

City of Las Vegas

**RECOMMENDING COMMITTEE MEETING
CITY HALL, 495 S. MAIN STREET
CITY CLERK'S 2ND FLOOR CONFERENCE ROOM
CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov
SEPTEMBER 17, 2013
9:00 A.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.

ITEMS LISTED ON THE AGENDA MAY BE TAKEN OUT OF THE ORDER PRESENTED; TWO OR MORE AGENDA ITEMS FOR CONSIDERATION MAY BE COMBINED; AND ANY ITEM ON THE AGENDA MAY BE REMOVED OR RELATED DISCUSSION MAY BE DELAYED AT ANY TIME. BACKUP MATERIAL FOR THIS AGENDA MAY BE OBTAINED FROM BEVERLY K. BRIDGES, CITY CLERK, AT THE CITY CLERK'S OFFICE AT 495 SOUTH MAIN STREET, 2ND FLOOR OR ON THE CITY'S WEBPAGE AT www.lasvegasnevada.gov.

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. 2013-46 - For Possible Action - Amends the Unified Development Code to update the standards and procedures for obtaining approval of early grading permits. (TXT-49323) Proposed by: Christopher Knight, Director of Building and Safety
4. Bill No. 2013-47 - For Possible Action - Amends the Unified Development Code to update the processes and requirements pertaining to the installation of common area and off-site improvements. (TXT-49324) Proposed by: Christopher Knight, Director of Building and Safety
5. Bill No. 2013-48 - For Possible Action - Amends the special use permit standards applicable to secondhand dealers in the Town Center District to allow the sale of firearms on both a consignment and non-consignment basis, as well as the purchase and exchange of firearms. (TXT-49526) Sponsored by: Councilman Steven D. Ross
6. Bill No. 2013-49 - For Possible Action - Amends the Unified Development Code to update the standards applicable to live/work units within the Live/Work Overlay District. (TXT-49224) Sponsored by: Councilman Bob Coffin
7. Bill No. 2013-50 - For Possible Action - Amends the Unified Development Code to establish an alternative schedule and procedure for the submission and processing of tentative maps. (TXT-48737) Sponsored by: Councilman Steven D. Ross

City of Las Vegas

8. Bill No. 2013- 51 - For Possible Action - Establishes licensing requirements and regulations, as well as updated zoning regulations, pertaining to short-term residential rentals. Sponsored by: Councilwoman Lois Tarkanian
9. Bill No. 2013-52 - For Possible Action - Enacts a separate curfew specific to downtown Las Vegas. Sponsored by: Mayor Carolyn G. Goodman
10. 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
11. 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 Thursday, 7:00 A.M. to 5:30 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. Dial 7-1-1 to connect to Relay Nevada.

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

City Hall, 495 South Main Street, 1st Floor
Clark County Government Center, 500 South Grand Central Parkway
Grant Sawyer Building, 555 East Washington Avenue
City of Las Vegas Development Services Center, 333 North Rancho Drive

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

CALL TO ORDER



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-46 - For Possible Action - Amends the Unified Development Code to update the standards and procedures for obtaining approval of early grading permits. (TXT-49323)

Proposed by: Christopher Knight, Director of Building and Safety

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the Unified Development Code to update the standards and procedures for obtaining approval of early grading permits. The update is consistent with a policy that was in place previously but was not formalized in ordinance form. The bill includes provisions to address any risks associated with early grading.

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. 2013-46

BILL NO. 2013-46

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TO UPDATE THE STANDARDS AND PROCEDURES FOR OBTAINING APPROVAL OF EARLY GRADING PERMITS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Christopher Knight, Director of Building and Safety

Summary: Amends the Unified Development Code to update the standards and procedures for obtaining approval of early grading permits.

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

SECTION 1: Ordinance No. 6190 and the Unified Development Code adopted as Title 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended as set forth in Sections 2 to 4, inclusive, of this Ordinance. The amendments are deemed to be amendments to both Ordinance No. 6190 and the Unified Development Code adopted as Title 19.

SECTION 2: Title 19, Chapter 6, Section 30, Subsection (B), is hereby amended to read as follows:

B. Grading

1. Grading Plan Approval - When Required. When the natural grade of a lot is proposed to be raised more than two feet at any point from existing grade, three copies of a finished lot grading plan and legal description of the property shall be filed with the Department of Public Works. [and the Department.] The plan shall include proposed and existing grades, building locations, and building height information for the development site and for the adjacent properties, and any justification for the proposal. The Director of Public Works or designee may withhold or deny development approval unless the applicant demonstrates to the [Director of Public Works'] satisfaction of the Director of Public Works or designee that the proposal is necessary in order to develop the site in a manner which conforms to applicable drainage and other development standards. [The Director may withhold or deny development approval unless the applicant demonstrates to the Director's satisfaction that the proposal will not be incompatible or out of harmony with the surrounding area.] The timing of site grading is subject to the provisions of Paragraph (3) below.

2. Grading Plan - Appeal of Denial. The applicant may appeal to the City Council any final decision

1 rendered pursuant to Paragraph (1) of this Subsection. In connection with the appeal, the City may
2 require notification of surrounding property owners. The City may charge a fee for the appeal and for
3 any required notification in accordance with the Fee Schedule.

4 **3. Early Grading Consideration.** To the extent provided for in this Paragraph (3), the Director of
5 Public Works or designee may authorize the issuance of a grading permit prior to final approval of
6 Civil Improvement Plans for the site (hereafter “early grading”) if the application for such permit
7 demonstrates to the satisfaction of the Director of Public Works or designee that early grading is
8 necessary in order to relieve a particular and exceptional practical difficulty or exceptional and undue
9 hardship that is not created by the property owner or developer. In addition, the issuance of a grading
10 permit for early grading is subject to the following limitations and conditions:

11 a. The real property that is the subject of the grading permit must not be located within
12 the HS-O (Hillside Development Overlay) District.

13 b. The real property must have received:

14 i. Tentative Map approval and Final Map Technical Review approval for
15 developments requiring a subdivision map; and

16 ii. Site Development Plan Review approval, if required by this Title.

17 c. The developer must have submitted to the City Engineer or designee a justification
18 letter that delineates the reasons for requesting early grading and the specific circumstances the City
19 should consider in evaluating the request for early grading.

20 d. The Drainage Study for the site must have been approved.

21 e. The Traffic Impact Study for the site must have been approved.

22 f. The Bond Estimate for the site must have been approved, and bonds must have been
23 posted.

24 g. The design engineer must have addressed all initial plan check comments and must
25 have resubmitted the plans to the City.

26 h. All easement and development-related agreement documents must have been prepared
27 and submitted to the City.

28 i. The property owner must have executed a waiver and consent, in a form prepared or

1 approved by the City Attorney, in which the property owner acknowledges and agrees:

2 i. That the site has not received final approval of Civil Improvement Plans, and
3 that in the absence of such approval, the property owner is proceeding at his or her own risk in
4 excavating the real property that is the subject of the grading permit;

5 ii. That the location and design of private and public improvements on the site may
6 be subject to change as a condition of final approval of Civil Improvement Plans;

7 iii. That the grading permit issued pursuant to this Paragraph (3) does not create
8 any vested rights; and

9 iv. That the City Council, in the exercise of its legislative authority, is free to
10 amend or enact legislation which may have an adverse effect on the property owner's ability to obtain
11 final approval of Civil Improvement Plans from the City or which may increase the costs of the
12 project, or both.

