



AGENDA MEMO

CITY COUNCIL MEETING DATE: FEBRUARY 3, 2010
DEPARTMENT: PLANNING AND DEVELOPMENT
ITEM DESCRIPTION: DIR-37001 – WATER FEATURE EXEMPTION
–APPLICANT/OWNER: SAN MORITZ APARTMENTS, LLC

**** CONDITIONS ****

STAFF RECOMMENDATION: **APPROVAL**, subject to:

Planning and Development

1. The applicant shall pay a fee to the City of Las Vegas an amount of \$14,460.00 to operate the water feature through December 31, 2010. 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 feature to indicate an exemption has been received allowing its operation.

**** STAFF REPORT ****

PROJECT DESCRIPTION

This is a request for a Water Feature Exemption to allow the operation of an existing 1,471 square-foot water feature within the confines of the San Moritz Apartments located at 7401 West Washington Avenue.

ANALYSIS

The applicant is requesting to activate an existing 1,471 square-foot water feature. The fountain was constructed in 2001 to replace an unused volleyball court within the apartment complex. Under current drought conditions, a maximum of 25 square feet is permitted without receiving an exemption. The water feature at the subject site exceeds the maximum permissible area by 1,446 square feet. The applicant proposes no reduction in turf; 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 \$14,460.00. In subsequent years beginning January 1, 2011, Title 14.11 requires the property owner to pay an annual fee of \$250.00 during Drought Watch or Alert Conditions to continue operating the water feature.

FINDINGS

The applicant has been notified of the applicable costs, and agrees to comply with the requirements outlined in Title 14.11. 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