

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
OCTOBER 1, 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. ABEYANCE ITEM - Bill No. 2013-52 - For Possible Action - Enacts a separate curfew specific to downtown Las Vegas. Sponsored by: Mayor Carolyn G. Goodman
4. Bill No. 2013-53 - For Possible Action - Repeals LVMC Chapter 9.32, relating to the regulation of swimming pools. Proposed by: Christopher Knight, Director of Building and Safety
5. Bill No. 2013-54 - For Possible Action - Annexation No. ANX-50100 - Property location: 6033 Rio Vista Street; Petitioned by: Isidoro Alcazar; Acreage: 0.52 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
6. Bill No. 2013-55 - For Possible Action - Annexation No. ANX-48758 - Property location: At 1566 Westwind Road; Petitioned by: Bhodhiyana Meditation Center Trust, Acreage: 1.06 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Lois Tarkanian
7. Bill No. 2013-56 - For Possible Action - Annexation No. ANX-49991 - Property location: Southwest corner of Farm Road and Grand Canyon Drive; Petitioned by: Greystone Nevada, LLC; Acreage: 19.94 acres; Zoned: R-D (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross

City of Las Vegas

8. 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
9. 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: OCTOBER 1, 2013

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:
CALL TO ORDER



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 2013

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

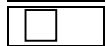
ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW



AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 2013**

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

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

Fiscal Impact**No Impact****Augmentation Required****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:

1. Bill No. 2013-52
2. Bill No. 2013-52, First Amendment – Submitted at the Recommending Committee Meeting of 9/17/2013
3. Boundary Maps and Boyd Gaming Group Support Letter by Dimitrios Karapanagiotis and Support eMail by Miles Ohye submitted at the Recommending Committee Meeting of 9/17/2013

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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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:

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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FIRST AMENDMENT

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: (A) 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 public streets or sidewalks, and all parking lots, driveways and walkways which are open to the public on properties located within the area as depicted by the map attached to the ordinance codified in this Section, between the hours of nine p.m. and five a.m. of the succeeding day, on Fridays, Saturdays, legal holidays and between the hours of nine p.m. on December 31 and five a.m. on January 1.

(B) 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.

Submitted after final agenda

Date 9/17/2013 Item #9
By Val Steel

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

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

11 SECTION 4: Title 10 Chapter 54, of the Municipal Code of the City of Las Vegas,
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15 (A) If the child is accompanied by his or her parent, or other responsible person who is
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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 her
20 employment. To come under this exception, the child must be carrying a written statement from the
21 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 a.m.;

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

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, 1983
3 Edition, in conflict herewith are hereby repealed.

