

BILL NO. 2018-42

ORDINANCE NO. 6645

AN ORDINANCE TO AMEND LVMC CHAPTER 11.10 TO AUTHORIZE THE PARKING SERVICES DIVISION TO ENTER INTO AGREEMENTS WITH THE OWNERS OR LESSEES OF CERTAIN TYPES OF PARKING LOTS OR PARKING STRUCTURES TO PROVIDE PARKING ENFORCEMENT SERVICES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Cedric Crear

Summary: Amends LVMC Chapter 11.10 to authorize the Parking Services Division to enter into agreements with the owners or lessees of certain types of parking lots or parking structures to provide parking enforcement services.

WHEREAS, the City is authorized to make available vehicle parking for those who use the services of the City and patronize businesses within the City; and

WHEREAS, the City is authorized and desires to encourage and facilitate efforts by other property owners and lessees to provide vehicle parking for the benefit of the public, parking that is convenient and affordable; and

WHEREAS, it is a priority of the City to use its best efforts to ensure that there is an adequate supply of such parking within the City and that enforcement efforts are coordinated and consistent for the benefit of both the public and the City; and

WHEREAS, the owners and lessees of parking lots and parking structures that make parking available to the public are often not equipped to enforce the parking rules and regulations that pertain to those facilities; and

WHEREAS, the City Council believes that having the City provide parking enforcement services regarding parking spaces that are made available to the public, and doing so in a consistent manner, is likely to assist the City in its efforts to ensure the availability of vehicle parking for those who use City services and patronize businesses within the City; and

WHEREAS, during its 2015 Legislative Session, the Nevada Legislature enacted NRS 268.001 to 268.0035, inclusive, authorizing governing bodies of incorporated cities in Nevada to exercise powers necessary or proper to address matters of local concern for the effective operation of city government,

1 subject to certain limitations; and

2 WHEREAS, the City Council finds and determines that making available and providing
3 consistent enforcement services with respect to parking spaces within the City that are made available to the
4 public qualifies as a matter of local concern and a matter concerning which such legislative authority may be
5 exercised.

6 NOW, THEREFORE, BASED ON THE FOREGOING, THE CITY COUNCIL OF THE
7 CITY OF LAS VEGAS DOES HEREBY ORDAIN AS FOLLOWS:

8 SECTION 1: Title 11, Chapter 10, of the Municipal Code of the City of Las Vegas,
9 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 290, reading
10 as follows:

11 **11.10.290:** (A) The Parking Services Division is authorized to enter into agreements with the
12 owners or lessees of parking lots or parking structures by which the Division will provide parking
13 enforcement services related thereto. The Division shall enforce the parking prohibitions, rules, regulations
14 and limitations that have been agreed upon and established by means of any such agreements. The
15 prohibitions, rules, regulations and limitations to be enforced pursuant to any such agreement may include:

16 (1) The parking-related provisions of this Title as if the parking lot or structure
17 were a City-owned lot under this Title;

18 (2) The parking prohibitions, rules and regulations that the property owner or
19 lessee has established for the lot or structure; or

20 (3) Any combination thereof.

21 (B) Unless otherwise specified in an agreement referred to in Subsection (A), the parking
22 prohibitions, rules, regulations and limitations established by the agreement shall be deemed to be the City's
23 parking prohibitions, rules, regulations and limitations for purposes of the enforcement provisions, fines and
24 other remedies of this Title. In the case of a parking prohibition, rule, regulation or limitation established by
25 an agreement referred to in Subsection (A) that does not correspond directly to a prohibition, rule, regulation
26 or limitation described in this Title, the Division, for enforcement purposes, is authorized to treat the agreed-

1 upon prohibition, rule, regulation or limitation as if it were the prohibition, rule, regulation or limitation of
2 this Title that most closely corresponds.

3 (C) In order to enforce any parking prohibition, rule, regulation or limitation referred to
4 in Subsection (A), notice of the applicable prohibition, rule, regulation or limitation must be provided to those
5 who will be parking vehicles in the lot or structure, whether by means of signage or otherwise.

