

## CHAPTER 29

### **LICENSING AND REGULATION OF PROFESSIONS, OCCUPATIONS AND BUSINESSES**

#### **General Business Licenses Definitions**

- 29.010** Definitions.
- 29.015** "Billiard Hall" defined.
- 29.020** "Bowling Alley" defined.
- 29.025** "Contractor" defined.
- 29.027** "Health Spa" defined.
- 29.030** "Hotel" defined.
- 29.035** "Lodging House" defined.
- 29.040** "Pawnbroker" defined.
- 29.045** "Peddler" defined.
- 29.050** "Plumber" defined.
- 29.055** "Real Estate Agent" defined.
- 29.060** "Restaurant keeper" defined.
- 29.065** "Stockbroker" defined.

#### **Licenses**

- 29.070** Licenses required.
- 29.075** Chief of Police ex officio license collector.
- 29.080** Applications for licenses: Contents; filing with City Clerk; bonds, insurance may be required.
- 29.085** Licenses signed by Mayor, City Clerk; delivery to License collector.
- 29.090** Payment of fees in advance; semiannual payment of fees.
- 29.095** One license fee to be collected.
- 29.100** Licensing of firms, partnerships.
- 29.105** Display of licenses.
- 29.110** Signs, advertisements prima facie evidence of doing business.

#### **Classification and Fees**

- 29.115** License fees.
- 29.117** Telephone Companies fees.
- 29.120** Circuses, carnivals, merry-go-rounds, tent shows: License Fees.
- 29.125** Exemption from license fees.
- 29.130** Contractors: Possession of State Contractors' license required.
- 29.135** Hotel keepers, lodging house keepers to file statement of number of rooms, beds.
- 29.140** Pawnbrokers: Bonds required.
- 29.145** Plumbers: Bonds required.

#### **Enforcement and Penalties**

- 29.150** Duties of license collector; penalties for nonfeasance.

- 29.151 Revocation of License.
- 29.155 Penalties.

### **Intoxicating Liquor**

- 29.160 "Intoxicating liquor" defined.
- 29.165 License required.
- 29.170 Aliens, nonresidents not to be licensed.
- 29.175 Written applications for licenses filed with City Clerk; deposit of license fee.
- 29.180 Contents of application for license.
- 29.185 Investigation of applicant.
- 29.190 Licensee's bond; issuance of license; return of license fee to unsuccessful applicant.
- 29.195 License fees.
- 29.200 Classification of businesses; jurisdiction of City Council.
- 29.205 Issuance of Licenses; collection of fees; display of licenses.
- 29.210 Other business licenses required.
- 29.215 License not transferable.
- 29.220 Revocation of license.
- 29.225 Unlawful acts concerning intoxicating liquor.
- 29.230 Penalty.

### **Gambling**

- 29.235 "Game" or "Games" defined.
- 29.240 License required.
- 29.245 Aliens not to be licensed or control licensed games.
- 29.250 Exemptions from license.
- 29.255 Applications for licenses.
- 29.260 Licenses: Preparation, contents, issuance.
- 29.265 Quarterly license fees.
- 29.270 No refund or license fees.
- 29.275 Operation of slot machines, games by licensees in particular premises; two or more slot machines, games.
- 29.280 Licenses not transferable, valid only for particular premises, games.

### **Registration and Fingerprinting of Employees of Gambling Houses and Establishments Where Alcoholic Beverages are Sold at Retail on the Premises**

- 29.285 Definitions.
- 29.287 Persons and Establishments Covered by this ordinance shall be as follows.
- 29.290 Requirements for obtaining work cards and procedures.
- 29.293 Requirements for the possessing of work cards, non-transferability of cards.
- 29.295 Grounds for refusal to issue cards.
- 29.297 Grounds for revocation of work cards.
- 29.300 Fees.
- 29.305 Penalties.

**Solicitors, Peddlers, Hawkers, Itinerant  
Merchants and Transient Vendors**

- 29.315 Words: Number and gender.
- 29.320 Applicability of sections 29.135 to 29.365, inclusive.
- 29.325 Permit required for selling, soliciting.
- 29.330 Application for permit, examination of applicant.
- 29.335 Disapproval of application for permit; decision of City Council.
- 29.340 Permit fee; identification badge deposit.
- 29.345 Thirty-day permits; annual permits for City residents.
- 29.350 Permitted days, hours for solicitation.
- 29.355 Permit requirements in addition to licensing provisions.
- 29.360 Suspension, revocation of permit.
- 29.365 Penalty.

**Wholesale deliveries by Vehicles**

- 29.370 Wholesale deliveries by vehicles: License required.
- 29.375 License fees.
- 29.380 License stickers to be affixed to driver's compartment.
- 29.385 Other licensing requirements applicable.
- 29.390 Duties of Chief of Police.
- 29.395 Penalties.

**Mobile Home Parks  
Definitions and Purpose**

- 29.400 Definitions.
- 29.405 "Dependent Mobile Home space" defined.
- 29.410 "Independent Mobile Home" defined.
- 29.415 "Mobile Home" defined.
- 29.420 "Mobile Home Park" defined.
- 29.425 "Mobile Home Space" defined.
- 29.430 Tense, number, gender.
- 29.435 Purpose and scope.

**Permits**

- 29.440 Permit required.
- 29.445 Application for permit: Contents.
- 29.450 Issuance of permit; other permits and licenses.
- 29.455 Contents, display of permit.
- 29.460 Permit for indefinite period; revocation.

**Park Requirements**

- 29.465 Mobile Home Park requirements.
- 29.470 Site Requirements.
- 29.475 Area Requirements.
- 29.480 Vehicular access.
- 29.485 Front setback.
- 29.490 Domestic Water Supply.
- 29.495 Electrical service outlets.

- 29.500 Specifications of mobile home spaces: location of mobile homes.
- 29.505 Driveways.
- 29.510 Common area.
- 29.515 Off street parking.
- 29.520 Storage Lockers.
- 29.525 Concrete pads, patios.
- 29.530 Sanitation facilities.
- 29.535 Garbage cans; collection, disposal of garbage, rubbish.
- 29.540 Fire protection.
- 29.545 Site planning, improvements.

**Duties of Park Operators**

- 29.550 Mobile Home Park register; park maintenance.

**Exceptions; Applicability**

- 29.555 Exceptions.
- 29.560 Applicability.

**Penalties**

- 29.565 Violations and penalties.

**General Business Licenses**

**29.010 Definitions.**

As used in sections 29.010 to 29.155, inclusive, the words and terms defined in sections 29.020 to 29.065, inclusive, have the respective meanings assigned to them in such sections.

**29.015 Is hereby revoked.**

**29.020 "Bowling Alley" defined.**

"Bowling Alley" means a place having one or more alleys or lanes whereon persons are permitted to bowl and for the use of which or for the privilege of bowling thereon any money, check or counter in lieu of money is demanded received or paid.

(Part Sec. 1, Ch. 2, Ord. No. 4)

**29.025 "Contractor" defined.**

1. "Contractor" is synonymous with "builder", and means any person, except a licensed architect or registered professional engineer, acting solely in his professional capacity, who in any capacity other than as the employee of another with wages as the sole compensation undertakes to, or purports to have the capacity to undertake to, or submits a bid to, or does himself or by or through others construct, alter, repair, add to, subtract from, improve, move, wreck or demolish any building, highway, road, railroad, excavation or other structure, project, development or improvement, or to do any part thereof, including the erection of scaffolding or structures or works in connection therewith.

2. "Contractor" includes subcontractor or specialty contractor, but does not include a person who merely furnishes materials or supplies without fabricating them into, or consuming them in the performance of, the work of a contractor.

(Part sec. 1, Ch 3, Ord. No. 4; amended by Ord. No. 88)

**29.027 "Health Spa" defined.**

"Health Spa" means a facility in which physical-exercises related activities are supervised or in which instructions for physical exercise are provided and may include whirlpools, saunas, hot tubs, cold dips, showers, tanning equipment, and all exercise related equipment.

(Sec. 1, Ord. No. 154)

**29.030 "Hotel" defined.**

"Hotel" means a public house with lodging rooms for the accommodation of 30 or more persons.