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

5 APPROVED:

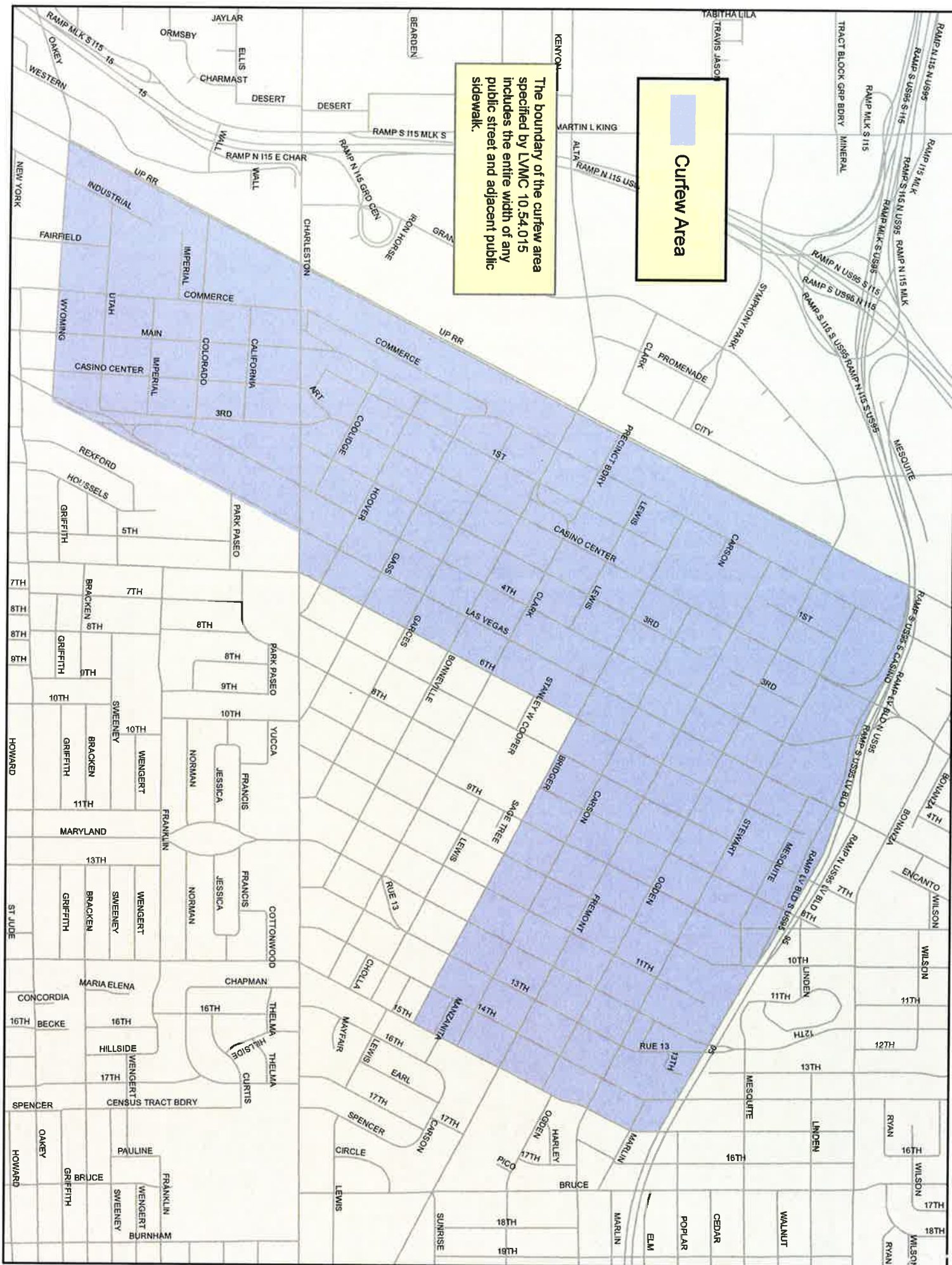
6 By _____
7 CAROLYN G. GOODMAN, Mayor

8 ATTEST:

9 _____
10 BEVERLY K. BRIDGES, MMC
11 City Clerk

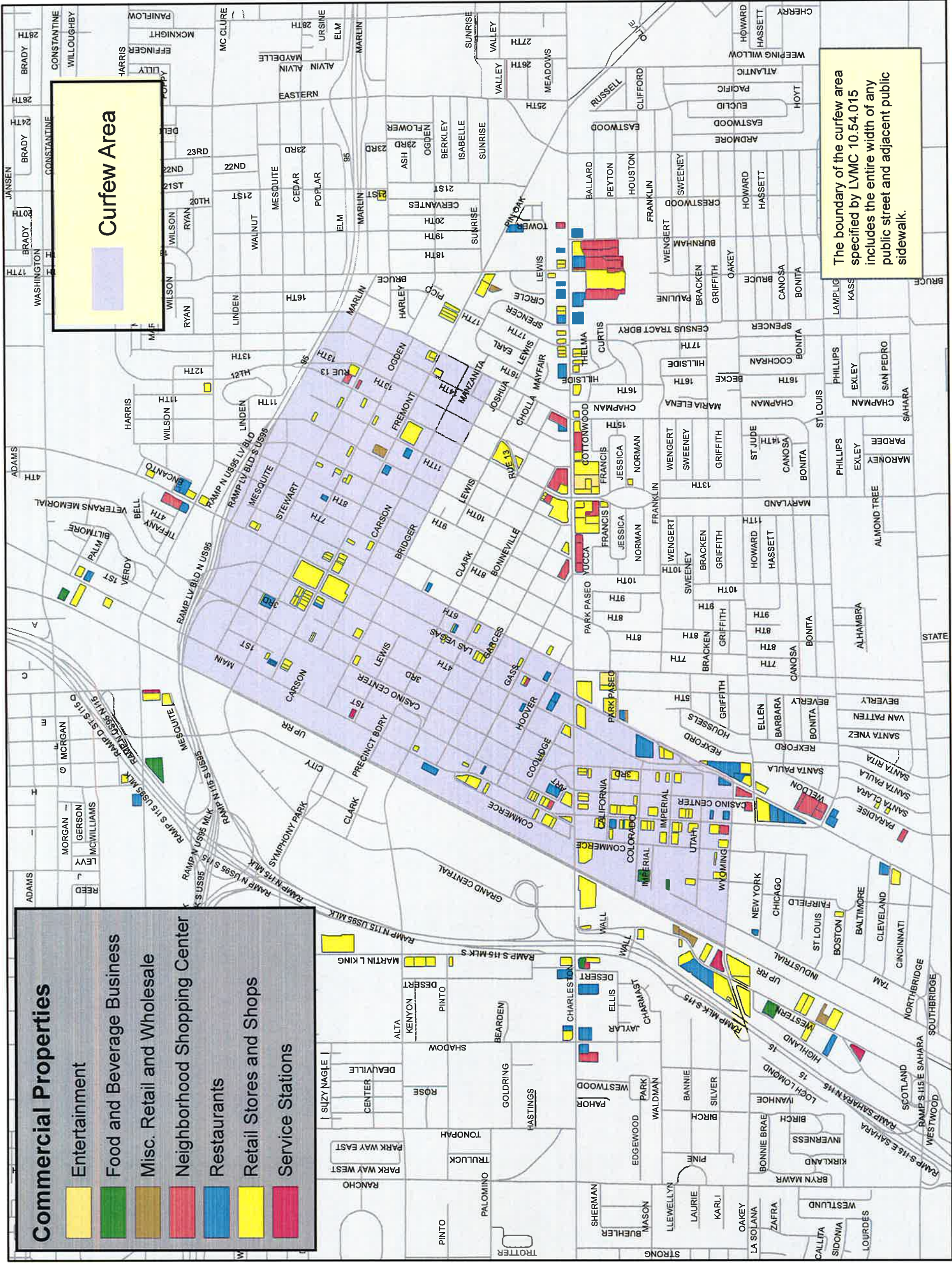
12 APPROVED AS TO FORM:

13 _____ Date
14 James B. Lewis,
15 Deputy City Attorney
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The boundary of the curfew area specified by LVMC 10.54.015 includes the entire width of any public street and adjacent public sidewalk.


Curfew Area



Commercial Properties

Entertainment

Neighborhood Shopping Center

Restaurants

Retail Stores and Shops

Service Station

This map displays the commercial properties within a designated curfew area in Las Vegas. The curfew area is outlined in blue and covers a large portion of the city's central and eastern sections. Properties are color-coded according to their commercial type: Entertainment (green), Neighborhood Shopping Center (red), Restaurants (blue), Retail Stores and Shops (yellow), and Service Station (pink). The map includes a detailed street grid with major thoroughfares such as Las Vegas Blvd, Main St, and various ramps connecting to the airport. Numerous commercial buildings are marked with colored squares, indicating their specific function. Two callout boxes provide additional context: one identifies the 'Curfew Area' with a blue square, and the other clarifies that the boundary is defined by LVMC 10.54.015 and includes the entire width of any public street and adjacent public sidewalk.

Curfew Area

The boundary of the curfew area specified by LVMC 10.54.015 includes the entire width of any public street and adjacent public sidewalk.

BOYDGAMING

September 16, 2013

Support

The Honorable Carolyn Goodman, Mayor of Las Vegas
and Members of the Las Vegas City Council
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

Re: Bill No. 2013-52 Separate Curfew Specific to Downtown Las Vegas

Dear Mayor Goodman and Members of the City Council,

I write this letter on behalf of Boyd Gaming in support of adopting Bill No. 2013-52 that creates a separate curfew specific to Downtown Las Vegas. We, at Boyd Gaming, believe that such an ordinance is important for the safety of underage residents of Las Vegas but also enhances law enforcement in the Downtown area, the entertainment district of the city. Thank you for giving us the opportunity to express our support for this ordinance and we are looking forward to its adoption.

