

1 **BILL NO. 2010-1**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AUTHORIZE, ON A TEMPORARY BASIS, THE WAIVER OF THE
4 ORIGINATION CHARGE FOR NEW URBAN LOUNGE AND TAVERN-LIMITED LICENSES,
AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Sponsored by: Mayor Oscar B. Goodman

Summary: Authorizes, on a temporary basis, the
6 waiver of the origination charge for new urban
7 lounge and tavern-limited licenses.

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

10 SECTION 1: In order to encourage new urban lounge and tavern-limited licenses
11 within the districts to which they pertain, the Department of Finance and Business Services, in
12 accordance with Section 2 of this Ordinance, may waive the origination charge otherwise imposed by
13 LVMC 6.50.380 and Ordinance Nos. 6047 and 6071.

14 SECTION 2: The waiver referred to in Section 1 of this Ordinance may be granted
15 pursuant to a qualifying waiver application that is filed with the Department between the effective date
16 of this Ordinance and one year thereafter. Any such waiver shall be conditioned upon activation of
17 the business license within the following time periods after the submittal of a qualifying waiver
18 application:

19 (A) One year, for a business to be located within an existing structure; or

20 (B) Two years, otherwise.

21 SECTION 3: Notwithstanding any provision of Title 6 of the Las Vegas Municipal
22 Code to the contrary, a business license concerning which a waiver has been granted pursuant to this
23 Ordinance and which has been activated:

24 (A) May not be sold or transferred to a third party; and

25 (B) May not be transferred to a new location unless the location is within the district
26 to which the license pertains, the location is approved in accordance with the requirements of Title
27 19, and the license holder remains the same.

28 SECTION 4: For purposes of Sections 2 and 3 of this Ordinance:

1 (A) "Activation of a business license" means that the license has been issued and
2 the business authorized by the license has opened for business operation.

3 (B) "Qualifying waiver application" means an application for waiver that is:

4 (1) Submitted in connection with a business license application; and

5 (2) Accompanied by a copy of an application for special use permit that has
6 been filed with the Planning and Development Department pursuant to Title 19 of the Las Vegas
7 Municipal Code.

8 SECTION 5: If any section, subsection, subdivision, paragraph, sentence, clause or
9 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
10 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
11 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
12 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
13 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
14 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
15 invalid or ineffective.

16 SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases,
17 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
18 1983 Edition, in conflict herewith are hereby repealed.

19 PASSED, ADOPTED and APPROVED this ____ day of _____, 2010.

20 APPROVED:

21 By _____
22 OSCAR B. GOODMAN, Mayor

23 ATTEST:

24 _____
25 BEVERLY K. BRIDGES, MMC
City Clerk

26 APPROVED AS TO FORM:

27 Val Heed 12-17-09
28 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2010, 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 _____, 2010, 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, MMC
City Clerk

18

19

20

21

22

23

24

25

26

27

28