

1 **BILL NO. 2012-29**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TO CONSOLIDATE
4 LAND USES, STREAMLINE ZONING REQUIREMENTS, AND CLARIFY ZONING AND
DEVELOPMENT STANDARDS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Sponsored by: Councilman Steven D. Ross

Summary: Amends the Unified Development
Code to consolidate land uses, streamline zoning
requirements, and clarify zoning and
development standards.

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

10 SECTION 1: Ordinance No. 6190 and the Unified Development Code adopted as
11 Title 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended
12 as set forth in Sections 2 to 100, inclusive, of this Ordinance. For each of those sections, the
13 amendment is deemed to be an amendment to both Ordinance No. 6190 and the Unified Development
14 Code adopted as Title 19.

15 SECTION 2: Title 19, Chapter 6, Section 40, Subsection (C), Paragraph (6), is hereby
16 amended to read as follows:

17 6. [On corner lots, the] The roof of an accessory structure may be attached to the main dwelling,
18 if there is a minimum six foot separation between the walls of the accessory structure and the main
19 building and provided that at least two sides of the breezeway are open. A gate or fence which is at
20 least 50 percent open construction may be attached to one end of the breezeway.

21 SECTION 3: Title 19, Chapter 8, Section 40, Subsection (B), Paragraph (4), is hereby
22 amended by adding thereto a new Subparagraph (e), reading as follows:

23 (e) If service or wash bay doors are provided, openings to the bay doors shall not face public
24 rights-of-way and shall be designed to minimize the visual intrusion into adjoining properties.

25 SECTION 4: Title 19, Chapter 8, Section 40, Subsection (C), is hereby amended to
26 read as follows:

27 C. [Accessory] Shade Structures

28 In addition to the standards [listed for accessory structures] for shade structures that are listed in the

1 tables provided for each district, [accessory] shade structures on any lot subject to the standards
2 provided in this Chapter shall conform to the following:

3 1. Timing of Placement. [Accessory] Shade structures shall not be established or
4 constructed on a site prior to the start of construction of the principal structure, [on that site, except
5 that construction trailers may be placed on a site at the same time clearance and grading begins.
6 Construction trailers may remain on the site only for the duration of construction.] unless approved
7 as part of a Site Development Plan Review.

8 2. [Locational Restrictions. Detached accessory structures shall not be located within the
9 required perimeter landscaping on a site, or in such a manner as to interfere with required on-site
10 parking or driveways.

11 3.] Appearance. [Accessory] Shade structures shall be designed to be architecturally
12 compatible with the principal structure on the site, utilizing [the same] similar colors, materials and
13 style.

14 3. Parking. Shade structures do not require additional parking beyond that required for
15 the uses on the site.

16 SECTION 5: Title 19, Chapter 8, Section 40, Subsection (E), Paragraph (4), is hereby
17 amended so that the introductory language reads as follows:

18 4. Screening. The following uses and equipment shall be screened from public view from all
19 rights-of-way, pedestrian areas, and parking lots: Trash and refuse collection areas; outdoor storage
20 areas; mechanical equipment such as air conditioners, pumps and motors; propane tanks and other
21 storage tanks; electrical equipment such as switching equipment and transformers; emergency
22 generators; valves; vents; utility meters; satellite dishes; grouped mailboxes; and any commercial
23 project which abuts a residential property. Screening includes, without limitation, solid walls and
24 landscaping of a density sufficient to screen the use.

25 SECTION 6: Title 19, Chapter 8, Section 40, Subsection (E), Paragraph (4),
26 Subparagraph (e), is hereby amended to read as follows:

27 e. [Outside] Outdoor Storage Areas. [Outside storage areas shall be screened by solid walls. All
28 such walls shall be similar in design and materials to the main buildings or match other screening

walls on the site.] In zoning districts identified in Table 2 of LVMC 19.12.010, Outdoor Storage shall be permitted only in the districts listed in the table for that use. Such use is subject to the following minimum standards set forth below, unless deviation or relief from any such standard is granted by means of a variance application under LVMC 19.16.140:

i. Outdoor Storage shall not be permitted within required setback areas, landscape buffer yards or other required landscape areas, or parking spaces required to meet minimum parking standards.

ii. Outdoor Storage shall be screened from view from any public street.

iii. Outdoor Storage shall be screened from view from any adjoining property, except along adjacent property lines of property zoned C-M or M.

iv. Required screening shall consist of a solid structure that is at least eight feet in height, including, but not limited to, a building or wall.

SECTION 7: Title 19, Chapter 8, Section 40, Subsection (E), Paragraph (6), is hereby amended to read as follows:

6. Applicability of Standards. Except as otherwise provided in this Paragraph (6), the standards set forth in this Subsection (E) are minimum requirements. Except as otherwise provided in LVMC 19.08.040(E)(4)(e) for Outdoor Storage areas, [An] an exception or modification to any of these standards may be approved upon the request of an applicant if the applicant can show through convincing and substantial evidence that the exception or modification will not compromise the objective of the City in safeguarding the interests of the citizens of the City, the proposed project will substantially meet the intent of the standard, and the granting of the exception or modification will not detrimentally affect the public health, safety or general welfare. Such an exception or modification may be granted by the Director in connection with the approval of a Site Development Plan Review. In cases where the Director does not approve a requested exception or modification, the request may be acted upon by the Planning Commission or City Council as part of a Site Development Plan Review. In the case of action by the Planning Commission or City Council, the request for exception or modification need not be identified as a separate action item, and disposition of the request may be incorporated into the action on the Site Development Plan Review. Notice of action on the request

for exception or modification may be incorporated into the notice of decision regarding the Site Development Plan Review.