Sincerely,



Steve Thompson
Senior Vice President, Operations
Nevada Region

Submitted At Meeting
Date 9/17/2013 #19
Item

By: DIMITRIOS KARAPANAGIOTIS

Angela Crolli

From: Karen Coyne
Sent: Monday, September 16, 2013 3:40 PM
To: mohye@abcstores.com
Cc: City Clerk, Deputies; Gwen Barnes
Subject: Curfew Ordinance

Thank you Miles. I've passed your correspondence along to the City Clerk, to ensure the Mayor and Council are aware of your support for this ordinance.

KC

Karen Coyne
Chief Officer – Public Safety

City of Las Vegas
City Manager's Office
702-229-2424
702-429-0923

From: mohye@abcstores.com [mailto:mohye@abcstores.com]
Sent: Monday, September 16, 2013 1:58 PM
To: Karen Coyne
Subject: Re: Reminder

Hi Karen,

I regret to inform you that I will not be able to attend the Curfew Hearing in person. However, ABC Stores would like to express our support in creating a separate curfew (9p) for individuals under the age of 18 (without guardian). This curfew will establish consistent and stronger safety measures for everyone.

Best Regards

Miles Ohye
Vice President, Mainland Division
ABC Store # 103
3663 Las Vegas Boulevard #145
Las Vegas, Nevada 89109
Phone: (702) 733-7182
Fax: (702) 733-9416
mohye@abcstores.com

Submitted after final agenda

Date 9/16/2013 Item 9

-----Gwen Barnes <gbarnes@LasVegasNevada.GOV> wrote: -----

To: Bob Coffin <lvCouncilman@hotmail.com>, Bob Coffin <bcoffin@LasVegasNevada.GOV>, Brad Jerbic <bjerbic@LasVegasNevada.GOV>, "Carolyn G. Goodman" <cgoodman@LasVegasNevada.GOV>, Dimitrios Karapanagiotis <dak@TheCapitolCompany.com>, Eli Elezra <EliElezra@yahoo.com>, Felipe Ortiz <fortiz@LasVegasNevada.GOV>, Flinn Fagg <ffagg@LasVegasNevada.GOV>, Jay Brown <jbrown@brownlawlv.com>, Jeff Victor <jvictor@vegaseperience.com>, "Joey Vanas" <joeyvanas@gmail.com>, Joey Vanas <joey@ffflv.org>, John Moran <K.hopfe@moranlawfirm.com>, Jorge Cervantes <JCervantes@LasVegasNevada.GOV>, Karen Duddleston

<kduddleston@LasVegasNevada.GOV>, Marc Abelman <marc@insidestylehome.com>, Mike Nolan <mnolan@exber.net>, Miles Ohye <mohye@abcstores.com>, "Ricki Y. Barlow" <RBarlow@LasVegasNevada.GOV>, Russell Rowe <rrowe@TheCapitolCompany.com>, Shawn Andersen <s3806a@lvmpd.com>, Terry Murphy <tmurphy@strategicsolutionsnv.com>, "Todd Kessler" <Todd.Kessler@rggvlv.com>
From: Gwen Barnes <gbarnes@LasVegasNevada.GOV>
Date: 09/12/2013 05:02PM
Subject: Reminder

Good afternoon,

Just wanted to remind you that Bill No. 2013-52 which enacts a separate curfew for downtown will be heard at the Recommending Committee on **Tuesday, September 18, at 9 a.m. in the City Clerk's conference room on the 2nd floor of City Hall.** Also, at the City Council meeting on **Wednesday, September 19,** the bill will be eligible for adoption. The City Council meeting begins at 9 a.m. and will be held in Council Chambers. Hope you're able to attend and show your support.

Thank you and have a good weekend!

Gwendolyn Barnes

Sr. Executive Assistant to

Scott Adams, Deputy City Manager

Karen Coyne, Chief Officer – Public Safety

(702) 229-6178

"Building Community to Make Life Better"

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-53 - For Possible Action - Repeals LVMC Chapter 9.32, relating to the regulation of swimming pools. 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 repeal LVMC Chapter 9.32, relating to the regulation of swimming pools. That chapter is no longer in use and no longer needed. The City's technical codes, in particular as they apply to swimming pools, adequately regulate the construction and safety aspects that are within the City's jurisdictional powers. Other health-related aspects are covered by the applicable regulations of the Southern Nevada Health District. The repeal is part of a project designed to identify and update obsolete and duplicative Code provisions.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

1. Bill No. 2013-53
2. Text of Chapter to be Repealed

BILL NO. 2013-53

ORDINANCE NO. ____

AN ORDINANCE TO REPEAL IN ITS ENTIRETY LVMC CHAPTER 9.32, RELATING TO THE REGULATION OF SWIMMING POOLS, AND TO PROVIDE FOR OTHER RELATED MATTERS

Proposed by: Christopher Knight, Director of Building and Safety	Summary: Summary: Repeals LVMC Chapter 9.32, relating to the regulation of swimming pools
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THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY
ORDAIN AS FOLLOWS:

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

SECTION 1: Title 9, Chapter 32, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby repealed in its entirety.

SECTION 2: 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.

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SECTION 3: 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 9-4-13
Val Steed Date
Deputy City Attorney

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
5 said ordinance on the _____ day of _____, 2013, which was a
6 _____ meeting of said Council; that at said _____ meeting,
7 the proposed ordinance was read by title to the City Council as first introduced and adopted by
8 the following vote:

9 VOTING "AYE": _____

10 VOTING "NAY": _____

11 ABSENT: _____

12

APPROVED:

13

14 By _____
15 CAROLYN G. GOODMAN, Mayor

16 ATTEST:

17

18 _____
19 BEVERLY K. BRIDGES, MMC
20 City Clerk
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Las Vegas, Nevada, Code of Ordinances >> Title 9 - HEALTH AND SAFETY >> CHAPTER 9.32 SWIMMING POOLS >>

CHAPTER 9.32 SWIMMING POOLS

9.32.010 Supervision authority—Enforcement powers.

9.32.020 Definitions.

9.32.030 Swimming pool maintenance service registration qualifications.

9.32.040 Registration certificate-Establishment of qualifications.

9.32.050 Registration certificate-Notice to adopt rules and regulations.

9.32.060 Applicability of rules and regulations.

9.32.070 Compliance with Chapter provisions.

9.32.010 Supervision authority—Enforcement powers.

The District Board of Health is designated and shall henceforth have supervision over the maintenance, sanitation, cleanliness and safety of swimming pools within the City, and is empowered to make and enforce such rules and regulations pertaining to the maintenance, sanitation, cleanliness and safety of swimming pools as it shall deem necessary to carry out the provisions of this Chapter.