13 j. The City must have approved any and all deviations from City Standards that have been
14 proposed in connection with the development.

15 k. The developer must have demonstrated compliance with the requirements of NAC
16 278.290 through 278.530.

17 SECTION 3: Title 19, Chapter 8, Section 30, Subsection (B), is hereby amended to
18 read as follows:

19 **B. Grading**

20 **1. Grading Plan Approval - When Required.** When the natural grade of a lot is proposed to be
21 raised more than two feet at any point from existing grade, three copies of a finished lot grading plan
22 and legal description of the property shall be filed with the Department of Public Works, [and the
23 Department.] The plan shall include proposed and existing grades, building locations, and building
24 height information for the development site and for the adjacent properties, and any justification for
25 the proposal. The Director of Public Works or designee may withhold or deny development approval
26 unless the applicant demonstrates to the [Director of Public Works'] satisfaction of the Director of
27 Public Works or designee that the proposal is necessary in order to develop the site in a manner which
28 conforms to applicable drainage and other development standards. [The Director may withhold or

1 deny development approval unless the applicant demonstrates to the Director's satisfaction that the
2 proposal will not be incompatible or out of harmony with the surrounding area.] The timing of site
3 grading is subject to the provisions of Paragraph (3) below.

4 **2. Grading Plan - Appeal of Denial.** The applicant may appeal to the City Council any final decision
5 rendered pursuant to Paragraph (1) of this Subsection. In connection with the appeal, the City may
6 require notification of surrounding property owners. The City may charge a fee for the appeal and for
7 any required notification in accordance with the Fee Schedule.

8 **3. Early Grading Consideration.** To the extent provided for in this Paragraph (3), the Director of
9 Public Works or designee may authorize the issuance of a grading permit prior to final approval of
10 Civil Improvement Plans for the site (hereafter "early grading") if the application for such permit
11 demonstrates to the satisfaction of the Director of Public Works or designee that early grading is
12 necessary in order to relieve a particular and exceptional practical difficulty or exceptional and undue
13 hardship that is not created by the property owner or developer. In addition, the issuance of a grading
14 permit for early grading is subject to the following limitations and conditions:

15 a. The real property that is the subject of the grading permit must not be located within
16 the HS-O (Hillside Development Overlay) District.

17 b. The real property must have received:

18 i. Tentative Map approval and Final Map Technical Review approval for
19 developments requiring a subdivision map; and

20 ii. Site Development Plan Review approval, if required by this Title.

21 c. The developer must have submitted to the City Engineer or designee a justification
22 letter that delineates the reasons for requesting early grading and the specific circumstances the City
23 should consider in evaluating the request for early grading.

24 d. The Drainage Study for the site must have been approved.

25 e. The Traffic Impact Study for the site must have been approved.

26 f. The Bond Estimate for the site must have been approved, and bonds must have been
27 posted.

28 g. The design engineer must have addressed all initial plan check comments and must

1 have resubmitted the plans to the City.

2 h. All easement and development-related agreement documents must have been prepared
3 and submitted to the City.

4 i. The property owner must have executed a waiver and consent, in a form prepared or
5 approved by the City Attorney, in which the property owner acknowledges and agrees:

6 i. That the site has not received final approval of Civil Improvement Plans, and
7 that in the absence of such approval, the property owner is proceeding at his or her own risk in
8 excavating the real property that is the subject of the grading permit;

9 ii. That the location and design of private and public improvements on the site may
10 be subject to change as a condition of final approval of Civil Improvement Plans;

11 iii. That the grading permit issued pursuant to this Paragraph (3) does not create
12 any vested rights; and

13 iv. That the City Council, in the exercise of its legislative authority, is free to
14 amend or enact legislation which may have an adverse effect on the property owner's ability to obtain
15 final approval of Civil Improvement Plans from the City or which may increase the costs of the
16 project, or both.

17 j. The City must have approved any and all deviations from City Standards that have been
18 proposed in connection with the development.

19 k. The developer must have demonstrated compliance with the requirements of NAC
20 278.290 through 278.530.

21 SECTION 4: Title 19, Chapter 8, Section 40, Subsection (E), Paragraph (1),
22 Subparagraph (b) is hereby amended to read as follows:

23 b. Site Grading Permit. No lands shall be graded or the natural ground surface otherwise disturbed
24 so as to create a dust nuisance, except for clearing of weeds and debris, unless the developer:

25 i. In cases where a final map is required, has complied with the provisions of this Title[;] that
26 pertain to final maps; [or]

27 ii. [Otherwise, has] Has obtained approval of a Site Development Plan and Civil Improvement
28 Plans for the site or area to be graded[.]; or

iii. Has obtained approval for early grading in accordance with LVMC 19.08.030(B)(3).

SECTION 5: For purposes of Section 2.100(3) of the City Charter, Sections 19.06.030, 19.08.030 and 19.08.040 are deemed to be subchapters rather than sections.

SECTION 6: The Department of Planning is authorized and directed to incorporate into the Unified Development Code the amendments set forth in Sections 2 to 4, inclusive, of this Ordinance.

SECTION 7: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 8: 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 , 2013.

APPROVED:

By CAROLYN G. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 8-19-13
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

11
12 APPROVED:

13 By _____
14 CAROLYN G. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
18 City Clerk
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AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐ **Consent** ☒ **Discussion****SUBJECT:**

Bill No. 2013-47 - For Possible Action - Amends the Unified Development Code to update the processes and requirements pertaining to the installation of common area and off-site improvements. (TXT-49324) Proposed by: Christopher Knight, Director of Building and Safety

Fiscal Impact☒**No Impact**☐**Augmentation Required**☐**Budget Funds Available****Amount:****Funding Source:****Dept./Division:****PURPOSE/BACKGROUND:**

This bill will amend the Unified Development Code to update the processes and requirements pertaining to the installation of common area and off-site improvements. The update provides additional flexibility to the Director of Public Works, including the ability for the Director or a designee to adjust phasing of the installation of such improvements in relation to the issuance of building permits for related development.

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. 2013-47

BILL NO. 2013-47

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TO UPDATE THE PROCESSES AND REQUIREMENTS PERTAINING TO THE INSTALLATION OF COMMON AREA AND OFF-SITE IMPROVEMENTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Christopher Knight, Director of Building and Safety

Summary: Amends the Unified Development Code to update the processes and requirements pertaining to the installation of common area and off-site improvements.

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

SECTION 1: Ordinance No. 6190 and the Unified Development Code adopted as Title 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended as set forth in Sections 2 and 3 of this Ordinance. The amendments are deemed to be amendments to both Ordinance No. 6190 and the Unified Development Code adopted as Title 19.

SECTION 2: Title 19, Chapter 2, Section 130, Subsection (D), is hereby amended to read as follows:

D. Common Area and Off-Site Improvements Requirements

1. In connection with the approval of any parcel map or final map, the developer or subdivider must provide for the installation of common area and off-site improvements by obtaining the City's approval of either a phasing plan or a development agreement, as determined by the Director and the Director of Public Works.

