenue; on A Street, from Boston Avenue to Charleston Boulevard; on Second Street from Oakey Boulevard to Charleston Boulevard; on Third Street, from Fifth Street to Charleston Boulevard; on Fourth Street, from Fourth Place to Charleston Boulevard; on Fifth Place from south boundary of Block 1 and 2 of the amended plat of the Subdivision of Lot J, Park Place Addition, to Park Paseo, and, on Sixth Street, from Franklin Avenue to Charleston Boulevard.

SECTION 4. That the special assessment district which it is proposed to create shall be designated Street Improvement Assessment District No. 100-17, 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.

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 Friday, the 9th day of May, 1952, at the hour of 4:30 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 improvements 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 Morning Sun, a daily newspaper published in said City of Las Vegas, and also by posting said notice in or near said Post Office of said City and by posting notices in 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 operations 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 health, peace 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 consecutive weeks immediately following its final reading and adoption, in the Las Vegas Morning 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 29th day of April, 1952.

Commissioners voting in favor of the foregoing ordinance, were as follows: Commissioners Bunker, Jarret, Pecole and his Honor Mayor Pro Tem Whipple.

Voting No: None

Absent: Mayor Baker
s/ REED WHIPPLE
MAYOR PRO TEM

(SEAL)
ATTEST:
s/ SHIRLEY BALLINGER
CITY CLERK
May 1, 8, 1952