

Official Directory

LAS VEGAS CITY

LEONARD L. ARNETT Mayor

Commissioners

H. P. Marble.....Water, Sewers, Lights
H. L. Perry.....Streets and Alleys
Joe Ronnow.....Finance
Herbert Krause.....Police and Fire

Viola Burns.....City Clerk
LeRoy Whipple.....Deputy Clerk
R. J. Lewis.....Municipal Judge
Harry Austin.....City Attorney
C. D. Baker.....City Engineer
Al Drew.....Electrical Inspector
David Mackey.....Chief of Police
Fred Callahan.....Street Supt.
Harold Case.....Chief Fire Dept.

Judge of the Eighth Judicial
District Court, HON. WM. E. ORR

CLARK COUNTY OFFICIALS

Board of Commissioners

CHAIRMANKENNETH EARL
Earl F. Davison George T. Hanson

Sheriff M. E. Ward
District Attorney Roger Foley
Auditor-Rec. David Farnsworth
Assessor Frank DeVinney
Clerk Lloyd S. Payne
Treas. and Tax Col. Wm. B. Mundy
J. P. and Coroner.....Marion B. Earl
Farm Bureau..... J. H. Wittwer
Road Supt. Bud S. Barrett
County Physician....C. W. Woodbury
Public Administrator, O. A. Kimball
Dist. Supt. Pub. Inst., Leonard Sledge
Clark County Relief
AdministratorO. K. Adcock

Legal Notices

EMERGENCY ORDINANCE NO. 228

AN ORDINANCE TO AMEND SECTION 2, SECTION 7, SECTION 8 AS AMENDED, SECTION 9, SECTION 16 AS AMENDED, SECTION 17, SECTION 18, SECTION 21 AND SECTION 23 OF ORDINANCE NO. 203 OF THE CITY OF LAS VEGAS, ENTITLED: "AN ORDINANCE REGULATING THE DISTRIBUTION AND CONTROL OF INTOXICATING AND ALCOHOLIC LIQUORS AND BEVERAGES; REGULATING PLACES WHERE AND UNDER WHAT CONDITIONS SAID INTOXICATING AND ALCOHOLIC LIQUORS AND BEVERAGES MAY BE KEPT, SOLD, GIVEN AWAY OR OTHERWISE DISTRIBUTED; PROVIDING FOR PERMITS AND LICENSES; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH, AND REPEALING SECTION 22 OF SAID ORDINANCE NO. 203.

The Board of Commissioners of the City of Las Vegas do ordain as follows:

Section 1. Section 2 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows:

DEFINITIONS: For the interpretation of this Ordinance unless context indicates a different meaning:
1. The word "alcohol" means a product of distillation of any fermented liquor, rectified either once or oftener, whatever may be the origin thereof, and includes synthetic ethyl alcohol.
2. The word "spirits" means any liquor which contains alcohol obtained by distillation, mixed with drinkable water and other substances in solution, including brandy, rum, whiskey and gin.

3. The word "wine" means any alcoholic liquor obtained by the fermentation of natural sugar contents of fruits or other agricultural products containing sugar, including fortified wines such as port, sherry and champagne.
4. The word "beer" means any liquor obtained by the alcoholic fermentation of an infusion or decoction of malt, barley and hops in drinking water.
5. The word "beverage" means any beer or wine containing not

more than 30 per centum of alcohol by weight.

6. The words "alcoholic liquor" include the four varieties of liquor defined, (alcohol, spirits, wine and beer), and wine or beer, spirits and every liquid or solid patented or not, containing alcohol and capable of being consumed by human beings.

7. The word "Hotel" means every building or other structure kept, used, maintained, advertised, or held out to the public to be a place where food is served and sleeping accommodations are offered for pay to transient guests, in which thirty or more rooms are used for the sleeping accommodations of such transient guests and having one or more dining rooms where meals are served to such transient guests, such sleeping accommodations and dining rooms being conducted in the same building or buildings in connection therewith.

8. The word "restaurant" means space in a suitable building kept, used, maintained, advertised or held out to the public to be a place where meals are served without sleeping accommodations, and where twenty-five persons or more may be served with meals at any one time at tables.

9. The word "club" means an association of persons, whether incorporated or unincorporated, for the promotion of some common object (but not including associations organized for any commercial or business purpose the object of which is money profit) owning, hiring, or leasing a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests.

