



Las Vegas

Agenda Item No.: 55.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF SEPTEMBER 2, 2009

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT: **RECOMMENDING COMMITTEE: ELIGIBLE FOR ADOPTION AT THIS MEETING**

Bill No. 2009-33 ABYSSANCE ITEM: Advises the zoning regulations governing small wind energy systems. (Bill No. 38703). Sponsored by: Councilman Steven D. Ross

Fiscal Impact

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☐

No Impact

Budget Funds Available

☐ Augmentation Required

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will revise the zoning regulations governing small wind energy systems, expanding the zoning districts and circumstances in which such systems may be used in connection with both residential and nonresidential development. The revisions are consistent with State law, as well as with City plans and policies that encourage the use of alternative energy sources. The revisions include provisions to ensure that the use of such systems is compatible with surrounding uses. This item was abeyed from the 8/19/2009 City Council Meeting.

RECOMMENDATION:

ADOPTION at 8/19/2009 City Council meeting as a First Amendment pursuant to the 8/4/2009 Recommending Committee.

First Reading - 7/15/2009; First Publication - 8/7/2009

BACKUP DOCUMENTATION:

1. Bill No. 2009-33
2. Bill No. 2009-33 First Amendment
3. Submitted at Meeting Bill No. 2009-33 Second Amendment

Motion made by RICKI Y. BARLOW to Approve as Second Amendment

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

RICKI Y. BARLOW, STEVE WOLFSON, OSCAR B. GOODMAN, GARY REESE, STEVEN D. ROSS, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-LOIS TARKANIAN)

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Minutes:

See Item 13 for related backup.

CHIEF DEPUTY CITY ATTORNEY VAL STEED explained that COUNCILMAN ROSS had requested some changes at the Recommending Committee meeting that were included in the First Amendment. After further review, staff determined that a Second Amendment would be more appropriate. The Second Amendment would expand the districts which allow wind energy systems. A Special Use Permit will be required for parcels smaller than 20,000 square feet within those approved districts. Wind energy systems can be approved as a conditional use if all requirements are met. Requests for changes in setback and height requirements can be approved through the Special Use Permit process. Section 4 contains a provision which will allow small wind energy systems as a permissible expansion of an existing non-conforming use.

COUNCILMAN ROSS thanked everyone involved in this bill for their patience during this process. He expressed his support, stating this bill is the right move for the City and its Sustainability Initiative. This bill will help property owners with energy costs by allowing the installation of renewable energy systems on their properties. COUNCILMAN BARLOW concurred.

Second reading and bill adopted as amended as Ordinance 407425.

