

City of Las Vegas

**RECOMMENDING COMMITTEE MEETING
CITY HALL, 400 STEWART AVENUE
CITY MANAGER'S EIGHTH FLOOR CONFERENCE ROOM
CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov
MARCH 31, 2009
4:00 P.M.**

THE RECOMMENDING COMMITTEE WILL RECEIVE PUBLIC INPUT ON EACH ITEM OF LEGISLATION BEING CONSIDERED. THE RECOMMENDING COMMITTEE MAY, THEREAFTER, CONTINUE THE HEARING TO A FUTURE DATE OR FORMULATE A RECOMMENDATION TO THE CITY COUNCIL FOR PASSAGE, REJECTION OR AMENDMENT OF THE PROPOSED BILL. ANY MEMBER OF THE CITY COUNCIL MAY SUBSTITUTE FOR A MEMBER OF THE RECOMMENDING COMMITTEE AT ANY TIME.

DUPLICATE AUDIO CDS MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. Bill No. 2009-9 - ABEYANCE ITEM - Authorizes the administrative issuance of temporary business licenses for privileged businesses. Sponsored by: Councilman Steve Wolfson
4. Bill No. 2009-12 – Amends the Town Center Development Standards Manual relating to the approval process and standards for car washes. Sponsored by: Councilman Steven D. Ross
5. Bill No. 2009-13 – Adopts the Transportation & Streets and Highways Element of the Las Vegas 2020 Master Plan. Proposed by: M. Margo Wheeler, Director of Planning and Development
6. CITIZENS PARTICIPATION: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the committee. No subject may be acted upon by the committee unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited
7. ADJOURNMENT

ALL INTERESTED PERSONS ARE INVITED TO ATTEND: Copies of the above Bills may be obtained through the Office of the City Clerk, Monday through Friday, 8:00 A.M. to 5:00 P.M.

Facilities are provided throughout City Hall for the convenience of disabled persons. Reasonable efforts will be made to assist and accommodate physically handicapped persons. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting.

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Bulletin Board, City Hall Plaza, (next door to Metro Records)
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

CALL TO ORDER



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2009-9 - ABEYANCE ITEM - Authorizes the administrative issuance of temporary business licenses for privileged businesses. Sponsored by: Councilman Steve Wolfson

Fiscal Impact

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No Impact

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Augmentation Required

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Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Current code provisions authorize the administrative issuance of a temporary license for a limited number of privileged license categories. This bill would expand that authority to apply to all privileged categories. The administratively-issued temporary license would be good for up to 90 days, and could be extended by the City Council for two additional extension periods not to exceed 6 months each.

RECOMMENDATION:

ABEYANCE to 3/31/2009 Recommending Committee meeting by the 3/17/2009

Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2009-9
2. Business Impact Statement

1 **BILL NO. 2009-9**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AUTHORIZE THE ADMINISTRATIVE ISSUANCE OF TEMPORARY
4 BUSINESS LICENSES FOR PRIVILEGED BUSINESSES, AND TO PROVIDE FOR OTHER
RELATED MATTERS.

5 Sponsored by: Councilman Steve Wolfson

Summary: Authorizes the administrative
issuance of temporary business licenses for
privileged businesses.

7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: Title 6, Chapter 6, Section 51, of the Municipal Code of the City of Las
10 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **6.06.051:** (A) At the request of an applicant, the [City Council or, as authorized by Subsection
12 (C), the] Director may grant a temporary license, effective for a period not to exceed ninety days,
13 pending the [Council's decision] City Council's action regarding a license application in order for the
14 Council to determine:

15 (1) The applicant's fitness for a license; and

16 (2) The appropriateness of the applicant's business location.

17 (B) A temporary license shall not be granted under this Section unless:

18 (1) All principals required to be approved for suitability have submitted a
19 complete investigation packet for determination of suitability and paid all applicable fees;

20 (2) The Director makes a preliminary finding that all of the principals of
21 the business are suitable; and

22 (3) The applicant has submitted a completed and accurate license
23 application and has paid all required application fees.

24 [(C) The Director shall have the authority to issue temporary licenses under this
25 Section for business licenses within the following categories:

26 (1) Ice cream truck;

27 (2) Mobile food vendor; and

28 (3) Reflexology.]