2. The phasing plan or development agreement shall set out a development schedule for all common area and off-site improvements, including but not limited to water, sewer and storm drainage lines; streets; open space improvement; trails; parks; and landscaping. Except as otherwise provided in [Paragraph (3),] Paragraphs 3 and 4, completion of common area and off-site improvements within any residential subdivision shall be scheduled to be concurrent with development (e.g., when fifty percent of the development is completed, at least fifty percent of the common area and off-site improvements shall be completed). Calculation of the percentage of the development that is completed shall be based upon the number of building permits issued.

1 3. Except as otherwise provided in Paragraph (4), [All] all common area and off-site improvements
2 within any residential subdivision shall be completed when seventy-five percent of the development
3 is completed (e.g., when seventy-five percent of the development is completed, one hundred percent
4 shall be completed). Calculations of the percentage of the development that is completed shall be
5 based on the number of building permits issued.

6 4. A phasing plan is subject to review and approval by the Director of Public Works, as are revisions
7 to the plan. Notwithstanding any other provision of this Subsection (D), the Director of Public Works,
8 in the interest of convenience, shall have the discretion to:

9 a. Determine the appropriateness of, and level of compliance with, phasing under this
10 Subsection (D); and

11 b. Issue additional building permits beyond those that otherwise would be allowed based
12 upon the progress of the development within the preceding 180 days. The issuance of additional
13 building permits shall be in accordance with a written policy developed by the Director of Public
14 Works and shall be contingent on the developer's execution of a binding completion schedule that is
15 mutually agreeable to the developer and the Director of Public Works.

16 5. A development agreement is subject to review and approval pursuant to LVMC 19.16.150.

17 6. In the case of either a phasing plan or development agreement, the City is authorized to require
18 security or a performance guarantee for the installation of common area and off-site improvements.
19 The amount of the required security or performance guarantee shall be established by the Director of
20 Public Works, and the form of security or performance guarantee must be acceptable to the City
21 Attorney. To the extent possible, the provisions of Subsection (C) shall apply directly or by analogy
22 to the installation of improvements and security required under this Section.

23 7. In accordance with LVMC 19.16.050(K), a specific parks in-lieu-of plan must be approved with
24 the tentative map if the developer proposes park improvements in lieu of paying residential
25 construction taxes.

26 SECTION 3: Title 19, Chapter 2, Section 130, is hereby amended by adding thereto
27 a new Subsection (I) (meaning the letter "I"), reading as follows:

28 **I. Director Includes Designee**

1 Any reference in this Section to the Director of Public Works includes a designee of the Director.

2 SECTION 4: For purposes of Section 2.100(3) of the City Charter, Section 19.02.130
3 is deemed to be a subchapter rather than a section.

4 SECTION 5: The Department of Planning is authorized and directed to incorporate
5 into the Unified Development Code the amendments set forth in Sections 2 and 3 of this Ordinance.

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

14 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,
15 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
16 1983 Edition, in conflict herewith are hereby repealed.

17 PASSED, ADOPTED and APPROVED this ____ day of _____, 2013.

18 APPROVED:

19
20 By _____
CAROLYN G. GOODMAN, Mayor

21 ATTEST:

22 _____
23 BEVERLY K. BRIDGES, MMC
City Clerk

24 APPROVED AS TO FORM:

25 Val Steed 8-19-13
26 Date
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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____
11

12 APPROVED:

13
14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk
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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-48 - For Possible Action - Amends the special use permit standards applicable to secondhand dealers in the Town Center District to allow the sale of firearms on both a consignment and non-consignment basis, as well as the purchase and exchange of firearms. (TXT-49526) Sponsored by: Councilman Steven D. Ross

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the special use permit standards applicable to secondhand dealers in the Town Center District to allow the sale of firearms on both a consignment and non-consignment basis, as well as the purchase and exchange of firearms. The proposed change is said to be consistent with the standard business model and practice in the community.

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. 2013-48

BILL NO. 2013-48

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL REGARDING THE SPECIAL USE PERMIT STANDARDS APPLICABLE TO SECONDHAND DEALERS TO ALLOW THE SALE OF FIREARMS ON BOTH A CONSIGNMENT AND NON-CONSIGNMENT BASIS, AS WELL AS THE PURCHASE AND EXCHANGE OF FIREARMS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Steven D. Ross

Summary: Amends the special use permit standards applicable to secondhand dealers in the Town Center District to allow the sale of firearms on both a consignment and non-consignment basis, as well as the purchase and exchange of firearms.

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 19.10.060(B) of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as set forth in Section 2 of this Ordinance. Deletions are shown by bracketing and additions by underlining.

SECTION 2: Section B.4.B of the Manual is amended by amending Subdivision 52 thereof to read as follows:

52) SECONDHAND DEALER

a. Except as otherwise provided in Paragraph (c), the use may be operated for consignment sales only and such consignment sales shall be limited to the following merchandise: jewelry (including Class III), furniture, fixtures, tableware, pictures, paintings, [and] wearing apparel[.] and firearms.

b. Payment to the consignor for consigned merchandise may not be made until after the merchandise has been sold.

c. The following (and only the following) secondhand merchandise may be sold on a non-consignment basis to, or purchased from or exchanged with, customers of the operation:

- i. Personal computers;
- ii. Laptop computers;

1 iii Other similar computer devices; [and]
2 iv. Wearing apparel[.]; and
3 v. Firearms.
4 d. No outdoor displays, sales or storage of any merchandise shall be permitted.
5 e. The hours of operation shall be limited to the hours between 8:00 a.m. and 10:00 p.m.,
6 unless otherwise specified by the City Council.
7 f. The use shall comply with the applicable requirements of LVMC Title 6.
8 g. The conditions listed above are not waivable development standards under the
9 provisions of the Town Center Development Standards Manual.
10 SECTION 3: The Department of Planning is authorized and directed to incorporate
11 into the Manual the amendments made by this Ordinance.
12 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or
13 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
14 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
15 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
16 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
17 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
18 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
19 invalid or ineffective.
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1 SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases,
2 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
3 1983 Edition, in conflict herewith are hereby repealed.

4 PASSED, ADOPTED and APPROVED this ____ day of _____, 2013.

5 APPROVED:

6
7 By _____
CAROLYN G. GOODMAN, Mayor

8 ATTEST:

9
10 _____
BEVERLY K. BRIDGES, MMC
City Clerk

11 APPROVED AS TO FORM:

12 *Val Steel* 8-19-13
13 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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APPROVED:

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By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

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17 BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-49 - For Possible Action - Amends the Unified Development Code to update the standards applicable to live/work units within the Live/Work Overlay District. (TXT-49224)
Sponsored by: Councilman Bob Coffin

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the Unified Development Code to update the standards applicable to live/work units within the Live/Work Overlay District. The update provides additional flexibility regarding the types of commercial uses that can combined with the residential aspect of the live/work concept, and provides minor clarifications and adjustments to the approval process.

