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BILL NO. 2007-40

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-20441)

Sponsored by: Councilman Ricki Y. Barlow Summary: Annexes property described generally as located on the southeast corner of Michael Way and Madre Mesa Drive.

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:

That portion of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of Section 13, Township 20 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, together with half street right-of-way of MADRE MESA DRIVE (30.00 feet wide as measured from centerline thereof), half street right-of-way of MICHAEL WAY (40.00 feet wide as measured from centerline thereof) and half street right-of-way of ROBERTA LANE (30.00 feet wide as measured from centerline thereof) described as follows:

COMMENCING at the center quarter corner of said Section 13; thence along the west line of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 13 and the centerline of MICHAEL WAY, South 06°42'12" East 642.94 feet to the POINT OF BEGINNING at the centerline intersection with said MADRE MESA DRIVE; thence departing said west line, South 89°30'30" East 40.32 feet to the east line of said MICHAEL WAY at the northwest corner of LOT 1 as shown on Parcel Map in File 55, Page 62 of Clark County, Nevada Records; thence along the north line of said LOT 1,

1 continuing South 89°30'30" East 229.10 feet to the northeast corner of said
2 LOT 1; thence North 01°36'14" East 69.96 feet to the centerline of said
3 MADRE MESA DRIVE; thence along said centerline, South 88°41'08" East
4 595.77 feet; thence departing the centerline of said MADRE MESA DRIVE,
5 South 01°16'25" West 30.00 feet to the northwest corner of MADRE MESA
6 SOUTH, as shown on Book 105 of Plats, Page 69 of Clark County, Nevada
7 Records; thence along the west line of said MADRE MESA SOUTH, South
8 01°16'25" West 299.76 feet; thence South 01°15'53" West 300.68 feet to the
9 north line of said ROBERTA LANE; thence continuing South 01°15'53"
10 West 30.00 feet to the centerline of said ROBERTA LANE; thence along the
11 centerline of said ROBERTA LANE, North 88°39'14" West 100.22 feet to
12 the east line of SMOKE RANCH VILLAS CONDOMINIUMS as shown on
13 Book 59 of Plats, Page 19 of Clark County, Nevada Records; thence along
14 said east line, North 01°17'47" East 11.70 feet to the northeast corner of said
15 SMOKE RANCH VILLAS CONDOMINIUMS; thence along the north line
16 of said SMOKE RANCH VILLAS CONDOMINIUMS, North 87°37'05"
17 West 499.38 feet; thence South 01°37'18" West 68.90 feet; thence North
18 89°13'12" West 136.23 feet to the east line of said MICHAEL WAY; thence
19 continuing North 89°13'12" West 40.35 feet to the centerline of said
20 MICHAEL WAY; thence along said centerline, North 06°42'12" West 642.38
21 feet to the POINT OF BEGINNING.

22 BASIS OF BEARINGS: North 06°42'12" West being the west line of the
23 Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of Section 13,
24 Township 20 South, Range 60 East, M.D.M., as shown on Parcel Map in File
25 58, Page 98 of Clark County, Nevada Records.

26 Prepared by:
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Las Vegas, NV 89101
byu@lasvegasnevada.gov

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

- A. The area to be annexed was contiguous to the City's boundaries at the time the annexation proceedings were instituted;
- B. More than one-eighth (1/8) of the aggregate external boundaries of the area are contiguous to the City;
- C. The territory proposed to be annexed is not included within the boundaries of another incorporated city or within the boundaries of any unincorporated town as those boundaries existed as of July 1, 1983;
- D. The City is eligible to annex the described territory since the

1 landowners have signed a petition constituting one hundred percent
2 (100%) of the owners of record of individual lots or parcels of land
3 within the annexation area.

4 SECTION 3: The City will provide police protection through the Las Vegas
5 Metropolitan Police Department, fire protection, street maintenance, and library services
6 immediately upon annexation. Garbage collection by the company franchised by the City
7 will also be provided immediately. The City sanitary sewer system will serve the proposed
8 annexation area. Any connection to or extension of this sewer line to serve the annexation
9 area shall be at the expense of the landowners. Other services, such as participation in the
10 City's recreational programs, special education classes and programs, public works planning,
11 building inspections, and other City services will also be available immediately. Utilities
12 such as gas, electricity, telephone, and water are provided by private utility companies and
13 other services to the area will not be affected by annexation. Street paving, curbs and gutters,
14 sidewalks and street lights which are not in place at the time of annexation will be installed
15 in the presently developed areas upon the request of the property owners and at their expense
16 by means of special assessment districts. Such improvements will be extended into the
17 undeveloped areas as development takes place and the need therefor arises, and will be
18 located according to the needs of the area at that time. Such installations will also be made
19 at the expense of the property owners, either by means of special assessment districts or as
20 prerequisites to the approval of subdivision plats, building permits or other land use or
21 development applications.

22 SECTION 4: The annexation of the described territory shall become
23 effective on the 24th day of August, 2007, and on that date the City will have the funds
24 appropriated in sufficient amount to finance the extension into the described territory of
25 police protection, fire protection, street maintenance, street sweeping, and street lighting
26 maintenance.

