

1 **FIRST AMENDMENT**

2 **BILL NO. 2020-32**

3 **ORDINANCE NO. 6755**

4 AN ORDINANCE TO AMEND LVMC 13.36.030 TO GENERALLY PROHIBIT THE FEEDING OF
5 WILDLIFE, ANIMALS, BIRDS, WATERFOWL AND FOWL WITHIN CITY PARKS, RECREATIONAL
FACILITIES AND PUBLIC PLAZAS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

6 Sponsored by: Councilman Cedric Crear

Summary: Amends LVMC 13.36.030 to
generally prohibit the feeding of wildlife, animals,
7 birds, waterfowl and fowl within City parks,
8 recreational facilities and public plazas.

9 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS
10 FOLLOWS:

11 SECTION 1: Title 13, Chapter 36, Section 30, of the Municipal Code of the City of Las
12 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

13 **13.36.030:** The following are prohibited within any City park, recreational facility or public plaza,
14 except where specifically authorized by means of a license, permit or other written authorization, or at a
15 location specifically designated and posted for that use by the Director:

- 16 (A) Fireworks;
- 17 (B) Music that is audible from a distance of fifty feet;
- 18 (C) Off-highway vehicles;
- 19 (D) Alcoholic beverages;
- 20 (E) The sale of goods or services, or any other commercial use;
- 21 (F) Noise disturbances that are in violation of Chapter 9.16; [or]
- 22 (G) Digging or staking, unless specifically approved under this Chapter in connection

23 with a particular event using tents, bounce houses, or hot air balloons[.]; or

24 (H) The feeding of animal life inhabiting the park, recreational facility or public plaza,
25 including without limitation wildlife, feral animals (such as rabbits), community cats as defined in LVMC
26 Title 7, birds, waterfowl, and fowl. For purposes of this Subsection:

1 (1) “Feeding” means intentionally making available for ingestion food items,
2 including without limitation grain, seeds, greens, bread crumbs, and miscellaneous food scraps.

3 (2) “Wildlife” means any wild mammal, wild bird, fish, reptile, amphibian,
4 mollusk or crustacean found naturally in a wild state, whether indigenous to Nevada or not and whether raised
5 in captivity or not.

6 SECTION 2: Title 13, Chapter 36, of the Municipal Code of the City of Las Vegas,
7 Nevada, 1983 Edition, is hereby amended to add thereto a new section, designated as Section 125, reading
8 as follows:

9 **13.36.125:** The maximum fine for a violation of Subsection (H) of LVMC 13.36.030 is ten dollars. In
10 accordance with State law, a court may order the defendant to perform supervised community service in lieu
11 of all or a part of any fine that may be imposed.

12 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or phrase
13 in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by
14 any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the
15 remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby
16 declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase
17 thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,
18 sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

19 SECTION 4: Whenever in this ordinance any act is prohibited or is made or declared to
20 be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required
21 or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of
22 such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon
23 conviction thereof, shall, except as provided in this ordinance, be punished by a fine of not more than
24 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such fine
25 and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

26 . . .

1 SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases,
2 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983
3 Edition, in conflict herewith are hereby repealed.

4 PASSED, ADOPTED and APPROVED this 4th day of November, 2020.

5 APPROVED:

6 By 
7 CAROLYN G. GOODMAN, Mayor

8 ATTEST:

9 
10 LUANN D. HOLMES/MMC
City Clerk


11 APPROVED AS TO FORM:

12 Val Steed 11-4-20
13 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 7th day of October, 2020, and referred to a committee for recommendation;
3 thereafter the said committee reported favorably on said ordinance on the 4th day of
4 November, 2020, which was a regular meeting of said Council; that at said regular
5 meeting, the proposed ordinance was read by title to the City Council as amended and
6 adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers Fiore, Anthony,
 Crear, Seaman and Diaz
8 VOTING "NAY": Knudsen
9 EXCUSED: None
10 ABSTAINED: None

11
12 APPROVED:
13 
14 CAROLYN G. GOODMAN, Mayor

15 ATTEST:
16 
17 LUANN D. HOLMES, MMC City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2020 OCT 26 P 12: 16

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001122878

Eileen Gallagher, 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 10/22/2020 to 10/22/2020, on the following days:

10 / 22 / 20

BILL NO. 2020-32

AN ORDINANCE TO AMEND LVMC 13.36.030 TO GENERALLY PROHIBIT THE FEEDING OF WILDLIFE, ANIMALS, BIRDS, WATERFOWL AND FOWL WITHIN CITY PARKS, RECREATIONAL FACILITIES AND PUBLIC PLAZAS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by:
Councilman Cedric Crear

Summary: Amends LVMC 13.36.030 to generally prohibit the feeding of wildlife, animals, birds, waterfowl and fowl within City parks, recreational facilities and public plazas.

At the City Council meeting of
October 7, 2020

BILL NO. 2020-32 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: October 22, 2020
LV Review-Journal

Eileen Gallagher
/s/ Eileen Gallagher
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 23rd day of October, 2020

Notary *Mary Lee*



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2020 NOV 15 P 12: 12

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001124896

Eileen Gallagher, 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 11/07/2020 to 11/07/2020, on the following days:

11 / 07 / 20

FIRST AMENDMENT

BILL NO. 2020-32
ORDINANCE NO. 6755

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Sponsored by:
Councilman Cedric Crear

Summary: Amends LVMC 13.36.030 to generally prohibit the feeding of wildlife, animals, birds, waterfowl and fowl within City parks, recreational facilities and public plazas.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of October, 2020, and referred to a committee for recommendation; thereafter the committee reported that it had no recommendation on said ordinance on the 4th day of November, 2020, 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 amended and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Anthony, Flore, Crear, Seaman and Diaz

VOTING "NAY": Councilman Knudsen

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: Nov. 7, 2020
LV Review-Journal

Eileen Gallagher
IS _____
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 9th day of November, 2020

Notary *Mary Lee*