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. 2013-49

1 **BILL NO. 2013-49**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TO UPDATE THE
4 STANDARDS APPLICABLE TO LIVE/WORK UNITS WITHIN THE LIVE/WORK OVERLAY
DISTRICT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Sponsored by: Councilman Bob Coffin

Summary: Amends the Unified Development
Code to update the standards applicable to
live/work units within the Live/Work Overlay
District.

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

10 SECTION 1: Ordinance No. 6190 and the Unified Development Code adopted as
11 Title 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended
12 as set forth in Sections 2 to 6, inclusive of this Ordinance. The amendments are deemed to be
13 amendments to both Ordinance No. 6190 and the Unified Development Code adopted as Title 19.

14 SECTION 2: Title 19, Chapter 10, Section 170, Subsection (B), is hereby amended
15 to read as follows:

16 B. Intent

17 It is intended that Live/Work units will function as follows:

18 1. The owner or lessee of the [space] Live/Work unit will reside and work in the [Live/Work]
19 unit.

20 2. The commercial or nonresidential uses of the Live/Work unit will be limited to
21 [low-intensity commercial and arts-related uses.] the uses that are allowed within the underlying
22 zoning district pursuant to LVMC Chapter 19.12 or within any applicable special area plan, subject
23 to the requirements and limitations of that Chapter or plan.

24 3. No activity that uses hazardous materials or generates excessive noise will be permitted.

25 4. [The number of employees will be limited.

26 5. Clientele generally will arrive by appointment, with walk-in trade anticipated to be
27 minimal.] Live/Work units shall be designed to be compatible with the surrounding adjacent
28 development.

1 5. The use of Live/Work units shall comply with and be subject to applicable building and fire
2 safety codes.

3 6. The residential component of the use shall be accessory to the commercial or nonresidential
4 component.

5 7. Residents of Live/Work units will be presumed to acknowledge the existence and operation
6 of uses that are permitted on nearby parcels that are zoned for commercial and industrial uses.

7 SECTION 3: Title 19, Chapter 10, Section 170, Subsection (D), is hereby amended
8 to read as follows:

9 D. Approval Criteria.

10 All Live/Work units within the Live/Work Overlay District must meet the following criteria in order
11 to be approved:

12 1. Zoning. Live/Work units may be located in the P-O, C-1, C-2, C-M, M and PD Zoning
13 Districts only.

14 2. [Permissible Nonresidential Uses. Because of the residential component, only the following
15 nonresidential uses are permitted:

16 a. Office uses.

17 b. Desktop publishing.

18 c. Arts activities, including painting, sculpture, printmaking, ceramics, photography,
19 film, video, graphic design, jewelry, and textiles, but excluding any activity that involves welding or
20 open flame work. The sale of artwork is permitted as an ancillary use.]

21 Locational Criteria. Live/Work units shall not be allowed within a multi-family residential
22 building, unless approved as a mixed-use development. When so approved, such units shall comply
23 with the locational provisions of LVMC 19.12.070 for commercial and civic uses.

24 3. Nonresidential Use Criteria. Nonresidential activities [must generally] shall conform to the
25 intent of the Live/Work Overlay District as described in Subsection (B) of this Section.

26 4. Residential Use Criteria. The residential component of a Live/Work unit must contain
27 sleeping space; [, cooking facilities, and complete sanitary facilities.] a kitchen containing a
28 refrigerator, sink and cooking facility (such as a stove or microwave); and complete sanitary facilities

1 that include a sink, a toilet, and a shower or bathtub (or both). No more than fifty percent of the total
2 floor area of a Live/Work unit shall be designed or used for residential purposes[.], and no unit may
3 be used solely for residential purposes. [The residential occupancy of a Live/Work unit must include
4 at least one person who is employed or carries out an occupation in the unit.] At least one occupant
5 of the Live/Work unit must reside and work in the unit.

6 5. [Emergency Access and Parking. Live/Work units shall be clearly identified by signage in
7 order to facilitate access for emergency services. The amount of required on-site parking shall be
8 calculated in accordance with parking provisions of this Title, based upon the gross square footage
9 of the unit and the nonresidential use or uses occurring therein.] Parking. The amount of required
10 on-site parking shall be calculated in accordance with any and all applicable parking provisions of this
11 Title, or of any applicable special area plan or overlay district, in each case based upon the gross
12 square footage of the unit and the nonresidential use or uses occurring therein. A deviation or relief
13 from the applicable standard may be granted by means of a Variance pursuant to LVMC 19.16.140,
14 a parking alternative pursuant to LVMC 19.18.030(D)(4), or such other means as are specified in a
15 special area plan or overlay district, as applicable.

16 6. Signage. Permissible signage shall be in accordance with the requirements and limitations
17 of this Title and those that pertain to any other overlay district in which the property is located. A
18 deviation or relief from the applicable standard may be granted by means of a Variance pursuant to
19 LVMC 19.16.140 or by such other means as are specified in a special area plan or overlay district, as
20 applicable.

21 7. Access.

22 a. Each Live/Work unit shall be divided into separate designated residential and
23 nonresidential areas. Interior access between the residential use and the nonresidential use shall be
24 maintained at all times.

25 b. When approved as part of a mixed-use development, access to the nonresidential
26 use of the unit for the public, deliveries or other services shall be provided from the exterior of the
27 unit, or from corridors that do not provide direct access to other residential units. Access through
28 shared residential corridors shall be permitted to a Live/Work unit only when such access is solely for

1 the residential use.

2 c. Live/Work units shall be clearly identified by signage in order to facilitate access
3 for emergency services. For addressing purposes, the unit shall receive a single address in
4 conformance with the applicable provisions of LVMC 19.04.050.

5 SECTION 4: Title 19, Chapter 10, Section 170, Subsection (E), is hereby amended
6 to read as follows:

7 E. Approval Process.

8 [1. Arts District. Within the Arts District (as identified in the Las Vegas Downtown
9 Centennial Plan), a Live/Work unit proposed within a new structure may be approved as part of a Site
10 Development Plan Review. Live/Work units proposed within an existing structure may be approved
11 administratively, subject to compliance with this Section and all applicable building-related codes.

12 2. Other Locations. At locations other than the Arts District (as identified in the Las Vegas
13 Downtown Centennial Plan), a Live/Work unit proposed within a new or existing structure may be
14 approved only by means of a Special Use Permit.] A Live/Work unit shall be approved as part of a Site
15 Development Plan Review, subject to compliance with this Section and all applicable building and
16 fire safety codes. The approval process for nonresidential uses shall be in accordance with the
17 provisions of LVMC Chapter 19.12 for the underlying zoning district, or as provided for in any
18 applicable special area plan. Nonresidential uses are subject to the applicable provisions of Title 6.

19 SECTION 5: Title 19, Chapter 10, Section 170, Subsection (F), is hereby amended
20 to read as follows:

21 F. Applicability of Other [Provisions.] Standards.

22 1. This Section is intended to operate and apply independently of any other provision in this
23 Title that allows residential and nonresidential uses on the same parcel. An applicant may proceed
24 under this Section or under any other provision that applies to a proposed use.

25 2. Except as otherwise provided in this Section, the standards set forth in this Section are
26 minimum standards, and no deviation from those standards shall be permitted.