10. The word "tavern" means a place where alcoholic liquors are sold at retail to the general public, and a place where no other kind of business or businesses is or are being maintained or conducted, except that in such taverns, cigars, cigarettes, tobaccos, nuts, jerkey, popcorn and pretzels may be sold or given away. Otherwise, however no lunches, food-stuffs, or so-called "free lunches" are to be either sold or given away in such taverns.

11. The word "cabaret" means a place for the entertainment of guests, and where meals and beverages or alcoholic liquors are served or sold at retail, at tables only, and not at or over a bar.

12. A "drugstore" means a place where medicines are sold and prescriptions compounded.

13. A "Wholesale liquor establishment" is defined to be a place where alcoholic, spirituous, vinous, malt, or mixed alcoholic and intoxicating liquors and beverages are kept, sold, given away or distributed, contained in sealed or corked packages or kegs, and not to be consumed on the premises where so kept, sold, given away or distributed, and to be sold given away or distributed to retailers only, and only in the original packages or kegs. And every wholesale liquor establishment shall keep a record of the retail city license number of each and every person, firm or corporation to whom any sale or gift of liquor is made and shall keep an invoice of each and every such sale or gift, and shall insert on such invoice, such retail license number, and such invoices shall at all times, during business hours, be open to inspection by the City of Las Vegas.

14. A "retail liquor establishment" is defined to be a place where alcoholic liquors and beverages are sold, served or otherwise distributed in quantities not exceeding four and nine-tenths (4.9) gallons to the same person or for the same person's use at any one time; provided that drug stores and retail liquor stores shall not sell or distribute at any one time to any one person spirituous liquors in quantities less than one pint or sixteen fluid ounces, nor shall any single package containing less than such amount be sold, offered for sale, displayed or carried in stock.

Section 2. Section 7 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows: Restaurants for the sale of beverages containing not more than 30 per centum of alcohol by weight, shall be maintained only within the zone designated in Section 4 hereof.

Section 3. Section 8 of Ordinance No. 203 of the City of Las Vegas (as amended) is hereby amended to read as follows:

Cabarets and Clubs for the sale of beverages or alcoholic liquors shall be maintained only in such place or places as may, in the discretion of the Board of Commissioners be specifically designated at the time ap-

plication for a license therefor is made.

Section 4. Section 9 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows:

Whenever any person, firm, corporation, co-partnership, association, social club, or association of persons of any kind whatsoever desires to open, keep, carry on or conduct any liquor establishment in the City of Las Vegas, or engage in the business thereof, such persons shall make application in writing to the Board of Commissioners of said City to obtain a license therefor; and said application shall contain and set forth the following:

(a) The name and residence of the applicant or applicants and how long a resident of the City of Las Vegas.

(b) The kind of a license desired, and the particular place for which such license is desired, and the name of the owner of the premises where such business is to be operated.

(c) The person or persons interested in the business asked to be licensed.

(d) A statement that if such permit is granted and a license issued, same will be accepted by the applicant subject to the terms and provisions of this ordinance, and such other rules and regulations as may at any time hereafter be adopted or enacted by resolution of the Board of Commissioners of the City of Las Vegas.

(e) The first quarterly license tax shall accompany the application, to be returned to applicant if permit is denied.

(f) Said application must be verified by the applicant or applicants thereof.

Section 5. Section 16 of Ordinance No. 203 of the City of Las Vegas (as amended) is hereby amended to read as follows:

The rates for the licenses provided for in this Ordinance shall be, and the same are fixed and established, and the same shall be paid in advance by all persons receiving such licenses respectively as follow:

(1) For a wholesale liquor license, the sum of \$75.00 per quarter;

(2) For a wholesale beverage license, the sum of \$25.00 per quarter.

(3) For a tavern liquor license, the sum of \$250.00 per quarter.

(4) For a Club liquor license, the sum of \$50.00 per quarter;

(5) For a Restaurant beverage license, the sum of \$180.00 per quarter;

(6) For a Cabaret license, selling beverages only, the sum of \$125.00 per quarter;

(7) For a Cararet Liquor license, the sum of \$300.00 per quarter.

