

BILL NO. 2013-57

ORDINANCE NO. _____

AN ORDINANCE TO ADOPT BY REFERENCE AN UPDATED VERSION OF TITLE 19 OF THE MUNICIPAL CODE, KNOWN AS THE UNIFIED DEVELOPMENT CODE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Flinn Fagg, Director of Planning

Summary: Adopts by reference an updated version of the City's Unified Development Code.

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

SECTION 1: The Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as set forth in Section 2 of this Ordinance.

SECTION 2: Title 19 of the Municipal Code, consisting of that certain document entitled "Unified Development Code," which was first adopted by reference and by incorporation as a specialized code of the City by means of Ordinance No. 6135, and was subsequently adopted in updated version by Ordinance No. 6190, is hereby replaced and superseded by an updated version of that document, which is attached to this Ordinance and incorporated by this reference. Although not presently published as a physical part of the Municipal Code, the updated Unified Development Code, as Title 19 of the Municipal Code, shall be considered as part of the Municipal Code and shall be numbered and subdivided accordingly. Copies of the Unified Development Code adopted hereby shall be maintained in the Office of the City Clerk and in the departments charged with its administration and enforcement.

SECTION 3: The provisions of the updated Unified Development Code, adopted as Title 19 of the Municipal Code, may be amended from time to time by the adoption of an ordinance specifying the amendments to be made. Amendments may be accomplished by the means set forth in Section 2.100(3) of the City Charter. However, because the Unified Development Code is a specialized code capable of adoption by reference, amendments to the Unified Development Code may also be made by any means reasonably calculated to indicate the deletion or repeal of existing language and the addition or substitution of new language.

1 SECTION 4: Whenever in the Las Vegas Municipal Code there is a reference to a
2 provision of Title 18 or Title 19, the City Council intends for the equivalent or successor provision set forth
3 in the Unified Development Code (the Title 19 adopted by this Ordinance) to apply, unless the context
4 requires otherwise. In implementing, interpreting and enforcing the provisions of the Municipal Code
5 which make reference to Title 18 or Title 19, the City Manager and City staff are vested with the authority
6 and discretion to determine the intent of the Council and to implement that intent by reference to
7 appropriate provisions of the Unified Development Code, any other provision of the Municipal Code, or
8 any combination thereof.

9 SECTION 5: The Department of Planning is authorized and directed to:

10 (A) Include the date of the adoption of this Ordinance and its assigned ordinance
11 number within the document referred to in Section 2 at such locations as are designed to reflect that
12 information;

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

15 (C) Include within the document any amendatory ordinances that have been adopted
16 by the City Council between June 20, 2013, and the date of adoption of this Ordinance;

17 (D) Publish the document in final form; and

18 (E) File the final document with the City Clerk no later than three business days
19 following the adoption of this Ordinance.

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

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

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

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

12 APPROVED:

13 By _____
14 CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, MMC
18 City Clerk

19 APPROVED AS TO FORM:

20 *Val Steed* 10-21-13
21 Val Steed, Date
22 Deputy City Attorney
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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 committee
3 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 was
7 read by title 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

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15 ATTEST:

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BEVERLY K. BRIDGES, MMC
City Clerk

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