



AGENDA MEMO

CITY COUNCIL MEETING DATE: AUGUST 5, 2009

DEPARTMENT: PLANNING AND DEVELOPMENT

**ITEM DESCRIPTION: DIR-35115 APPLICANT: MARY GROVE - OWNER:
MEADOWBROOK MOUNTAIN SPA, LLC**

**** CONDITIONS ****

STAFF RECOMMENDATION: APPROVAL, subject to:

Planning and Development

1. The applicant shall pay a fee to the City through the Planning and Development Department of \$3,532.50 to operate the water features through December 31, 2009. This fee shall be paid within 30 days of the approval of this application. For subsequent years in which Drought Watch or Drought Alert is declared, an annual fee of \$250.00 shall be paid.
2. The applicant shall post a sign at the water features to indicate an exemption has been received allowing its operation.

**** STAFF REPORT ****

PROJECT DESCRIPTION

This request is for a Water Feature Exemption to allow the operation of two (2) water features totaling 353.25 square feet at the entrance of a Golf Course located at 8600 Cupp Drive.

ANALYSIS

The applicant is requesting to activate two (2) 176.625 square-foot Water Features, constructed in 2003, located near the front entrance of a Golf Course at 8600 Cupp Drive. A Las Vegas Valley Water District Water Waste Investigator cited the applicant on October 6, 2008 for violating Title 14.11 for operating ornamental water features during a Drought Alert Condition without an approved Water Feature Exemption.

Under current drought conditions, a maximum of 25 square feet is permitted without receiving an exemption. The water features at the subject site exceeds the maximum permissible area by 151.625 square feet each, totaling 303.25 square feet. No reduction in turf is anticipated as the features are already in existence; therefore, Title 14.11.190 will require the applicant to pay an initial fee of \$10.00 per square-foot of surface area that exceeds the allowable 25 square feet permitted, a cost totaling \$3,532.50. In subsequent years, Title 14.11 requires the property owner to pay an annual fee of \$250 during Drought Watch or Alert Conditions to continue operating the water features.

FINDINGS

The applicant has been notified of the applicable costs and agrees to comply with Title 14.11 requirements. Staff is recommending approval of this request.

NEIGHBORHOOD ASSOCIATIONS NOTIFIED

N/A

ASSEMBLY DISTRICT N/A

SENATE DISTRICT N/A

NOTICES MAILED N/A

APPROVALS 0

PROTESTS 0