1 SECTION 2: Title 6, Chapter 6, Section 52, of the Municipal Code of the City of Las
2 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **6.06.052:** (A) Prior to the expiration of a temporary license issued under LVMC 6.06.051, [A]
4 the temporary license may be [issued initially] extended by the City Council for [a] an initial extension
5 period of not to exceed six months.

6 (B) The City Council may grant one additional extension of a temporary license for
7 a period not to exceed six months.

8 (C) When granting a temporary license or extension thereof, the City Council may
9 impose any special conditions and restrictions it deems appropriate.

10 SECTION 3: Title 6, Chapter 6, Section 53, of the Municipal Code of the City of Las
11 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

12 **6.06.053:** During a temporary licensing period the applicant shall comply with any requirement
13 imposed by this Code, or other local, State or Federal law or regulation and any special conditions and
14 restrictions imposed by the Director or the City Council.

15 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or
16 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
17 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
18 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
19 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
20 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
21 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
22 invalid or ineffective.

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SECTION 5: All ordinances or parts of ordinances or 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 _____, 2009.

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, CMC
City Clerk

APPROVED AS TO FORM:

Valsted 2-18-09
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2009, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2009, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BEVERLY K. BRIDGES, CMC
City Clerk

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BUSINESS IMPACT STATEMENT
BILL NO. 2009-9
(Authorizes the administrative issuance of temporary business
licenses for privileged businesses)

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2009-9 , that will authorize the administrative issuance of temporary business licenses for privileged businesses.

1. The following constitutes a description of the number of the manner in which comment was solicited from affected businesses, a summary of their responses and an explanation of the manner in which other interested persons may obtain a copy of the summary.

Not applicable. Unable to identify businesses that might be affected, particularly any that might be affected negatively.

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects:

Adverse effects:

Unable to identify

Beneficial effects:

Shortened time periods for commencing business

Direct effects:

Shortened time periods for commencing business

Indirect effects:

Shortened time periods for commencing business

3. The following constitutes a description of the methods the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used:

Not applicable

4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule is:

No additional cost

5. If the proposed rule provides for a new fee or increases an existing fee, the total annual amount expected to be collected is:

Not applicable

6. If the proposed rule provides for a new fee or increases an existing fee, the money generated by the new fee or increase in existing fee will be used by the local government to:

Not applicable

7. If the proposed rule includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, the following explains when such duplicative or more stringent provisions are necessary:

Not applicable

Date: February 18, 2009

AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2009-12 – Amends the Town Center Development Standards Manual relating to the approval process and standards for car washes. Sponsored by: Councilman Steven D. Ross

Fiscal Impact

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No Impact

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Augmentation Required

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Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the Town Center Development Standards Manual to allow a full service or auto detailing car wash in the Service Commercial and Employment Commercial-Mixed Use Districts of Town Center by means of special use permit, and as a conditional use in the General Commercial District. This amendment will correct an error in a previous ordinance relating to this use and will make the process and standards consistent with Title 19.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2009-12

BILL NO. 2009-12

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL RELATING TO THE APPROVAL PROCESS AND STANDARDS FOR CAR WASHES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Steven D. Ross

Summary: Amends the Town Center Development Standards Manual relating to the approval process and standards for car washes.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: The Town Center Development Standards Manual, adopted under Section 19.06.110(B) of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as set forth in Sections 2 to 4, inclusive, of this Ordinance. In the case of changes to existing table entries (Section 2) and changes to existing text (Section 4), deletions are shown by bracketing and additions by underlining.

SECTION 2: Table 1 (the Permitted Uses Matrix), as found at the end of Section B.2 of the Manual, is amended by amending the entry for the use "Car Wash, Self Service" to read as follows:

USES	GC	SC	UC	SX	MS	EC	L	ML	MLA	M	PF
Car Wash, [Self Service] <u>Full Service or Auto Detailing</u>	[P] <u>C</u>	S				S					

SECTION 3: Section B.3.B of the Manual is amended by adding an entry, at the appropriate location, for the use "Car Wash, Full Service or Auto Detailing," reading as follows:

CAR WASH, FULL SERVICE OR AUTO DETAILING

- a. The use shall comply with all minimum conditions, standards and requirements applicable to the use "Car Wash, Full Service or Auto Detailing," as that use is permitted by means of conditional approval under LVMC 19.04.010.

