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BILL NO. 2007-16

ORDINANCE NO. _____

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-10156)

Sponsored by: Councilman Steven D. Ross Summary: Annexes property described generally as located within the area bounded by Clark County Highway 215 on the East, Washburn Road on the south, Puli Road on the west, and Centennial Parkway on the north.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

Those portions of the West Half (W 1/2) of Section 25, and the North Half (N 1/2) of Section 36, Township 19 South, Range 59 East, M.D.M., in County of Clark, State of Nevada, as shown on "RECORD OF SURVEY - ANNEXATION PLAT" recorded October 9, 2006 in Survey File 160, Page 62 of Clark County, Nevada Records, described as follows:

BEGINNING at the quarter corner common to Section 35 and Section 36, Township 19 South, Range 59 East, M.D.M.; thence along the west line of the Northwest Quarter (NW 1/4) of said Section 36, North 00°11'22" West 1333.44 feet to the north sixteenth section corner, common to said Section 35 and Section 36; thence departing said west line, North 89°25'29" East 336.75 feet; thence North 00°10'04" West 667.00 feet; thence South 89°22'37" West 337.01 feet returning to said West line; thence along said west line,

1 North 00°11'22" West 666.72 feet to the section corner common to said
2 Section 35 and 36, and to Section 25 and 26; thence along the west line of the
3 Southwest Quarter (SW 1/4) of said Section 25, North 00°25'02" West
4 665.57 feet; thence departing the west line of said Southwest Quarter
5 (SW 1/4), North 89°16'43" East 337.20 feet; thence South 00°25'23" East
6 665.87 feet to the south line of the Southwest Quarter (SW 1/4) of said
7 Section 25; thence departing said south line, South 00°10'04" East 667.00
8 feet; thence North 89°22'37" East 337.01 feet; thence North 00°08'45" West
9 667.28 feet returning to the south line of the Southwest Quarter (SW 1/4) of
10 said Section 25; thence departing said south line, North 00°25'44" West
11 1332.33 feet; thence South 89°13'42" West 674.27 feet to the South sixteenth
12 corner common to Section 25 and Section 26; thence along the west line of
13 said Southwest Quarter (SW 1/4), North 00°25'02" West 665.57 feet; thence
14 departing said west line North 89°09'23" East 674.17 feet; thence
15 North 00°25'33" West 666.42 feet to the north line of the Southwest Quarter
16 (SW 1/4) of said Section 25; thence departing said north line,
17 North 00°34'06" West 1335.26 feet; thence North 00°34'04" West 667.27
18 feet; thence North 89°00'42" East 676.07 feet; thence North 00°30'37" West
19 667.32 feet to the west sixteenth section corner common to Section 24 and
20 Section 25, Township 19 South, Range 59 East, M.D.M., on the centerline of
21 CENTENNIAL PARKWAY; thence along said centerline and the north line
22 of the Northwest Quarter (NW 1/4) of said Section 25, North 89°00'28" East
23 317.75 feet to the intersection with the westerly line of the I-215 LAS
24 VEGAS BELTWAY, being the beginning of a non-tangent curve, concave
25 southeasterly, having a radius of 3175 feet, the radial line through said
26 beginning bears North 66°00'47" West; thence southwesterly departing said
27 north line and along the westerly line of said I-215 through a central angle of
28 24°25'21" and an arc length of 1353.36 feet; thence continuing along said
westerly line, South 00°26'08" East 2028.11 feet; thence departing said
westerly line, South 89°09'34" West 30.14 feet; thence South 89°09'23" West
337.09 feet; thence South 00°25'48" East 666.84 feet; thence
North 89°13'42" East 337.13 feet to the southwest sixteenth section corner of
said Section 25; thence North 89°13'00" East 30.15 feet returning to said
westerly line of said I-215; thence along said westerly line,
South 00°26'08" East 198.29 feet to the beginning of a curve, concave
northeasterly, having a radius of 3175.00 feet; thence southeasterly along said
westerly line through a central angle of 54°09'51" and an arc length of
3001.46 feet; thence South 54°35'59" East 844.74 feet to the beginning of a
curve, concave southwesterly, having a radius of 2825.00 feet; thence
southeasterly along said westerly line through a central angle of 20°45'15"
and an arc length of 1023.30 feet to the south line of the Southeast Quarter
(SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 36; thence along
said south line, South 89°29'03" West 57.14 feet to the east sixteenth center
section corner of said Section 36; thence along the south line of the
Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said
Section 36, South 89°29'40" West 1348.00 feet to the center quarter corner
of said Section 36; thence along the south line of the Southeast Quarter
(SE 1/4) of the Northwest Quarter (NW 1/4) of said Section 36,
South 89°29'12" West 1345.71 feet to the west sixteenth center section corner
of said Section 36; thence along the south line of the Southwest Quarter
(SW 1/4) of the Northwest Quarter (NW 1/4) of said Section 36,
South 89°31'18" West 1344.90 feet to the POINT OF BEGINNING.

