



CHARLESTON NEIGHBORHOOD PRESERVATION

"Doing things today that will improve tomorrow"

Phone/Fax: 702-877-2438

FREE
walk
to
Mayor's
new
agenda
It is an
item

Jan 9 - 2008

Dear Mayor & C.C.

Item 60 + Bill no

2007-68 -

Our group has
studied this bill &
feel there are several
ambiguous sentences
in it that should be
changed -

We ask that you
Please put on a key note
for 2 weeks so we can
meet with you & other
Council members - James Ingram

BOARD & ADVISORY MEMBERS

Dennis Ardine - Vicki Arnold - Dick Bratton - Juanita Clark - Miriam Een - Danielle Hanslip - Rose Hooton -
Gene & Pearl Leonardo - Joan Lynch - Dorothy Orr - Pamela Stancliffe - Marcus Gobel - Layne Rustforth - Jo

John & Vicki Johnson -
A. O. Smith

City of Las Vegas City Council
400 Stewart Avenue
Las Vegas, NV 89101

January 7, 2008

RE: Item #60 Bill No, 2007-68 on the Wednesday January 9, 2008 City Council Agenda

Dear Mayor, Mayor Pro-Tem, and City Council Members,

The City of Las Vegas does need to have uniform and consistent laws regarding Signs. On the whole, we believe this is a necessary change.

Our Questions and Comments follow;

"The Director" Clauses:

1) **Section 2, Subsection D, Subdivision 4** = states "approved by the Director."
AND **Section 4, Subsection G, Subdivision 1** = states "The Director shall" ...
Director of which Department - Building and Safety? - Planning and Development?

On behalf of your Las Vegas Constituents, we request that the Department of the Director be included to avoid confusion...

- a) "approved by the Director of Building and Safety."
- b) "The Director of Building and Safety." (or Planning and Development).

2) **Section 2, Subsection D, Subdivision 5** = concerns the Department of Building and Safety... state "except that if the Director does not respond to the notice, within ten business days following receipt thereof, regarding whether or not the embellishment complies with this Subsection, the embellishment shall be deemed approved."

We checked with the Department of Building and Safety as well as the Department of Planning and Development. Apparently, neither Department has a consistent or documented procedure for Incoming Mail.

Therefore, **we request** following item be included in this section:

- a) The Department of Building and Safety will Date Stamp the arrival of all Incoming Mail on the date received by the Department.

Here is the Procedure as we understand it:

- The Applicants sign the document and send it to the Department of Building and Safety.
- This Department Date Stamps the Arrival Date.

- The Department of Building and Safety accepts and deposits the Application Fees.
 - The Director and Staff look at the Application.
 - The Director and Staff notify all Applicants - IN WRITING - whether or not the change has been approved.
-

What, then, is the reason that the Director and Staff would neglect to follow procedure to notify the Applicants? Written Notification shows good faith and keeps all Parties legally informed and honest. The Department of Building and Safety, the Property Owner, and the Sign Owner are all legally protected by having a Written Notification. If it is not in writing, it is not legal in the State of Nevada.

Therefore, on behalf of your Las Vegas Constituents, **we request** the following 2 items be included in this section:

- 1) Remove "except that if the Director does not respond" and replace it with "The Director will respond to the notice."
- 2) Remove "the embellishment shall be deemed approved." and replace it with "The Director will notify the Property Owner and Sign Owner in writing of the decision of the Department of Building and Safety,"

3) Section 4, Subsection G is a brand new section. Subdivision 1, paragraphs a through d = great addition!

Thank you for seriously considering all points.

January 7, 2008

RE: Item #60 Bill No, 2007-68 on the Wednesday January 9, 2008 City Council Agenda

Dear Mayor, Mayor Pro-Tem, and City Council Members,

The City of Las Vegas does need to have uniform and consistent laws regarding Signs. On the whole, we believe this is a necessary change.

