

Affidavit of Publication

STATE OF NEVADA,
County of Washoe—SS.

Mary Hefling

being duly sworn, deposes and says that he is the

Record Clerk

of The SPARKS TRIBUNE, a weekly newspaper,
published in Sparks, Washoe County, Nevada; that
he has charge of and knows the advertising ap-
pearing in said newspaper, and the

Notice of County Ordinance

Bill No. 743

Ordinance No. 570

NOTICE OF COUNTY ORDINANCE
 NOTICE IS HEREBY GIVEN that Bill No. 743, Ordinance No. 570, entitled "An ordinance amending the Washoe County Code by adding thereto provisions regulating the operation of flea markets in the unincorporated areas of Washoe County," was adopted on May 10, 1983, by Commissioners Williams, King, Lillard, McDowell, and Ritter.
 Typewritten copies of the Ordinance are available for inspection by all interested persons at the office of the County Clerk.
 Judi Bailey, County Clerk
 Pub.: 5-18, 25, 1983.

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of which a copy is hereunto attached, was first published in said newspaper in its issue dated

May 18, 1983

and was published in each of the following issues thereafter: May 25, 1983

the date of the last publication being in the issue of May 25, 1983.


Mary Hefling
Subscribed and sworn to before me this, the

25th day of May, 1983.

Loretta Dickerson

Notary Public in and for the County of Washoe,
State of Nevada.

My Commission expires: October 25, 1984

 LORETTA DICKERSON
 Notary Public - State of Nevada
 Washoe County
 My Appointment Expires Oct. 25, 1984

SUMMARY: Amends Washoe County Code by adding provisions regulating Flea Markets.

BILL NO. 743

ORDINANCE NO. 570

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ADDING THERETO PROVISIONS REGULATING THE OPERATION OF FLEA MARKETS IN THE UNINCORPORATED AREAS OF WASHOE COUNTY.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. Chapter 25 of the Washoe County Code is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this ordinance.

SECTION 2.

25.XXX Definitions. Unless the context otherwise requires, the words and terms used in sections 25.XXX to 25.XXX, inclusive, have the following meanings:

1. "Conduct a flea market" means furnishing space on a periodic basis for a fee to tenants to sell, barter or trade new or used goods. The term does not include furnishing space to a tenant who holds a business license for the operation of his business at that location or furnishing space for special events by charitable organizations.

2. "Flea market" means an event or occurrence which is characterized by tenants occupying space on a periodic basis for the purpose of selling, bartering or trading new or used goods.

3. "Operator" means any person who conducts a flea market.

4. "Tenant" means any person who rents or otherwise occupies space within a flea market which is at a location for which the person does not hold a business license.

SECTION 3:

25.XXX. License required. It is unlawful for any person to conduct a flea market without having first obtained a license therefor or to violate any of the conditions of the license or any of the provisions of 25.XXX to 25.XXX, inclusive.

SECTION 4:

25.XXX Application and investigation.

1. Applications for a license to conduct a flea market shall be made at least 5 days before the date the

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flea market is proposed to begin. Each application shall contain the location, date and hours of operation and the name and permanent address of the operator together with other information required by the sheriff to allow him to determine the honesty and character of the applicant. The sheriff may refuse to issue a license to any person who has been convicted of a crime involving moral turpitude which would be classified as a felony in the State of Nevada, unless the sheriff determines from the date and circumstances of such conviction that the applicant is honest and of good character.

SECTION 5.

25.XXX. Fees and reports.

1. The fee for the license is set forth in section 25.025, and must accompany the application.
2. No later than 7 days after the expiration of the period specified in the license, the operator shall submit to the sheriff the record and lists required by 25.XXX and the additional fee required by 25.025 for the number of spaces rented.
3. If a flea market is entirely cancelled due to bad weather or other events beyond the control and not the fault of the operator, the fee paid for the license shall be refunded. Investigation fees may not be refunded under any circumstances.

SECTION 6.

25.XXX. Conditions and expiration. The license shall specify the dates and hours for which it is effective and any special conditions which may be required to ensure the health and safety of the public. A license is not valid for more than three months after the date of its issuance.

SECTION 7.

25.XXX. Designation of spaces; parking. Every operator of a flea market shall divide the area where it is conducted into designated selling spaces of not less than 250 square feet. For each space, customer parking must be provided for one vehicle (in addition to any vehicles of the tenants). Legal on-street parking spaces qualify as customer parking spaces, except that such spaces normally used by residents or other permanent users do not qualify and may not be counted as available spaces.

SECTION 8.

25.XXX. Records required.

1. Every operator shall maintain a record of the names and addresses of tenants and the number (or location if not numerically designated) of each space and a brief description of the items sold, bartered or traded. The following are examples of the description required: new clothes, used clothes, new tools, used tools, new guns, used guns, new automotive parts, used automotive parts, new furniture and household appliances, used furniture and household appliances, new jewelry, used jewelry, or any combination thereof.

2. The operator shall require every tenant to supply him with a list of the serial or other identification number of each item having such a number including, without limitation, firearms and appliances. The list must also contain the name and address of any buyer of an item having a serial or other identification number. The operator shall keep such lists for submission to the sheriff.

Proposed on the 26th day of April, 1983.

Proposed by Commissioners Lillard.

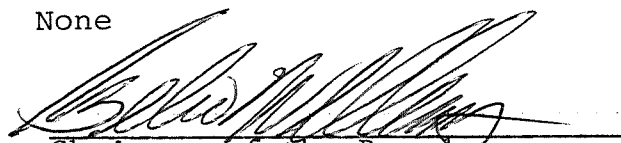
Passed on the 10th day of May, 1983.

Vote:

Ayes: Commissioners: Williams, King, Lillard, McDowell and Ritter

Nays: Commissioners: None

Absent: Commissioners: None


Chairman of the Board

ATTEST:


County Clerk

This ordinance shall be in force and effect from and after the 25th day of May, 1983.