27 SECTION 5: The described territory, together with the inhabitants and
28 property thereof, shall, from and after the 24th day of August, 2007, be subject to all debts,

1 laws, ordinances and regulations in force in the City and shall be entitled to the same
2 privileges and benefits as other parts of the City, and shall be subject to municipal taxes
3 levied by the City.

4 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
5 an accurate map or plat of the described territory and to record the map or plat, together with
6 a certified copy of this ordinance, in the office of the County Recorder of Clark County,
7 Nevada, which recording shall be done prior to the 24th day of August, 2007.

8 SECTION 7: The described territory, which previously has been zoned R-E
9 (County of Clark classification), is hereby classified with the following City of Las Vegas
10 classifications, which are deemed to be the City equivalents of the County classification:

| PROPERTY DESCRIPTION (BY APN) | CITY CLASSIFICATION |
|--------------------------------------|----------------------------|
| 138-13-701-036 | R-D |
| All other property | U (R) |

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

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SECTION 9: All ordinances or parts of ordinances, 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 K. BRIDGES, CMC
City Clerk

APPROVED AS TO FORM:

Val Steeb 7-6-07
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": _____

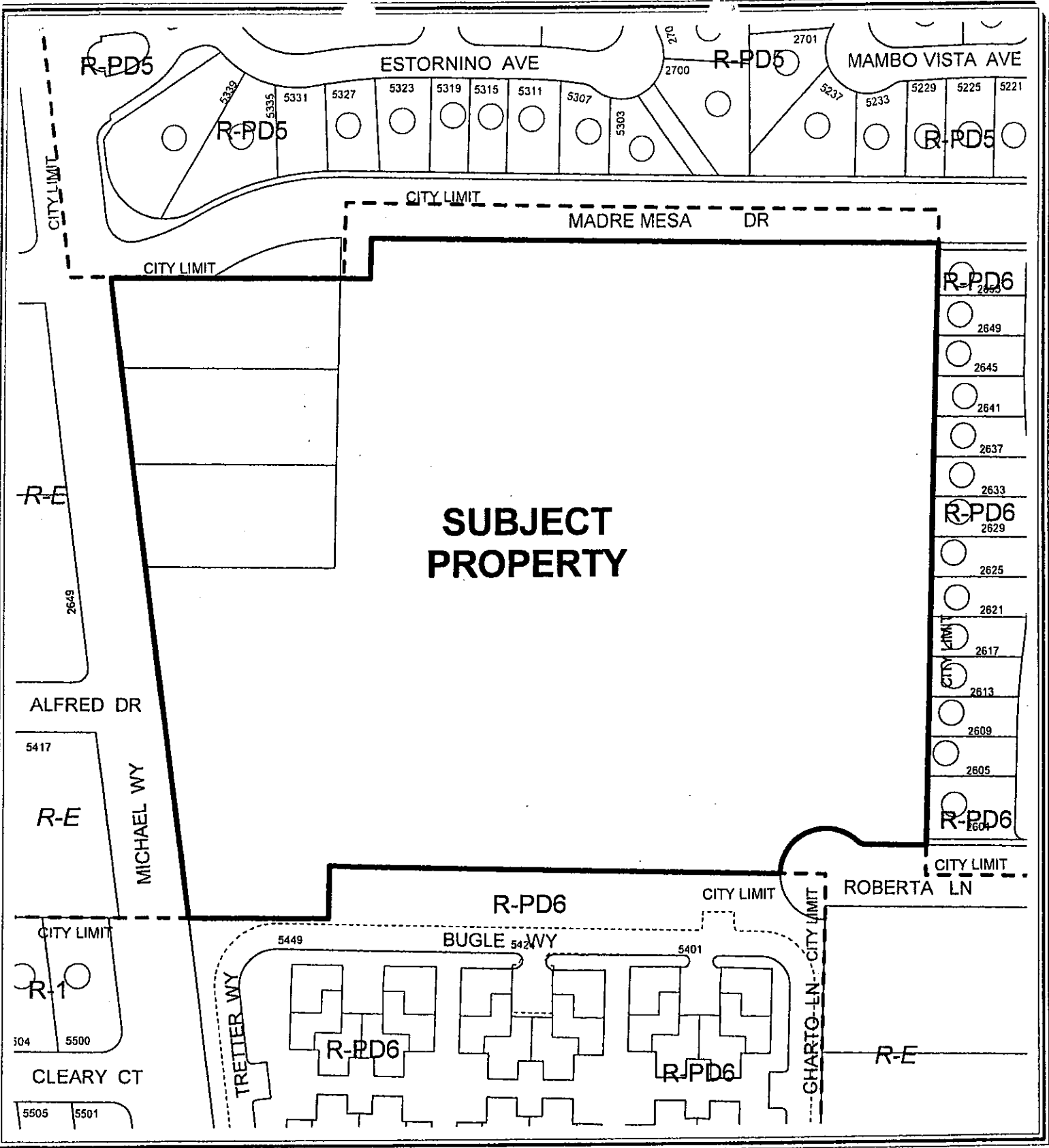
10 ABSENT: _____

11 APPROVED:

12 By _____
13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 _____
16 BEVERLY K. BRIDGES, CMC
17 City Clerk
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CASE: ANX-20441

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