(Part Sec. 6, Ch. 3, Ord. No. 4)

**29.035 "Lodging house" defined.**

"Lodging house" means a public house with lodging rooms for the accommodation of less than 30 persons.

(Part Sec. 6, Ch. 3, Ord. No. 4)

**29.040 "Pawnbroker" defined.**

Every person is a pawnbroker who carries on the business of:

1. Pawn broking.
2. Loaning or advancing money, check or draft for money on deposit or pledge or bailment of personal property of any description as security for such loan or advancement.
3. Loaning or advancing money or check or draft for money in any transaction or transactions in the form of a sale of personal property wherein the personal property involved under the agreement is to be repurchased by the vendor, pledger, bailer, or depositor within an agreed time upon the payment of an agreed sum, or any sum in excess of the actual sum so loaned or advanced.
4. Loaning or advancing money or check or draft for money upon a chattel mortgage or mortgages on personal property where the personality involved or any part of the same is taken into custody or possession of the person advancing such money or his agents or trustees.
5. Loaning or advancing money or check or draft for money upon any assignment or assignments or pledge or pledges of earned or unearned salary, wages or earnings.
6. Loaning or advancing money or check or draft for money upon any contract, undertaking or agreement which, in substance and effect, assigns, transfers, pledges or binds the earned or unearned salary, wages or earnings of the borrower as security for such loan or advancement.

(Sec. 7, Ch. 3, Ord. No. 4)

**29.045 "Peddler" defined.**

"Peddler" means a person other than one having a regular and permanent place of business regularly taxed as such within the City who peddles or hawks upon the streets or from house to house vegetables, garden produce, fruit, butter, eggs, poultry, fish or game, or other kind or character of goods, wares or merchandise.

(Part Sec. 9, Ch. 3, Ord. No.4; amended by Ord. No. 8)

**29.050 "Plumber" defined.**

"Plumber" means a person who for hire connects, adjusts, installs or repairs service pipes, connections or plumbing material of any description for the purpose of conveying water, gas, sewage or steam.

(Sec. 10, Ch.3, Ord. No. 4)

**29.055 "Real Estate agent" defined.**

"Real Estate agent" means a person who, for a commission or other compensation, engages in or conducts the buying, selling, renting of lots, land, buildings, rooms or improvements for or on account of or as agent of another. (Sec. 13, Ch. 3, Ord. No. 4)

**29.060 "Restaurant keeper" defined.**

"Restaurant keeper" means a person who keeps any house or place for the furnishing of meals without lodging. (Sec. 5, Ch. 13, Ord. No. 4)

**29.065 "Stockbroker" defined.**

"Stockbroker" means a person who, for a commission or other compensation, engages in or conducts the buying or selling of stocks, shares, securities or other evidences or representatives of value, for or as agent of another or for or on account of another. (Sec. 12, Ch. 3, Ord. No. 4)

**Licenses**

**29.070 Licenses required.**

It is unlawful for any person to engage in or carry on any business, trade, profession or calling, for the transaction or carrying on of which a license is required, without first taking out or procuring the license required by the Lovelock Municipal Code for such business, trade, profession or calling. (Sec. 1, Ord. No. 4)

**29.075 Chief of Police exofficio license collector.**

The Chief of Police is hereby made ex officio license collector. (Sec. 3, Ch. 5, Ord. No. 4)

**29.080 Applications for licenses: Contents; filing with City Clerk; bonds, insurance may be required.**

1. All applications for licenses under any of the provisions of sections 29.010 to 29.155, inclusive, shall, unless otherwise provided, be made to the City Clerk, in writing upon blanks provided therefore.
2. Each applications shall be made on an application form, as required by the City Council.
3. Notwithstanding any other provisions of the Lovelock Municipal Code, before the issuance of any license the City Council by order may require that an applicant file with the City Clerk at the discretion of the City Council:
  - (a) A surety bond written by a company qualified to do business in the State of Nevada in such amount and with such conditions as the City Council may determine; or
  - (b) Evidence of liability insurance in such amount as the City Council may determine; or
  - (c) Both a surety bond and evidence or liability insurance as specified in paragraphs (a) and (b).
4. All applications shall be filed with the City Clerk at the time he applies to the City Clerk for issuance of the licenses covered thereby. (Sec. 3, Ord. No. 4)

**29.085 Licenses signed by Mayor, City Clerk; delivery to license collector.**

All licenses provided for in sections 29.010 to 29.155, inclusive, shall, to be valid, be signed by

the Mayor and by the City Clerk, with the seal of the City attached. Such licenses shall be delivered by mail or otherwise to licensee.

**29.090 Payment of fees in advance; semiannual payment of fees.**

1. For convenience in the collection of licenses the months of January, February, March, April, May and June shall constitute the first half of each year, and July, August, September, October, November and December shall constitute the second half of each year.
2. All licenses shall be made to expire at midnight on the last day of the half of the year in which the same are issued.
3. The amount of the license fee for the full term for which such license may be granted shall be paid in advance to the City Clerk at the time application for a license is made. If such application is made at any time during the half of the year, payment may be made by the applicant for the unexpired portion of such half, pro rata, and the license shall be issued accordingly; but for a fraction of a month less than 10 days there shall be charged and collected not less than 60 days' license fee.(Sec. 4, Ord. No. 4; amended by Ord. No. 88)

**29.095 One license fee to be collected.**

Except as otherwise provided in sections 29.010 to 29.155, inclusive, not more than one license fee per half year shall be collected from one person conducting one or more of the businesses enumerated in section 29.155, in one place or room; but,

1. The license fee paid for such business conducted by him shall be the highest in amount of any of the fees required for any such business so conducted; and
2. A license to conduct a drugstore shall entitle the holder thereof to sell liquor for medicinal purposes without obtaining a liquor license.  
(Sec. 3, Ch. 3, Ord. No. 4; amended by Ord. No. 88)

**29.100 Licensing of firms, partnerships.**

If two or more persons engage together as a firm or co-partnership in any business, profession, occupation or calling specified in sections 29.010 to 29.155, inclusive, it is not necessary for each of such persons to procure a license, but a license issued to such firm or co-partnership shall be a sufficient compliance with section 29.010 to 29.155 inclusive.

(Sec. 4, Ch. 3, Ord. No. 4)

**29.105 Display of licenses.**

Every license granted shall be kept posted by the holder thereof in a conspicuous place in his place of business during the entire term for which such license is granted.

(Sec. 6, Ord. No. 4)

**29.110 Signs, advertisements prima facie evidence of doing business.**

A sign or advertisement kept, exhibited or maintained indicating that any person is engaged in any of the kinds of businesses, trades, professions or occupations mentioned in sections 29.010 to 29.155, inclusive, for which a license is required shall be received as prima facie evidence that such person is engaged in the business therein advertised.

(Sec. 17, Ch. 3, Ord. No. 4)

## Classification and Fees

### 29.115 License fees.

1. Every person who engages in or pursues any business, occupation, trade, profession or calling mentioned in this subsection shall first apply for, pay for and obtain a license so to do in the manner provided by the Lovelock Municipal Code, and shall make semiannual payments, payable in advance, for such license on January 1, and July 1 as follows:

Accountant_____	\$ 68
Assayer_____	\$ 68
Attorney\$_____	\$ 68
Auctioneer_____	\$ 68
Auto Dealer_____	\$ 68
Bakery_____	\$ 34
Barbershop_____	\$ 23
for each additional barber_____	\$ 14
Beauty Shop_____	\$ 23
for each additional operator_____	\$ 14
Body Shop_____	\$ 46
Bowling Alley_____	\$ 57
Building material dealer_____	\$ 57
Butcher shop_____	\$ 57
Car Wash_____	\$ 17
for each additional bay over 2_____	\$ 6
Catalog store_____	\$ 34
Chiropodist_____	\$ 68
Chiropractor_____	\$ 68
Clothes cleaning, dying or tailoring Establishment_____	\$ 34
Clothing Store_____	\$ 34
Cobbler or shoe repairer_____	\$ 23
Concrete block or pipe manufacturer_____	\$ 57
Contractor_____	\$ 57
Creamery_____	\$ 57
Dentist_____	\$ 68
Drugstore_____	\$ 68
Engineer or surveyor_____	\$ 46
Fast Food Store_____	\$ 34
Flower or Gift Shop_____	\$ 34
Freight delivery_____	\$ 34
Fortuneteller, astrologer, clairvoyant, medium, palmist or phrenologist_____	\$300
Garage, welding, machine shop auto- motive or equipment repair_____	\$ 46
Hardware store and lumber yard_____	\$ 57
Hotel or lodging house: A hotel or lodging house having available for rent more than three rooms and not exceeding 20 rooms_____	\$ 57
each room over 20 per room_____	\$ 6



