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BILL NO. 2008-38

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-28048)

Sponsored by: Councilman Larry Brown Summary: Annexes property described generally as located at and adjacent to 6991 West Red Coach Avenue.

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, being Lot 2 as shown in Parcel Map in File 55, Page 63 of Clark County, Nevada Records, together with the adjacent half street right of way of RED COACH AVENUE (width varies), and the half street right of way of US HIGHWAY 95 (width varies) described as follows:

BEGINNING at the northwest corner 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; thence along the north line of said Northwest Quarter (NW 1/4), South 89°52'47" East 336.50 feet to the northwest corner of the Northeast Quarter (NE 1/4) 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; thence along the west line of the Northeast Quarter (NE 1/4) 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, South 00°38'37" West 30.00 feet to the south line

1 of said RED COACH AVENUE; thence continuing along said west line,
2 South 00°38'37" West 76.54 feet; thence departing said west line, North
3 89°52'47" West 20.00 feet; thence South 00°38'37" West 9.64 feet; thence
4 South 56°50'10" West 72.21 feet; thence South 13°01'41" East 279.82 feet;
5 thence South 89°45'49" East 95.50'; thence South 00°14'11" West 79.71 feet
6 to the north line of the South Half (S 1/2) of the South Half (S 1/2) of the
7 Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the
8 Northeast Quarter (NE 1/4) of said Section 3; thence along said north line,
9 North 89°42'49" West 130.02 feet to the east right of way of said US
10 HIGHWAY 95; thence continuing along said north line, North 89°42'49"
11 West 289.05 feet to the west line of the Northwest Quarter (NW 1/4) of the
12 Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section
13 3; thence along said west line, North 00°41'09" East 507.00 feet to the
14 POINT OF BEGINNING.

15 BASIS OF BEARINGS: South 89°52'47" East being the north line of the
16 Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 3,
17 Township 20 South, Range 60 East, M.D.M., as shown on Record of Survey
18 in File 90, Page 25 of Clark County, Nevada Records.

19 Prepared by:
20 Brian Yu, PLS
21 Public Works, City of Las Vegas,
22 731 S. Fourth Street,
23 Las Vegas, NV 89101
24 byu@lasvegasnevada.gov

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

- 27 A. The area to be annexed was contiguous to the City's boundaries at the
28 time the annexation proceedings were instituted;
- 29 B. More than one-eighth (1/8) of the aggregate external boundaries of
30 the area are contiguous to the City;
- 31 C. The territory proposed to be annexed is not included within the
32 boundaries of another incorporated city or within the boundaries of
33 any unincorporated town as those boundaries existed as of July 1,
34 1983;
- 35 D. The City is eligible to annex the described territory since the
36 landowners have signed a petition constituting one hundred percent
37 (100%) of the owners of record of individual lots or parcels of land
38 within the annexation area.

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

19 SECTION 4: The annexation of the described territory shall become
20 effective on the 12th day of September, 2008, and on that date the City will have the funds
21 appropriated in sufficient amount to finance the extension into the described territory of
22 police protection, fire protection, street maintenance, street sweeping, and street lighting
23 maintenance.

24 SECTION 5: The described territory, together with the inhabitants and
25 property thereof, shall, from and after the 12th day of September, 2008, be subject to all
26 debts, laws, ordinances and regulations in force in the City and shall be entitled to the same
27 privileges and benefits as other parts of the City, and shall be subject to municipal taxes
28 levied by the City.

1 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
2 an accurate map or plat of the described territory and to record the map or plat, together with
3 a certified copy of this ordinance, in the office of the County Recorder of Clark County,
4 Nevada, which recording shall be done prior to the 12th day of September, 2008.

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

8 SECTION 8: If any section, subsection, subdivision, paragraph, sentence,
9 clause of phrase in this ordinance or any part thereof, is for any reason held to be
10 unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such
11 decision shall not affect the validity or effectiveness of the remaining portions of this
12 ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that
13 it would have passed each section, subsection, subdivision, paragraph, sentence, clause or
14 phrase thereof irrespective of the fact that any one or more sections, subsections,
15 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid
16 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 _____, 2008.