(Ord. 1231 § 1, 1966; prior code § 4-8A-1)

9.32.020 Definitions.

- (A) "Swimming pool" means all artificial or semiartificial bodies of water or pools used or intended for swimming or bathing purposes.
- (B) "Swimming pool agency" means any licensed company engaged in the business of maintaining or servicing swimming pools. The swimming pool agency must employ at least one or more swimming pool service technicians and in addition to the technicians may employ swimming pool technician apprentices.
- (C) "Swimming pool service technician" means any person who commercially engages in the business of treating swimming pool water, cleaning filters, maintaining all such pools or facilities and appurtenances thereof, or who similarly commercially services all such artificial pools as authorized and limited in the rules and regulations of the District Board of Health.
- (D) "Swimming pool service technician apprentice" means any person working under the supervision of a swimming pool service technician performing any such swimming pool service work as authorized and limited in the rules and regulations of the District Board of Health.

(Ord. 1231 § 2, 1966; prior code § 4-8A-2)

9.32.030 Swimming pool maintenance service registration qualifications.

- (A) No person shall commercially engage in the business of maintaining swimming pool water, filters, chlorinators or otherwise servicing any public or private swimming pool unless he has first registered with the District Health Officer, and shall have proven to the satisfaction of the District Health Officer that he is competent to do so in a sanitary, safe and healthful manner.
- (B) No person shall perform the work of a swimming pool service technician or a swimming pool service technician apprentice unless he has been certified by the District Health Officer as

being qualified to perform such work and has a valid registration certificate issued by said Health Officer as evidence thereof.

- (C) The District Health Officer shall periodically conduct examinations, pursuant to rules and regulations established by the Board of Health to determine the qualifications of any person seeking to engage in the business of swimming pool maintenance. Such examinations may be in the form of written or performance tests or both.
- (D) Swimming pool service technicians or swimming pool service technician apprentices employed by a swimming pool service agency or swimming pool service technician shall register with the Health Officer when first so employed.

(Ord. 1231 § 3, 1966: prior code § 4-8A-3)

9.32.040 Registration certificate-Establishment of qualifications.

The District Board of Health shall, by rules or regulations, establish reasonable, minimum qualifications of applicants and requirements governing the application for issuance, suspension and revocation of such registration certificate. Such rules and regulations shall be limited and designed to protect, preserve and safeguard the public health and safety with respect to the use and maintenance of swimming pools.

(Ord. 1231 § 4 (part), 1966: prior code § 6-8A-4(part))

9.32.050 Registration certificate-Notice to adopt rules and regulations.

Prior to the establishment of any rules and regulations, the District Board of Health shall give notice for at least five days in three public places within the City of its intention to adopt rules and regulations and shall hold a public hearing on such rules and regulations in accordance with the notice. Upon the adoption of the rules and regulations, the District Board of Health shall furnish to the City sufficient copies of rules and regulations to be distributed to all interested persons. Copies shall be available at the office of the District Board of Health. At all times at least three copies of the latest rules and regulations shall be on file with the Clerk of the City and each shall indicate the time and hearing upon which each of the rules and regulations were adopted.

(Ord. 1231 § 4 (part), 1966: prior code § 4-8A-4(part))

9.32.060 Applicability of rules and regulations.

The requirements of this Chapter and any rules and regulations of the District Department of Health shall not apply to licensed contractors engaged in the construction of swimming pools and shall not apply to licensed contractors engaged in work normally associated with a major renovation of swimming pools or facilities.

(Ord. 1231 § 5, 1966: prior code § 4-8A-5)

9.32.070 Compliance with Chapter provisions.

All existing pool service agencies, swimming pool service technicians and swimming pool service technician apprentices shall comply with the requirements of this Chapter.

(Ord. 1231 § 6, 1966: prior code § 4-8A-6)

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 2013

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2013-54 - For Possible Action - Annexation No. ANX-50100 - Property location: 6033 Rio Vista Street; Petitioned by: Isidoro Alcazar; Acreage: 0.52 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located at 6033 Rio Vista Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (October 11, 2013) is set by this ordinance.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2013-54 and location map

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BILL NO. 2013-54

ORDINANCE NO. _____

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-50100)

Sponsored by: Councilman Steven D. Ross	Summary: Annexes property described generally as located at 6033 Rio Vista Street.
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THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY
ORDAIN AS FOLLOWS:

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

That portion of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 27, Township 19 South, Range 60 East, MDM, County of Clark, State of Nevada, being LOT 59 in BLOCK 3 of the plat of TROPICAL PARK SUBDIVISION, on file in Book 3 of Plats, Page 98, of Clark County, Nevada Records, together with the adjoining 30.00 foot wide half-street right of way of RIO VISTA STREET (formerly known as SUNRAY DRIVE), as dedicated by said TROPICAL PARK SUBDIVISION plat and by that GRANT, BARGAIN, SALE DEED, recorded July 10, 1978 in Book 913 as Instrument Number 872032 of Clark County, Nevada Records, more particularly described by metes and bounds as follows:

COMMENCING at the southeast corner of the Southwest Quarter (SW 1/4) of

1 the Northeast Quarter (NE 1/4) of said Section 27; thence along the east line of
2 the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said
3 Section 27 and along the centerline of said RIO VISTA STREET, North
4 00°15'09" East, 144.25 feet to a point on the easterly projection of the south line
5 of said LOT 59; thence along said easterly projection and along said south line,
6 North 86°19'48" West, 218.79 feet to the southwest corner of said LOT 59;
7 thence along the west line of said LOT 59, North 00°52'48" East, 104.20 feet to
8 the northwest corner of said LOT 59; thence along the north line and the easterly
9 projection thereof, of said LOT 59, South 86°19'48" East, 218.74 feet to the east
10 line of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said
11 Section 27 and to the centerline of said RIO VISTA STREET; thence along said
12 east line and along said centerline, South 00°51'09" West, 104.20 feet to the
13 POINT OF BEGINNING.

