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BILL NO. 2007-69

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-23635)

Sponsored by: Councilman Larry Brown Summary: Annexes property described generally as located at 4505 Balsam Street, approximately 588 feet south of the Red Coach Avenue alignment.

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 the Northeast Quarter (NE 1/4) of Section 3, Township 20 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

The east 512.00 feet of the south 85.00 feet of the South Half (S 1/2) of the South Half (S 1/2) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 3.

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

- 1 time the annexation proceedings were instituted;
- 2 B. More than one-eighth (1/8) of the aggregate external boundaries of
- 3 the area are contiguous to the City;
- 4 C. The territory proposed to be annexed is not included within the
- 5 boundaries of another incorporated city or within the boundaries of
- 6 any unincorporated town as those boundaries existed as of July 1,
- 7 1983;
- 8 D. The City is eligible to annex the described territory since the
- 9 landowners have signed a petition constituting one hundred percent
- 10 (100%) of the owners of record of individual lots or parcels of land
- 11 within the annexation area.

12 SECTION 3: The City will provide police protection through the Las Vegas

13 Metropolitan Police Department, fire protection, street maintenance, and library services

14 immediately upon annexation. Garbage collection by the company franchised by the City

15 will also be provided immediately. The City sanitary sewer system will serve the proposed

16 annexation area. Any connection to or extension of this sewer line to serve the annexation

17 area shall be at the expense of the landowners. Other services, such as participation in the

18 City's recreational programs, special education classes and programs, public works planning,

19 building inspections, and other City services will also be available immediately. Utilities

20 such as gas, electricity, telephone, and water are provided by private utility companies and

21 other services to the area will not be affected by annexation. Street paving, curbs and gutters,

22 sidewalks and street lights which are not in place at the time of annexation will be installed

23 in the presently developed areas upon the request of the property owners and at their expense

24 by means of special assessment districts. Such improvements will be extended into the

25 undeveloped areas as development takes place and the need therefor arises, and will be

26 located according to the needs of the area at that time. Such installations will also be made

27 at the expense of the property owners, either by means of special assessment districts or as

28 prerequisites to the approval of subdivision plats, building permits or other land use or

1 development applications.

2 SECTION 4: The annexation of the described territory shall become
3 effective on the 28th day of December, 2007, and on that date the City will have the funds
4 appropriated in sufficient amount to finance the extension into the described territory of
5 police protection, fire protection, street maintenance, street sweeping, and street lighting
6 maintenance.

7 SECTION 5: The described territory, together with the inhabitants and
8 property thereof, shall, from and after the 28th day of December, 2007, be subject to all
9 debts, laws, ordinances and regulations in force in the City and shall be entitled to the same
10 privileges and benefits as other parts of the City, and shall be subject to municipal taxes
11 levied by the City.

12 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
13 an accurate map or plat of the described territory and to record the map or plat, together with
14 a certified copy of this ordinance, in the office of the County Recorder of Clark County,
15 Nevada, which recording shall be done prior to the 28th day of December, 2007.

16 SECTION 7: The described territory, which previously has been zoned R-E
17 (County of Clark classification), is hereby classified as R-E (City of Las Vegas
18 classification), which is deemed to be the City equivalent of the County classification.

19 SECTION 8: If any section, subsection, subdivision, paragraph, sentence,
20 clause or phrase in this ordinance or any part thereof, is for any reason held to be
21 unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such
22 decision shall not affect the validity or effectiveness of the remaining portions of this
23 ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that
24 it would have passed each section, subsection, subdivision, paragraph, sentence, clause or
25 phrase thereof irrespective of the fact that any one or more sections, subsections,
26 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid
27 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:
Valstead 11-1-07
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": _____

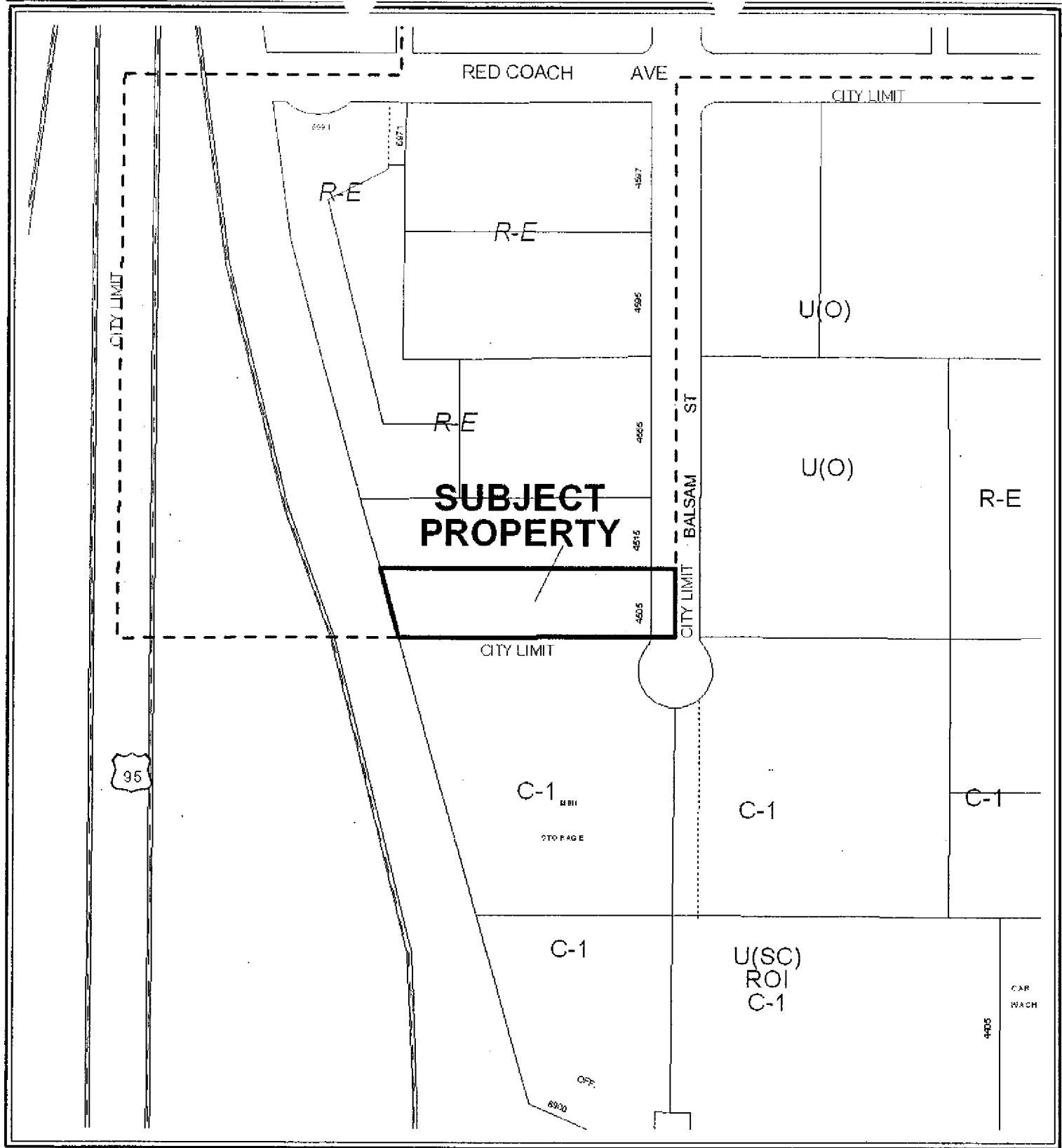
10 ABSENT: _____

11 APPROVED:

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, CMC
18 City Clerk
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CASE: ANX-23635