Our Questions and Comments follow;

1) Section 4, Subsection G, Subdivision 4 AND Section 4, Subsection H, Subdivision 1 = state "(A)any approval by the City Council may not be conditioned upon a required periodic review of the sign if a condition requiring a review was not imposed when the sign was initially approved."

ALSO

Section 4, Subsection G, Subdivision 5, paragraph b AND Section 4, Subsection H, Subdivision 3, paragraph b = state "Any right to modify or replace the sign without a Special Use Permit or without the imposition of a condition requiring a periodic review, as described in this section, shall continue undisturbed."

Signs will be Grandfathered, which is acceptable. However, we feel that every sign, regardless of its location and age, should have a Safety Inspection at least once every 5 years. The Department of Building and Safety should inspect each and every sign for

- dangerous wear and tear (missing ladder rungs, missing or loose bolts, problems with moving parts etc.),
- check electrical systems (for bare or loose wires, wrong voltage, etc.),
- stability of the base, and
- the sign's alignment, etc.

It would be very unfortunate if a sign fell or blew over or fell or blew apart due to lack of inspections causing property damage or bodily injury - lawsuit in the making.

On behalf of your Las Vegas Constituents, **we request** that the following items be included wherever there are clauses concerning the Grandfathered Signs:

- 1) The Department of Building and Safety will conduct a Safety Inspection of each sign, regardless of their location and age, every five years.
- 2) The Property Owner and Sign Owner will be notified in writing of the Date for the Inspection and the Fee.

- 3) The Property Owner and Sign Owner will be notified in writing of the results of the Inspection immediately:
 - a) No Problems = the next Safety Inspection will be in five years.
 - b) Problems = The Sign Owner will repair problems with the sign within the next thirty days.
- 4) The Property Owner and Sign Owner will be notified in writing of the Date for the Re-Inspection.
 - a) Under Special or Unusual Circumstances, the Sign Owner could request a fifteen day extension before the Re-Inspection. (tornados, floods, etc.)
- 5) The Property Owner and Sign Owner will be notified in writing of the results of the Re-Inspection immediately:
 - a) No Problems = the next Safety Inspection will be in five years.
 - b) Problems = If the problems have not been corrected, the Sign Owner could be fined or the sign could be removed.

6) Section 7, Sentence 1 = Line or Clause Veto to remove unconstitutional or invalid or ineffective clauses which leaves the rest of the Bill intact is very good!!

7) Section 7, Sentence 2 = states "The City Council of the City of Las Vegas hereby declares that it would have passed each section ... irrespective of the fact that any one or more sections ... be declared unconstitutional, invalid, or ineffective."

WHY would an honorable and responsible Mayor and City Council include a declaration like this?? This sentence is offensive. It impugns YOUR honor and integrity, and definitely implies untrustworthiness. This sentence does not encourage The People / The Voters, to vote for anyone who agrees to have this declaration in any legal document!!!

WHY would any Attorney include this suspicious and degrading sentence in any bill ???

On behalf of your Las Vegas Constituents, **we respectfully request** that Section 7, Sentence 2 be removed from this bill and from all bills.

Thank you for seriously considering all points.

WARREN B. HARDY II

SENATOR
Clark District 12



DISTRICT OFFICE:

5070 Arville Street, Suite 4
Las Vegas, Nevada 89118-1071
Office: (702) 453-1112
Fax No.: (702) 453-1155

COMMITTEES:

Chair

Government Affairs

Vice Chair

Commerce and Labor

Member

Legislative Operations and Elections

LEGISLATIVE BUILDING:

401 S. Carson Street
Carson City, Nevada 89701-4747
Office: (775) 684-6546 or 684-1401
Fax No.: (775) 684-6522
www.leg.state.nv.us

State of Nevada Senate

Seventy-third Session

September 20, 2007

The Honorable Oscar B. Goodman
Mayor of the City of Las Vegas
400 Stewart Avenue, 10th Floor
Las Vegas, Nevada 89101

RE: Regulation of Billboards

Dear Mayor Goodman:

During the 2007 Legislative Session, Assembly Bill 438 was introduced to make changes on the regulation of billboards. As a compromise to the deliberation and potential passage of this bill by the Legislature, your legislative team and staff worked with the billboard industry to establish language that could be addressed at the local level. It is my understanding that this was in accordance with your direction and that of the City Council.