Insurance agent or solicitor for fire, life or other insurance _____	\$ 57
Jeweler or jewelry store _____	\$ 34
Laundry, steam (employing help) _____	\$ 34
Manufacturing, heavy (including industrial, warehousing, manufacturing and assembly process) _____	\$ 91
Manufacturing, light _____	\$ 34
Merchant dealing in general merchandise, such as farm implements, groceries, dry goods, notions, confectionery, vegetables, farm products, furniture, glass, crockery, tin-ware, cigars, tobacco, house furnishings, stationary, or other similar businesses: Merchant carrying an average stock: Not exceeding \$5000 in value _____	\$ 23
Over \$5000 and not exceeding \$10,000 in value _____	\$ 34
Over \$10,000 and not exceeding \$15,000 in value _____	\$ 46
Over \$15,000 and not exceeding \$20,000 in value _____	\$ 68
Amount exceeding \$20,000 -\$5.00 per each \$10,000 in excess of \$20,000 or fraction thereof.	
Motels, to 10 units _____	\$ 57
for each additional unit _____	\$ 6
Oculist, optometrist, optician _____	\$ 68
Oil and petroleum products (dispensers using tanks) _____	\$ 57
Pawnshop _____	\$ 85
Peddler or hawker (other than fresh meats) _____	\$300
Pest control _____	\$ 17
Photographer _____	\$ 17
Physician or surgeon _____	\$ 68
Plumber _____	\$ 34
Printing office _____	\$ 34
Public advertisers _____	\$ 17
Radio - TV repair _____	\$ 17
Real estate agent _____	\$ 46
Misc.- Part Time _____	\$ 17
Repair shop, Misc. (part-time) _____	\$ 17
Restaurant or restaurant keeper: For each restaurant able to accommodate 30 or more patrons at one time _____	\$ 57
15 but not more than 29 patrons at one time _____	\$ 34
Not more than 14 patrons at one time _____	\$ 23
Secondhand dealer or store _____	\$ 34

Service station (if they do repair work they are licensed as a <u>garage</u>	<u>\$ 34</u>
Sewing machine agent or <u>dealer</u>	<u>\$ 23</u>
Shooting gallery	<u>\$ 11</u>
Skating rink	<u>\$ 57</u>
Spa	<u>\$ 57</u>
Sporting goods	<u>\$ 34</u>
Stockbroker	<u>\$ 46</u>
Taxicab driver or owner	<u>\$ 34</u>
Theater	<u>\$ 57</u>
Trailer court:	
Minimum, up to 5 hookups	<u>\$ 11</u>
over 5 hookups, each additional	<u>\$3.50</u>
Undertaker	<u>\$ 68</u>
Utility companies with	
Merchandising	<u>\$ 57</u>
Veterinarian	<u>\$ 68</u>

2. For any other business, occupation, trade, profession or calling not specified in subsection 1 or anywhere in this chapter the semiannual license fee is \$34. The City Council retains the right to impose reasonable requirements or conditions on businesses in order to protect the public, such as requiring bonds, proper housing for businesses, licenses or proof of special training for certain professions.

3. Notwithstanding the provision of subsection 1, the license fee may be paid annually in advance.

4. The Lovelock City Council may, by resolution, change the fees for business licenses. All fee changes become effective immediately upon passage of such resolution.

(Sec. I, Ord. No. 186)

**29.117 Telephone companies.**

Every business entity providing either local exchange and/or intrastate long distance telephone service within the city must obtain and pay for a semiannual business license.

1. The fee for such license shall be three (3) percent of the total gross receipts of the business entity which are attributed to the providing of the following services within the city during the preceding six months:

- (a) any charges to its customers located within the city for basic local exchange telephone service;
- (b) any charge to its customers located within the city for basic intrastate long distance telephone service.

2. The gross receipts shall include only intrastate charges billed to a customer account having a situs in the city. The situs shall be the service address, if known, otherwise the billing address. The gross receipts shall not include charges for the sale of telephone services which will be used in the subsequent provision of basic telephone services if these charges have already been included as gross receipts under the provisions of the ordinance\*

**29.120 Circuses, carnivals, merry-go-round, tent shows License fees.**

Every person who exhibits any circus, caravan or menagerie in the city, or exhibits or

advertises the same by parading through, upon or over any of the public streets of the city, shall pay for such and obtain a license for such exhibiting, performance or parade as follows:

1. Circus with three ring, \$100 for the first day and each additional day, \$50.
2. Any circus with less than three rings, or any dog and pony show, \$50 for the first day and for each additional day, \$25.
3. Carnivals, per day for each attraction up to four, \$80., and \$10 per day for each additional day.
4. Merry-go-rounds, \$25 for each day.
5. Chautauqua or other tent show, \$50 for the first day and for each additional day, \$50 (part. Sec. 14, Ch. 3, Ord. No. 4; amended by Ord. No. 40)

**29.125 Exemption from license fees.**

1. If any person furnishes such evidence as will satisfy the city council that he, by reason of misfortune or physical infirmity, merits exemption from payment of any license fee required by sections 29.010 to 29.155, inclusive, the city council may, by resolution, order that such license fee or any part thereof be remitted; but no license to manufacture or sell intoxicating liquors shall be so exempted.
2. Nothing in sections 29.010 to 29.155, inclusive, shall require a license to be procured or taken out by a person dealing in or handling or peddling agricultural products, butter or eggs which have been raised or produced by such person within the State of Nevada.  
(Part Sec. 9, Ch. 3, Ord. No. 4; amended by Ord. No. 8); (Sec. 15, Ch. 3 Ord. No. 4)
3. No person shall sell any fresh food stuffs from a store, truck, or other place without first furnishing proof of approval by the state health department after which they shall be required to purchase the appropriate merchandising license.

**29.130 Contractors: Possession of State Contractors' license required.**

Every person who engages in, conducts, or maintains the business of a contractor shall pay for and obtain a license to carry on such business in the City of Lovelock. No city license shall be issued to any contractor who is required to hold a license by the State Contractors Board unless such contractor is the holder of a valid and subsisting State Contractors license.  
(Ord. No. 195)

**29.135 Hotelkeepers, lodging house keepers to file statement of number of rooms, beds.**

Every hotelkeeper, motel owner, trailer park owner, and lodging house keeper shall make and file, with his application for a license, a statement of the number of rooms or beds of all kinds contained in his house, building, spaces or park. (Sec. 16, Ch. 3, Ord. No. 4)

**29.145 Used or second-hand merchandising.**

Every person applying for a license who engages in or purses any business wherein used merchandising of any kind is sold must first obtain a business license specifically under this provision. The City council shall obtain in addition to the regular business license application such additional information as may be required by the city council and the city council shall give the right to require a bond to be put up by such applicant to insure the protection of the business depending upon the size and nature of the used merchandise business. No business under this provision shall have the right to display second-hand merchandise on

any sidewalk or in enclosed area except with special permission of the City Council and any such unauthorized display of merchandise shall be deemed a nuisance and subject to abatement by the City Council.

**29.151 Revocation of Licenses.**

1. The City Council has the power to revoke any license granted under the provisions of sections 29.010 to 29.155, inclusive, for:

(a) a violation of the provisions of Lovelock Municipal Code sections 29.010 to 29.155, inclusive; or

(b) a violation of any federal, state or other local law regulating the suitability of the licensee to have such a license; or

(c) a breach of, or misrepresentation in, the statements, promises, agreements and representations set forth in the licensee's application or in the conditions under which such license was granted. The power of revocation shall be exercised only after a hearing has been given the licensee.