27 3. Notwithstanding any other provision of this Title, the provisions of LVMC 19.16.180
28 relative to home occupations shall not apply to Live/Work units.

1 SECTION 6: Title 19, Chapter 16, Section 100, Subsection (F), Paragraph (1), is
2 hereby amended to read as follows:

3 1. Minor Review Decisions. Site Development Plans requiring Minor Reviews may be
4 approved administratively by the Director. Minor Reviews include without limitation:

5 a. Alterations which affect the external dimensions of an existing building or structure
6 that complies with all applicable requirements of this Title and with any previous conditions or
7 discretionary approval.

8 b. New commercial or industrial construction of five thousand square feet or less that
9 complies with all applicable requirements of this Title.

10 c. New residential construction consisting of no more than four dwelling units that
11 complies with all applicable requirements of this Title and is not part of a sequential application for
12 additional units.

13 d. Live/Work units which comply with the provisions of LVMC 19.10.170, all other
14 applicable requirements of this Title, and any previous conditions or discretionary approval.

15 SECTION 7: For purposes of Section 2.100(3) of the City Charter, Sections 19.10.170
16 and 19.16.100 are deemed to be subchapters rather than sections.

17 SECTION 8: The Department of Planning is authorized and directed to:

18 (A) Incorporate into the Unified Development Code the amendments set forth in
19 Sections 2 to 6, inclusive, of this Ordinance.

20 (B) Apply the provisions of this Ordinance to properties within the Live/Work
21 Overlay District that are zoned P-R pending the rezoning of such properties to the P-O zoning
22 classification.

23 SECTION 9: If any section, subsection, subdivision, paragraph, sentence, clause or
24 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
25 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
26 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
27 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
28 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,

1 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
2 invalid or ineffective.

3 SECTION 10: All ordinances or parts of ordinances or sections, subsections, phrases,
4 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
5 1983 Edition, in conflict herewith are hereby repealed.

6 PASSED, ADOPTED and APPROVED this ____ day of _____, 2013.

7 APPROVED:

8
9 By _____
CAROLYN G. GOODMAN, Mayor

10 ATTEST:

11 _____
12 BEVERLY K. BRIDGES, MMC
City Clerk

13 APPROVED AS TO FORM:

14 Val Steed 8-19-13
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-50 - For Possible Action - Amends the Unified Development Code to establish an alternative schedule and procedure for the submission and processing of tentative maps. (TXT-48737) Sponsored by: Councilman Steven D. Ross

Fiscal Impact

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No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the Unified Development Code to establish an alternative schedule and procedure for the submission and processing of tentative maps. The alternative schedule and procedure allow a subdivider to proceed with presentation of a tentative map earlier than otherwise possible in relation to zoning-related approval processes, but subject to the continuing limitation that approval of the map must await prior approval of the zoning-related applications.

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. 2013-50

1 **BILL NO. 2013-50**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TO ESTABLISH AN
4 ALTERNATIVE SCHEDULE AND PROCEDURE FOR THE SUBMISSION AND PROCESSING
OF TENTATIVE MAPS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Sponsored by: Councilman Steven D. Ross

Summary: Amends the Unified Development
Code to establish an alternative schedule and
procedure for the submission and processing of
tentative maps.

6
7
8 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
9 AS FOLLOWS:

10 SECTION 1: Ordinance No. 6190 and the Unified Development Code adopted as
11 Title 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended
12 as set forth in Section 2 of this Ordinance. The amendment is deemed to be an amendment to both
13 Ordinance No. 6190 and the Unified Development Code adopted as Title 19.

14 SECTION 2: Title 19, Chapter 16, Section 50, Subsection (C), is hereby amended to
15 read as follows:

16 **C. Conformance with Zoning Requirements**

17 1. No application for a tentative map is eligible for approval unless it is determined that the
18 proposed subdivision will be in conformance with all applicable zoning regulations, including all
19 applicable provisions of this Title; the zoning classification of the site; and all zoning, master plan or
20 site plan approvals for the site, including all applicable conditions that are in effect. If the proposed
21 subdivision will not so conform, the Director is under no obligation to accept or process an application
22 for a tentative map until the applicant has made any necessary application for rezoning or site
23 development plan review, or both; the Planning Commission has made a recommendation in support
24 of the zoning-related application(s); and a City Council hearing date has been set for the zoning-
25 related application(s).

26 2. Except as otherwise provided in Paragraph 4 of this Subsection (C), [In] in cases where
27 approval of a rezoning or a site development plan review by the City Council is necessary before a
28 tentative map can be approved:

1 a. The Director shall withhold presentation of the tentative map to the Planning
2 Commission until at least two weeks after the City Council's final approval of the rezoning or site
3 development plan review application, or both; and

4 b. The Director may extend the time for reviewing the tentative map if the Council's
5 rezoning or site development plan approval requires that additional issues be addressed or changes
6 made before map approval can occur.

7 3. Except as otherwise provided in Paragraph 4 of this Subsection (C), [In] in cases where a
8 rezoning is unnecessary and the Planning Commission is authorized to take final action on a site
9 development plan review, the Director shall withhold presentation of the tentative map to the Planning
10 Commission until at least two weeks after the Planning Commission has approved the application for
11 site development plan review.

12 4. Notwithstanding any provision of Paragraphs (2) and (3) above relative to the timing of the
13 presentation of a tentative map, a subdivider or representative may elect an alternative procedure
14 whereby a tentative map application may be submitted and processed concurrent with any related
15 application for rezoning or site development plan review. The intent to elect the alternative procedure
16 should be indicated at the time of the pre-application conference and the election must be made at the
17 time of submittal of the tentative map application, on a form provided by the Department. In the case
18 of any such election:

19 1. The election to use the alternative procedure and the Director's acceptance of a
20 tentative map application as complete shall be deemed to constitute the parties' mutual consent to
21 extend time limits pursuant to NRS 278.350; and

22 2. Final action on the tentative map may not occur until final action has been taken on any
23 related rezoning application, site development plan review, or both.

24 [4.] 5. The Director's obligation to withhold action or ability to extend time under Paragraph (2) is
25 subject to the time limits referred to in NRS 278.350, as they may be extended by mutual consent.
26 In addition, the Director's failure to comply with any obligation described in this Subsection shall not
27 be deemed a violation subject to criminal or administrative action and shall not invalidate any action
28 taken.

1 SECTION 3: For purposes of Section 2.100(3) of the City Charter, Section 19.16.050
2 is deemed to be a subchapter rather than a section.

3 SECTION 4: The Department of Planning is authorized and directed to incorporate
4 into the Unified Development Code the amendment set forth in Section 2 of this Ordinance.

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

13 SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases,
14 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
15 1983 Edition, in conflict herewith are hereby repealed.