SECTION 4: Section B.4.B.16 of the Manual is amended to read as follows:

16) CAR WASH, [SELF SERVICE] FULL SERVICE OR AUTO DETAILING

- a. [Reviewed and conditioned on a case-by-case basis.] The use shall comply

1 with all minimum conditions, standards and requirements applicable to the use
2 “Car Wash, Full Service or Auto Detailing,” as that use is permitted by means
3 of special use permit under LVMC 19.04.010.

4 SECTION 5: The Planning and Development Department is authorized and directed
5 to:

- 6 (A) Incorporate into the Manual the amendments made by this Ordinance;
7 (B) In the case of the new material adopted in Section 3 of the Ordinance, assign
8 a paragraph number as necessary or appropriate; and
9 (C) Make any corresponding adjustments elsewhere in the Manual as may be made
10 necessary or appropriate by the adoption of this Ordinance.

11 SECTION 6: If any section, subsection, subdivision, paragraph, sentence, clause or
12 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
13 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
14 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
15 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
16 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
17 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
18 invalid or ineffective.

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SECTION 7: All ordinances or parts of ordinances or 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 _____, 2009.

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, CMC
City Clerk

APPROVED AS TO FORM:

Val Steel 3-4-09
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2009, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2009, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, CMC
City Clerk

AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2009-13 – Adopts the Transportation & Streets and Highways Element of the Las Vegas 2020 Master Plan. Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

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No Impact

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Augmentation Required

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Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

At its meeting of March 18, 2009, the City Council is scheduled to consider the approval of the Transportation & Streets and Highways Element of the Las Vegas 2020 Master Plan, including its maps and appendices. This bill will formalize the approval, adopting the Plan element by means of ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2009-13

1 **BILL NO. 2009-13**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO ADOPT THE TRANSPORTATION & STREETS AND HIGHWAYS
4 ELEMENT OF THE LAS VEGAS 2020 MASTER PLAN, AND TO PROVIDE FOR OTHER
RELATED MATTERS.

5 Proposed by: M. Margo Wheeler, Director of Planning and Development Summary: Adopts the Transportation & Streets
6 and Highways Element of the Las Vegas 2020 Master Plan.

7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: The document entitled "Transportation & Streets and Highways Element
10 of the Las Vegas 2020 Master Plan," including its maps and appendices, the essential contents of
11 which were approved by the City Council on March 18, 2009, is hereby adopted as a part of the Las
12 Vegas 2020 Master Plan and is incorporated therein by this reference. The document so identified
13 shall function as the Transportation & Streets and Highways Element of the Las Vegas 2020 Master
14 Plan and shall replace and supersede any corresponding element or inconsistent provision of the City's
15 General Plan, as adopted by Ordinance No. 3636 and amended thereafter.

16 SECTION 2: The Planning and Development Department is authorized and directed
17 to:

18 (A) Include the date of the adoption of this Ordinance within or upon the document
19 referred to in Section 1 at such locations as are designed to reflect the date of the adoption of this
20 Ordinance;

21 (B) Replace any page within the document that may indicate it is in "draft" form
22 with a final version of that page;

23 (C) Publish the document in final form, in a format deemed necessary or
24 appropriate, including the reorganization of text and maps as may be appropriate; and

25 (D) File the final document with the City Clerk.

26 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or
27 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
28 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or

1 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
2 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
3 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
4 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
5 invalid or ineffective.

6 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
7 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
8 1983 Edition, in conflict herewith are hereby repealed.

9 PASSED, ADOPTED and APPROVED this _____ day of _____, 2009.

10 APPROVED:

11 By _____
12 OSCAR B. GOODMAN, Mayor

13 ATTEST:

14 _____
15 BEVERLY K. BRIDGES, CMC
City Clerk

16 APPROVED AS TO FORM:

17 Val Steed 3-4-09
Date

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2 _____ day of _____, 2009, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2009, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, CMC
City Clerk

AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

CITIZENS PARTICIPATION: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the committee. No subject may be acted upon by the committee unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited



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RECOMMENDING COMMITTEE MEETING OF: MARCH 31, 2009

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

☐ Consent ☒ Discussion

SUBJECT:

ADJOURNMENT