SECTION 8: Title 19, Chapter 8, Section 50, is hereby amended by deleting Table 2 and replacing it with a new Table 2 to read as follows:

SHADE STRUCTURES (see Figure 2)		TABLE 2
A. Minimum Setback – Detached Shade Structure	May encroach into the building setback areas required pursuant to Table 1 above, provided such an encroachment does not intrude into any required perimeter landscape buffer area	
B. Minimum Setback – Attached Shade Structure	Must meet all setbacks for the building as established in Table 1 above	
C. Size and Coverage	Not to exceed the maximum lot coverage allowed pursuant to Table 1 above	

SECTION 9: Title 19, Chapter 8, Section 50, is hereby amended by amending Table 3 to read as follows:

BUILDING HEIGHT ¹ (see Figure 3)		TABLE 3
A. Stories	2 max	
B. Flat Roof – Max. Height	35 feet measured to the top of the roof coping	
C. Pitched Roof – Max. Height	35 feet measured to the midpoint between the eaves and ridgeline of a pitched roof	
D. [Accessory Bldg. – Stories] <u>Shade Structures</u>	Not to exceed [2 stories, 35 feet in height or the height of the principal structure, whichever is less] <u>the height otherwise allowed for a building in the zoning district</u>	

Footnotes:

1. *Building heights may be affected by the residential adjacency standards set forth in LVMC 19.08.040(H).*

SECTION 10: Title 19, Chapter 8, Section 50, is hereby amended by amending the name of Figure 2 to read as follows:

Figure 2 – [Accessory] Shade Structures

SECTION 11: Title 19, Chapter 8, Section 60, is hereby amended by deleting Table 2 and replacing it with a new Table 2 to read as follows:

SHADE STRUCTURES (see Figure 2)		TABLE 2
A. Minimum Setback – Detached Shade Structure	May encroach into the building setback areas required pursuant to Table 1 above, provided such an encroachment does not intrude into any required perimeter landscape buffer area	
B. Minimum Setback – Attached Shade Structure	Must meet all setbacks for the building as established in Table 1 above	
C. Size and Coverage	Not to exceed the maximum lot coverage allowed pursuant to Table 1 above	

SECTION 12: Title 19, Chapter 8, Section 60, is hereby amended by amending the name of Figure 2 to read as follows:

Figure 2 – [Accessory] Shade Structures

SECTION 13: Title 19, Chapter 8, Section 60, is hereby amended by amending Table 3 to read as follows:

BUILDING HEIGHT ¹ (see Figure 3)		TABLE 3
A. Stories	2 max	
B. Flat Roof – Max. Height	35 feet measured to the top of the roof coping	
C. Pitched Roof – Max. Height	35 feet measured to the midpoint between the eaves and ridgeline of a pitched roof	
D. [Accessory Bldg. – Stories] <u>Shade Structures</u>	Not to exceed [2 stories, 35 feet in height or the height of the principal structure, whichever is less] <u>the height otherwise allowed for a building in the zoning district</u>	

Footnotes:

1. *Building heights may be affected by the residential adjacency standards set forth in LVMC 19.08.040(H).*

SECTION 14: Title 19, Chapter 8, Section 70, is hereby amended by deleting Table 2 and replacing it with a new Table 2 to read as follows:

SHADE STRUCTURES (see Figure 2)		TABLE 2
A. Minimum Setback – Detached Shade Structure	May encroach into the building setback areas required pursuant to Table 1 above, provided such an encroachment does not intrude into any required perimeter landscape buffer area	
B. Minimum Setback – Attached Shade Structure	Must meet all setbacks for the building as established in Table 1 above	
C. Size and Coverage	Not to exceed the maximum lot coverage allowed pursuant to Table 1 above	

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SECTION 15: Title 19, Chapter 8, Section 70, is hereby amended by amending Table 3 to read as follows:

BUILDING HEIGHT ¹ (see Figure 3)		TABLE 3
A. Stories	NA ²	
B. Floors	NA ²	
C. Flat Roof – Max. Height	NA ²	
D. Pitched Roof – Max. Height	NA ²	
E. [Accessory Bldg. – Stories] <u>Shade Structures</u>	Not to exceed the height [of the principal structure] <u>otherwise allowed for a building in the zoning district</u>	

Footnotes:

- 1. Building heights may be affected by the residential adjacency standards set forth in LVMC 19.08.040(H).*
- 2. For parcels that are outside the Neighborhood Revitalization Area, the maximum building height for mixed-use development is ten stories, or one hundred fifty feet, whichever is less. For purposes of the foregoing, the "Neighborhood Revitalization Area" means the area so designated in the Las Vegas 2020 Master Plan adopted by Ordinance No. 5250, as the boundaries of that area may be amended from time to time.*

SECTION 16: Title 19, Chapter 8, Section 70, is hereby amended by amending the name of Figure 2 to read as follows:

Figure 2 – [Accessory] Shade Structures

SECTION 17: Title 19, Chapter 8, Section 80, is hereby amended by deleting Table 2 and replacing it with a new Table 2 to read as follows:

SHADE STRUCTURES (see Figure 2)		TABLE 2
A. Minimum Setback – Detached Shade Structure	May encroach into the building setback areas required pursuant to Table 1 above, provided such an encroachment does not intrude into any required perimeter landscape buffer area	
B. Minimum Setback – Attached Shade Structure	Must meet all setbacks for the building as established in Table 1 above	
C. Size and Coverage	Not to exceed the maximum lot coverage allowed pursuant to Table 1 above	

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SECTION 18: Title 19, Chapter 8, Section 80, is hereby amended by amending Table 3 to read as follows:

BUILDING HEIGHT ¹ (see Figure 3)		TABLE 3
A. Stories	NA ²	
B. Floors	NA ²	
C. Flat Roof – Max. Height	NA ²	
D. Pitched Roof – Max. Height	NA ²	
E. [Accessory Bldg. – Stories] <u>Shade Structures</u>	Not to exceed the height [of the principal structure] <u>otherwise allowed for a building in the zoning district</u>	

Footnotes:

- 1. Building heights may be affected by the residential adjacency standards set forth in LVMC 19.08.040(H).*
- 2. For parcels that are outside the Neighborhood Revitalization Area, the maximum building height for mixed-use development is ten stories, or one hundred fifty feet, whichever is less. For purposes of the foregoing, the "Neighborhood Revitalization Area" means the area so designated in the Las Vegas 2020 Master Plan adopted by Ordinance No. 5250, as the boundaries of that area may be amended from time to time.*