6 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase
7 in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by
8 any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the
9 remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby
10 declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase
11 thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,
12 sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

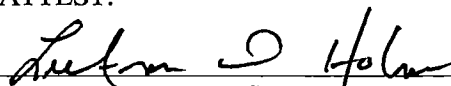
13 SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases,
14 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983
15 Edition, in conflict herewith are hereby repealed.

16 PASSED, ADOPTED and APPROVED this 3rd day of October, 2018.

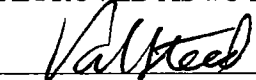
17 APPROVED:

18 By 
19 CAROLYN G. GOODMAN, Mayor

20 ATTEST:

21 
22 LUANN D. HOLMES, MMC
City Clerk

23 APPROVED AS TO FORM:

24  8-21-18
25 Val Steed, Date
Deputy City Attorney

1 The above and foregoing ordinance was first proposed and read by title to the City Council
2 on the 5th day of September, 2018, and referred to a committee for recommendation;
3 hereafter the committee reported favorably on said ordinance on the 3rd day of October,
4 2018, which as a regular meeting of said Council; that at said regular meeting, the
5 proposed ordinance was read by title to the City Council as first introduced and adopted by
6 the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers, Tarkanian, Anthony, Coffin
8 Fiore, Seroka and Crear

9 VOTING "NAY": None

10 EXCUSED: None

11 ABSTAINED: None

12
13
14 APPROVED:

15 
16 CAROLYN G. GOODMAN, Mayor

17 ATTEST:

18 
19 LUANN D. HOLMES, MMC City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS

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LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001006308

2018 SEP 24 A 11:55

Leslie McCormick, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 09/20/2018 to 09/20/2018, on the following days:

09 / 20 / 18

BILL NO. 2018-42

AN ORDINANCE TO AMEND LVMC CHAPTER 11.10 TO AUTHORIZE THE PARKING SERVICES DIVISION TO ENTER INTO AGREEMENTS WITH THE OWNERS OR LESSEES OF CERTAIN TYPES OF PARKING LOTS OR PARKING STRUCTURES TO PROVIDE PARKING ENFORCEMENT SERVICES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by:
Councilman Cedric Crear

Summary: Amends LVMC Chapter 11.10 to authorize the Parking Services Division to enter into agreements with the owners or lessees of certain types of parking lots or parking structures to provide parking enforcement services.

At the City Council meeting of
September 5, 2018

BILL NO. 2018-42 WAS READ BY TITLE
AND REFERRED TO A RECOMMENDING COMMITTEE

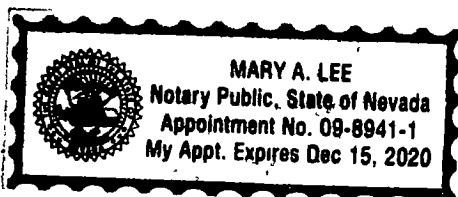
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 2ND FLOOR, 495 SOUTH MAIN STREET, LAS VEGAS, NEVADA

PUB: September 20, 2018
LV Review-Journal

[Signature]
/s/ _____
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 20th day of September, 2018

[Signature]
Notary _____



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS

**LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101**

**Account # 22515
Ad Number 0001010764**

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2018 OCT 15 A 11:42

Leslie McCormick, being 1st duly sworn, deposes and says. That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 10/06/2018 to 10/06/2018, on the following days

10 / 06 / 18

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Sponsored by: Councilman
Cedric Crear

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 5th day of September, 2018, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 3rd day of October, 2018, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

VOTING "AYE": Mayor Goodman
and Councilmembers
Tarkanian, Anthony, Coffin,
Seroka, Fiore and Crear

VOTING "NAY": NONE
EXCUSED: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 2ND FLOOR, 495 SOUTH MAIN STREET, LAS VEGAS, NEVADA

PUB: October 6, 2018
LV Review-Journal

/s/ 
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 8th day of October, 2018

Notary 