Since the session, City staff has kept me informed as to the status of the implementation of the agreement. On September 13, 2007, a text amendment to the off-premise signs standards was presented to the Planning Commission (Agenda Item No. 54). The item was passed with minor amendments.

The purpose of this letter is to convey my support for this issue being resolved at the local level instead of at the State Legislature. It is my hope that the City Council looks favorably on adoption of a text amendment that addresses both your concerns and that of the billboard industry. I know that the compromise language has taken a great deal of time and I hope that it will finally be resolved.

I look forward to working with you and the City of Las Vegas in the future. If you have any questions, please let me know.

Sincerely,

A handwritten signature in dark ink, appearing to be "WB" followed by a horizontal line.

Warren B. Hardy, II
Nevada State Senator, District No. 12
Chairman, Senate Government Affairs Committee

cc: Mayor Pro Tem, Gary Reese
Councilman Larry Brown
Councilman Steve Wolfson
Councilwoman Lois Tarkanian
Councilman Steve Ross
Councilman Ricki Y. Barlow

Dr. Doug Selby, City Manager
Betsy Fretwell, Deputy City Manager
Steve Houchens, Deputy City Manager
Orlando Sanchez, Deputy City Manager
Chris Knight, Director of Administrative Services
Ted Olivas, Director of Government Affairs

Submitted at City Council

Date 1/9/2008 Item 60

LIONEL SAWYER & COLLINS

ATTORNEYS AT LAW

1700 BANK OF AMERICA PLAZA
300 SOUTH FOURTH STREET
LAS VEGAS, NEVADA 89101

(702) 383-8888

FAX (702) 383-8845

lsc@lionsawyer.com

www.lionsawyer.com

September 12, 2007

SAMUEL S. LIONEL
GRANT SAWYER
(1918-1996)

JON R. COLLINS
(1923-1987)

RICHARD H. BRYAN
JEFFREY P. ZUCKER
PAUL R. HEJMANOWSKI
ROBERT D. FAISS
DAVID N. FREDERICK
DENNIS L. KENNEDY
RICHARD W. HORTON
DAN C. BOWEN
RODNEY M. JEAN
HARVEY WHITEMORE
TODD TOUTON
CAM FERENBACH
LYNDA S. MABRY
MARK H. GOLDSTEIN
KIRBY J. SMITH
COLLEEN A. DOLAN
JENNIFER A. SMITH
GARY W. DUHON
LAUREL E. DAVIS

DAN R. REASER
MARK LEMMONS
HOWARD E. COLE
PAUL E. LARSEN
P. GREGORY GIORDANO

ALLEN J. WILT
LYNN S. FULSTONE
RORY J. REID
DAN C. MCGUIRE
JOHN E. DAWSON
FRED D. "PETE" GIBSON, III
LESLIE BRYAN HART
CRAIG E. ETEM
TODD E. KENNEDY
MATTHEW E. WATSON
SHAWN M. ELICEGUI
HECTOR J. CARBAJAL II
EMILIA K. CARGILL
G. LANCE COBURN
JOHN M. NAYLOR
E. LEIF REID
ELIZABETH R. BRENNAN
WILLIAM J. MCKEAN
ELIZABETH BRICKFIELD

JEFFREY D. MENICUCCI
JANET SUE BESSEMER
GREGORY R. GEMIGNANI
DOREEN SPEARS HARTWELL
LINDA M. BULLEN
LAURA K. GRANIER
MAXIMILIANO D. COUVILLIER III
LEAH A. AYALA
SARAH E. HARMON
MICHAEL D. KNOX
ERIN FLYNN
JENNIFER ROBERTS
SUZANNE L. MARTIN
BRENT HEBERLEE
MATTHEW B. CRANE