16 PASSED, ADOPTED and APPROVED this ____ day of _____, 2013.

17 APPROVED:

18
19 By _____
CAROLYN G. GOODMAN, Mayor

20 ATTEST:

21 _____
22 BEVERLY K. BRIDGES, MMC
City Clerk

23 APPROVED AS TO FORM:

24 Val Heed 8-19-13
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____
11

12 APPROVED:

13
14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk
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AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐ Consent ☒ Discussion**SUBJECT:**

Bill No. 2013- 51 - For Possible Action - Establishes licensing requirements and regulations, as well as updated zoning regulations, pertaining to short-term residential rentals. Sponsored by: Councilwoman Lois Tarkanian

Fiscal Impact☒**No Impact**☐**Augmentation Required**☐**Budget Funds Available****Amount:****Funding Source:****Dept./Division:****PURPOSE/BACKGROUND:**

In 2008 the City Council adopted zoning regulations regarding short-term residential rentals. Since then, an analysis of the licensing and zoning impacts of these uses has been conducted. Several of those impacts were identified in a report provided to Council in August 2012. This bill follows up that report and, among other things, will 1) require operators to obtain a business licensee and pay a license fee, 2) establish occupancy limits for these operations, and 3) set forth other standards and limitations designed to limit impacts on surrounding areas.

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. 2013-51

BILL NO. 2013-51

ORDINANCE NO. _____

AN ORDINANCE RELATING TO SHORT-TERM RESIDENTIAL RENTALS; ESTABLISHING LICENSING REQUIREMENTS AND REGULATIONS, AS WELL AS UPDATED ZONING REGULATIONS, PERTAINING THERETO; AND PROVIDING FOR OTHER RELATED MATTERS.

Sponsored by: Councilwoman Lois Tarkanian

Summary: Establishes licensing requirements and regulations, as well as updated zoning regulations, pertaining to short-term residential rentals.

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

SECTION 1: Title 6 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new chapter, designated as Chapter 75 and consisting of Sections 10 to 120, inclusive, reading as follows:

6.75.010: “Commercial vehicle” means a vehicle customarily used as part of a business for the transportation of goods or people.

“Operator” means any person who owns, leases, controls, manages or operates a short-term residential rental unit or property.

“Short-term residential rental” means the commercial use, or the making available for commercial use, of a residential dwelling unit for dwelling, lodging or sleep purposes, wherein any individual guest rents or occupies the unit for a period of less than thirty-one consecutive calendar days. The term does not include a “community residence,” “facility for transitional living for released offenders,” or any other facility with dwelling units that is specifically defined in LVMC Chapter 19.18.

6.75.020: (A) No person shall engage in the business of offering or operating a short-term residential rental without first obtaining and thereafter maintaining a valid unexpired license pursuant to this Chapter for each short-term residential rental unit. Where there are multiple units on the same property, each unit must be licensed individually.

(B) If a short-term residential unit is managed by a person other than the licensee

1 or a principal of the licensee for that unit, that person must possess a valid license from the City to
2 manage property.

3 **6.75.030:** The operator of a short-term residential rental unit shall pay, in advance, an annual fee
4 of five hundred dollars for each short-term residential rental unit.

5 **6.75.040:** Each application for a short-term residential rental license shall contain or include the
6 following information and documentation:

7 (A) The name, signature, address and telephone number of the owner of the
8 residential dwelling to be associated with the license.

9 (B) The name, address and telephone number of any property manager or property
10 management firm that will be operating the short-term residential rental.

11 (C) The name, address and telephone number (including a telephone number that
12 provides for communication twenty-four hours a day) of the local contact person who will respond
13 to complaints regarding the condition, operation, or conduct of the occupants of the short-term
14 residential rental unit.

15 (D) The address of the residential dwelling proposed to be used as a short-term
16 residential rental.

17 (E) The number of bedrooms, per the documentation listed with the Clark County
18 Assessor, and the applicable overnight and daytime occupancy limit of the residential dwelling.

19 (F) If the proposed short-term residential rental unit is located within a gated
20 subdivision or controlled-access building that is governed by an owners' association, a letter or other
21 documentation from the association acknowledging the proposed use and, if necessary, granting access
22 to occupants of the proposed rental unit.

23 **6.75.050:** In connection with the issuance of a license, the Director may impose on the license
24 (or upon the renewal thereof) reasonable conditions that are in addition to the requirements of this
25 Chapter and that are designed to protect the public health, safety and welfare.

26 **6.75.060:** The operator of a residential short term rental shall comply with all provisions of
27 LVMC Chapter 6.46 and 4.20 that pertain to the collection of room taxes by the operator of an
28 establishment subject to those chapters, as well as the associated recordkeeping requirements.

1 Without limiting the effect of the preceding sentence, the operator of a residential short term rental
2 shall comply specifically with the following sections:

3 6.46.040

4 6.46.060

5 6.46.070

6 6.46.080

7 6.46.100

8 6.46.130

9 6.46.150

10 4.20.030

11 4.20.035

12 4.20.037

13 4.20.040

14 4.20.060

15 4.20.070

16 4.20.110

17 4.20.140

18 4.20.150

19 4.20.160

20 **6.75.070:** It is unlawful for an operator of an establishment governed by this Chapter to require
21 that any occupant of a short-term residential rental unit pay for a greater number of days than actually
22 occupied or requested by such occupant.

23 **6.75.080:** No person shall engage in the business of operating a short-term residential rental unit
24 without first obtaining and thereafter maintaining a valid unexpired public accommodations permit
25 from the Health District.

26 **6.75.090:** (A) An evacuation map and list of procedures shall be placed within each guest
27 room used for sleeping. Maps shall be of an engraved plastic material, with a minimum size of ten
28 inches by eight inches, and mounted in a horizontal position. The color of the text shall be contrasting

1 to the background. The maps shall have a "you are here" star with a directional arrow to the nearest
2 exit, and shall also indicate the location of all available fire extinguishers.

3 (B) At a minimum, there must be at least one fire extinguisher:

4 (1) In the kitchen area, located under the sink;

5 (2) In any garage, mounted on the wall no higher than 48" above the
6 finished floor; and

7 (3) Located on each floor level of the short-term residential rental unit, to
8 the extent not otherwise covered by Paragraphs (1) and (2) of this Subsection (B).

9 ➡ Each fire extinguisher shall have a current service tag from a State of Nevada Fire Marshal-certified
10 contractor.

11 (C) All sleeping rooms shall be equipped with smoke alarms and shall be installed
12 in accordance with applicable codes. A record of monthly testing and battery replacement shall be
13 available for verification by the Fire Prevention Division.

14 (D) Carbon monoxide alarms shall be installed in accordance with applicable codes.

15 **6.75.100:** (A) The operator shall post a copy of the license along with a copy of this Section
16 6.75.100 in a conspicuous place within the short-term residential rental unit.

17 (B) The maximum overnight occupancy of a short-term residential rental unit shall
18 be limited to a base of two persons per rental unit, plus an amount not to exceed two persons per
19 bedroom in the unit. The total daytime occupancy of the unit shall be limited to a maximum of one
20 and one-half times the overnight occupancy limit. In no case shall the total overnight occupancy
21 exceed twelve persons per unit, regardless of the number of additional bedrooms that may be available
22 in the unit. The following table summarizes the maximum occupancy limits:

23

Number of Bedrooms	Maximum Number of Overnight Occupants	Number of Additional Daytime Occupants	Maximum Number of Daytime Occupants
0 (Studio)	2	1	3
1	4	2	6
2	6	3	9
3	8	4	12
4	10	5	15
5	12	6	18

28

1 (C) All occupant vehicles shall be parked on site, and shall not be parked in the
2 adjacent public right-of-way. No commercial vehicles shall be permitted on the short-term residential
3 rental unit property or parked in the adjacent public right-of-way, except where otherwise permitted
4 in commercial zoning districts.