8 The Basis of Bearings for this land description is North 00°15'09" East, being the
9 east line of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of
10 Section 27, Township 19 South, Range 60 East, MDM, Clark County, Nevada, as
11 shown on the plat of TROPICAL PARK SUBDIVISION, on file in Book 3 of
12 Plats, Page 98, of Clark County, Nevada Records.

11 Written by:
12 Neil Wacaser
13 City of Las Vegas, Department of Operations & Maintenance
14 333 N. Rancho Drive
15 Las Vegas, NV. 89106
16 (702) 229-2475
17 nwacaser@lasvegasnevada.gov

15 SECTION 2: The City Council hereby determines that the described territory
16 meets the requirements provided by law for annexation to the City for the following reasons:

17 A. The area to be annexed was contiguous to the City's boundaries at the time the
18 annexation proceedings were instituted;

19 B. More than one-eighth (1/8) of the aggregate external boundaries of the area are
20 contiguous to the City;

21 C. The territory proposed to be annexed is not included within the boundaries of another
22 incorporated city or within the boundaries of any unincorporated town as those boundaries
23 existed as of July 1, 1983;

24 D. The City is eligible to annex the described territory since the landowners have signed a
25 petition constituting one hundred percent (100%) of the owners of record of individual lots or

1 parcels of land within the annexation area.

2 SECTION 3: The City will provide police protection through the Las Vegas
3 Metropolitan Police Department, fire protection, street maintenance, and library services
4 immediately upon annexation. Garbage collection by the company franchised by the City will
5 also be provided immediately. The City sanitary sewer system will serve the proposed
6 annexation area. Any connection to or extension of this sewer line to serve the annexation area
7 shall be at the expense of the landowners. Other services, such as participation in the City's
8 recreational programs, special education classes and programs, public works planning, building
9 inspections, and other City services will also be available immediately. Utilities such as gas,
10 electricity, telephone, and water are provided by private utility companies and other services to
11 the area will not be affected by annexation. Street paving, curbs and gutters, sidewalks and
12 street lights which are not in place at the time of annexation will be installed in the presently
13 developed areas upon the request of the property owners and at their expense by means of
14 special assessment districts. Such improvements will be extended into the undeveloped areas as
15 development takes place and the need therefor arises, and will be located according to the needs
16 of the area at that time. Such installations will also be made at the expense of the property
17 owners, either by means of special assessment districts or as prerequisites to the approval of
18 subdivision plats, building permits or other land use or development applications.

19 SECTION 4: The annexation of the described territory shall become
20 effective on the 11th day of October, 2013, and on that date the City will have the funds
21 appropriated in sufficient amount to finance the extension into the described territory of police
22 protection, fire protection, street maintenance, street sweeping, and street lighting maintenance.

23 SECTION 5: The described territory, together with the inhabitants and
24 property thereof, shall, from and after the 11th day of October, 2013, be subject to all debts,
25 laws, ordinances and regulations in force in the City and shall be entitled to the same privileges

1 and benefits as other parts of the City, and shall be subject to municipal taxes levied by the City.

2 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
3 an accurate map or plat of the described territory and to record the map or plat, together with a
4 certified copy of this ordinance, in the office of the County Recorder of Clark County, Nevada,
5 which recording shall be done prior to the 11th day of October, 2013.

6 SECTION 7: The described territory, which previously has been zoned R-E
7 (County of Clark classification), is hereby classified as R-E (City of Las Vegas classification),
8 which is deemed to be the City equivalent of the County classification.

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

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SECTION 9: All ordinances or parts of ordinances, 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 9-9-13
Val Steed Date
Deputy City Attorney

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

9 VOTING "AYE": _____

10 VOTING "NAY": _____

11 ABSENT: _____

12

APPROVED:

13

14 By _____
CAROLYN G. GOODMAN, Mayor

15

16 ATTEST:

17

18 _____
BEVERLY K. BRIDGES, MMC
City Clerk

19

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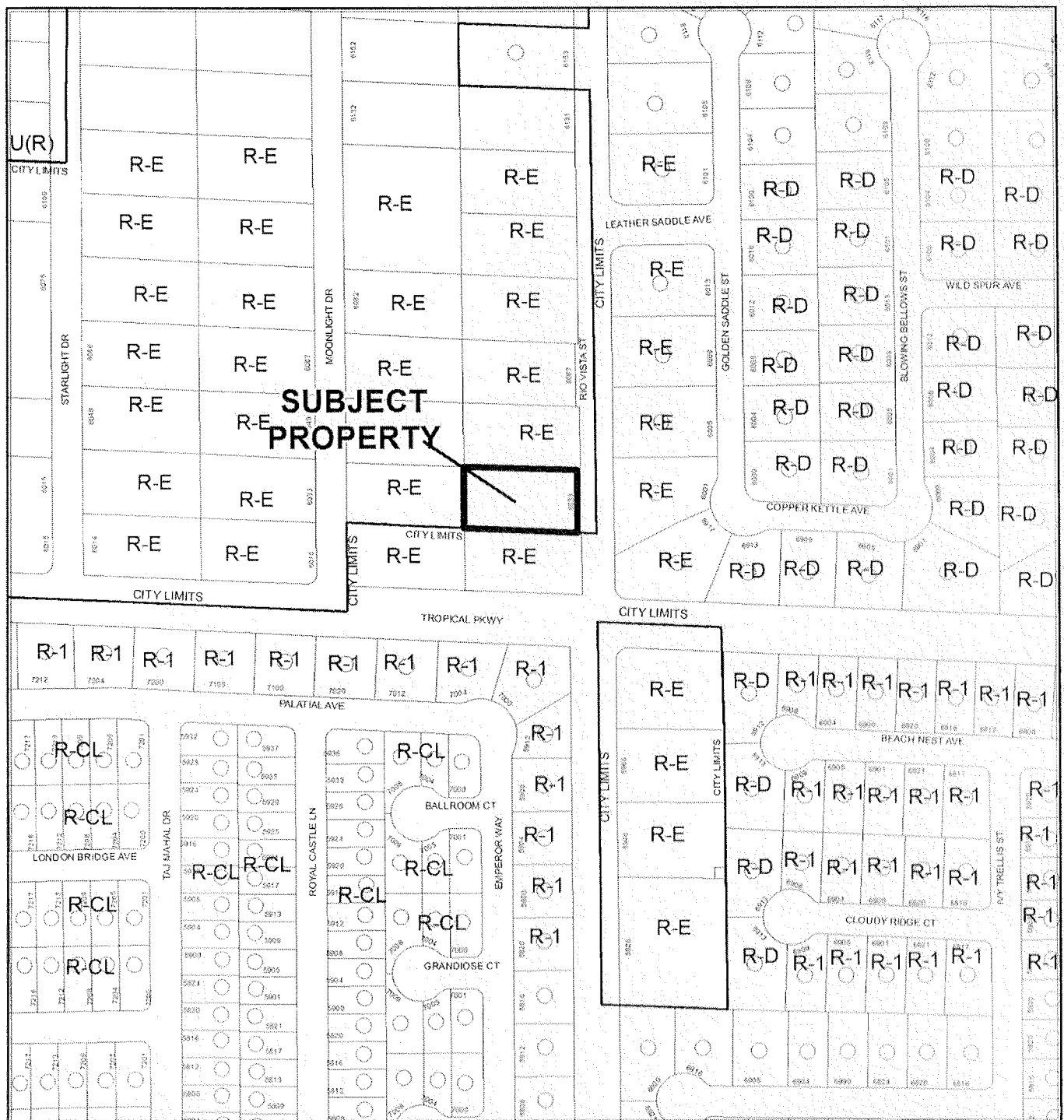
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CASE: ANX-50100

0 200 400 Feet



AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 2013****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐ Consent ☒ Discussion**SUBJECT:**

Bill No. 2013-55 - For Possible Action - Annexation No. ANX-48758 - Property location: At 1566 Westwind Road; Petitioned by: Bhodhiyana Meditation Center Trust, Acreage: 1.06 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Lois Tarkanian

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

The proposed ordinance annexes certain real property generally located at 1566 Westwind Road. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (October 11, 2013) is set by this ordinance.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2013-55 and location map

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7 **BILL NO. 2013-55**

8 **ORDINANCE NO. ____**

9 AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY
10 DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO
11 THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR
OTHER RELATED MATTERS. (ANX-48758)

12 Sponsored by: Councilwoman Lois
13 Tarkanian

Summary: Annexes property described
generally as located at 1566 Westwind Road.

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

16 SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are
17 hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the
18 following described real property:

19 The north 141 feet of the south 264 feet of Government Lot 22 in Section 1,
20 Township 21 South, Range 60 East, M.D.M., in County of Clark, State of
Nevada.

21 SECTION 2: The City Council hereby determines that the described territory
22 meets the requirements provided by law for annexation to the City for the following reasons:

23 A. The area to be annexed was contiguous to the City's boundaries at the time the
24 annexation proceedings were instituted;
25

1 B. More than one-eighth (1/8) of the aggregate external boundaries of the area are
2 contiguous to the City;

3 C. The territory proposed to be annexed is not included within the boundaries of another
4 incorporated city or within the boundaries of any unincorporated town as those boundaries
5 existed as of July 1, 1983;

6 D. The City is eligible to annex the described territory since the landowners have signed a
7 petition constituting one hundred percent (100%) of the owners of record of individual lots or
8 parcels of land within the annexation area.

9 SECTION 3: The City will provide police protection through the Las Vegas
10 Metropolitan Police Department, fire protection, street maintenance, and library services
11 immediately upon annexation. Garbage collection by the company franchised by the City will
12 also be provided immediately. The City sanitary sewer system will serve the proposed
13 annexation area. Any connection to or extension of this sewer line to serve the annexation area
14 shall be at the expense of the landowners. Other services, such as participation in the City's
15 recreational programs, special education classes and programs, public works planning, building
16 inspections, and other City services will also be available immediately. Utilities such as gas,
17 electricity, telephone, and water are provided by private utility companies and other services to
18 the area will not be affected by annexation. Street paving, curbs and gutters, sidewalks and
19 street lights which are not in place at the time of annexation will be installed in the presently
20 developed areas upon the request of the property owners and at their expense by means of
21 special assessment districts. Such improvements will be extended into the undeveloped areas as
22 development takes place and the need therefor arises, and will be located according to the needs
23 of the area at that time. Such installations will also be made at the expense of the property
24 owners, either by means of special assessment districts or as prerequisites to the approval of
25 subdivision plats, building permits or other land use or development applications.

1 SECTION 4: The annexation of the described territory shall become
2 effective on the 11th day of October, 2013, and on that date the City will have the funds
3 appropriated in sufficient amount to finance the extension into the described territory of police
4 protection, fire protection, street maintenance, street sweeping, and street lighting maintenance.

5 SECTION 5: The described territory, together with the inhabitants and
6 property thereof, shall, from and after the 11th day of October, 2013, be subject to all debts,
7 laws, ordinances and regulations in force in the City and shall be entitled to the same privileges
8 and benefits as other parts of the City, and shall be subject to municipal taxes levied by the City.

9 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
10 an accurate map or plat of the described territory and to record the map or plat, together with a
11 certified copy of this ordinance, in the office of the County Recorder of Clark County, Nevada,
12 which recording shall be done prior to the 11th day of October, 2013.

13 SECTION 7: The described territory, which previously has been zoned R E
14 (County of Clark classification), is hereby classified as R E (City of Las Vegas classification),
15 which is deemed to be the City equivalent of the County classification.

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

24 ...

25 ...