JASMINE K. MEHTA
JON A. BAUMUNK
CHRISTOPHER CHILDS
MEREDITH L. STOW
JOICE NIDY
DOUGLAS A. CANNON
RICHARD CUNNINGHAM
MATTHEW R. POLICASTRO
JACOB D. BUNDICK**
ADAM D. SMITH
KIMBERLY R. MCGEE
WESLEY S. WHITE
GARRETT D. GORDON
TREVOR HAYES
JENNIFER J. DIMARZIO
PEARL GALLAGHER*

*ADMITTED IN IL ONLY
**ADMITTED IN TX ONLY

OF COUNSEL

ELLEN WHITEMORE
BRIAN HARRIS
LAURA J. THALACKER

WRITER'S DIRECT DIAL NUMBER:
(702) 383-8819

PLARSEN@LIONSAWYER.COM

Chris Knight
Director of Administrative Services
City of Las Vegas
400 Stewart Avenue
Las Vegas, NV 89101

Re: Use of LED Display for Public Safety Messages

Dear Chris:

As a follow up to discussions we had some weeks back, please accept this letter as written assurance from my client Clear Channel Outdoor that it will voluntarily cooperate in integrating its digital off-premises signs into the Amber Alert network. In addition, Clear Channel Outdoor is also willing to make these boards available for public safety (e.g. flash flood warning) messages. We look forward to working with you to develop the protocols for these public safety messages, and pledge our cooperation in getting the system operational as soon as possible.

Thank you,



Paul Larsen

PEL:md

Submitted at City Council
Date 1/9/2008 Item 60



September 12, 2007

Christopher Knight
Director of Administrative Services
City Hall
8th Floor
400 Stewart Ave.
Las Vegas, NV 89101

VIA FAX: (702) 388-1807

RE: Digital Display Billboards

Dear Mr. Knight:

During a recent billboard ordinance meeting between the City of Las Vegas and the billboard industry, the use of digital displays for emergency situations was mentioned. While CBS Outdoor does not currently operate any full-size digital displays in the valley, it is our understanding that messages on these boards can be changed within minutes to communicate emergency information and increase public awareness.

In an effort to continue our strong working relationship with the City of Las Vegas, we are happy to provide our commitment to work with the City on an emergency digital display program. Whether it is a need to communicate disaster information or an Amber Alert, we recognize this as a valuable asset for the community. Should CBS Outdoor ever operate any digital displays within the City of Las Vegas, we will commit to making them available for such a program.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Paulsen", written in a cursive style.

Shawn Paulsen



LAMAR ADVERTISING COMPANY - LAS VEGAS

CHRISTOPHER PRICKETT
Vice President and General Manager

September 11, 2007

Chris Knight
Director of Administrative Services
400 Stewart Avenue
Las Vegas, NV 89101

**RE: Use of Digital Display Billboards in Cooperation with the
City of Las Vegas**

Dear Mr. Knight:

Over the last several months, Lamar Outdoor Advertising, along with other members of the outdoor advertising industry, has worked closely with the City of Las Vegas in developing an ordinance to address regulation of off-premise signs. During these discussions, the potential benefit of the new digital display was addressed as it pertains to public service. Specifically, Lamar would have the capability to broadcast emergency hazard alerts throughout the community in cases of public emergencies or graphic images of persons, vehicles etc. as part of an Amber Alert within minutes of being notified by authorities.

Lamar Outdoor Advertising is committed to being a good corporate citizen and pledges its support by agreeing to work closely with the City of Las Vegas and their emergency responders to ensure emergency hazard alerts and Amber Alerts are disseminated throughout the community via digital display in an efficient manner.

Please do not hesitate to contact me with any questions you may have and on behalf of Lamar Outdoor Advertising, we appreciate the efforts of the City of Las Vegas to resolve the outstanding issues through the proposed ordinance.