5 (D) Notwithstanding the provisions of LVMC Chapter 19.16, the use of any radio
6 receiver, stereo, musical instrument, sound amplifier or similar device which produces, reproduces
7 or amplifies sound shall take place only within an enclosed short-term residential rental unit. The
8 property owner or operator of a short-term residential rental unit shall use reasonably prudent business
9 practices to ensure that the occupants or guests of the rental unit do not create unreasonable noise or
10 disturbances.

11 (E) The operator shall make available a local phone number that provides the
12 capability of producing a response within one hour to complaints regarding the condition, operation,
13 or conduct of the occupants of the short-term residential rental unit. Failure of the operator to respond
14 or provide for a response to the complainant within one hour shall constitute a violation of these
15 regulations.

16 (F) A placard shall be displayed on the exterior of any short-term residential rental
17 unit listing the 24-hour contact information for complaints regarding the operation or conduct of the
18 occupants of the unit. The placard shall be in plain view for the general public at all times the
19 short-term residential rental unit is occupied. The placard shall be a minimum of 8-1/2 inches by 11
20 inches in size, clearly depicting the 24-hour contact information. Contact information shall include
21 the full name and telephone number and must be in a minimum legible font of 72 point or a minimum
22 of 1-1/2 inches in height.

23 (G) Trash and refuse shall not be left or stored in public view, except in proper
24 containers for the purpose of collection in accordance with the requirements of Chapter 9.08. The
25 owner of the property or manager of the short term residential rental unit shall be responsible for
26 notifying occupants of trash disposal procedures and for maintaining compliance with the
27 requirements of Chapter 9.08.

28 **6.75.110:** The operator must notify the Director of any change in property ownership or

1 management or any other material change in the information described in the license application and
2 set forth in LVMC 6.75.040. The notification must be made within fifteen days after the change has
3 occurred. The Director may require a new application if the changes warrant a new application.

4 **6.75.120:** In addition to any other remedy available for a violation of this Chapter, the Director
5 may suspend or revoke a license issued under this Chapter for the fourth or subsequent violation of
6 this Chapter within any 24-month period. Such action is appealable to the City Council or the
7 Council's designee.

8 SECTION 2: Ordinance No. 6190 and the Unified Development Code adopted as Title
9 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended as set
10 forth in Sections 21 and 22 of this Ordinance. Each such amendment is deemed to be an amendment
11 to both Ordinance No. 6190 and the Unified Development Code adopted as Title 19.

12 SECTION 3: Title 19, Chapter 12, Section 70, is hereby amended by amending the
13 entry for the use "Short-Term Residential Rental" to read as follows:

14 **Short-Term Residential Rental**

15 **Description:** The commercial use, or the making available for commercial use, of a residential
16 dwelling unit for dwelling, lodging or sleep purposes, wherein any individual guest rents or occupies
17 the unit for a period of less than 31 consecutive calendar days. This use does not include a
18 "Community Residence," "Facility for Transitional Living for Released Offenders," or any other
19 facility with dwelling units that is specifically defined in Chapter 19.18.

20 **Conditional Use Regulations:**

21 1. The operator must obtain a [permit from the Business Services Division] business license to
22 operate the use. [The use must be operated by either the property owner or a property manager who
23 holds a permit to engage in property management pursuant to NRS Chapter 645. For a use to be
24 operated by the property owner, a separate permit must be obtained for each rental. For a use to be
25 operated by a property manager, the permit shall be an annual permit, renewable annually at the
26 discretion of the Division, subject to the provisions of Condition Use Regulation 6. In each case the
27 operator shall pay such fee as the Division may establish for the permit. A copy of the permit,
28 including all conditions established or imposed pursuant to Conditional Use Regulation 4, shall be

- 1 posted in a conspicuous place within the rented premises.]
- 2 2. The use must comply on an ongoing basis with all governmental licensing and regulatory
- 3 requirements, including the payment of applicable room taxes and licensing fees. [However, a permit
- 4 issued under Conditional Use Regulation 1 shall be deemed to take the place of a license otherwise
- 5 required by LVMC 6.46.020.]
- 6 3. The use must comply with the City's noise regulations as they apply to residential uses.
- 7 4. [In connection with the issuance of a permit under Conditional Use Regulation 1, the Business
- 8 Services Division may establish additional conditions on the use, including without limitation a time
- 9 limit on outdoor activities and a limit on the number of occupants and guests that are on the premises
- 10 at any one time. In addition, at any time following issuance of the permit, the Division may impose
- 11 additional conditions on, or otherwise amend, the permit. The permit may be revoked or suspended
- 12 immediately for noncompliance with these regulations or with applicable permit conditions, at which
- 13 time the use permitted as a conditional use shall immediately cease.
- 14 5.] Vehicle parking associated with the use shall comply with applicable parking regulations, and
- 15 vehicles of guests and invitees shall not obstruct traffic or access to other properties in the area.
- 16 [6. The operator shall notify the Business Services Division of any change in the operator's telephone
- 17 number and other contact information. Any change in operator shall require the issuance of a new
- 18 permit.
- 19 7. The operator must be available at all times to respond to law enforcement authorities and to
- 20 concerns from neighborhood residents, and to take remedial action in the event of noncompliance with
- 21 law or with permit conditions.]

22 On-site Parking Requirement: No additional parking required.

23 SECTION 4: Title 19, Chapter 18, Section 20, is hereby amended by amending the

24 definition of the term "Short-Term Residential Rental" to read as follows:

25 **Short-Term Residential Rental.** The commercial use, or the making available for commercial use,

26 of a residential dwelling unit for dwelling, lodging or sleeping purposes, wherein any individual guest

27 rents or occupies the unit for a period of less than thirty-one consecutive calendar days. The term does

28 not include a "Community Residence," "Facility for Transitional Living for Released Offenders," or

1 any other facility with dwelling units that is specifically defined in this Chapter.

2 SECTION 5: For purposes of Section 2.100(3) of the City Charter, Sections 19.12.070
3 and 19.18.020 are deemed to be subchapters rather than sections.

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

12 SECTION 7: Whenever in this ordinance any act is prohibited or is made or declared
13 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
14 required or the failure to do any act is made or declared to be unlawful or an offense or a
15 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
16 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
17 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
18 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

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SECTION 8: 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 _____, 2013.

APPROVED:

By _____
CAROLYN G. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 8-22-13
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 _____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council 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 _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

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17 BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-52 - For Possible Action - Enacts a separate curfew specific to downtown Las Vegas. Sponsored by: Mayor Carolyn G. Goodman

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 ordinance will act to add a new curfew specific to downtown Las Vegas in an area bounded by Eastern Avenue, US 93/95/I-515, I-15 and Sahara Avenue from nine p.m. to five a.m. on Fridays, Saturdays and legal holidays. The ordinance provides an exemption for certain special events within the special curfew area and for other relevant exceptions. This bill will be fast-tracked for consideration at the September 18 City Council meeting.