2. Whenever a written complaint is filed with the City Clerk, signed by the person making such complaint, charging any licensee licensed under the provisions of sections 29.010 to 29.155, inclusive, with a violation of sections 29.010 to 29.155, inclusive, or of any federal, state or other local law regulating the suitability of the licensee to have such a license, or of any of the conditions under which such license was granted, or of misrepresentation in any of the statements in the licensee's application, such complaint shall be forthwith presented to the Chief of Police. The Chief of Police shall thoroughly investigate the charges in the complaint and present to the City Council the complaint and a report of the result of the investigation.

3. Reasonable cause appearing from such complaint on file and from the report of the Chief of Police, the City Council shall, through the City Clerk, give at least 3 days' written notice to the licensee of the time when the City Council will hear the reasons of the licensee, or any other interested person, why the license should not be revoked. The written notice shall contain a copy of the complaint on file and a statement to the effect that if the licensee does not appear at the time stated therein for the hearing, it shall be a waiver of any defense which the licensee may have to the charges, unless good cause is shown for failing to appear.

4. At the hearing, the licensee may appear in person or by counsel, or by both, and present a reasonable number of witnesses. If, after hearing all the evidence in the opinion of a majority of the City Council, evidenced by an aye and nay vote, the charges set forth in the complaint are sustained, the license shall be revoked.

**29.155 Penalties.**

1. Any person who fails to comply with, or violates any provision of, sections 29.010 to 29.151, inclusive, for which no penalty is provided, shall upon conviction thereof be punished as provided in section 35.010.

2. If any license fee is paid after the due date thereof but prior to fifteen (15) days after the due date, a late fee penalty in the sum of \$10.00 shall be assessed and added to the license fee due. If any license fee is paid more than fifteen (15) days after the due date thereof, a late fee penalty in the sum of one-half the license fee amount shall be assessed and added to the license fee due. If any license fee is unpaid for a period of more than thirty (30) days after the due date thereof, the Chief of Police shall have cause to order the

business closed until payment of the business license fee and any penalty assessed.

### Intoxicating Liquor

#### 29.160 "Intoxicating liquor" defined.

As used in sections 29.160 to 29.230, inclusive, "intoxicating liquor" means beer, wine, gin, whiskey, cordials, ethyl alcohol or rum, and every liquid containing one-half of 1 percent or more of alcohol by volume and which is used for beverage purposes.

#### 29.165 License required.

It is unlawful for any person to sell, deal in or otherwise dispose of any intoxicating liquor in the city without first obtaining a license from the city so to do as provided in sections 29.160 to 29.230, inclusive. (Sec.3A, Ch. I Ord. No.4, added by Ord. No. 61); (Sec. 1, Ord.No.50)

#### 29.170 Aliens, nonresidents not to be licensed.

No person who is not a citizen of the United States and of the State of Nevada shall be issued a license. (Sec. 12, Ord. No. 50)

#### 29.175 Written applications for licenses filed with city clerk; deposit of license fee.

1. Applications for licenses under sections 29.160 to 29.230, inclusive, shall be made to the city council in writing, and shall be filed with the city clerk.
2. Each application shall be accompanied with the required license fee and a non/refundable filing fee of \$50.00. (Sec. 1, Ord. No. 188)

#### 29.185 Investigation of applicant.

1. Upon the filing of an application with the city clerk for a license, the city clerk shall refer the same to the chief of police.
2. The chief of police shall immediately investigate the applicant and the place of business for which the license is applied for, and make a report to the city council.
3. The report, together with the application, shall be submitted to the city council at its next meeting for approval or rejection. If the city council is not satisfied with the report of the chief of police, the city council shall cite the applicant before the city council, at a time to be fixed by the city council, and shall thereupon hold a hearing as to whether or not the license should be granted. The action of the city council is final. (Sec. 13, Ord. No. 50)

#### 29.190 Issuance of license, return of license fee to unsuccessful applicant.

1. If the application is approved, the City Clerk shall issue a liquor license to the applicant for a term of six months.
2. If the application is rejected, the applicant shall be notified of such rejection by the City Clerk, and the amount of the license fee deposited with the application shall be refunded. (Sec. 4, Ord. No. 188)

#### 29.195 Semi-Annual liquor license fees.

The following semi-annual license fees shall be paid to the city on January 1, and July 1:

- |  |       |          |
|--|-------|----------|
| (a) Retail license authorizing the sale of intoxicating liquor | _____ | \$200.00 |
| (b) Retail license for the sale of beer and wine only          | _____ | \$ 60.00 |
| (c) Wholesale dealer's license for wholesale sales             | _____ | \$ 75.00 |

(Sec. 5, Ord. No. 188)

**29.197 Fee change by resolution.**

1. The Lovelock City Council may, by resolution, change the fees for liquor license permits. All fee changes become effective immediately upon passage of any such resolution.  
(Sec. 6, Ord. No. 188)

**29.200 Classification of businesses; jurisdiction of city council.**

The city council retains:

1. The authority to classify the various businesses for which any person applies for a license, and to designate the class of license which shall be required by such place of business.
2. The authority to determine whether or not any person shall be issued a license for any particular place of business for the purposes of promoting and protecting the health, comfort, safety, life, welfare and property of the inhabitants of the city, the preservation of peace and good order, the promotion of public morals and the suppression and prevention of vice in the city.  
(Sec. 9, Ord. No. 50)

**29.205 Issuance of licenses; collection of fees; display of licenses.**

All licenses provided for in sections 29.160 to 29.230, inclusive, shall be issued, posted and the fees therefore collected in the same manner as other licenses provided for in sections 29.010 to 29.155, inclusive.  
(Sec. 8, Ord. No. 50)

**29.210 Other business licenses required.**

All of the licenses required and provided for in sections 29.160 to 29.230, inclusive, shall be in addition to any other city license required of any person for conducting any other business in connection with the sale or disposal of intoxicating liquor.  
(Sec. 6, Ord. No. 50)

**29.215 License not transferable.**

Except with the consent of the city council upon petition, no license issued under the provisions of sections 29.160 to 29.230, inclusive, is assignable or transferable to any other person by the licensee, nor shall the same be used for any other place of business than that for which it was issued.  
(Sec. 6, Ch. I, Ord. No. 4); (Sec. 14, Ord. No. 50)

**29.220 Revocation of license.**

1. The City Council has the power to revoke any license granted under the provisions of sections 29.160 to 29.230, inclusive, for:
  - (a) a violation of the provisions of Lovelock Municipal Code sections 29.160 to 29.230, inclusive; or
  - (b) a violation of any federal, state or other local law regulating the suitability of the licensee to have such a license; or
  - (c) a breach of, or misrepresentation in, the statements, promises, agreements and representations set forth in the licensee's application or in the conditions under which such license was granted. The power of revocation shall be exercised only after a hearing has been given the licensee.
2. Whenever a written complaint is filed with City Clerk, signed by the person making such complaint, charging any licensee licensed under the provisions of sections 29.160 to 29.230, inclusive, with a violation of sections 29.160 to 29.230, inclusive, or of any federal, state or other local law regulating the suitability of the licensee to have such a license, or of

any conditions under which such license was granted, or of misrepresentation in any of the statements in the licensee's application, such complaint shall be forthwith presented to the Chief of Police. The Chief of Police shall thoroughly investigate the charges in the complaint and present to the City Council the complaint and a report of the result of the investigation.

3. Reasonable cause appearing from such complaint on file and from the report of the Chief of Police, the City Council shall, through the City Clerk, give at least 3 days' written notice to the licensee of the time when the City Council will hear the reasons of the licensee, or any other interested person, why the license should not be revoked. The written notice shall contain a copy of the complaint on file and a statement to the effect that if the licensee does not appear at the time stated therein for the hearing, it shall be a waiver of any defense which the licensee may have to the charges, unless good cause is shown for failing to appear.

4. At the hearing, the licensee may appear in person or by counsel, or by both, and present a reasonable number of witnesses. If, after hearing all the evidence in the opinion of a majority of the City Council, evidenced by an aye and nay vote, the charges set forth in the complaint are sustained, the license shall be revoked. (Ord. No. 202)

**29.225 Unlawful acts concerning intoxicating liquor.**

It is unlawful for any person, whether licensed or unlicensed to:

1. Sell, give away or otherwise dispose of, or cause to be sold, given away or otherwise disposed of, any intoxicating liquor within the limits of the city during any time forbidden by proclamation by the mayor on any day, or forbidden by the laws of the State of Nevada, except for medicinal purposes upon the prescription of a physician.

