

AGENDA MEMO

PLANNING COMMISSION MEETING DATE: MAY 27, 2010

DEPARTMENT: PLANNING AND DEVELOPMENT

ITEM DESCRIPTION: APPLICANT/OWNER: CITY OF LAS VEGAS

**** STAFF RECOMMENDATION(S) ****

CASE NUMBER	RECOMMENDATION	REQUIRED FOR APPROVAL
GPA-36593	Staff recommends APPROVAL.	

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**** STAFF REPORT ****

PROJECT DESCRIPTION

This request is to adopt an updated Historic Properties and Neighborhoods Preservation Plan Element (formerly Historic Properties Preservation Plan Element) and to incorporate it into the city of Las Vegas 2020 Master Plan.

This element was originally approved September 5, 2007 and has not been updated since. The name of the element has been changed to reflect that it also includes a plan for the preservation of historic neighborhoods.

The Historic Properties and Neighborhoods Preservation Plan Element satisfies the Nevada Revised Statutes Chapter 278.160 requirements for an Historic Properties Preservation Plan. It complies with NRS 278.150, which requires entities with a population of 400,000 or greater to adopt a master plan that addresses both of these elements.

Staff from Leisure Services, Neighborhood Services and Public Works reviewed the document as well. Comments have been received and incorporated into the draft document.

The revised plan was reviewed and approved by the city of Las Vegas Historic Preservation Commission on January 27, 2010. Comments have been received and incorporated into the draft document.

BACKGROUND INFORMATION

<i>Related Relevant City Actions by P&D, Fire, Bldg., etc. and Property Sales</i>	
04/01/92	The City Council adopted Ordinance No. 3636, thereby adopting the Las Vegas General Plan as required by NRS 278.
09/06/00	The City Council adopted Ordinance 5250, which adopted the Las Vegas 2020 Master Plan.
09/05/07	The City Council adopted the Historic Properties Preservation Plan Element as an amendment to the Las Vegas 2020 Master Plan.
01/27/10	The Las Vegas Historic Preservation Commission approved the updated Historic Properties and Neighborhoods Preservation Plan Element.
<i>Neighborhood Meeting</i>	
03/24/10	A neighborhood meeting was held on Wednesday, March 24, 2010 at 6:00 pm at the Charleston Heights Arts Center located at 800 S. Brush Street, Las Vegas, Nevada 89107. Two members of the Planning & Development staff and no members of the public attended.

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ANALYSIS

The update to the Historic Properties and Neighborhoods Preservation Plan Element is aimed at complying with recently adopted state mandated requirements concerning the Master Plan, providing the latest available information, clarifying maps and tables, and presenting a format consistent with other Master Plan elements.

The recently adopted state mandated requirements are as follows:

AB 289: provides protection for paleontological sites.

Effective October 1, 2009

Section 7 of this bill requires the inclusion of paleontological sites in the historical properties preservation plan of a master plan which a planning commission must prepare for the physical development of a city, county or region.

AB 304: Makes various changes relating to the preservation and improvement of existing neighborhoods.

Effective October 1, 2009

Sections 1.4 and 2-16 of this bill require certain local governmental entities to address the preservation of historic neighborhoods in those plans and regulations.

The major changes to the document since it was adopted in 2007 are listed below:

- Name change from Historic Properties Preservation Plan Element to Historic Properties and Neighborhoods Preservation Plan Element. This reflects new legislation AB 304.
- Additional language about neighborhoods preservation in the Executive Summary Tasks and Implementation sections and throughout the document where other specific resources are listed.
- Additional language about paleontological resource preservation in the Executive Summary Tasks and Implementation sections and throughout the document where other specific resources are listed.
- Additional language about federal laws protecting archaeological and paleontological resources in Enabling Legislation section.
- Additional language regarding the Upper Las Vegas Wash Urban National Park Unit. Language summarizes the significance of the wash and plans for protecting the wash.
- Additional language regarding the historic designation process for the city of Las Vegas Historic Property Register. Language summarizes Title 19 process and includes recommendations for additional steps.
- Additional language in Analysis section regarding historic preservation and sustainability and Recent Past preservation issues.

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- Revisions to “Neighborhood Conservation District” section. Revisions include the addition of the word “neighborhood” to signify the type of conservation district (as opposed to open space conservation district), and provides information about authority to enact such districts.
- Additional language to “Cultural Heritage Tourism” section to include information about specific resources within CLV, and plans for public outreach.
- Additional Appendices to include the Stewardship Agreement and more detailed descriptions of historic preservation, archaeology and paleontology laws.
- Upper Las Vegas Wash area is added to Appendix: Potentially Eligible Historic Resources.
- The entire document includes updated info since the 2007 adoption.

Relationship to Nevada Revised Statutes

The Nevada Revised Statutes (NRS) are the current codified laws of the State of Nevada. The Statutes of Nevada are a compilation of all legislation passed by the Nevada Legislature during a particular legislative session. With respect to these laws, the Historic Properties and Neighborhoods Preservation Plan Element conform to the following:

NSR 278.150 through 170 inclusive requires that the governing body (in this case the city of Las Vegas) prepare and adopt a comprehensive, long-term general plan for the physical development of the city. This document, known as the Las Vegas 2020 Master Plan, must include an Historic Properties Preservation plan.

The Historic Properties Preservation Plan Element must include an inventory of significant historical, archaeological and architectural properties as defined by the city, and a statement of methods to encourage the preservation of those properties.

The newly adopted state legislation AB 289 requires the inclusion of paleontological sites in the historical properties preservation plan of a master plan which a planning commission must prepare for the physical development of a city, county or region.

The newly adopted state legislation AB 304 requires certain local governmental entities to address the preservation of historic neighborhoods in those plans and regulations.

The updated Historic Properties and Neighborhoods Preservation Plan Element addresses all current NRS requirements in one document.

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Relationship to Las Vegas 2020 Master Plan

The city of Las Vegas 2020 Master Plan policy document was adopted in September 2000. It provides a broad policy structure intended to direct the actions of the city regarding land use and development for the period from 2000 to 2020. The individual elements are intended to provide more specific direction, through detailed analysis and recommended actions, as to how the City should react to certain issues. The Historic Properties and Neighborhoods Preservation Plan Element contains the goals, objectives and policies from the Master Plan policy document that best relate to historic preservation.

NOTICES MAILED

NEWSPAPER ONLY

APPROVALS

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PROTESTS

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