

## ORDINANCE NO. 2703

AN ORDINANCE AMENDING TITLE 9 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO PUBLIC NUISANCE; BY AMENDING SECTION 9.08.050 (PUBLIC NUISANCE), SUBSECTION AB TO ADD GRAFFITI AS A PUBLIC NUISANCE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the City of North Las Vegas is a growing community with a population over 233,000 residents; and

WHEREAS, NRS 268.018 grants the City the authority and power to regulate public nuisances; and

WHEREAS, one of the goals outlined in the City=s Strategic Plan is creating a beautiful City and increasing the attractiveness and safety of streetscapes and to protect property values; and

WHEREAS, the Council determines that this amendment will not adversely affect the health and general welfare of residents within the City.

NOW THEREFORE, the City Council of the City of North Las Vegas does ordain:

SECTION 1: Chapter 08, Section 50, Subsection B of Title 9 of the North Las Vegas Municipal Code is hereby amended as follows:

B. Every place:

1. Wherein any gambling, bookmaking or pool selling is conducted without a license as provided by law, or wherein any swindling game or device, or any agency thereof is conducted, or any article, apparatus or device useful therefore is kept;
2. Wherein any fighting between animals or birds is conducted;
3. Wherein any dog races are conducted as a gaming activity;

4. Wherein any intoxicating liquors are kept for unlawful use, sale or distribution;
5. Wherein drug paraphernalia, as defined in NRS 453.554, or a controlled substance, immediate precursor as defined in NRS 453.086 or controlled substance analog as defined in NRS 453.043 is unlawfully sold, served, stored, kept, manufactured, used or given away;
6. Wherein excessive or prohibited noise as defined in [Chapter 8.28](#) of this code originates;
7. Wherein fighting occurs between residents and/or visitors, or any other disorderly or disruptive behavior occurs by residents and/or visitors, which regularly requires response by police; or
8. Wherein any unauthorized graffiti is placed upon structures or surfaces, is a public nuisance.

**SECTION 2: NON-INFRINGEMENT OF RIGHTS.** The City Council of the City of North Las Vegas has been informed by the City Attorney as to the constitutionality of this ordinance and based upon such information we are adopting this ordinance in good faith with a reasonable belief that the actions taken by the City of North Las Vegas are not in violation of any rights, privileges, or immunities secured by the laws providing for equal rights of citizens or persons.

**SECTION 3: SEVERABILITY.** If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no way affect the validity and enforceability of the remaining provisions of this Ordinance.

**SECTION 4: EFFECTIVE DATE.** This Ordinance shall become effective after its passage by the City Council of the City of North Las Vegas and, after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

**SECTION 5: PUBLICATION.** The City Clerk shall cause this Ordinance, immediately following its adoption, to be published once by title, together with the names of the Councilmen voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

PASSED AND ADOPTED THIS 20TH day of MAY, 2015.

AYES: Mayor Lee, Mayor Pro Tempore Wood, Council Members Goynes-Brown,  
Wagner and Barron

NAYS: (None)

ABSTAIN: (None)

ABSENT: (None)

APPROVED:

/s/ John J. Lee  
JOHN J. LEE, MAYOR

ATTEST:

/s/ Barbara A. Andolina  
BARBARA A. ANDOLINA, CITY CLERK