(Sec. 4, Ch. I, Ord. No. 4.)

2. Sell, give or otherwise furnish or cause to be sold or given away intoxicating liquor to any person under 21 years of age; leave or deposit any alcoholic beverage in any place with the intent that it will be procured by any person under 21 years of age; or furnish, give, or cause to be given any money or thing of value to any person under 21 years of age with the knowledge that the money or thing of value is to be used by the person under 21 years of age to purchase or procure any alcoholic beverage.

3. Permit, allow, or employ any person under the age of 21 years to serve intoxicating liquor in a bar or saloon or to knowingly allow any person under the age of 21 years to remain or loiter on the premises of any bar or saloon where intoxicating beverages are sold.

(Sec. I, Ord. No. 179)

4. Permit on his premises any indecent or disorderly conduct. (Sec. 4, Ch. I, Ord. No. 4)

**SPECIAL EVENTS LIQUOR LICENSE.**

1. A special events liquor license may be issued by the city clerk upon the approval of the city council to any fraternal club or non-profit organization. Written application for this license must be presented to the City Council by a representative of the club or organization prior to the special event.

2. The City Council has the discretion to impose special conditions on the applicant with regard to the issuance of the special events liquor license. For example, the City Council

may require the applicant to provide security at the event in order to see that the laws relating to the dispensing of alcohol are enforced.

3. Before the issuance of a special events liquor license, the Chief of Police shall conduct a check into the suitability and past performance of the non-profit organization, fraternal club, their officers and any other persons operating the event. The Chief of Police shall then make a recommendation to the City Council on whether or not the license should issue.

4. A fee of \$15 shall be charged for any special event of approximately 48 hours duration which is conducted by a fraternal club or non-profit organization. This fee can be waived by the City Council.

(a) Any fraternal club or non-profit organization which owns, leases or rents its own premises and sells intoxicating beverages at retail to members and their guests only shall be issued a special events liquor license annually for a fee of \$45. This fee can be waived by the City Council.

5. A special events license can be revoked by the City Council if it is determined that the club or organization is not abiding by the laws or ordinances pertaining to the sale or use of intoxicating liquors.

6. Fraternal club or non-profit organization means any non-profit corporation, non-profit association or non-profit organization which is organized or qualified to do business and is operating under the laws of the State of Nevada and which has and maintains tax-exempt status granted by the United States Internal Revenue Service or State Dept. of Taxation.

(Sec. II, Ord. No. 179)

7. Permit on his premises any indecent or disorderly conduct. (Sec. 4, Ch. I, Ord. No. 4)

#### **29.230 Penalty.**

Any person violating any of the provisions of sections 29.160 to 29.225, inclusive, is guilty of a misdemeanor, and upon conviction thereof shall be punished as provided in section 35.010.

(Sec. 5, Ch. I, Ord. No. 4); (Sec. 16, Ord. No. 50)

### **Gambling**

#### **29.235 "Game" or "games" defined.**

As used in sections 29.235 to 29.280, inclusive, "game" or "games" means and includes all games or devices mentioned in sections 29.235 to 29.280, inclusive, and any slot machine or slot machines played for money or for checks or tokens redeemable in money or property.

(Sec. 4, Ord. No. 48)

#### **29.240 License required.**

1. It is unlawful for any person, either as owner, lessee or employee, whether for hire or not, to deal, operate, carry on, conduct, maintain or expose for play in the city without having first procured a license for the same as provided in sections 29.235 to 29.280, inclusive:

(a) Any game of faro, monte, roulette, keno, fan-tan, twenty-one, blackjack, seven-and-a-half, big injun, klondyke, craps, stud poker; or

(b) Any banking or percentage game played with cards, dice or any mechanical device or machine for money, property, checks, credit or any representative of value; or

(c) Any gambling game in which any person, keeping, conducting, managing or permitting the same to be carried on receives, directly or indirectly, any compensation or reward or any percentage or share of the money or property



played, for keeping, running, carrying on or permitting the game to be carried on.

2. It is unlawful for any person, either as owner, lessee or employee, whether for hire or not, to play, maintain or keep any slot machine played for money, for checks or tokens redeemable in money or property in the city without having first procured a license for the same as provided in sections 29.235 to 29.280, inclusive. (Part. Sec. 1, Ord. No. 48)

**29.245 Aliens not to be licensed or control licensed games.**

No person except a citizen of the United States shall be issued a license, or directly or indirectly own, operate or control any game or device so licensed. (Part Sec. 1, Ord. No. 48)

**29.250 Exemptions from license.**

Nothing in sections 29.235 to 29.280, inclusive, shall be construed to prohibit social games played solely for drinks or cigars served individually, or games played in private homes or residences for prizes, or nickel-in-the-slot machines operated solely for cigars or drinks. (Sec. 5, Ord. No. 48)

**29.255 Applications for licenses.**

Any person desiring to conduct, operate or carry on any gambling game, slot machine or any game of chance enumerated or provided for in section 29.240 shall make written application for a license to the city clerk. The application shall:

1. Contain a complete description of the particular room and premises in which the applicant desires to carry on or conduct such slot machine, device or game, together with the location of the building, its street number, if there is one, and any other information by which the building may be definitely and readily located and recognized.
2. State definitely the particular type of slot machine or the particular game or device which the applicant desires to carry on or conduct in the room and premises.

(Part Sec. 2, Ord. No. 48)

**29.260 Licenses: Preparation, contents, issuance.**

1. Licenses shall be prepared and issued in the same manner as other city licenses.
2. Each license shall contain:
  - (a) The name of the licensee.
  - (b) A particular description of the particular room and premises in which the licensee intends to carry on, conduct or operate any one slot machine, game or device specified in section 29,240, and shall specify the particular type of slot machine, the particular game or the particular device by name. (Part Sec. 3, Ord. No. 48)

**29.265 Quarterly license fees.**

1. Except as provided in subsections 2 and 3, a license fee of \$1 per month, payable for 3 months in advance, shall be paid for each game or device licensed pursuant to the provisions of sections 29.235 to 29.280, inclusive.
2. A license fee of \$5 per month, payable for 3 months in advance, shall be paid for each handle on a slot machine licensed pursuant to the provisions of sections 29.235 to 29.280, inclusive.
3. Card games (stud and draw poker, bridge, whist, solo and pangingue for money) shall be licensed independently of other games specified in section 29.240, regardless of location, at

the rate of \$1 per table per month, payable 3 months in advance.

(Part. Sec. 2, Ord. No. 48)

**29.270 No refund of license fees.**

No license fee paid pursuant to sections 29.235 to 29.280, inclusive, shall be refunded for any reason, whether the slot machine, game or device for which a license was issued has voluntarily ceased or the license has been revoked. (Part Sec. 3, Ord. No. 48)

**29.275 Operation of slot machines, games by licensees in particular premises; two or more slot machines, games.**

1. A license entitles the holder or his employee or employees to carry on, conduct and operate the specified slot machine, game or device for which such license is issued in the particular room and premises described in the license, but not for any other slot machine, game or device than that specified in the license or the specified slot machine, game or device in any other place than the room and premises so described for a period of 3 months next succeeding the date of issuance of such license.

2. A license shall be entitled to carry on, conduct and operate two or more slot machines, games or devices mentioned in section 29.240 in the same room by paying the license fees for each slot machine, game or device and otherwise complying with the provisions of sections 29.235 to 29.280, inclusive. (Part Sec. 2, Ord. No. 48)

**29.280 Licenses not transferable, valid only for particular premises, games.**

A license issued under the provisions of sections 29.235 to 29.280, inclusive is:

1. Not transferable by the licensee to any other person.

2. Valid only for the particular room and premises described in the license and the specified slot machine, game or device for which it is issued. (Part Sec. 3, Ord. No. 48)

**REGISTRATION AND FINGERPRINTING OF EMPLOYEES  
OF GAMBLING HOUSES AND ESTABLISHMENTS  
WHERE ALCOHOLIC BEVERAGES ARE SOLD  
AT RETAIL ON THE PREMISES**

**29.285 Definitions.**

1. "ALCOHOLIC BEVERAGES" or "INTOXICATING LIQUORS"

As used in this ordinance, "Alcoholic Beverages" or "Intoxicating Liquors" means any and all distilled or rectified spirits, beer, wine, gin, whiskey, cordials, ethyl alcohol or rum, and every liquid or solid potable alcohol, patented nor not, containing one-half of one percent (1/2 of 1%) or more of alcohol by volume and which is used for beverage purposes.

