

2 **ORDINANCE NO. \_\_\_\_\_**

3 AN EMERGENCY ORDINANCE RELATING TO DEMONSTRATIONS, RALLIES, PROTESTS AND  
4 SIMILAR EVENTS; TEMPORARILY ADDING TO THE LIST OF ITEMS ALREADY PROHIBITED AT  
5 THOSE EVENTS A NUMBER OF CONTAINERS OF A CERTAIN TYPE AND SIZE AND CERTAIN  
6 WHEELED VEHICLES OR DEVICES, AND PROVIDING FOR OTHER RELATED MATTERS.

6 Sponsored/Proposed by:

Summary: An emergency ordinance relating to  
7 demonstrations, rallies, protests and similar  
8 events; temporarily adding to the list of items  
9 already prohibited at those events a number of  
10 containers of a certain type and size and certain  
11 wheeled vehicles or devices.

10 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS

11 FOLLOWS:

12 WHEREAS, LVMC 10.88.010 currently prohibits a person from carrying or possessing  
13 certain listed items while attending or participating in a demonstration, rally, protest, picket line or public  
14 assembly on public property, public street, or public sidewalk, or within twenty-five feet of such property,  
15 subject to certain procedural and limiting provisions contained in that section; and

16 WHEREAS, public protests within the Las Vegas Valley over the in-custody death of  
17 George Floyd have erupted in violence between demonstrators and against law enforcement personnel, and  
18 against both publicly and privately owned property, and

19 WHEREAS, individuals attending such protects, acting alone or in concert with others, have  
20 utilized backpacks, luggage and similar items to carry to the demonstrations items prohibited by county code  
21 and state law, and used such prohibited items to inflict injury on members of the public attending these events  
22 and law enforcement personnel responding to these events and to cause damage to real and personal property,  
23 thereby posing a real and serious threat to life and safety, and

24 WHEREAS, the imposition of restrictions on the possession of these items during these  
25 events does not materially affect the ability to attendees to exercise their First Amendment rights and are  
26 common to those imposed during times of street closures; and

1           WHEREAS, it is deemed necessary under current conditions to add a number of additional  
2 items to be prohibited during demonstrations or protests in accordance with this Ordinance; and

3           WHEREAS, the threat of ongoing demonstrations that could turn violent is deemed to be an  
4 emergency for purposes of the adoption and effective period of this Ordinance and, in addition, justifies its  
5 adoption as an emergency ordinance under applicable law.

6           NOW, THEREFORE, BASED UPON THE FOREGOING, THE CITY COUNCIL DOES  
7 HEREBY ORDAIN AS FOLLOWS:

8           SECTION 1: During the effective period of this Ordinance, a person is prohibited from  
9 carrying or possessing the following items while attending or participating in a demonstration, rally, protest,  
10 picket line or public assembly on public property, public street, or public sidewalk, or within twenty-five feet  
11 of such property, in addition to those listed in LVMC 10.88.010:

12           (A) Purses larger than twelve inches by six inches by twelve inches (exclusive of  
13 handles), coolers, briefcases, backpacks, fanny packs, cinch bags, luggage of any kind, computer bags and  
14 camera bags, or any bag larger than the permissible size of a purse, as set forth above.

15           EXCEPTIONS:

16           (1) Medical devices necessary for the immediate assistance of the patient  
17 utilizing such device.

18           (2) Essential equipment for any reporter for broadcast, electronic or printed  
19 media operating in a professional capacity for communication to the public.

20           (B) Strollers, carts, or any vehicle propelled by humans, electricity, or mechanical  
21 means, unless a permit specifically authorizes the use of such item.

22           EXCEPTION: Vehicles medically necessary for the immediate assistance of the patient  
23 utilizing such device.

24           SECTION 2: The procedural and limiting provisions of LVMC 10.88.010(B), (C) and (D)  
25 shall apply to the enforcement of this Ordinance.

26           SECTION 3: This Ordinance shall be deemed effective upon its adoption and shall be

1 effective until July 31, 2020, or such time as the Mayor formally declares the current emergency over,  
2 whichever occurs first.

3 SECTION 4: Whenever in this ordinance any act is prohibited or is made or declared to  
4 be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required  
5 or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of  
6 such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon  
7 conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of  
8 not more than six months, or by any combination of such fine and imprisonment. Any day of any violation  
9 of this ordinance shall constitute a separate offense.

10 PASSED, ADOPTED and APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2020.

11 APPROVED:

12  
13 By \_\_\_\_\_  
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15 \_\_\_\_\_  
16 LUANN D. HOLMES, MMC  
City Clerk

17 APPROVED AS TO FORM:

18 Val Steed 6-3-2020  
19 Val Steed, Date  
Deputy City Attorney

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the \_\_\_\_ day  
2 of \_\_\_\_\_, 2020, 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 \_\_\_\_\_, 2020, 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:

12  
13 By \_\_\_\_\_  
CAROLYN G. GOODMAN, Mayor

14 ATTEST:  
15 \_\_\_\_\_  
16 LUANN D. HOLMES, MMC  
City Clerk

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