SECTION 19: Title 19, Chapter 8, Section 80, is hereby amended by amending the name of Figure 2 to read as follows:

Figure 2 – [Accessory] Shade Structures

SECTION 20: Title 19, Chapter 8, Section 90, is hereby amended by deleting Table 2 and replacing it with a new Table 2 to read as follows:

SHADE STRUCTURES (see Figure 2)		TABLE 2
A. Minimum Setback – Detached Shade Structure	May encroach into the building setback areas required pursuant to Table 1 above, provided such an encroachment does not intrude into any required perimeter landscape buffer area	
B. Minimum Setback – Attached Shade Structure	Must meet all setbacks for the building as established in Table 1 above	
C. Size and Coverage	Not to exceed the maximum lot coverage allowed pursuant to Table 1 above	

SECTION 21 Title 19, Chapter 8, Section 90, is hereby amended by amending the name of Figure 2 to read as follows:

Figure 2 – [Accessory] Shade Structures

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SECTION 22: Title 19, Chapter 8, Section 90, is hereby amended by amending Table 3 to read as follows:

BUILDING HEIGHT ¹ (see Figure 3)		TABLE 3
A. Stories	NA	
B. Floors	NA	
C. Flat Roof – Max. Height	NA	
D. Pitched Roof – Max. Height	NA	
E. [Accessory Bldg. – Stories] <u>Shade Structures</u>	Not to exceed the height [of the principal structure] <u>otherwise allowed for a building in the zoning district</u>	

Footnotes:

1. *Building heights may be affected by the residential adjacency standards set forth in LVMC 19.08.040(H).*

SECTION 23: Title 19, Chapter 8, Section 100, is hereby amended by deleting Table 2 and replacing it with a new Table 2 to read as follows:

SHADE STRUCTURES (see Figure 2)		TABLE 2
A. Minimum Setback – Detached Shade Structure	May encroach into the building setback areas required pursuant to Table 1 above, provided such an encroachment does not intrude in to any required perimeter landscape buffer area	
B. Minimum Setback – Attached Shade Structure	Must meet all setbacks for the building as established in Table 1 above	
C. Size and Coverage	Not to exceed the maximum lot coverage allowed pursuant to Table 1 above	

SECTION 24: Title 19, Chapter 8, Section 100, is hereby amended by amending the name of Figure 2 to read as follows:

Figure 2 – [Accessory] Shade Structures

SECTION 25: Title 19, Chapter 8, Section 100, is hereby amended by amending Table 3 to read as follows:

BUILDING HEIGHT ¹ (see Figure 3)		TABLE 3
A. Stories	NA	
B. Floors	NA	
C. Flat Roof – Max. Height	NA	
D. Pitched Roof – Max. Height	NA	
E. [Accessory Bldg. – Stories] <u>Shade Structures</u>	Not to exceed the height [of the principal structure] <u>otherwise allowed for a building in the zoning district</u>	

Footnotes:

1. *Building heights may be affected by the residential adjacency standards set forth in LVMC 19.08.040(H).*

1 SECTION 26: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
2 10, is hereby amended by deleting from their respective locations the following uses:
3 Adult Day Care Center
4 Amphitheater
5 Antique/Collectible Store
6 Astrologer, Hypnotist, or Psychic Art and Science
7 Auto Paint & Body Repair Shop
8 Bakery, Retail
9 Billiard Parlor or Pool Hall
10 Condominium
11 Convenience Store
12 Dry Cleaners
13 Electrical, Watch, Clock, Jewelry & Similar Repair
14 Escort Bureau
15 Financial Institution, General (with Drive-Through)
16 General Retail Store, Other Than Listed (Less Than 3500 Square Feet)
17 Golf Driving Range
18 Grocery Store
19 Internet Café
20 Jewelry Store, Class III
21 Jewelry Store, New
22 Mounted Antenna of 15 Feet or Less (Ultimate Height)
23 Private Sports Arena, Stadium or Track
24 Psychology Practice
25 Radio Broadcasting
26 Recording Studio
27 Rental Store (without Outside Storage)
28 Restaurant, 2000 sq. ft. or more (without Drive-Through)

1 Restaurant, Less Than 2000 sq. ft. (with Drive-Through)
2 Restaurant, Less Than 2000 sq. ft. (without Drive-Through)
3 Service Station (with Incidental Automotive Repair)
4 Service Station (without Incidental Automotive Repair)
5 Tennis Courts, Accessory
6 Thriftshop, Nonprofit

7 SECTION 27: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
8 10, is hereby amended by amending the entry for the use “Ancillary Lounge Bar” so that the name of
9 the use reads “Lounge Bar,” and by relocating the entry to the appropriate location within the table.

10 SECTION 28: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
11 10, is hereby amended by amending the entry for the use “Animal Hospital, Clinic or Shelter (with no
12 Outside Pens)” to indicate that the use is permitted as a Conditional Use in the O and C-1 Zoning
13 Districts rather than a use permitted by means of Special Use Permit. In order to reflect the
14 amendment, the letter “C” is substituted for the letter “S” in the two boxes representing the
15 intersection of the row for the use “Animal Hospital, Clinic or Shelter (with no Outside Pens)” and
16 the columns for the O and C-1 Zoning Districts.

17 SECTION 29: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
18 10, is hereby amended by amending the entry for the use “Auction House” to indicate that the use is
19 permitted as a Conditional Use in the C-M and M Zoning Districts rather than a use permitted by
20 means of Special Use Permit. In order to reflect the amendment, the letter “C” is substituted for the
21 letter “S” in the two boxes representing the intersection of the row for the use “Auction House” and
22 the columns for the C-M and M Zoning Districts.