2. "CARD" or "WORK CARD"

As used in this ordinance, "Card" or "Work Card" means a City registration card as provided in this ordinance.

3. "CITY"

As used in this ordinance, "City" means City of Lovelock, Pershing County, Nevada.

4. "COUNCIL" or "CITY COUNCIL"

As used in this ordinance, "Council" or "City Council" means the City Council of the City of Lovelock, Pershing County, Nevada.

5. "CHIEF OF POLICE"

As used in this ordinance, "Chief of Police" means the Chief of Police of the Police Department of the City of Lovelock.

**29.287 Person and Establishments Covered by This Ordinance Shall be as Follows.**

1. All persons gainfully employed or working in any capacity in any establishment dispensing alcoholic beverages in or on or having gaming within or on the premises of the business;
2. All persons employed on a contractual basis or payroll by any establishment dispensing alcoholic beverages in or on or having gaming within or on the premises, except those persons who appear as licensees by the City for that particular establishment.

**29.290 Requirements for Obtaining Work Cards and Procedures Therefore.**

Prior to commencing employment, all employees must obtain a signed registration application from the employer, and then submit himself or herself to the Police Department to be fingerprinted, photographed, and then obtain a work card.

1. Any persons may be required to furnish satisfactory, documented proof of their age as may be required by the Chief of Police.
2. All work card numbers obtained under the provisions of this ordinance are to be registered by the employee personnel to be kept as part of their record.
3. The person or persons of each establishment, responsible for hiring or checking employees under the provisions of this ordinance shall examine each employee's card to be sure that all employees working in such establishment have valid works cards.
4. Work cards must be renewed by a cardholder whenever the cardholder changes place of employment. A work card expires unless renewed within 10 days after a change of place of employment or if the cardholder is not employed for more than 90 days as an employee, as described in LMC 29.287, with jurisdiction of the issuing authority.
5. All applicants shall immediately be issued a work card or temporary work card unless it is determined, based upon good cause, to deny the issuance of permanent work card.

**29.293 Requirements for the Possessing of Work Card – Non-Transferability of Cards.**

All persons employed by an establishment governed by this ordinance must have in their possession valid work card, which card is non-transferable.

**29.295 Grounds for Refusal to Issue Cards.**

The Chief of police shall have the discretion to refuse to issue a work card to any person who has been convicted of a felony or other crime which, at the Chief of Police's discretion, may be considered injurious to the establishment or the public welfare.

**29.297 Grounds for Revocation of Work Cards:**

The Chief of police, at his sole discretion, may revoke any registration card for any of the following reasons:

1. When a person has placed false information upon any application form for obtaining a work card.

2. When a person having a valid work card has been convicted of a felony or other crime which, at the Chief of Police's discretion may be considered injurious to any establishment or the public welfare.

3. When any person holding a valid work card is involved in prostitution.

4. When any person holding a valid work card possesses any controlled substance as defined under Chapter 453 of the Nevada Revised Statutes.

5. Any person whose card has been revoked by the Chief of police shall have the right of appeal to the City Council of the City of Lovelock. The Council shall set a time and place for the hearing of the appeal within THIRTY (30) DAYS unless the provision is waived by the card holder. If it appears to the satisfaction of a majority of the members of the City Council of the City of Lovelock sitting, that the person whose card has been revoked has not committed the acts, they may reinstate the card, otherwise the revocation of the Chief of Police shall stand.

**29.300 Fees:**

All persons applying for a work card under this ordinance shall be charged an original fee of FIVE (\$5.00) DOLLARS to be paid to the Chief of Police. In addition, the individual applying for a card shall be responsible for fingerprint processing costs. In the event the original work card is lost or destroyed, an additional fee of THREE (\$3.00) DOLLARS shall be charged for a duplicate card. Such fees may be changed by resolution of the City Council.

**29.305 Penalties:**

Any person who begins working in an establishment covered by this ordinance without first obtaining a work card as provided herein, and any person who employs another person to work in an establishment covered by this ordinance without checking to see if the person has a work card as provided by this ordinance shall be guilty of a misdemeanor as defined under the laws of the State of Nevada.

**Solicitors, Peddlers, Hawkers, Itinerant Merchants and transient vendors**

**29.315 Word: Number and gender.**

For the purpose of sections 29.315 to 29.365, inclusive, the words "solicitor, peddler, hawker, or itinerant merchant and transient vendor" wherever the context so requires include.

1. The plural as well as the singular.

2. The feminine as well as the masculine.

(Sec. 2, Ord. No. 79)

**29.320 Applicability of section 29.315 to 29.365, inclusive.**

Sections 29.315 to 29.365, inclusive, do not apply to salesmen selling goods to retail or wholesale stores or places of business, or to persons generally known as "traveling salesmen."

(Sec. 7, Ord. No. 79)

**29.325 Permit required for selling, soliciting.**

It is unlawful for:

1. Any solicitor, peddler, hawker, itinerant merchant or transient vendor of merchandise to engage in or transact business within the City for the purpose of soliciting orders for the sale of any goods, wares or merchandise, or for the purpose of selling the same without first having obtained a permit from the Chief of Police.

2. Any person to solicit orders for the sale of any goods, wares or merchandise in the City or to offer to sell the same in the City without first having obtained a permit from the Chief of Police. (Sec. 1, Ord. No. 79)

**29.330 Application for permit; examination of applicant.**

1. Any person desiring a permit for soliciting or selling as an itinerant merchant, solicitor, peddler, hawker or transient vendor of merchandise shall apply to the Chief of Police. The applicant shall:

- (a) Answer all questions of the Chief of Police.
- (b) Furnish such references as the Chief of Police may require.
- (c) Submit to thumb printing and fingerprinting by the Chief of Police.

2. The Chief of Police shall examine an applicant for a permit as to his moral character, honesty, integrity and previous criminal record.

(Part Sec. 3, Ord. No. 79); (Part Sec. 4, Ord. No. 79)

**29.335 Disapproval of application for permit; decision of City Council.**

A disapproval of an application for a permit by the Chief of Police is subject to review and modification by the City Council upon request of the rejected applicant. The decision of the City Council as to the issuance or nonissuance of such permit is final.

(Part Sec. 4, Ord. No. 79)

**29.340 Permit Fee; Identification badge deposit.**

1. If a permit is granted the applicant shall pay a fee of \$1.00 and a deposit of \$5.00 for an identification badge.

2. The identification badge must be worn in plain sight on the outer garment of the permittee when making solicitations.

3. The deposit for an identification badge shall be refunded by the Chief of Police upon surrender of the identification badge upon request or at the termination of the period for which the permit was issued. If a request for the return of the deposit is not made within 60 days after the expiration of the permit, the deposit shall become the property of the City and be credited to the City's general fund.

(Part Sec. 3, Ord. No. 79)

**29.345 Thirty-Day Permit; annual permits for City residents.**

1. Except as provided in subsection 2, a permit may be issued for a period of 30 days.

2. All bona fide residents and registered voters of the City may secure permits on an annual basis.

(Part Sec. 3, Ord. No. 79)

**29.350 Permitted Days, Hours for Solicitation.**

1. A permit shall authorize a permittee to make solicitations in the City on all days except Sundays and Holidays and only between the hours of 9 a.m. and 5 p.m.

2. Solicitation at any other time or on any other day than authorized in subsection 1 is expressly declared to be a violation of sections 29.315 to 29.365, inclusive.

(Sec. 5, Ord. No. 79)

**29.355 Permit requirements in addition to licensing provisions.**

The provisions of sections 29.315 to 29.365, inclusive, are in addition to any licensing

requirements of the Lovelock Municipal Code.