BASIS OF BEARINGS: South 89°00'28" West being the north line of the
Northwest Quarter (NW 1/4) of Section 25, Township 19 South, Range 59

1 East, M.D.M., as shown on Record of Survey in File 124, Page 94 of Clark
2 County, Nevada Records.

3 Prepared by:
4 Brian Yu PLS,
5 731 S. Fourth Street,
6 Public Works, City of Las Vegas,
7 Las Vegas, NV 89101
8 byu@lasvegasnevada.gov

9 SECTION 2: The City Council hereby determines that the described territory
10 meets the requirements provided by law for annexation to the City for the following reasons:

11 (A) The area to be annexed was contiguous to the City's boundaries at the
12 time the annexation proceedings were instituted;

13 (B) More than one-eighth (1/8) of the aggregate external boundaries of the
14 area are contiguous to the City;

15 (C) The territory proposed to be annexed is not included within the
16 boundaries of another incorporated city or within the boundaries of any unincorporated town
17 as those boundaries existed as of July 1, 1983;

18 (D) The territory in question is eligible to be annexed to the City because:

19 (1) With respect to territory not owned by a governmental entity,
20 the owners of record of not less than 75 percent of the individual lots or parcels of land
21 within the territory have petitioned the City to annex the territory.

22 (2) With respect to territory owned by a governmental entity, the
23 City has received a written statement from the governmental entity indicating that it owns
24 the territory and does not object to the City's annexation of the territory.

25 (E) In compliance with the procedural requirements of NRS Chapter 268,
26 the City is authorized to annex the territory in question because:

27 (1) In accordance with NRS 268.584, the City Council, on
28 February 7, 2007, adopted a resolution of intent to annex, along with the form of a notice of
public hearing to be provided to property owners within the annexation area, and set a public
hearing for March 21, 2007.

(2) In accordance with NRS 268.578 and 268.588, the City

1 Council, on February 21, 2007, approved an annexation report and made it available for
2 inspection and copying thereafter.

3 (3) In accordance with NRS 268.586, the City mailed by certified
4 mail, return receipt requested, a copy of the notice of public hearing to the owners of the
5 property within the annexation area, as determined with reference to the records of the Clark
6 County Assessor.

7 (4) In accordance with NRS 268.586, the City had the notice of
8 public hearing published in a newspaper of general circulation within the territory to be
9 annexed, on three separate occasions in compliance with the requirements of NRS 268.586.

10 (5) In accordance with NRS 268.590, the City Council held a
11 public hearing on March 21, 2007, at which time persons who wished to be heard concerning
12 the matter were given that opportunity. During the public hearing, and within the 15-day
13 period following the public hearing, the number of persons who protested the annexation
14 (zero) was less than a "majority of the property owners" as defined by NRS 268.574(3).