Sincerely,



Christopher Prickett
Vice President / General Manager
Lamar Outdoor Advertising

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROPOSED FIRST AMENDMENT
(showing additions by bold italics and deletions by strikeout)

BILL NO. 2007-68

ORDINANCE NO. _____

AN ORDINANCE TO UPDATE THE ZONING REGULATIONS THAT GOVERN OFF-PREMISE SIGNS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Oscar B. Goodman

Summary: Updates the zoning regulations that govern off-premise signs.

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

SECTION 1: Title 19, Chapter 14, Section 100, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

(B) Special Use Permit Required.

(1) Except as otherwise provided in [Subsection (F)] ~~Subsections (F), (G) and (H)~~ ***Subsections (G) and (H)*** of this Section, a Special Use Permit is required for all off-premise signs prior to the construction, placement, erection or modification of the sign in accordance with the requirements of this Chapter. A Special Use Permit application shall be processed in accordance with Section 19.18.060. Furthermore, the property owner(s), owner(s) of the structure or other [assignee] responsible person shall maintain in force, at all times, a sign certificate for the sign in accordance with the requirements of this Chapter.

(2) The Special Use Permit requirement set forth in Paragraph (1) is in addition to and independent of any locational provision or limitation contained in this Section. In determining whether to approve or deny a Special Use Permit under this Section, the Planning Commission and City Council may consider the aesthetic impact of the sign on the area and all other aspects of the sign's compatibility with the surrounding area, including the existence or nonexistence of other signage in the area. [The provisions of this Paragraph (2) are intended to reflect and reconfirm existing standards and practice, rather than to impose a new or different standard.]

(3) In connection with the approval of a Special Use Permit under this Section, the Planning Commission or City Council may impose a time limit on the approval or require a periodic

Submitted at City Council
Date 1/9/2008 Item # 60

1 review of the sign as a condition of approval[.], provided that:

2 (a) In the case of a time limit, the limit is not less than ~~five~~ **three** years; and

3 (b) In the case of a periodic review, the review is not sooner than ~~five~~ **three** years

4 after the approval.

5 (4) After conducting a review, the [Planning Commission or] City Council may require
6 removal of the sign if it is demonstrated that conditions in the surrounding area have changed in such
7 a manner that the sign no longer meets the standards established in Section 19.18.060(L).

8 SECTION 2: Title 19, Chapter 14, Section 100, Subsection (D), of the Municipal
9 Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

10 (D) Additional Provisions.

11 (1) All structural elements of an off-premise sign to which the display panels are attached
12 shall be screened from view. Display surface panels which are removed for the purpose of changing
13 the advertising message shall be replaced within thirty days with display panels containing a new
14 advertising message or uniformly painted blank panels.

15 (2) All off-premise signs shall be detached and permanently secured to the ground and
16 shall not be located on property used for residential purposes.

17 (3) For any off-premise sign that is proposed within six hundred sixty feet of any highway
18 classified by the State of Nevada as part of the interstate or primary highway system, a State of Nevada
19 sign permit shall be obtained and a copy attached to the application prior to the issuance of a
20 construction permit or sign certificate by the City.

21 (4) No sign certificate shall be issued for an individual off-premise sign unless and until
22 a site plan for the lot on which the sign will be erected has been submitted to and approved by the
23 Director. The site plan shall include the following:

24 (a) An accurate site plan of the lot, at the scale the Director requires;

25 (b) The location of buildings, parking lots, driveways and landscaped areas on the
26 lot;

27 (c) An accurate indication of the location of all existing and proposed off-premise
28 signs; and

1 (d) Drawings that allow the computation of the area and the height of any
2 off-premise signs and which indicate any sign characteristics such as illumination, embellishment
3 areas or moving parts.

