

ORDINANCE NO. 2558

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS; AMENDING TITLE 8 TO ADD CHAPTER 8.60 PROVIDING TO AUTHORIZE THE ASSESSMENT AND COLLECTION OF ADMINISTRATIVE FEES FOR ABATING AND LIENING NON-COMPLIANT PROPERTIES AND THE ASSESSMENT AND COLLECTION OF RE-INSPECTION FEES AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA DOES ORDAIN:

SECTION 1: Title 8 of the Municipal Code of the City of North Las Vegas is hereby amended by adding a new chapter 8.60 authorizing the assessment and collection of re-inspection and administration fees for non-compliant properties:

8.60.010 Definitions.

For the purposes of this chapter, the following terms, phrases, words, and abbreviations shall have the meanings given herein, unless otherwise expressly stated. When not inconsistent with the context, words used in the present tense include the future tense; words in the plural number include the singular number, and words in the singular number include the plural number; and the masculine gender includes the feminine gender. The words “shall” and “will” are mandatory; and the word “may” is permissive. Unless otherwise expressly stated, words not defined herein shall be given their common and ordinary meaning.

- A. “City Manager” means the City Manager of the City of North Las Vegas.
- B. “Code” means the North Las Vegas Municipal Code.
- C. “Code Enforcement Division” means the division of the City of North Las Vegas responsible to enforce the codes and ordinances enacted by the City of North Las Vegas.
- D. “Code Enforcement Officer” means any designated employee or agent of the City of North Las Vegas whose duty it is to enforce codes and ordinances enacted by the City of North Las Vegas pursuant to NRS 171.17751 or NLVMC § 1.08.010 and who is a member of the Code Enforcement Division.
- E. “Fee Schedule” means the schedule of fees and costs for services rendered by the Code Enforcement Division on file with the City Clerk.
- F. “Person” means and includes a natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business, trust, organization, limited-liability company, and any other group acting as a unit, or the manager, lessee, agent, servant, officer, or employee of any of them.

G. “Responsible Party” means any Person using the services of the Code Enforcement Division.

8.60.020 Collection of Fees and Costs for Services.

A. The City may assess and collect re-inspection, administration, and any other fees and costs from any Responsible Party for any and all services rendered by the Code Enforcement Division according to the Fee Schedule.

B. The Responsible Party shall pay any invoice within thirty (30) days of presentment.

C. Interest shall accrue on any unpaid amounts at a rate specified on the Fee Schedule.

D. If any invoice is not paid within thirty (30) days of presentment, the City shall assess a late charge at a percentage rate specified on the fee schedule of the amount outstanding.

E. All fees due are a debt and obligation of the Responsible Party and shall constitute a lien against any personal or real property served. The Responsible Party shall be liable therefore in any action commenced by the City for the recovery of such fees in any court of competent jurisdiction, including the fees of the City Attorney’s Office.

8.60.030 Waiver of Fees.

Except for fees, fines, penalties, or other charges imposed by the municipal court, the City Manager or designee may waive, compromise, or settle any fee, late charge, or interest charge imposed by this chapter upon a showing of undue financial hardship or for other good cause.

8.60.040 Interpretation and Adoption of Regulations.

The City Manager or designee shall have the power to render interpretations of this Chapter and to adopt and enforce rules and regulations supplemental to this Chapter as may be deemed necessary in order to clarify the application of the provisions of this Chapter. Such interpretations, rules and regulations shall be in conformity with the intent and purpose of this Chapter.

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 adopts 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 18TH day of AUGUST, 2010.

AYES: Mayor Buck, Mayor Pro Tempore Robinson, Council Members Eliason,
Wood and Cherchio

NAYS: None

ABSTAIN: None

ABSENT: None

APPROVED:

/s/Shari L. Buck
SHARI L. BUCK, Mayor

ATTEST:

/s/Karen L. Storms
KAREN L. STORMS, CMC, City Clerk

APPROVED AS TO FORM:

/s/Nicholas G. Vaskov
NICHOLAS G. VASKOV, Acting City Attorney

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