15 (6) In accordance with NRS 268.592, because less than a majority
16 of the property owners protested the annexation, the territory may be annexed by the City.

17 SECTION 3: The City will provide police protection through the Las Vegas
18 Metropolitan Police Department, fire protection, street maintenance, and library services
19 immediately upon annexation. Garbage collection by the company franchised by the City
20 will also be provided immediately. The City sanitary sewer system will serve the proposed
21 annexation area. Any connection to or extension of this sewer line to serve the annexation
22 area shall be at the expense of the landowners. Other services, such as participation in the
23 City's recreational programs, special education classes and programs, public works planning,
24 building inspections, and other City services will also be available immediately. Utilities
25 such as gas, electricity, telephone, and water are provided by private utility companies and
26 other services to the area will not be affected by annexation. Street paving, curbs and gutters,
27 sidewalks and street lights which are not in place at the time of annexation will be installed
28 in the presently developed areas upon the request of the property owners and at their expense

1 by means of special assessment districts. Such improvements will be extended into the
2 undeveloped areas as development takes place and the need therefor arises, and will be
3 located according to the needs of the area at that time. Such installations will also be made
4 at the expense of the property owners, either by means of special assessment districts or as
5 prerequisites to the approval of subdivision plats, building permits or other land use or
6 development applications.

7 SECTION 4: The annexation of the described territory shall become
8 effective on the 8th of June, 2007, and on that date the City will have the funds appropriated
9 in sufficient amount to finance the extension into the described territory of police protection,
10 fire protection, street maintenance, street sweeping, and street lighting maintenance.

11 SECTION 5: The described territory, together with the inhabitants and
12 property thereof, shall, from and after the 8th day of June, 2007, be subject to all debts, laws,
13 ordinances and regulations in force in the City and shall be entitled to the same privileges and
14 benefits as other parts of the City, and shall be subject to municipal taxes levied by the City.

15 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
16 an accurate map or plat of the described territory and to record the map or plat, together with
17 a certified copy of this ordinance, in the office of the County Recorder of Clark County,
18 Nevada, which recording shall be done prior to the 8th day of June, 2007.

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1 SECTION 7: The described territory, which previously has been zoned R-U
 2 (County of Clark classification), is hereby classified with the City of Las Vegas
 3 classifications that are set forth below, which are deemed to be the equivalents of the County
 4 classification:

PROPERTY DESCRIPTION (BY APN)	CITY CLASSIFICATION
126-25-201-009 126-25-401-019	U (PF-CC)
126-25-201-002 126-25-401-007 126-25-401-009 126-25-401-010 126-36-101-001 126-36-101-003 126-36-101-004 126-36-101-007 126-36-101-008 126-36-101-009 126-36-201-001	U (PCD)
All other parcels	U (ROW)

15 SECTION 8: If any section, subsection, subdivision, paragraph, sentence,
 16 clause or phrase in this ordinance or any part thereof is for any reason held to be
 17 unconstitutional or invalid or ineffective by any court of competent jurisdiction, such
 18 decision shall not affect the validity or effectiveness of the remaining portions of this
 19 ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that
 20 it would have passed each section, subsection, subdivision, paragraph, sentence, clause or
 21 phrase thereof irrespective of the fact that any one or more sections, subsections,
 22 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid
 23 or ineffective.

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SECTION 9: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this ____ day of _____, 2007.