23 SECTION 30: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
24 10, is hereby amended by amending the entry for the use “Auto Dealer Inventory Storage” to indicate
25 that the use is permitted as a Conditional Use in the C-2 Zoning District rather than a use permitted
26 by means of Special Use Permit, and is permitted as a matter of right in the C-M and M Zoning
27 Districts rather than a use permitted by means of Special Use Permit. In order to reflect the
28 amendments:

1 (A) The letter “C” is substituted for the letter “S” in the box representing the intersection
2 of the row for the use “Auto Dealer Inventory Storage” and the column for the C-2 Zoning District;
3 and

4 (B) The letter “P” is substituted for the letter “S” in the two boxes representing the
5 intersection of the row for the use “Auto Dealer Inventory Storage” and the columns for the C-M and
6 M Zoning Districts.

7 SECTION 31: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
8 10, is hereby amended by amending the entry for the use “Auto Repair Garage, Major” to indicate that
9 the use is permitted as a Conditional Use in the C-2 Zoning District rather than a use permitted by
10 means of Special Use Permit. In order to reflect the amendment, the letter “C” is substituted for the
11 letter “S” in the box representing the intersection of the row for the use “Auto Repair Garage, Major”
12 and the column for the C-2 Zoning District.

13 SECTION 32: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
14 10, is hereby amended by amending the entry for the use “Automobile Rental” to indicate that the use
15 is permitted as a Conditional Use in the C-2 and C-M Zoning Districts rather than a use permitted by
16 means of Special Use Permit. In order to reflect the amendment, the letter “C” is substituted for the
17 letter “S” in the boxes representing the intersection of the row for the use “Automobile Rental” and
18 the columns for the C-2 and C-M Zoning Districts.

19 SECTION 33: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
20 10, is hereby amended by amending the entry for the use “Bed & Breakfast Inn” to indicate that the
21 use is permitted as a Conditional Use in the R-3, R-4 and P-O Zoning Districts rather than a use
22 permitted by means of Special Use Permit. In order to reflect the amendment, the letter “C” is
23 substituted for the letter “S” in the boxes representing the intersection of the row for the use “Bed &
24 Breakfast Inn” and the columns for the R-3, R-4 and P-O Zoning Districts.

25 SECTION 34: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
26 10, is hereby amended by amending the entry for the use “Blood Plasma Donor Center” to indicate
27 that the use is permitted as a matter of right in the M Zoning District rather than a use permitted by
28 means of Special Use Permit. In order to reflect the amendment, the letter “P” is substituted for the

1 letter “S” in the box representing the intersection of the row for the use “Blood Plasma Donor Center”
2 and the column for the M Zoning District.

3 SECTION 35: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
4 10, is hereby amended by amending the entry for the use “Boarding or Rooming House” to indicate
5 that the use is not permitted in the C-M Zoning District rather than being a use permitted by means
6 of Special Use Permit. In order to reflect the amendment, the letter “S” is deleted from the box
7 representing the intersection of the row for the use “Boarding or Rooming House” and the column for
8 the C-M Zoning District.

9 SECTION 36: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
10 10, is hereby amended by amending the entry for the use “Boat & Trailer Dealership (New and Used)”
11 to indicate that the use is permitted as a Conditional Use in the C-2 Zoning District rather than a use
12 permitted by means of Special Use Permit. In order to reflect the amendment, the letter “C” is
13 substituted for the letter “S” in the box representing the intersection of the row for the use “Boat &
14 Trailer Dealership (New and Used)” and the column for the C-2 Zoning District.

15 SECTION 37: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
16 10, is hereby amended by amending the entry for the use “Building & Landscape Material/Lumber
17 Yard” to indicate that the use is permitted as a matter of right in the C-2 Zoning District rather than
18 a use permitted as a Conditional Use. In order to reflect the amendment, the letter “P” is substituted
19 for the letter “C” in the box representing the intersection of the row for the use “Building & Landscape
20 Material/Lumber Yard” and the column for the C-2 Zoning District.

21 SECTION 38: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
22 10, is hereby amended by amending the entry for the use “Building Maintenance Service and Sales”
23 to indicate that the use is permitted as a matter of right in the C-2 Zoning District rather than as a
24 Conditional Use. In order to reflect the amendment, the letter “P” is substituted for the letter “C” in
25 the box representing the intersection of the row for the use “Building Maintenance Service and Sales”
26 and the column for the C-2 Zoning District.

27 SECTION 39: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
28 10, is hereby amended by amending the entry for the uses “Child Care – Family Home” and “Child

1 Care – Group Home” so that the names of the uses read respectively “Individual Care – Family Home”
2 and “Individual Care – Group Home,” and by relocating those entries to the appropriate location
3 within the table.

4 SECTION 40: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
5 10, is hereby amended by amending the entry for the use “Child Care Center” so that the name of the
6 use reads “Individual Care Center,” and by relocating the entry to the appropriate place within the
7 table. In addition, the entry for that use is amended to indicate that the use is permitted as a
8 Conditional Use in the R-3 and R-4 Zoning Districts rather than a use permitted by means of Special
9 Use Permit. In order to reflect that amendment, the letter “C” is substituted for the letter “S” in the
10 boxes representing the intersection of the row for the use “Individual Care Center” and the columns
11 for the R-3 and R-4 Zoning Districts.

12 SECTION 41: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
13 10, is hereby amended by amending the entry for the use “Convalescent Care Facility/Nursing Home”
14 to indicate that the use is permitted as a matter of right in the C-1 and C-2 Zoning Districts rather than
15 a use permitted by means of Special Use Permit. In order to reflect the amendment, the letter “P” is
16 substituted for the letter “S” in the boxes representing the intersection of the row for the use
17 “Convalescent Care Facility/Nursing Home” and the columns for the C-1 and C-2 Zoning Districts.

18 SECTION 42: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
19 10, is hereby amended by amending the entry for the use “Financial Institution, General (without Drive
20 Through)” so that the name of the use reads “Financial Institution, General.”

21 SECTION 43: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
22 10, is hereby amended by amending the entry for the use “Garden Supply/Plant Nursery” to indicate
23 that the use is permitted by means of Special Use Permit in the C-1 Zoning District rather than as a
24 Conditional Use, and is permitted as a matter of right in the C-2 Zoning District rather than as a
25 Conditional Use. In order to reflect the amendments:

26 (A) The letter “S” is substituted for the letter “C” in the box representing the intersection
27 of the row for the use “Garden Supply/Plant Nursery” and the column for the C-1 Zoning District; and

28 (B) The letter “P” is substituted for the letter “C” in the box representing the intersection

1 of the row for the use “Garden Supply/Plant Nursery” and the column for the C-2 Zoning District.