SECTION 9: All ordinances or parts of ordinances, 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 9-4-13
Val Steed Date
Deputy City Attorney

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

9 VOTING "AYE": _____

10 VOTING "NAY": _____

11 ABSENT: _____

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APPROVED:

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14 By _____
CAROLYN G. GOODMAN, Mayor

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16 ATTEST:

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18 _____
BEVERLY K. BRIDGES, MMC
City Clerk

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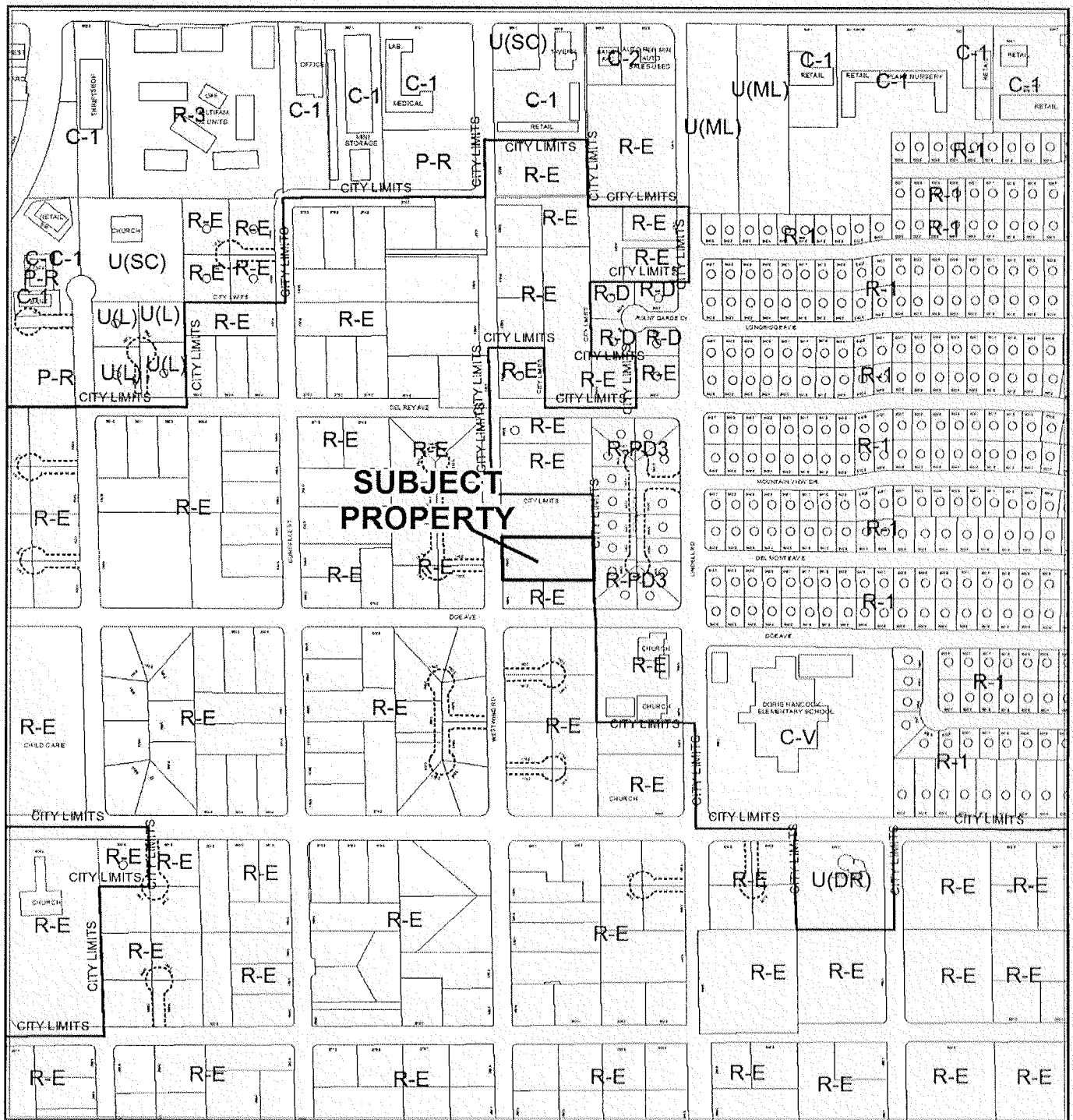
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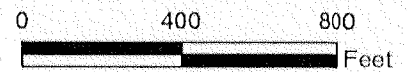
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CASE: ANX-48758



AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 2013**

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

Bill No. 2013-56 - For Possible Action - Annexation No. ANX-49991 - Property location: Southwest corner of Farm Road and Grand Canyon Drive; Petitioned by: Greystone Nevada, LLC; Acreage: 19.94 acres; Zoned: R-D (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross

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

The proposed ordinance annexes certain real property generally located on the southwest corner of Farm Road and Grand Canyon Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (October 11, 2013) is set by this ordinance.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2013-56 and location map

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7 **BILL NO. 2013-56**

8 **ORDINANCE NO. _____**

9 AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY
10 DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO
11 THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR
OTHER RELATED MATTERS. (ANX-49991)

12 Sponsored by: Councilman Steven D. Ross Summary: Annexes property described
13 generally as located on the southwest corner
of Farm Road and Grand Canyon Drive.

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

16 SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are
17 hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the
18 following described real property:

19 That portion of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW
20 1/4) of Section 18, Township 19 South, Range 60 East, MDM, in the County of
Clark, State of Nevada, more particularly described by metes and bounds as
follows:

21 BEGINNING at the northeast corner of the Northeast Quarter (NE 1/4) of the
22 Southwest Quarter (SW 1/4) of said Section 18, thence along the north line of
said Northeast Quarter (NE 1/4), North 89°12'14" West, 1335.44 feet to the
23 northeast corner of Government Lot 21 of said Section 18; thence along the east
line of said Government Lot 21, South 00°21'19" East, 661.70 feet to the most
24 northerly line of LOT 42 of the plat of PINNACLE-SABLE CREEK, on file in
Book 127 of Plats, Page 70, of Clark County, Nevada Records; thence South
25 89°12'14" East, 683.82 feet to the northeast corner of LOT 47 of said Book 127