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, CMC
City Clerk

APPROVED AS TO FORM:

Gary G. Bellis 7-24-08
Date

1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 _____ day of _____, 2008, 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 _____, 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 and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

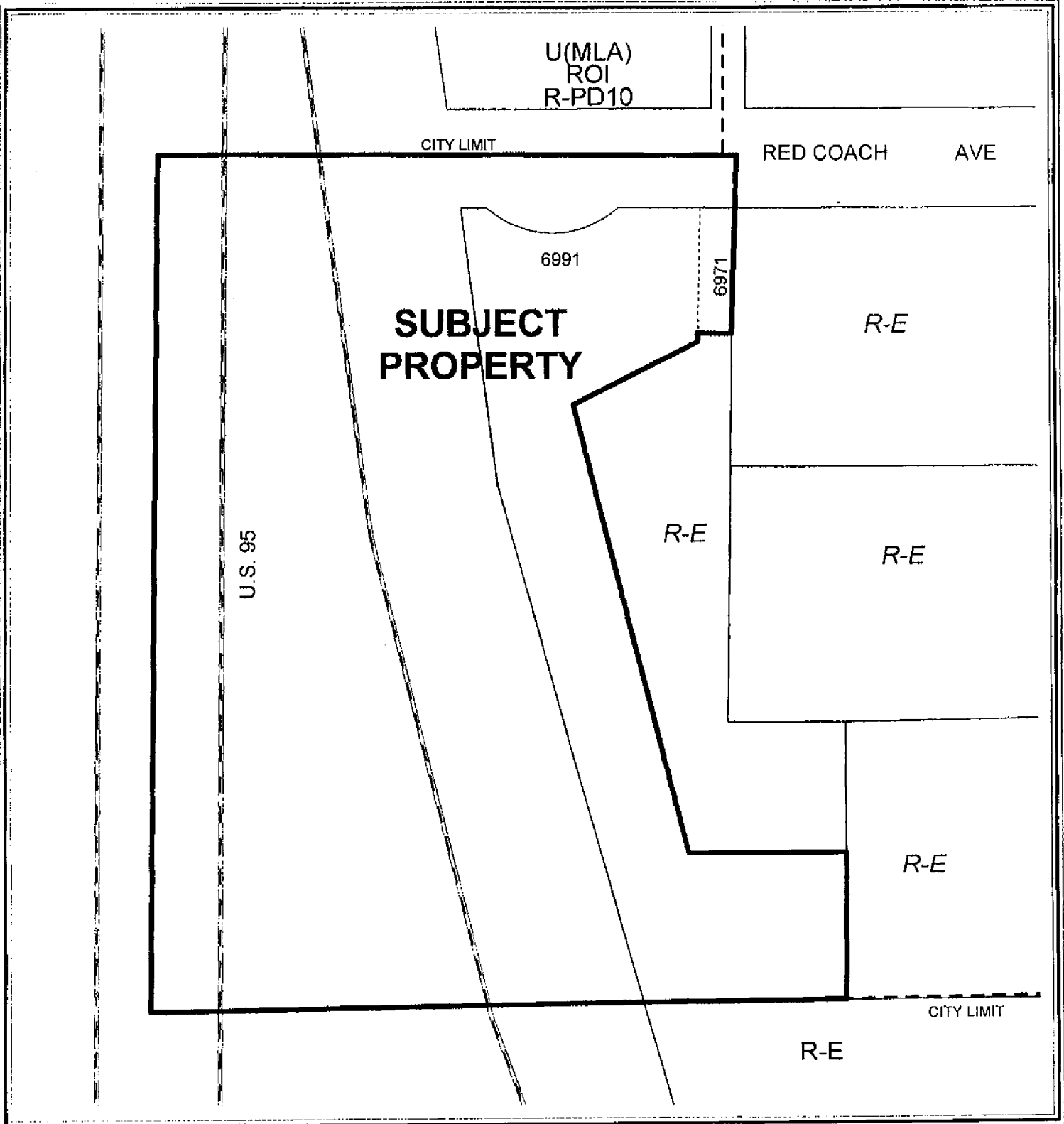
10 ABSENT: _____

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-28048