2 SECTION 44: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
3 10, is hereby amended by amending the entry for the use “General Retail Store, Other Than Listed
4 (3500 Square Feet or More)” so that the name of the use reads “General Retail, Other Than Listed.”
5 In addition, the entry for that use is amended to indicate that the use is permitted as a Conditional Use
6 in the O Zoning District. In order to reflect that amendment, the letter “C” is added to the box
7 representing the intersection of the row for the use “General Retail, Other Than Listed” and the
8 column for the O Zoning District.

9 SECTION 45: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
10 10, is hereby amended by amending the entry for the use “Hospice” to indicate that the use is
11 permitted as a matter of right in the R-3 and R-4 Zoning Districts rather than a use permitted by means
12 of Special Use Permit. In order to reflect the amendment, the letter “P” is substituted for the letter “S”
13 in the boxes representing the intersection of the row for the use “Hospice” and the columns for the R-3
14 and R-4 Zoning Districts.

15 SECTION 46: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
16 10, is hereby amended by amending the entry for the use “Multi-Family Residential” to indicate that
17 the use is permitted as a Conditional Use in the P-O, O, C-1 and C-2 Zoning Districts. In order to
18 reflect the amendment, the letter “C” is added to the boxes representing the intersection of the row for
19 the use “Multi-Family Residential” and the columns for the P-O, O, C-1 and C-2 Zoning Districts.

20 SECTION 47: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
21 10, is hereby amended by amending the entry for the use “Outdoor Storage, Accessory” so that the
22 name of the use reads “Outdoor Storage.” In addition, the entry for that use is amended to indicate
23 that the use is permitted as a matter of right in the C-M and M Zoning Districts, as an accessory use
24 in the C-2 Zoning District, and is not permitted at all in the C-1 Zoning District—rather than being
25 permitted as a Conditional Use in each such case. In order to reflect those amendments:

26 (A) The letter “P” is substituted for the letter “C” in the boxes representing the intersection
27 of the row for the use “Outdoor Storage” and the columns for the C-M and M Zoning Districts.

28 (B) The letter “A” is substituted for the letter “C” in the box representing the intersection

1 of the row for the use “Outdoor Storage” and the column for the C-2 Zoning District.

2 (C) The letter “C” is removed from the box representing the intersection of the row for the
3 use “Outdoor Storage” and the column for the C-1 Zoning District.

4 SECTION 48: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
5 10, is hereby amended by amending the entry for the use “Parking, Commercial” so that the name of
6 the use reads “Parking Facility,” and by relocating the entry to the appropriate location within the
7 table. In addition, the entry for that use is amended to indicate that the use is permitted as a
8 Conditional Use in the O Zoning District rather than by means of Special Use Permit. In order to
9 reflect that amendment, the letter “C” is substituted for the letter “S” in the box representing the
10 intersection of the row for the use “Parking Facility” and the column for the O Zoning District.

11 SECTION 49: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
12 10, is hereby amended by amending the entry for the use “Secondhand Dealer” to indicate that the use
13 is permitted as a Conditional Use in the C-1 and C-2 Zoning Districts rather than by means of Special
14 Use Permit. In order to reflect the amendment, the letter “C” is substituted for the letter “S” in the
15 boxes representing the intersection of the row for the use “Secondhand Dealer” and the columns for
16 the C-1 and C-2 Zoning Districts.

17 SECTION 50: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
18 10, is hereby amended by amending the entry for the use “Sound Stage” to indicate that the use is
19 permitted as a matter of right in the C-M and M Zoning Districts rather than by means of Special Use
20 Permit. In order to reflect the amendment, the letter “P” is substituted for the letter “S” in the boxes
21 representing the intersection of the row for the use “Sound Stage” and the columns for the C-M and
22 M Zoning Districts.

23 SECTION 51: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
24 10, is hereby amended by amending the entry for the use “Swap Meet” to indicate that the use is
25 permitted as a Conditional Use in the C-2 Zoning District rather than by means of Special Use Permit.
26 In order to reflect the amendment, the letter “C” is substituted for the letter “S” in the box representing
27 the intersection of the row for the use “Swap Meet” and the column for the C-2 Zoning District.

28 SECTION 52: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section

1 10, is hereby amended by amending the entry for the use “Thriftshop” so that the name of the use
2 reads “Thrift Shop.”

3 SECTION 53: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
4 10, is hereby amended by amending the entry for the use “Towing Service (with No Storage)” to
5 indicate that the use is permitted as a matter of right in the C-2 Zoning District rather than by means
6 of Special Use Permit. In order to reflect the amendment, the letter “P” is substituted for the letter “S”
7 in the box representing the intersection of the row for the use “Towing Service (with No Storage)” and
8 the column for the C-2 Zoning District.

9 SECTION 54: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
10 10, is hereby amended by amending the entry for the use “Trailer/RV Camp or Park” to indicate that
11 the use is permitted as a matter of right in the C-M Zoning District rather than by means of Special
12 Use Permit. In order to reflect the amendment, the letter “P” is substituted for the letter “S” in the box
13 representing the intersection of the row for the use “Trailer/RV Camp or Park” and the column for the
14 C-M Zoning District.

15 SECTION 55: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
16 10, is hereby amended by amending the entry for the use “TV Broadcasting & Other Communication
17 Service” to indicate that the use is permitted as a matter of right in the C-2 Zoning District rather than
18 by means of Special Use Permit. In order to reflect the amendment, the letter “P” is substituted for
19 the letter “S” in the box representing the intersection of the row for the use “TV Broadcasting & Other
20 Communication Service” and the column for the C-2 Zoning District.