(8) For a Retail Liquor Establishment to be maintained only in the zone designated in Section 4, or a drug store, for the distribution of alcoholic liquors in original containers as received from the distiller or wholesaler not to be consumed on the premises, selling spirituous liquors in quantities not exceeding one quart or thirty-two (32) fluid ounces, wines in quantities of not more than one gallon, or beer in quantities of not more than one case or twenty-four pints, the sum of \$75.00 per quarter;

(9) For a Retail Liquor Establishment to be maintained only in the zone designated in Section 4, or a drug store, for the distribution of alcoholic liquors in original containers as received from the distiller or wholesaler, not to be consumed on the premises in quantities not exceeding four and nine-tenths (4.9) gallons to the same person or for the same person's use at any one time, the sum of \$125.00 per quarter;

(10) For a Retail Beverage license for the sale of beverages containing not more than five and one-half (5 1/2%) per cent of alcohol by weight, the sum of \$25.00 per quarter.

(11) For a Retail Beverage license for the sale of beverages containing not more than thirty per cent (30%) of alcohol by weight to be sold or distributed in the original containers as received from the distiller or wholesaler, not to be consumed on the premises, the sum of \$45.00 per quarter.

Section 6. Section 17 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows:

No license shall be granted to any drug store, merchandise store, or any place in which any other kind of business is maintained or connected; and such said taverns shall be located within the zone defined in Section 4 hereof; provided, however that Hotels, as defined herein, may

be allowed a tavern license outside said zone if approved by the Board of Commissioners, and provided further that any such tavern maintained by a Hotel shall be separate and distinct and apart from any other business or businesses.

Section 7. Section 18 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows:

It shall be unlawful:
1. For the holder of any permit or license to sell, serve, give away or dispose of any liquor to any minor or minors;

2. For the holder of any permit or license to sell, serve, or give away food in any tavern, or to conduct any other kind of business therein, except as provided in Section 2, Subdivision 10 of this ordinance; or to allow any closed booths in said place, more than four feet high.

3. For any gambling or gambling games of any kind, save and except duly licensed slot machines, to be conducted, carried on, suffered, or allowed in or about the premises occupied by any tavern; and no tavern shall be connected with or have openings into any place where gambling or gaming in any form, save and except duly licensed slot machines, is allowed, carried on or conducted.

4. For the licensee or any of his servants or employees to be in an intoxicated condition while in or about the premises or business occupied by a tavern.

5. For any licensee or his servants or employees to sell, serve, or give away any intoxicating liquor to any intoxicated person.

6. For a permittee or licensee to sell, serve, give away or distribute any of the liquors or beverages in this ordinance mentioned within four hundred (400) feet of any school house or place wherein school is conducted.

Section 8. Section 21 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows:

No permit granted or license issued under this ordinance can be assigned, except with the approval of the Board of Commissioners.

Section 9. Section 22 of Ordinance No. 203 of the City of Las Vegas is hereby repealed.

Section 10. Section 23 of Ordinance No. 203 of the City of Las Vegas is hereby amended to read as follows:

Whenever any person shall complain to the Board of City Commissioners that his or her father, mother, husband, wife, child, brother sister or ward is addicted to the excessive use of alcoholic liquor, or is an habitual or common drunkard, or who fails to provide for his family the common necessities of life, and shall request said Board of City Commissioners, in writing, to notify liquor permittees or licensees in said city not to sell, serve or give away any liquors to such father, mother, husband, wife, child, brother, sister or ward, such Board of City Commissioners, on being satisfied that the complaint is true, shall forthwith notify in writing every permittee and licensee in said City that such request has been made; and thereafter it shall be unlawful for such permittee or licensee to sell, serve, or give away any intoxicating liquor to such father, mother, husband, wife, child, brother, sister or ward, provided that upon the written request of the party making the complaint this ban may be raised and the permittees and licensees shall thereupon be advised of the action of the Board of Commissioners. The Board of Commissioners, upon investigation into the facts, may upon their own motion, raise such ban, when in their judgment the facts warrant such action.

Section 11. Whereas, an emergency exists, this ordinance shall take effect immediately after its publication and passage.

Section 12. The City Clerk is hereby authorized to have this ordinance published in the Las Vegas Age, a weekly newspaper published in the City of Las Vegas, Clark County, Nevada, for a period of two weeks, that is to say, once each week for a period of two weeks.

L. L. ARNETT,
Mayor.

VIOLA BURNS,
City Clerk.

(City Seal)

The above and foregoing ordinance was proposed, read aloud in full, and adopted this 22nd day of November, A. D. 1937, by the following vote:

Commissioners Krause, Marble and Ronnow and His Honor the Mayor L. L. Arnett voting aye. Voting No, none. Absent Commissioner Perry.

Pub. Nov. 26, and Dec. 3, 1937.