



AGENDA MEMO - PLANNING

PLANNING COMMISSION MEETING DATE: SEPTEMBER 10, 2013

DEPARTMENT: PLANNING

ITEM DESCRIPTION: APPLICANT/OWNER: CITY OF LAS VEGAS

** STAFF RECOMMENDATION(S) **

CASE NUMBER	RECOMMENDATION	REQUIRED FOR APPROVAL
TXT-48318	Staff has NO RECOMMENDATION.	n/a

PROPOSED AMENDMENTS

1.LVMC 19.12.130, Privileged Businesses – Special Requirements – Applicability, is hereby amended to read as follows:

19.12.130 Motor Vehicle Dealerships and Auto Repair Garage, Test Driving Route Plans

In order to facilitate the enforcement of LVMC 11.22.160, each auto repair garage and motor vehicle dealership within the City that is engaged in Auto Repair Garage, Major; Auto Repair Garage, Minor; Motor Vehicle Sales (New) or Motor Vehicle Sales (Used) shall file with the Department, for administrative approval, a test-driving plan showing which streets are proposed to be used for the test-driving of vehicles by principles or employees of the auto repair garage or customers and potential customers of that dealership. This requirement shall be considered to have been satisfied by new or existing dealerships or auto repair garages that file such a plan in connection with a condition of zoning approval. For other new or existing dealerships or auto repair garages, the requirement must be satisfied within six months after notice from the City to file such a plan. Any changes to an approved plan must be submitted to and approved by the Department. The failure of a dealership or auto repair garage to comply with the provisions of the Section shall be grounds for disciplinary action against the auto repair garage's or dealership's business license.

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**** STAFF REPORT ****

PROJECT DESCRIPTION

The request is to amend LVMC Title 19 to prohibit auto repair facility employees from test driving customer vehicles on a residential street.

BACKGROUND INFORMATION

<i>Related Relevant City Actions by P&D, Fire, Bldg., etc.</i>	
03/12/13	Planning Commission tabled this item to allow for further discussions regarding the extent of the proposed changes and to explore possible licensing related components.

ANALYSIS

The proposed text amendment aims to provide enhanced safety and reduced traffic for residential areas by prohibiting Auto Repair Garages (Major and Minor) from utilizing residential streets to test drive customer vehicles. If an Auto Repair Garage wishes to utilize a residential street for automobile test drives, they would be required to file a test drive plan with the Department of Planning for consideration. There is a separate related request to modify LVMC 11.22.160 to prohibit test driving on residential streets by auto repair facilities.

FINDINGS

The proposed text amendment will achieve the following:

- Add Auto Repair Garages to the list of activities that require a test driving route plan to ensure that garages are not test driving vehicles on residential streets in violation of the provisions of LVMC 11.22.160 (Test Driving on Residential Streets – Prohibited);

The following table summarizes all proposed changes:

Code Requirement	Existing Regulations	Proposed Regulations
19.12.130 – Motor Vehicle Dealerships, Test Driving Route Plans	Requires that car dealerships submit a test driving plan in order to demonstrate compliance with the provisions of LVMC 11.22.160	Adds auto repair garages to the list of businesses that must submit a test driving plan in order to comply with the provisions of LVMC 11.22.160

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NEIGHBORHOOD ASSOCIATIONS NOTIFIED N/A

NOTICES MAILED NEWSPAPER ONLY

APPROVALS 0

PROTESTS 0