

*cc: Grady
Sickley
H. H. H. H. H.*R E S O L U T I O N

1 WHEREAS, Ordinance 699 provides regulations dealing with
2 rezonings of property within the City of Las Vegas; and

3 WHEREAS, the said Ordinance does require that a public
4 hearing be held by the City Planning Commission, but does not
5 require that a public hearing be held by the Board of Commissioners
6 before a rezoning is approved; and

7 WHEREAS, the Ordinance does not give an absolute right of
8 appeal by any person to the Board of Commissioners from the
9 decision of the Planning Commission; and

10 WHEREAS, the provisions of said Ordinance require that the
11 Board of Commissioners examine the findings and the report of the
12 Planning Commission to determine if the public necessity, convenience,
13 general welfare, and good zoning practice require the change or
14 reclassification involved; and

15 WHEREAS, the Board of Commissioners may in its discretion
16 determine that an additional public hearing is necessary; and

17 WHEREAS, the Board feels that it would be in the public
18 interest to establish within the terms of the said Ordinance a
19 procedure to be followed in hearing appeals from the decision of
20 the Planning Commission in respect to rezonings.

21 NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners
22 of the City of Las Vegas at a regular meeting thereof held
23 on the 17th day of October, 1956, that the following rules of
24 procedure be and they are hereby adopted for the consideration of
25 decisions of the Planning Commission respecting rezoning matters:

26 1. That there will be, as a matter of right, an additional
27 public hearing granted to an applicant or a protestant before the
28 Board of Commissioners from a decision of the Planning Commission
29 recommending either approval or denial of an application for rezoning,
30 upon the filing of a written notice of appeal with the City Clerk
31 within ten (10) days after the Board of City Commissioners has
32 formally acted upon said application. Such written notice must



087936

1 be filed by the applicant; or any owner of property who appeared
2 either in person or by a written approval or protest before the
3 Planning Commission on the original hearing, or pursuant to an
4 application for rehearing. No notice of appeal will be considered
5 if filed by any other person.

6 2. That upon the proper filing of said notice of appeal,
7 the procedure to be followed will be the same as that prescribed
8 by the Zoning Ordinance for appeals in variance matters.

9 3. That no ordinance will be prepared or presented to
10 the Board of Commissioners containing any changes in zoning until
11 all public hearings concerning such a change have been held.

12 ADOPTED AND APPROVED this 17th day of November, 1956. *Arthur J. D.*

13
14
15 _____
Mayor

16 ATTEST:

17 _____
18 City Clerk

19
20 CITY
21 CLERK'S
22 FILE
23
24
25
26
27
28
29
30
31
32