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BILL NO. 2012-17

ORDINANCE NO. _____

AN ORDINANCE TO ADOPT BY REFERENCE AN UPDATED VERSION OF TITLE 19 OF THE MUNICIPAL CODE, KNOWN AS THE UNIFIED DEVELOPMENT CODE, INCLUDING CORRECTIONS AND CLARIFICATIONS IDENTIFIED AS NECESSARY OR APPROPRIATE SINCE THE ADOPTION OF THE INITIAL VERSION, 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, including corrections and clarifications identified as necessary or appropriate since the adoption of the initial version.

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 adopted by reference and by incorporation as a specialized code of the City by means of Ordinance No. 6135, is hereby replaced and superseded by an updated version of that document, which is attached to this Ordinance and incorporated by this reference.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
3 set forth in the Unified Development Code (the Title 19 adopted by this Ordinance) to apply, unless
4 the context requires otherwise. In implementing, interpreting and enforcing the provisions of the
5 Municipal Code which make reference to Title 18 or Title 19, the City Manager and City staff are
6 vested with the authority and discretion to determine the intent of the Council and to implement that
7 intent by reference to appropriate provisions of the Unified Development Code, any other provision
8 of the Municipal Code, or 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
14 with a final version of that page;

15 (C) Publish the document in final form; and

16 (D) File the final document with the City Clerk no later than three business days
17 following the adoption of this Ordinance.

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

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SECTION 7: 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 _____, 2012.

APPROVED:

By _____
CAROLYN G. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 3-20-12
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2012, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2012, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 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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ATTEST:

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BEVERLY K. BRIDGES, MMC
City Clerk

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