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BILL NO. 2013-63

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 51432)

Sponsored by:
Councilman Stavros S. Anthony

Summary: Annexes property described generally as located on the southwest corner of Gilmore Avenue and Fort Apache Road.

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:

The East Half (E 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 7, Township 20 South, Range 60 East M.D.M., County of Clark, State of Nevada, more particularly described by metes and bounds as follows:

BEGINNING at the northeast corner of the East Half (E 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 7, also being the centerline intersection of FORT APACHE ROAD (50.00 foot half-street width) and GILMORE AVENUE (30.00 foot half-street width); thence along the east line of said East Half (E 1/2) and along the centerline of said FORT APACHE ROAD, South 01°33'38" East, 688.55 feet to the southeast corner of said East Half (E 1/2); thence

1 along the south line of said East Half (E 1/2), South 88°02'50" West, 330.63 feet to the
2 southwest corner of said East Half (E 1/2); thence along the west line of said East Half
3 (E 1/2), North 01°24'59" West, 687.45 feet to the northwest corner of said East Half
4 (E 1/2), also being a point on the centerline of said GILMORE AVENUE; thence along the
5 north line of said East Half (E 1/2) and along the centerline of said GILMORE AVENUE,
6 North 87°51'11" East, 328.91 feet to the POINT OF BEGINNING.

7 The Basis of Bearings for this land description is South 01°33'38" East, being the east line
8 of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 7,
9 Township 20 South, Range 60 East M.D.M, Clark County, Nevada as shown on the plat of
10 PINNACLE POINTE – UNIT 2, on file in Book 79 of Plats, Page 37, of Clark County,
11 Nevada Records.

12 Written by:
13 Neil Wacaser
14 City of Las Vegas, Department of Operations & Maintenance
15 333 N. Rancho Drive
16 Las Vegas, NV, 89106
17 (702) 229-2475
18 nwacaser@lasvegasnevada.gov
19

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

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

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

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

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

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

15 SECTION 4: The annexation of the described territory shall become effective
16 on the 16th day of January, 2014, and on that date the City will have the funds appropriated in
17 sufficient amount to finance the extension into the described territory of police protection, fire
18 protection, street maintenance, street sweeping, and street lighting maintenance.

19 SECTION 5: The described territory, together with the inhabitants and property
20 thereof, shall, from and after the 16th day of January, 2014, be subject to all debts, laws, ordinances
21 and regulations in force in the City and shall be entitled to the same privileges and benefits as other
22 parts of the City, and shall be subject to municipal taxes levied by the City.

23 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
24 accurate map or plat of the described territory and to record the map or plat, together with a
25 certified copy of this ordinance, in the office of the County Recorder of Clark County, Nevada,

1 | which recording shall be done prior to the 16th day of January, 2014.

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

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

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SECTION 9: 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 _____, 2014.

APPROVED:

By _____
CAROLYN G. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 12-3-13
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 said
5 ordinance on the _____ day of _____, 2014, 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 the
8 following vote:

9 VOTING "AYE": _____

10 VOTING "NAY": _____

11 ABSENT: _____

12 APPROVED:

13
14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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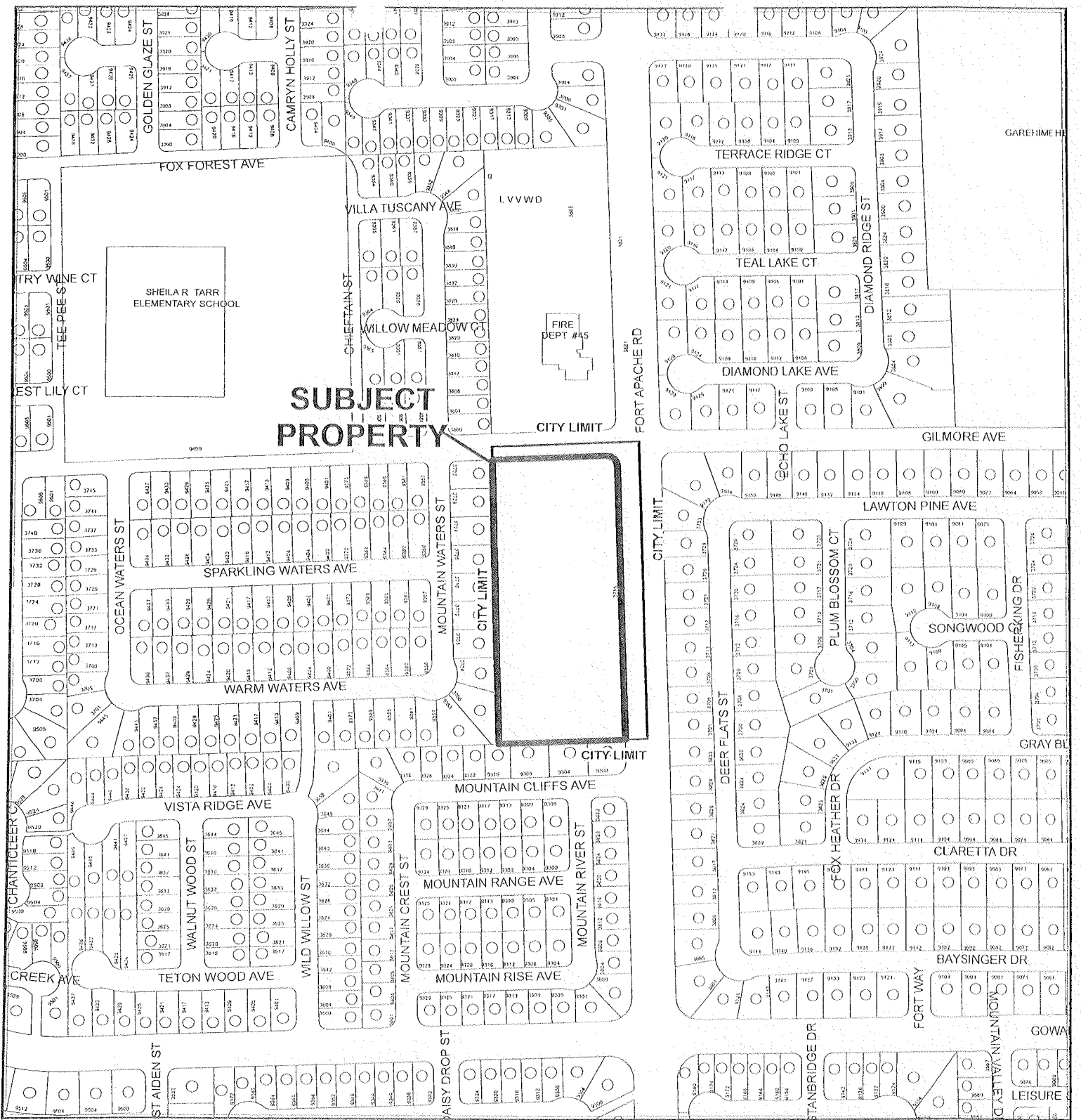
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CASE: ANX-51432