4 (5) The permittee or holder of a sign certificate shall notify the Director in advance, by
5 letter or fax and pursuant to Section 19.18.050(F), of any [significant] change in the characteristics
6 of an off-premise sign, such as illumination, embellishment areas or moving parts, that are not shown
7 on the approved site plan, and shall provide any additional supplemental drawings as the Director may
8 require. Final approval of any changes under this Paragraph (5) shall be contingent upon final
9 construction inspection and approval by the Department of Building and Safety regarding structural
10 changes, including approval of any necessary electrical inspections. In the case of a proposed
11 embellishment, the proposal shall be processed as in the case of a Minor Site Development Plan
12 Review under Section 19.18.050(F), except that if the Director does not respond to the notice, within
13 ten business days following receipt thereof, regarding whether or not the embellishment complies with
14 this Chapter, the embellishment shall be deemed approved.

15 (6) No display panel or advertising message may be placed upon a new off-premise sign
16 structure until:

17 (1) The Department of Building and Safety has performed all necessary
18 final construction inspections of the structure and issued a certificate or other evidence of compliance
19 with applicable codes; or

20 (2) The applicant has obtained and filed with the City a certification by a
21 licensed professional engineer that the sign is structurally sound.

22 (7) Any illumination of an off-premise sign shall be in accordance with the applicable
23 standards and permit requirements of the City's Electrical Code and Administrative Code.

24 (8) With respect to existing signs for which no final construction inspection and approval
25 exists, the owner of the sign, upon notice from the City, shall, within thirty days, obtain either
26 construction inspection and approval by the City or structural certification, as those items are
27 described in Paragraph (6).

28 SECTION 3: Title 19, Chapter 14, Section 100, Subsection (C), Paragraph (4), of the

1 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as
2 follows:

3 (4) No off-premise sign shall have a surface area greater than six hundred seventy-two
4 square feet, except that an embellishment of not to exceed five feet above the regular rectangular
5 surface of the sign may be added if the additional area contains no more than one hundred twenty-eight
6 square feet. Any embellishment may include lettering, text, numerals or images, but only to the extent
7 that such items do not exceed fifty percent of any linear side of the sign.

8 SECTION 4: Title 19, Chapter 14, Section 100, of the Municipal Code of the City of
9 Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto ~~two new subsections;~~
10 ~~designated respectively as Subsections (G) and (H);~~ **a new subsection, designated as Subsection (G),**
11 reading as follows:

12 (G) ~~Modifications~~ **Adjustments** and Relocations of Signs Near Freeways.

13 (1) The Director shall have the authority to grant approval, by means of a Minor Site
14 Development Plan Review under Section 19.18.050(F), to do ~~any~~ **either** of the following regarding
15 an off-premise sign within six hundred sixty feet of any highway classified by the State of Nevada as
16 part of the interstate or primary highway system, and no Special Use Permit or public hearing shall
17 be required in connection therewith:

18 (a) Adjust the height or angle of an off-premise sign to a height or angle that:

19 (i) Restores the visibility of the sign to the same or comparable visibility
20 as before the construction of a noise abatement or highway improvement project;

21 (ii) Is not more than forty-five feet above the noise abatement improvement
22 project, measured from the tallest point of the improvement project to the top of the sign; and

23 (iii) Is not more than sixty-five feet from the existing grade at the base of
24 the sign to the top thereof; **or**

25 (b) Relocate a sign to another location on the same existing parcel in order to
26 achieve visibility that was obstructed by a noise abatement or highway improvement project;

27 ~~(c) Reconstruct or make a structural modification to a sign, other than a~~
28 ~~modification to allow a digital display, in compliance with the size limitations and other applicable~~

1 requirements of this Title, or

2 ~~_____ (d) Make a structural modification to allow a digital display on a sign that adjoins~~
3 ~~a controlled-access freeway, in compliance with the size limitations and other applicable requirements~~
4 ~~of this Title.~~

5 (2) Application for approval under this Subsection (G) shall require signatures by both the
6 property owner and the sign owner.

7 (3) Action by the Director under this Subsection (G) shall be subject to the appeal
8 provisions of Section 19.00.070(F) and those governing Minor Site Development Plan Reviews under
9 Section 19.18.050(F).