APPROVED:

By: OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY BRIDGES, Acting City Clerk

APPROVED AS TO FORM:

Val Steed 4-4-07
Date

1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 ____ day of _____, 2007, and referred to the following committee
3 composed of _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2007, which was a _____ meeting of said Council; that
6 at said _____ meeting, the proposed ordinance was read by title to the City
7 Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

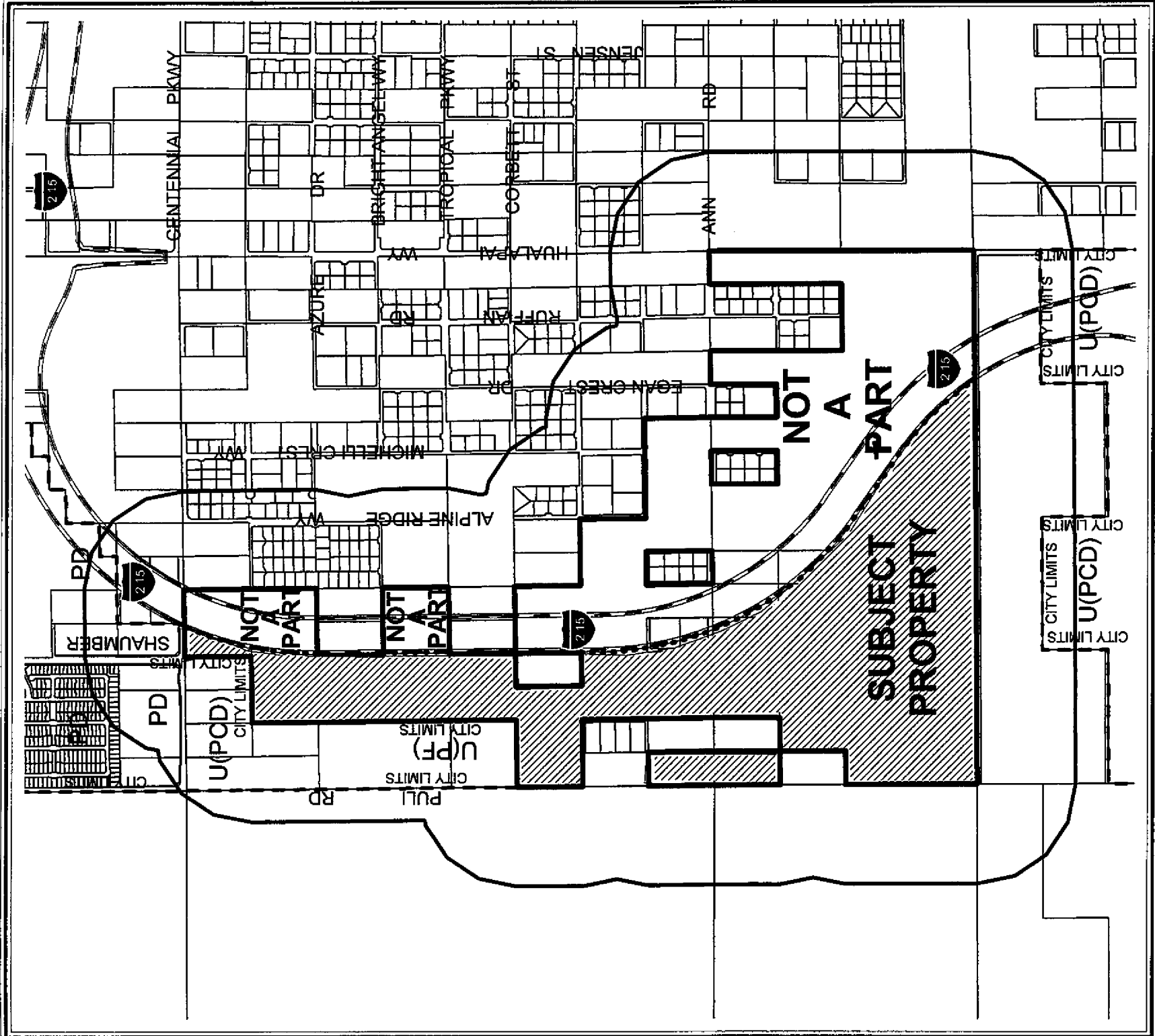
10 ABSENT: _____

11 APPROVED:

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY BRIDGES, Acting City Clerk
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CASE: **ANX-10156**
 RADIUS: 1000 FT