21 SECTION 56: Table 2 of the Land Use Tables adopted in Title 19, Chapter 12, Section
22 10, is hereby amended by adding at the appropriate location an entry for the use “Drive Through,”
23 indicating that the use is permitted as a Conditional Use in the O, C-1, C-2, C-M and M Zoning
24 Districts. In order to reflect that amendment, the letter “C” is added to the boxes representing the
25 intersection of the row for the use “Drive Through” and the columns for the O, C-1, C-2, C-M and M
26 Zoning Districts.

27 SECTION 57: Title 19, Chapter 12, Section 70 is hereby amended by deleting the
28 entries for the following uses:

- 1 Adult Day Care Center
- 2 Amphitheater
- 3 Antique/Collectible Store
- 4 Astrologer, Hypnotist, or Psychic Art and Science
- 5 Auto Paint & Body Repair Shop
- 6 Bakery, Retail
- 7 Billiard Parlor or Pool Hall
- 8 Condominium
- 9 Convenience Store
- 10 Dry Cleaners
- 11 Electrical, Watch, Clock, Jewelry & Similar Repair
- 12 Escort Bureau
- 13 Financial Institution, General (with Drive-Through)
- 14 General Retail Store, Other Than Listed (Less Than 3500 Square Feet)
- 15 Golf Driving Range
- 16 Grocery Store
- 17 Internet Café
- 18 Jewelry Store, Class III
- 19 Jewelry Store, New
- 20 Mounted Antenna of 15 Feet or Less (Ultimate Height)
- 21 Private Sports Arena, Stadium or Track
- 22 Psychology Practice
- 23 Radio Broadcasting
- 24 Recording Studio
- 25 Rental Store (without Outside Storage)
- 26 Restaurant, 2000 sq. ft. or more (without Drive-Through)
- 27 Restaurant, Less Than 2000 sq. ft. (with Drive-Through)
- 28 Restaurant, Less Than 2000 sq. ft. (without Drive-Through)

1 Service Station (with Incidental Automotive Repair)

2 Service Station (without Incidental Automotive Repair)

3 Tennis Courts, Accessory

4 Thriftshop, Nonprofit

5 SECTION 58: Title 19, Chapter 12, Section 70, is hereby amended by amending (and
6 relocating, as appropriate) the entry for the use “Ancillary Lounge Bar” to read as follows:

7 **[Ancillary] Lounge Bar**

8 **Description:** A bar located in a lounge area of a hotel or approved mixed-use building which has a
9 minimum of 150 rooms or residential units, unless the City Council determines that public health,
10 safety and welfare are not compromised by a lesser number of rooms or units, where the lounge bar
11 makes available alcoholic beverages for consumption in specified areas only. This use does not
12 include a bar that is ancillary to a “Non-restricted Gaming Establishment,” as defined in this Title.

13 **Minimum Special Use Permit Requirements:**

14 1. No [ancillary] lounge bar business use shall be located within 400 feet of any church, synagogue,
15 school, child care facility licensed for more than 12 children or City park.

16 2. Except as otherwise provided in Requirement 3 below, the minimum distances referred to in
17 Requirement 1 shall be determined with reference to the shortest distance between two property lines,
18 one being the property line of the proposed [ancillary] lounge bar which is closest to the existing use
19 to which the measurement pertains, and the other being the property line of that existing use which
20 is closest to the proposed [ancillary] lounge bar. The distance shall be measured in a straight line
21 without regard to intervening obstacles. For purposes of measurement, the term “property line” refers
22 to property lines of fee interest parcels and does not include the property line of:

23 a. Any leasehold parcel; or

24 b. Any parcel which lacks access to a public street or has no area for on-site parking and which
25 has been created so as to avoid the distance limitation described in Requirement 1.

26 3. In the case of a proposed [ancillary] lounge bar located on a parcel of at least 80 acres in size, the
27 minimum distances referred to in Requirement 1 shall be measured in a straight line from the nearest
28 property line of the existing use to the nearest portion of the structure in which the [ancillary] lounge

1 bar will be located, without regard to intervening obstacles.

2 4. When considering a Special Use Permit application for a [ancillary] lounge bar which also requires
3 a waiver of the distance limitation in Requirement 1, the Planning Commission shall take into
4 consideration the distance policy and shall, as part of its recommendation to the City Council, state
5 whether the distance requirement should be waived and the reasons in support of the decision.

6 5. The minimum distance requirement in Requirement 1 does not apply to an establishment which
7 has a nonrestricted gaming license in connection with a hotel having 200 or more guest rooms on or
8 before July 1, 1992, or in connection with a resort hotel having in excess of 200 guest rooms after July
9 1, 1992.

10 6. Where associated with a hotel use, alcoholic beverage shall be served and consumed only within
11 the lounge bar area, within a pool area, or within hotel rooms as incident to room service. Where
12 associated with a mixed-use building, alcoholic beverages shall be served and consumed only within
13 the lounge bar area.

14 7. The maximum available customer seating in the lounge bar area shall not exceed 50 seats.

15 * 8. No gaming-related use may be allowed in the [ancillary] lounge bar area.

16 * 9. All businesses which sell alcoholic beverages shall conform to the provisions of LVMC Chapter
17 6.50.

18 **On-site Parking Requirement:** No additional parking required beyond that which is required for the
19 principal use(s) on the site.

20 SECTION 59: Title 19, Chapter 12, Section 70, is hereby amended by amending the
21 entry for the use “Animal Hospital, Clinic or Shelter (with no Outside Pens)” to change the list of
22 Minimum Special Use Permit Requirements so that they are Conditional Use Regulations, as follows:

23 **[Minimum Special Use Permit Requirements:] Conditional Use Regulations:**

24 1. The use shall have access to a collector street or larger.

25 2. Animals shall be confined within an enclosed building at all times.

26 3. The building shall be designed to provide complete sound barriers and odor protection for adjacent
27 properties.

28 4. Rooms containing cages or pens are not permitted to have windows, doors or other penetrations

1 on exterior walls adjacent to residences.

2 5. Noise levels must comply with the applicable provisions of LVMC Title 7.

3 6. No more than 25% of the floor area may be used for the boarding of animals.