(Part Sec. 3, Ord. No. 79)

**29.360 Suspension, revocation of permit.**

1. The Chief of Police may suspend a permit upon complaint being made that the permittee has:

- (a) Misrepresented goods sold or delivered.
- (b) Violated any provision of the Lovelock Municipal Code.
- (c) Conducted himself in a disorderly manner.
- (d) Entered upon the premises of any person without his permission or consent.

2. The Chief of Police shall report such suspension to the City Council and the City Council may thereupon revoke the permit if revocation is warranted by the facts.

(Part Sec. 6, Ord. No. 79)

**29.365 Penalty.**

1. Any person soliciting or selling within the City without having a permit required by sections 29.315 to 29.360, inclusive, is guilty of committing a nuisance and shall be punished as provided in section 35.010.

2. Each solicitation or sale is deemed a separate offense. (Part Sec. 6, Ord. No. 79)

**Wholesale Deliveries by Vehicles**

**29.370 Wholesale deliveries by vehicles: License required.**

It is unlawful for any person not having a general business license issued by the City to make wholesale deliveries of goods, wares, commodities and merchandise in the City by means of a truck, vehicle or other conveyance without first obtaining and paying for a license to do so as provided in sections 29.370 to 29.395, inclusive. (Part Sec. 1, Ord. No. 78)

**29.375 License fees.**

1. A person engaged in making wholesale deliveries by truck, vehicle or other conveyance of any goods, wares, commodity or merchandise shall pay an annual license fee of \$75.

2. All licenses shall expire December 31 of the calendar year in which issued and shall be paid for on a monthly pro rata basis. (Part Sec. 1, Ord. No.191)

**29.380 License stickers to be affixed to driver's compartment.**

When the City Clerk issues a license for wholesale deliveries he shall deliver to the licensee a gummed sticker or stickers, which sticker or stickers shall:

1. State the date of issuance, expiration and the number of such license.

2. Be affixed by the licensee to the vehicle, truck or conveyance making such deliveries, in a plain and conspicuous place in the driver's compartment. (Part Sec. 2, Ord. No. 78)

**29.385 Other licensing requirements applicable.**

The license requirements of sections 29.370 to 29.395, inclusive, are in addition to all other license requirements of the Lovelock Municipal Code, except that persons holding valid general business licenses from the City are exempt from the provisions of sections 29.370 to 29.395, inclusive. (Sec. 4, Ord. No. 78)

**29.390 Duties of Chief of Police.**

The Chief of Police shall strictly enforce the provisions of sections 29.370 to 29.395, inclusive, and shall instruct all officers in his department to examine all trucks, vehicles or other conveyances engaged in making wholesale deliveries to ascertain if a license has been obtained and a sticker affixed to the vehicle, conveyance or truck. (Sec. 5, Ord. No. 78)

**29.395 Penalty.**

Any person operating, driving, owning or in charge of any vehicle engaged in making wholesale deliveries within the City who operates any vehicle, truck or conveyance without a license and identification sticker having been issued and affixed thereto is guilty of a misdemeanor, and upon conviction thereof shall be punished as provided in section 35.010. (Sec. 3, Ord. No. 78)

**Mobile Home Parks**  
**Definitions and Purpose**

**29.400 Definitions.**

As used in sections 29.400 to 29.565, inclusive, the words and terms defined in sections 29.405 to 29.430, inclusive, have the respective meanings assigned to them in such sections. (Part Sec. 2, Ord. No. 101)

**29.405 Dependent Mobile Home space defined.**

"Dependent Mobile Home space" means a space designed for a Mobile Home having no sanitary facilities attached or immediately adjacent. (Sec. 6, Ord. No. 158)

**29.410 "Independent Mobile Home" defined.**

"Independent Mobile Home" means a Mobile Home having all sanitary facilities built in and a permanent part of such Mobile Home. (Sec. 6, Ord. No. 158)

**29.415 "Mobile Home" defined.**

"Mobile Home" means any detached building easily movable and includes the definition of "Mobile Home" found in the Nevada Revised Statutes, Section 118B.015. The definition of "Mobile Home" herein is also meant to include "Mobile Home", "Double-Wide Trailer", "Trailer Home", and "Trailer Coach", all of which are used in the current vernacular. (Sec. 6, Ord. No. 158)

**29.420 " Mobile Home Park" defined.**

"Mobile Home Park" means a plot, site or tract of land upon which two or more trailer coaches occupied for dwelling or sleeping purposes are located, regardless of whether or not a charge is made therefore, and includes any building, vehicle or enclosure used or intended for use as a part of the equipment of such mobile home park. (Sec. 6, Ord. No. 158)

**29.425 "Mobile Home Space" defined.**

"Mobile Home Space" means a plot of ground within a mobile home park designed for the accommodation of one mobile home or mobile home and tow car. (Sec. 6, Ord. 158)

**29.430 Tense, Number, Gender.**

Unless the context other-wise requires, all words used in the present tense include the future; words in the plural number include the singular; and any gender includes all other genders. (Part. Sec. 2, Ord. No. 101)

**29.435 Purpose and scope.**

The purpose of sections 29.400 to 29.565, inclusive, is to safeguard the public health, safety and general welfare by establishing minimum standards, provisions and requirements for sanitation, safety and use of materials for all mobile home parks erected within the city after the effective date of City Ordinance No. 101.

**Permits**

**29.440 Permit required.**

After the effective date of City Ordinance No. 101 no mobile home park shall be permitted in the city unless a permit is first obtained therefore. (Sec. 6, Ord. No. 158)

**29.445 Application for permit: Contents.**

An application for a permit for a mobile home park shall be written in triplicate, filed with the city clerk, and include:

1. A legal description of the subject parcel indicating access and distance to the nearest intersection.
2. A plot plan indicating to scale the shape, area and dimensions of the property, topography, soils, trees, rock outcrops, watercourse and other pertinent natural features.
3. The location, size and grouping of all mobile home spaces, driveways, parking areas, public areas, buildings and walkways, including all easements, setbacks and yards.
4. Plans and specifications of all permanent buildings, fences, gates and other structures.
5. A utility plan indicating the location, sizing, and equipment for all water, sewer, electric and other facilities.
6. Indications of major construction materials, methods and equipment.
7. Such other additional and further information as may be required by the city council in determining the applicable facts. (Sec. 6, Ord. No. 158)

**29.450 Issuance of permit; other permits and licenses.**

1. No permit shall be issued unless the city council finds from the application and other facts and documents submitted that the applicant is a person of good moral character and is otherwise prepared to conform to the regulations contained in sections 29.400 to 29.565, inclusive.
2. Such permits or licenses as may be required by other provisions of the Lovelock Municipal Code shall also be obtained, including without limitation a general business license as provided in section 29.115.
3. A permit issued pursuant to the provisions of sections 29.400 to 29.565, inclusive, conveys no right to erect a building or structure without approval as required by the Lovelock Municipal Code. (Part Sec.3, Ord. No. 101); (Part Sec.5, Ord. No. 101)

**29.455 Contents, display of permit.**

1. Permits issued by the city council shall be in writing and shall state clearly on their face whether the mobile home park is permitted as "dependent only" or "independent only" or



both "dependent and independent."