10 (4) In the case of an adjustment, *or* relocation, ~~reconstruction or modification~~ that exceeds
11 the scope of the Director's authority under Paragraph (1) above, any approval by the City Council may
12 not be conditioned upon a required periodic review of the sign if a condition requiring a review was
13 not imposed when the sign was initially approved. Action by the City Council under this Paragraph
14 (4) will be pursuant to a Site Development Plan Review with a public hearing rather than by means
15 of the Special Use Permit process otherwise applicable. A sign approved by the City Council under
16 this Paragraph (4) shall maintain any nonconforming status it had immediately before such approval.

17 ~~_____ (5) In connection with an approval described in Paragraph (1) above, the applicant shall~~
18 ~~have ninety days within which to submit detailed plans to the City and obtain all permits and~~
19 ~~inspections. During that period:~~

20 ~~_____ (a) The use of the premises for an off-premise sign shall not be deemed~~
21 ~~abandoned, and~~

22 ~~_____ (b) Any right to modify or replace the sign without a Special Use Permit~~
23 ~~or without the imposition of a condition requiring a periodic review, as described in this Section, shall~~
24 ~~continue undisturbed.~~

25 ~~(H) Reconstruction of Nonconforming Signs Not Located Near Freeways:~~

26 ~~_____ (1) For signs that are not located within six hundred sixty feet of any highway classified~~
27 ~~by the State of Nevada as part of the interstate or primary highway system and that are nonconforming,~~
28 ~~no Special Use Permit hearing shall be required, but the reconstruction must first be approved by the~~

1 City Council pursuant to a Site Development Plan Review with a public hearing. Any approval by
2 the City Council may not be conditioned upon a required periodic review of the sign if a condition
3 requiring a review was not imposed when the sign was initially approved. A sign approved by the City

4 Council under this Paragraph (1) shall maintain the nonconforming status it had immediately before
5 such approval.

6 (2) Application for approval under this Subsection (H) shall require signatures by both the
7 property owner and the sign owner.

8 (3) In connection with an approval under this Subsection (H), the applicant shall have
9 ninety days within which to submit detailed plans to the City, obtain from the Department of Building
10 and Safety all construction-related permits and inspections, and obtain any necessary sign certificate
11 from the Planning and Development Department. During that period:

12 (a) The use of the premises for an off-premise sign shall not be deemed
13 abandoned; and

14 (b) Any right to modify or replace the sign without a Special Use Permit
15 or without the imposition of a condition requiring a periodic review, as described in this Section, shall
16 continue undisturbed.

17 SECTION 5: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
18 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the following term and its
19 corresponding definition:

20 "Embellishment" means a frame or bracket around the outside of a sign that is used to define the
21 boundaries of[, decorate, and/or] or hold the sign, [not including logos or words.] or an extension
22 around the outside of the sign that is used as decoration.

23 SECTION 6: For purposes of Section 2.100(3) of the City Charter, LVMC 19.14.100
24 and 19.20.020 are deemed to be subchapters rather than sections.

25 SECTION 7: If any section, subsection, subdivision, paragraph, sentence, clause or
26 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
27 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
28 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the

1 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
2 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
3 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
4 invalid or ineffective.

5 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
6 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
7 1983 Edition, in conflict herewith are hereby repealed.

8 PASSED, ADOPTED and APPROVED this ____ day of _____, 2007.
9 **2008.**

10 APPROVED:

11
12 By _____
OSCAR B. GOODMAN, Mayor

13 ATTEST:

14 _____
BEVERLY K. BRIDGES, CMC
15 City Clerk

16 APPROVED AS TO FORM:

17 _____
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2007, and referred to the following committee composed of
3 _____ and _____ for recommendation;

4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, ~~2007~~, **2008**, 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~~ **amended** and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11

APPROVED:

12

13

By _____
OSCAR B. GOODMAN, Mayor

14

15 ATTEST:

16

17

BEVERLY K. BRIDGES, City Clerk

18

19

20

21

22

23

24

25

26

27

28