4 SECTION 60: Title 19, Chapter 12, Section 70, is hereby amended by amending the
5 entry for the use “Auction House” to add, at the appropriate location, a list of Conditional Use
6 Regulations, as follows:

7 **Conditional Use Regulations:**

8 1. Temporary storage shall be limited to three weeks or less.

9 2. No outdoor display, sales or storage of any merchandise shall be permitted.

10 3. The use shall comply with the applicable requirements of LVMC Title 6.

11 4. The installation and use of an outside public address system or bell system is prohibited.

12 5. All exterior lighting shall be screened or otherwise designed so as not to shine directly onto any
13 adjacent parcel of land.

14 SECTION 61: Title 19, Chapter 12, Section 70, is hereby amended by amending the
15 entry for the use “Auto Dealer Inventory Storage” to read as follows:

16 **Auto Dealer Inventory Storage**

17 **Description:** The parking or storage, other than for purposes of display, of new motor vehicles which
18 constitute inventory of a new motor vehicle sales dealership, where such parking or storage is
19 maintained by the dealership either on the same parcel as the dealership or on a separate parcel.

20 **Conditional Use Regulations:**

21 1. All loading and unloading of vehicles shall occur on site.

22 2. Loading and unloading of vehicles shall occur between the hours of 7:00 am and 10:00 pm.

23 3. All areas used for the parking or storage of vehicles shall be paved.

24 4. Stored vehicles shall be effectively screened so as not to be visible from adjoining properties or
25 public rights-of-way.

26 5. The parcel must be located on a primary or secondary thoroughfare, or on a parcel that is adjacent
27 to and accessed through a parcel located on a primary or secondary thoroughfare.

28 6. Lighting shall be shielded from adjacent properties.

1 7. The use shall not occupy or interfere with any parking spaces that are required for the dealership
2 use or any other existing or proposed use for which required parking is or will be provided on the site.
3 For commercial or industrial sites 15 acres or greater in size, the use may occupy up to 50 percent of
4 the parking area that is provided in excess of the parking that is required by this Section for other uses.

5 **Minimum Special Use Permit Requirements:**

6 *1. All loading and unloading of vehicles shall occur on site.

7 *2. Loading and unloading of vehicles shall occur between the hours of 7:00 am and 10:00 pm.

8 [1.] 3. All areas used for the parking or storage of vehicles shall be paved.

9 [2.] 4. Stored vehicles shall be effectively screened so as not to be visible from adjoining properties
10 or public rights-of-way.

11 [3.] 5. The parcel must be located on a primary or secondary thoroughfare, or on a parcel that is
12 adjacent to and accessed through a parcel located on a primary or secondary thoroughfare.

13 [4.] 6. Lighting shall be shielded from adjacent properties.

14 [5.] 7. The use shall not occupy or interfere with any parking spaces that are required for the
15 dealership use or any other existing or proposed use for which required parking is or will be provided
16 on the site. For commercial or industrial sites 15 acres or greater in size, the use may occupy up to
17 50 percent of the parking area that is provided in excess of the parking that is required by this Section
18 for other uses.

19 **On-site Parking Requirement:** No additional parking required beyond that which is required for
20 the principal use(s) on the site.

21 SECTION 62: Title 19, Chapter 12, Section 70, is hereby amended by amending the
22 entry for the use “Auto Parts (Accessory Installation)” so that the list of Conditional Use Regulations
23 reads as follows:

24 **Conditional Use Regulations:**

25 1. The use is limited to the installation of auto accessories and minor parts only, including stereos,
26 car alarms, other accessories, batteries, windshield wipers, hoses, fuses, lights, radios and similar
27 minor elements, and excludes engine, transmission and differential service, repair or installation.

28 2. All installation work shall be done within a completely enclosed building.

1 3. [Access doors to the installation bays shall not face public rights-of-way and shall be designed to
2 minimize the visual intrusion into adjoining properties.

3 4.] No dismantling, re-manufacturing or rebuilding shall be permitted.

4 [5. No used or discarded minor automotive parts shall be located or stored in any open area outside
5 of an enclosed building.]

6 SECTION 63: Title 19, Chapter 12, Section 70, is hereby amended by amending the
7 entry for the use “Auto Parts (New & Rebuilt) (Accessory Sales & Service)” to read as follows:

8 **Auto Parts (New & Rebuilt) [(Accessory Sales & Service)]**

9 **Description:** A facility for the retail sale and installation of lubricating oils, tires, filters and other
10 new or rebuilt goods for use in motor vehicles. The resurfacing of rotors, pressing of bearings,
11 grinding of brake drums, and similar activities are permitted as incidental uses, as well as the
12 installation of auto accessories.

13 **Conditional Use Regulations:**

14 1. If an installation service is offered, the service shall be restricted to the installation of auto
15 accessories and minor parts only, including stereos, car alarms, other accessories, batteries, windshield
16 wipers, hoses, fuses, lights, radios and similar minor elements, and excludes engine, transmission and
17 differential service, repair or installation.

18 2. All installation work shall be done within a completely enclosed building.

19 3. [Access doors to the installation bays shall not face public rights-of-way and shall be designed to
20 minimize the visual intrusion into adjoining properties.

21 4.] No dismantling, re-manufacturing or rebuilding shall be permitted.

22 [5. No used or discarded minor automotive parts shall be located or stored in any open area outside
23 of an enclosed building.]

24 **On-site Parking Requirement:** Five spaces, plus one space for each 200 square feet of gross floor
25 area.

26 SECTION 64: Title 19, Chapter 12, Section 70, is hereby amended by amending the
27 entry for the use “Auto Repair Garage, Major” to read as follows:

28 **Auto Repair Garage, Major**

1 **Description:** A facility for the repair or reconditioning of any type of motorized vehicle, other than
2 the types of repair and service authorized to be performed in a minor auto repair garage. This use
3 includes a facility [which] that provides collision services, including body, frame, or fender
4 straightening, repair and painting of vehicles in an appropriate paint booth, and a facility that performs
5 any repairs to vehicles with a gross vehicle weight over 10,000 pounds.