(Sec. 6, Ord. No. 158)

2. A permit shall be displayed by the permittee in a public place on the premises for which it is applicable. (Part Sec. 3, Ord. No. 101)

**29.460 Permit for indefinite period; revocation.**

A permit shall be for an indefinite period but may be revoked by the city council at any time, after reasonable notice and hearing, for the failure of the permittee to comply with all the requirements of sections 29.400 to 29.565, inclusive. (Part Sec. 3, Ord. No. 101)

**Park Requirements**

**29.465 Mobile Home Park requirements.**

Each mobile home park constructed and operated under the provisions of sections 29.440 to 29.565, inclusive, shall comply with the provisions of section 29.470 to 29.545, inclusive. (Sec. 6, Ord. No. 158)

**29.470 Site requirements.**

Each mobile home park shall be located on a well-drained, properly graded site, free from hazards, unusual noises, the probability of flooding, erosion or infestation. Soil, ground water, drainage, rock formations and topography shall be such as not to create undue hazards to property or endanger the health and safety of the occupants. (Sec. 6 Ord. No. 158)

**29.475 Area requirements.**

Each mobile home park shall contain a single area of not less than 1 acre. (Sec. 6. Ord. No. 158)

**29.480 Vehicular access.**

Each mobile home park shall provide direct vehicular access to an improved public street of width and construction suitable to traffic requirements of the property served. (Sec. 6. Ord. No. 158)

**29.485 Front setback.**

Each mobile home park shall have a front setback equal to the adjacent lands. (Sec. 6 Ord. No. 158)

**29.490 Domestic water supply.**

Each mobile home park shall provide an adequate supply of pure water for domestic purposes sufficient to meet requirements of the designed number of occupants. Water shall be obtained from faucets only. No common drinking cups shall be permitted. Cold water faucets shall be located on each mobile home space. If required, an adequate supply of hot water shall be provided at all times in the service buildings. (Sec. 6, Ord. No. 158)

**29.495 Electrical service outlets.**

Every individual mobile home space shall be furnished with electrical service outlets to be equipped with externally operated switches and fuses of not less than 20 -amp capacity with a heavy-duty receptacle. (Sec. 6, Ord. No. 158)

**29.500 Specification of mobile home spaces; location of mobile homes.**

All mobile home spaces shall be at least 35 feet wide and of such length as may be necessary, but shall contain an area of not less than 1,800 square feet. Mobile homes shall be harbored on each space so that there is at least 15 feet of side-to-side spacing and at least 10 feet of end-to-end spacing between mobile homes. No mobile home shall be harbored closer than 5 feet to any property line of a mobile home park. (Sec. 6, Ord. 158)

**29.505 Driveways.**

Each mobile home park shall contain driveways of not less than 32 feet in width when mobile home spaces abut on both sides, 22 feet in width when mobile home spaces abut on one side only, and 20 feet in width when no parking is allowed on the roadways. All driveways shall be gravel surfaced, well marked in daylight and lighted at night with at least the equivalent of 100-watt lamp for each 100 feet. (Sec. 6, Ord. No. 158)

**29.510 Common area.**

Each mobile home park shall provide a centrally located common area for recreation, laundry facilities and management in the amount of 100 square feet per individual mobile home space, with a 3-foot walkway leading from all parts of the mobile home park to these general facilities. (Sec. 6, Ord. No. 158)

**29.515 Off-street parking.**

Each mobile home park shall provide off-street parking equal to not less than one full off-street parking area of 9 feet by 20 feet per mobile home space plus one such off-street parking space for each three mobile home spaces located within the mobile home park. (Sec. 6, Ord. No. 158)

**29.520 Storage lockers.**

Each mobile home park shall provide a storage locker, conveniently accessible, of not less than 90 cubic feet (exclusive of oil storage) on each mobile home space. (Sec. 6, Ord. No. 158)

**29.525 Concrete pads, patios.**

Each mobile home park shall provide a concrete pad or patio of not less than 180 square feet for each mobile home space. (Sec. 6, Ord. No. 158)

**29.530 Sanitation facilities.**

1. Each mobile home park designed only for independent mobile homes is not required to provide permanent sanitation facilities as described in subsection 2, but individual independent mobile homes shall comply with the provisions of paragraph D of subsection 2.
  
2. Each mobile home park containing dependent mobile home spaces shall be provided with toilets, baths or showers and the following sanitation facilities:
  - (a) Toilet facilities for men and women shall be provided in either separate buildings at least 20 feet apart or in the same building separated by a soundproof wall consisting of not less than one flush toilet, one shower or bathtub and one wash basin for each sex for every 10 dependent mobile home spaces. Each toilet, wash basin or bathtub shall be in a private compartment with a door to insure privacy. One full set of sanitation facilities for each sex is the minimum requirement for each dependent mobile home park regardless of its size.
  - (b) Service buildings housing toilet facilities shall be moistureproof, permanent structures complying with all applicable laws regulating such construction and equipment. They shall be well lighted at all times, and the floors shall be of water-impervious materials sloping to a floor drain connecting with the sewer system.
  - (c) All service buildings and the grounds of the mobile home park shall be maintained in a clean, sightly condition and kept free of any condition that will menace the health of the occupants or public or constitute a menace.
  - (d) Sewage and waste from showers or bathtubs, basins and toilets shall be discharged into a public sewer or disposed of in a manner approved by regulations of the city board of health and in such a manner as will present no health hazards.

Individual independent mobile homes shall comply with the provisions of this paragraph. (Sec. 6, Ord. No. 158)

**29.535 Garbage cans; collection, disposal of garbage, rubbish.**

Each mobile homes park shall provide tightly covered garbage cans in such number and capacity as to permit sufficient disposal of all garbage and rubbish. Garbage cans shall be located not further than 200 feet from any mobile home space. Garbage cans shall be kept in a sanitary condition at all times. Garbage and rubbish shall be collected and disposed of as frequently as may be necessary. (Sec. 6, Ord. No. 158)

**29.540 Fire protection.**

Each mobile home park shall contain sufficient number 3/4-inch faucets of non-freezing types located and installed so as to reach all mobile home spaces with a 50-foot garden hose extension. Two 50-foot lengths of dry, unfrozen hose shall be located on the premises for immediate use. An adequate number of dry chemicals fire extinguisher may be installed in lieu of faucets and hose with approval of the fire chief. (Sec. 6, Ord. No. 158)

**29.545 Site planning, improvements.**

Site planning and improvements of each mobile home park shall at all times provide for:

1. Facilities and amenities appropriate to occupant needs.
- 2.. Safe, comfortable and sanitary use under all weather conditions.
3. Practical, efficient and economic operations and maintenance. (Sec. 6, Ord. No. 158)

**Duties of Park Operators**

**29.550 Mobile Home Park register; park maintenance.**

Each operator of a mobile home park shall:

1. Keep and maintain a register of all mobile homes and occupants located with the mobile home park at all times. This register shall contain.
  - (a) Names of occupants.
  - (b) The license number, model, the owner and state in which the mobile homes and motor vehicles are registered.
  - (c) Dates of arrival and departure of each mobile home. Such register shall be available at all times for inspection by law enforcement officers and others whose duties require such information and shall not be destroyed for a period of 3 months following the date of departure.
2. Maintain the mobile home park in a clean, orderly and sanitary condition at all times.
3. See that the provisions of section 29.400 to 29.565, inclusive, are adhered to and enforced. (Sec. 6, Ord. No. 158)

**Exceptions; Applicability**

**29.555 Exceptions.**

No mobile home shall be used for living or sleeping purposes in any area within the city except under the following conditions:

1. During construction of a building or buildings for his own occupancy, if the owner of the lot or parcel applies for a permit to occupy the same for a period of not to exceed 6 months. The permit may be renewed once if satisfactory progress in the completion of the

permanent building or buildings has been made.

2. Mobile homes located in mobile home parks existing, established and licensed under sections 29.400 to 29.565, inclusive.

3. Incidental use to farming, mining, construction or recreation, when the same is temporary only, not to exceed a period of 1 year.

4. Any mobile home which complies with the requirements of Section 17.435 herein.  
(Sec. 6, Ord. No. 158)

**29.560 Applicability.**

1. All mobile home parks operating as such in the city on the effective date of City Ordinance No. 101 shall be considered as conforming in all respects with the provisions of sections 29.400 to 29.565, inclusive, and permits required by sections 29.400 to 29.565, inclusive, shall be issued. Such a permit conveys no right to enlarge or alter the premises. All new construction shall comply fully with the provisions of sections 29.400 to 29.565, inclusive.

2. Any mobile home park abandoned or discontinued after the effective date of City Ordinance No. 101 for a period of 6 months or more shall, upon reestablishment, be subject to full compliance with the provisions of sections 29.400 to 29.565, inclusive.

(Sec. 6, Ord. No. 158)

**Penalties**

**29.565 Violations and penalties.**

1. It is unlawful for any person to violate any provision or to fail to comply with any requirement of sections 29.400 to 29.560, inclusive. Any person violating the provisions of sections 29.400 to 29.560, inclusive, is guilty of a misdemeanor, and upon conviction thereof shall be punished as provided in section 35.010.

2. Each person is guilty of a separate offense for each and every day during which any portion or part of sections 29.400 to 29.560, inclusive, is violated. (Sec. 9, Ord. No. 101)