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BILL NO. 2012-19

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 ALL TYPES OF JEWELRY ON A CONSIGNMENT BASIS; TO ALLOW THE SALE OF WEARING APPAREL ON BOTH A CONSIGNMENT AND NON-CONSIGNMENT BASIS, AS WELL AS THE PURCHASE AND EXCHANGE OF WEARING APPAREL; 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 all types of jewelry on a consignment basis, and to allow the sale of wearing apparel on both a consignment and non-consignment basis, as well as the purchase and exchange of wearing apparel.

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 51 thereof to read as follows:

51) 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, [and] paintings[.] and wearing apparel.

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:

- 1 i. Personal computers;
- 2 ii. Laptop computers; [and]
- 3 iii Other similar computer devices[.]; and
- 4 iv. Wearing apparel.
- 5 d. No outdoor displays, sales or storage of any merchandise shall be permitted.
- 6 e. The hours of operation shall be limited to the hours between 8:00 a.m. and 10:00 p.m.,
- 7 unless otherwise specified by the City Council.
- 8 f. The use shall comply with the applicable requirements of LVMC Title 6.
- 9 g. The conditions listed above are not waivable development standards under the
- 10 provisions of the Town Center Development Standards Manual.

11 SECTION 3: The Department of Planning is authorized and directed to incorporate
12 into the Manual the amendments made by this Ordinance.

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

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SECTION 5: 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 3-26-12
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: _____

11
12 APPROVED:

13
14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:
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17 _____
BEVERLY K. BRIDGES, MMC
City Clerk

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