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. 2013-52

BILL NO. 2013-52

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE CITY'S PUBLIC PEACE, MORALS AND WELFARE REGULATIONS TO PROVIDE FOR A SEPARATE CURFEW SPECIFIC TO DOWNTOWN LAS VEGAS, TO AMEND THE PENALTIES FOR CURFEW VIOLATIONS, TO PROVIDE CERTAIN PENALTIES FOR A PARENT OR LEGAL GUARDIAN PERMITTING A MINOR'S VIOLATION OF CURFEW LAWS AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Carolyn G. Goodman

Summary: An ordinance to amend the City's public peace, morals and welfare regulations to provide for a separate curfew specific to downtown Las Vegas, to amend the penalties for curfew violations, to provide penalties for a parent or legal guardian permitting a minor's violation of curfew laws and to provide for other related matters.

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

SECTION 1: Title 10 Chapter 54, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 15, reading as follows:

10.54.015: Notwithstanding the provisions of LVMC 10.54.010, it is unlawful for any child under the age of eighteen years to be in or upon the following streets or sidewalks, and all parking lots, driveways and walkways which are open to the public on properties located within the area created by the street boundaries provided below, between the hours of nine p.m. and five a.m. of the succeeding day, on Fridays, Saturdays and legal holidays:

- (A) Eastern Avenue between US 93/95/I-515 and Sahara Avenue;
- (B) US 93/95/I-515 between I-15 and Eastern Avenue;
- (C) I-15 between US 93/95/I-515 and Sahara Avenue; and
- (D) Sahara Avenue between I-15 and Eastern Avenue.

The specific curfew provided by this subsection does not apply to special events permitted pursuant to the provisions of LVMC Title 12, provided that the special event permit issued specifically indicates that LVMC 10.54.015 does not apply to such special event. Under such circumstance, the curfew provided by 10.54.010 will apply to such special event.

1 SECTION 2: Title 10, Chapter 54, Section 20, of the Municipal Code of the City of
2 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **10.54.020:** [It shall be unlawful for any parent, guardian, or other person having legal care, custody
4 and control of any child under the age of eighteen years to allow or permit such child or ward to loiter,
5 idle, wander or stroll or be upon, in or about any of the public streets, avenues, alleys, or other public
6 places in the City not accompanied by such parent, guardian or other person having legal care, custody
7 and control of such child, at any time between the hours of ten p.m., Sunday through Thursday, both
8 inclusive, and five a.m. on the succeeding day, official City time, unless the curfew for such date has
9 been extended by the Sheriff of the Metropolitan Police Department or his designee in accordance
10 with Section 10.54.010.]

11 It is unlawful for any parent, guardian or other person having legal care, custody or control of any
12 child under the age of eighteen to allow or permit such child to be in or upon any place in violation
13 of Sections 10.54.010 or 10.54.015 of this Chapter.

14 SECTION 3: Title 10, Chapter 54, Section 30, of the Municipal Code of the City of
15 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

16 **10.54.030:** [(A) Any peace officer finding or observing any child over the age of twelve years
17 and under the age of eighteen years, not accompanied by its parent, guardian or other adult person
18 having legal custody and control of said child, loitering, idling, wandering, strolling or being upon,
19 in or about any public streets, avenues, alleys or other public places in the City, contrary to or in
20 violation of the provisions of this Chapter, shall take said child to the Clark County Juvenile Home.
21 The peace officer shall immediately thereafter make a full and complete report in writing in duplicate
22 of said violation, transmitting one copy to the office of the Juvenile Probation Officer, Clark County,
23 and another copy to the Juvenile Judge of the Eighth Judicial District Court in and for Clark County,
24 Nevada.

25 (B) Any peace officer finding or observing any child under the age of twelve years,
26 not accompanied by its parent, guardian or other adult person having legal custody and control of such
27 child, loitering, idling, wandering, strolling, or being upon, in or about any public streets, avenues,
28 alleys or other public places in the City, contrary to or in violation of the provisions of this Chapter,

1 shall take the child to the home or place of abode of its parents or guardian, or in the event, after the
2 exercise of due diligence the parent or guardian of the minor child cannot be located, then said officer
3 shall take said child to the Clark County Juvenile Home. The peace officer shall immediately
4 thereafter make a full and complete report in writing, in duplicate, of said violation, transmitting one
5 copy to the office of the Juvenile Probation Officer, Clark County, and another copy to the Juvenile
6 Judge of the Eighth Judicial District Court in and for Clark County, Nevada.]

7 Any peace officer finding or observing any child under the age of eighteen being on or upon any place
8 in violation of Sections 10.54.010 or 10.54.015 of this Chapter may cite the child for such violation
9 and release the child to the custody of his or her parent or legal guardian, release the child or take the
10 child to the Clark County juvenile court services.

11 SECTION 4: Title 10 Chapter 54, of the Municipal Code of the City of Las Vegas,
12 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 35,
13 reading as follows:

14 **10.54.035:** The following are valid exceptions to the operation of either curfew:

15 (A) If the child is accompanied by his or her parent, or other responsible person who
16 is over the age of twenty-one and approved by the child's parent or legal guardian;

17 (B) If the child is legally employed, for the period from one-half hour before to one-
18 half hour after work, while going directly between his or her home and place of employment. This
19 exception shall also apply if the child is in a public place during curfew hours in the course of his or
20 her employment. To come under this exception, the child must be carrying a written statement from
21 the employer attesting to the place and hours of employment;

22 (C) If the child is coming directly home from a meeting or a place of public
23 entertaining, such as a movie, play or sporting event, or from a school, social or religious activity. This
24 exception will apply for one-half hour after the completion of such event, but in no case beyond one
25 a.m.;

26 (D) If the child is, with the consent of his or her parent or legal guardian, engaged
27 in interstate travel;

28 (E) If the child is on an emergency errand.

1 SECTION 5: Title 10 Chapter 54, of the Municipal Code of the City of Las Vegas,
2 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 40
3 reading as follows:

4 **10.54.040:** Any person who violates Sections 10.54.010 or 10.54.015 of this Chapter shall be
5 subject to a fine of not more than three hundred dollars.

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

14 SECTION 7: Whenever in this ordinance any act is prohibited or is made or declared
15 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
16 required or the failure to do any act is made or declared to be unlawful or an offense or a
17 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
18 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
19 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
20 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

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1 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
2 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
3 1983 Edition, in conflict herewith are hereby repealed.

4 PASSED, ADOPTED and APPROVED this _____ day of _____, 2013.

5 APPROVED:

6
7 By _____
CAROLYN G. GOODMAN, Mayor

8 ATTEST:

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10 _____
BEVERLY K. BRIDGES, MMC
City Clerk

11 APPROVED AS TO FORM:

12 _____
Date

8/22/13

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2013, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____; thereafter the said committee reported favorably on said ordinance on the
5 _____ day of _____, 2013, which was a _____ meeting of said
6 Council; that at said _____ meeting, the proposed ordinance was read by title
7 to the City Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

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APPROVED:

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By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

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BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

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



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: SEPTEMBER 17, 2013

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

☐ Consent ☒ Discussion

SUBJECT:

ADJOURNMENT