1 of Plats, Page 70, also being a point on the westerly line of COMMON LOT A of
2 the plat of AMENDED FINAL MAP OF PINNACLE-SABLE CREEK, on file
3 in Book 133 of Plats, Page 98 of Clark County, Nevada Records, also being a
4 point on a non-tangent curve, concave westerly and having a radius of 518.50
5 feet, a line radial to said point bears North 79°31'11" East; thence northerly along
6 said curve and along the westerly line of said COMMON LOT A, through a
7 central angle of 12°23'57" and an arc distance of 112.21 feet to a reverse curve,
8 concave easterly and having a radius of 481.50 feet, a line radial to said point
9 bears South 67°07'14" West; thence northerly along said curve and continuing
10 along the westerly line of said COMMON LOT A, through a central angle of
11 05°58'41" and an arc distance of 50.24 feet to the northwest corner of said
12 COMMON LOT A; thence along the north line of said COMMON LOT A,
13 South 89°12'14" East, 187.99 feet to a curve, concave southerly and having a
14 radius of 2000.00 feet; thence easterly along said curve and continuing along the
15 north line of said COMMON LOT A, through a central angle of 00°19'37" and
16 an arc distance of 11.41 feet to the northeast corner of said COMMON LOT A;
17 thence along the east line of said COMMON LOT A, South 00°48'25" West,
18 177.94 feet to the southeast corner of said COMMON LOT A; thence South
19 89°11'35" East, 115.53 feet to the northwest corner of LOT 50 of said Book 127
20 of Plats, Page 70; thence along the north line of LOT 50, LOT 51, and LOT 52
21 of said Book 127 of Plats, Page 70, South 89°11'35" East, 330.42 feet to a curve,
22 concave southwesterly and having a radius of 15.00 feet; thence southeasterly
23 along said curve and along the northerly line of LOT 52 of said Book 127 of
24 Plats, Page 70, through a central angle of 89°07'10" and an arc distance of 23.33
25 feet to the east line of said LOT 52; thence North 89°55'38" East, 40.00 feet to
the east line of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW
1/4) of said Section 18; thence along the east line of the Northeast Quarter (NE
1/4) of the Southwest Quarter (SW 1/4) of said Section 18, North 00°04'22"
West, 700.08 feet to the POINT OF BEGINNING.

The Basis of Bearings for this land description is North 89°12'14" West, being
the north line of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW
1/4) of Section 18, Township 19 South, Range 60 East, MDM, Clark County,
Nevada as shown by the plat of PINNACLE-SABLE CREEK, on file in Book
127 of Plats, Page 70, of Clark County, Nevada Records.

Written by:
Neil Wacaser
City of Las Vegas, Department of Operations & Maintenance
333 N. Rancho Drive
Las Vegas, NV, 89106
(702) 229-2475
nwacaser@lasvegasnevada.gov

SECTION 2: The City Council hereby determines that the described territory
meets the requirements provided by law for annexation to the City for the following reasons:

A. The area to be annexed was contiguous to the City's boundaries at the

1 time the annexation proceedings were instituted;

2 B. More than one-eighth (1/8) of the aggregate external boundaries of the
3 area are contiguous to the City;

4 C. The territory proposed to be annexed is not included within the
5 boundaries of another incorporated city or within the boundaries of any unincorporated town as
6 those boundaries existed as of July 1, 1983;

7 D. The City is eligible to annex the described territory since the
8 landowners have signed a petition constituting one hundred percent (100%) of the owners of
9 record of individual lots or parcels of land within the annexation area.

10 SECTION 3: The City will provide police protection through the Las Vegas
11 Metropolitan Police Department, fire protection, street maintenance, and library services
12 immediately upon annexation. Garbage collection by the company franchised by the City will
13 also be provided immediately. The City sanitary sewer system will serve the proposed
14 annexation area. Any connection to or extension of this sewer line to serve the annexation area
15 shall be at the expense of the landowners. Other services, such as participation in the City's
16 recreational programs, special education classes and programs, public works planning, building
17 inspections, and other City services will also be available immediately. Utilities such as gas,
18 electricity, telephone, and water are provided by private utility companies and other services to
19 the area will not be affected by annexation. Street paving, curbs and gutters, sidewalks and
20 street lights which are not in place at the time of annexation will be installed in the presently
21 developed areas upon the request of the property owners and at their expense by means of
22 special assessment districts. Such improvements will be extended into the undeveloped areas as
23 development takes place and the need therefor arises, and will be located according to the needs
24 of the area at that time. Such installations will also be made at the expense of the property
25 owners, either by means of special assessment districts or as prerequisites to the approval of

1 subdivision plats, building permits or other land use or development applications.

2 SECTION 4: The annexation of the described territory shall become
3 effective on the 11th day of October, 2013, and on that date the City will have the funds
4 appropriated in sufficient amount to finance the extension into the described territory of police
5 protection, fire protection, street maintenance, street sweeping, and street lighting maintenance.

6 SECTION 5: The described territory, together with the inhabitants and
7 property thereof, shall, from and after the 11th day of October, 2013, be subject to all debts,
8 laws, ordinances and regulations in force in the City and shall be entitled to the same privileges
9 and benefits as other parts of the City, and shall be subject to municipal taxes levied by the City.

10 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
11 an accurate map or plat of the described territory and to record the map or plat, together with a
12 certified copy of this ordinance, in the office of the County Recorder of Clark County, Nevada,
13 which recording shall be done prior to the 11th day of October, 2013.

14 SECTION 7: The described territory, which previously has been zoned R-D
15 (County of Clark classification), is hereby classified as R-E (City of Las Vegas classification),
16 which is deemed to be the City equivalent of the County classification.

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

25 SECTION 9: All ordinances or parts of ordinances, sections, subsections,

1 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las
2 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

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

4 APPROVED:

5
6 By _____
CAROLYN G. GOODMAN, Mayor

7 ATTEST:

8 _____
9 BEVERLY K. BRIDGES, MMC
City Clerk

10 APPROVED AS TO FORM:

11 9-9-13 Valsted
12 Date

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

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

12
13 By _____
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15
16 _____
BEVERLY K. BRIDGES, MMC
17 City Clerk
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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: OCTOBER 1, 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: OCTOBER 1, 2013

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

☐ Consent ☒ Discussion

SUBJECT:

ADJOURNMENT

