

BILL NO. 2024-25

ORDINANCE NO. _____

AN ORDINANCE TO AMEND LVMC CHAPTER 9.04, REGARDING NUISANCES, TO ADOPT A NEW SECTION TO SPECIFICALLY ADDRESS ADMINISTRATIVE WARRANTS IN CONNECTION WITH THE ENFORCEMENT OF THE CHAPTER, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Jeff Dorocak, City Attorney

Summary: Amends LVMC Chapter 9.04, regarding nuisances, to adopt a new section to specifically address administrative warrants in connection with the enforcement of the Chapter.

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

SECTION 1: Title 9, Chapter 4, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 95, reading as follows:

9.04.095: The City is authorized to seek and obtain from the Municipal Court or another court of competent jurisdiction an administrative warrant in connection with the abatement of any nuisance under this Chapter, the enforcement of the provisions of this Chapter in general, or the enforcement of any other provision of this Code that is authorized to be enforced by means or in combination with this Chapter. For purposes of this Section, "administrative warrant" means a warrant, order, or similar authorization for one or more authorized officials to enter property for the purpose of conducting a search, inspection, investigation, seizure of property, or action to abate a nuisance, or any combination thereof. The authority granted under this Section is in addition to and independent of any other remedy or procedure related to nuisances and the abatement thereof that is available to the City by statute, ordinance or common law.

SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby

1 declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase
2 thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,
3 sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

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

7 PASSED, ADOPTED and APPROVED this ____ day of _____, 2024.

8 APPROVED:

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10 By _____
CAROLYN G. GOODMAN, Mayor

11 ATTEST:

12 _____
13 DR. LUANN D. HOLMES, MMC
City Clerk

14 APPROVED AS TO FORM:

15 Val Steed 8-6-24
16 Val Steed, Date
Deputy City Attorney

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the ____ day
2 of _____, 2024, and referred to a committee for recommendation, the committee being
3 composed of the following members _____;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2024, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council as first
7 introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

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13 By _____
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15 _____
16 DR. LUANN D. HOLMES, MMC
City Clerk

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