6 **Conditional Use Regulations:**

- 7 1. All repair and service work shall be performed within a completely enclosed building.
- 8 2. [Openings to the service bays shall not face public rights-of-way and shall be designed to minimize
9 the visual intrusion into adjoining properties.
- 10 3. No used or discarded automotive parts or equipment shall be located or stored in any open area
11 outside of the enclosed building.
- 12 4. No outside storage of stock, equipment or residual used equipment shall be located or stored in
13 any open area outside of the enclosed building.
- 14 5.] All disabled vehicles shall be stored on a concrete or asphalt surface in an area which is screened
15 from view from the surrounding properties and adjoining streets[.], pursuant to LVMC 19.08.040.
- 16 [6.] 3. Outdoor hoists are prohibited.
- 17 [7.] 4. All hazardous materials resulting from the repair, storage, or dismantling of vehicles shall be
18 properly stored and removed from the premises in a timely manner. Storage, use and removal of toxic
19 substances, solid waste pollution and flammable liquids, particularly gasoline, paints, solvents and
20 thinners, shall conform to all applicable Federal, State, and local regulations.

21 [8.] 5. No vehicle may be parked on the premises for the purposes of offering the vehicle for sale.

22 [9.] 6. Outdoor bells and loudspeakers are prohibited.

23 **[Minimum Special Use Permit Requirements:**

- 24 1. All repair and service work shall be performed within a completely enclosed building. All
25 windows and doors shall be completely closed when body and fender work, hammering, sanding or
26 other noise-generating activities are being performed.
- 27 2. No used or discarded automotive parts or equipment shall be located or stored in any open area
28 outside of the enclosed building.

1 3. Openings in service bays shall not face public rights-of-way and shall be designed to minimize the
2 visual intrusion into adjoining properties.

3 4. All disabled or wrecked vehicles shall be stored in an area that is screened from view from the
4 surrounding properties and adjoining streets.

5 5. Outdoor hoists are prohibited.

6 6. All hazardous materials resulting from the repair, storage, or dismantling of vehicles shall be
7 properly stored and removed from the premises in a timely manner. Storage, use and removal of toxic
8 substances, solid waste pollution and flammable liquids, particularly gasoline, paints, solvents and
9 thinners, shall conform to all applicable Federal, State, and local regulations.

10 7. No vehicle may be parked on the premises for the purposes of offering the vehicle for sale.

11 8. Outdoor bells and loudspeakers are prohibited.]

12 **On-site Parking Requirement:** Five spaces, plus one space for each 200 square feet of
13 gross floor area.

14 SECTION 65: Title 19, Chapter 12, Section 70, is hereby amended by amending the
15 entry for the use “Auto Repair Garage, Minor” so that the list of Conditional Use Regulations reads
16 as follows:

17 **Conditional Use Regulations:**

18 1. All repair and service work shall be performed within a completely enclosed building.

19 2. [Openings to the service bays shall not face public rights-of-way and shall be designed to minimize
20 the visual intrusion into adjoining properties.

21 3. No used or discarded automotive parts or equipment shall be located or stored in any open area
22 outside of the enclosed building.

23 4. No outside storage of stock, equipment or residual used equipment shall be located or stored in
24 any open area outside of the enclosed building.

25 5.] All disabled vehicles shall be stored on a concrete or asphalt surface in an area which is screened
26 from view from the surrounding properties and adjoining streets[.], pursuant to LVMC 19.08.040.
27 Vehicles shall not be stored on the property longer than 45 days.

28 SECTION 66: Title 19, Chapter 12, Section 70, is hereby amended by amending the

entry for the use “Auto Smog Check” to read as follows:

Auto Smog Check

Description: A facility for the testing of vehicle emissions.

Conditional Use Regulations:

1. The facility must have a minimum size of 400 square feet, of which a minimum of 200 square feet must be an enclosed structure, with the remainder of the facility allowed to be located under service canopies. At least one area the size of a standard parking space shall be provided at each facility for the testing of vehicles.

2. All equipment must be stored and utilized within the enclosed structure.

3. If conducted as an accessory use to a [service station,] general retail use, minor auto repair facility, or major auto repair facility, the auto smog check facility shall be designed to be architecturally compatible with the primary building on the site.

4. [If service bay doors are provided, openings to service bay doors shall not face public rights of-way and shall be designed to minimize the visual intrusion into adjoining properties.

5.] When operated as a primary use, no other automobile repair shall be permitted in conjunction with the facility.

[6.] 5. Each [station] facility shall have a stacking lane that will accommodate at least 3 cars, [and no parking spaces required for this use or another on-site use shall be used or eliminated in order to provide smog services.] including the vehicle being tested. As an alternative to the requirement in the preceding sentence, a facility may designate two parking spaces for stacking, in addition to the testing area required by Conditional Use Regulation 1.

On-site Parking Requirement: One space, independent of vehicle stacking [space.] and testing spaces. No parking spaces required for this use or another on-site use shall be used or eliminated in order to provide testing services.

SECTION 67: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Bed & Breakfast Inn” to add, at the appropriate location, a list of Conditional Use Regulations, as follows:

Conditional Use Regulations:

- 1 1. The establishment must have a minimum of two and a maximum of five guest bedrooms.
- 2 2. Required on-site parking for guest bedrooms shall be screened by a 6-foot fence or by dense
- 3 landscaping.
- 4 3. Access to the parcel on which the establishment is located must be by means of a paved street with
- 5 a right of way width of at least 50 feet.
- 6 4. Cooking facilities for guest rooms are not permitted.
- 7 5. The Department of Fire and Rescue must inspect and approve the occupancy of an establishment
- 8 before it may be used as a bed and breakfast inn.
- 9 6. Individual guest occupancy is limited to no more than one month in any 3-month period.
- 10 7. No sale or display of merchandise or other commodities may occur in connection with the
- 11 establishment.
- 12 8. Private functions such as weddings, receptions, luncheons, parties and similar activities are not
- 13 permitted, except to the extent such activities represent personal activities of the owner/resident.
- 14 9. Not more than one on premise sign shall be permitted. With respect to that sign:
- 15 a. The copy may contain only the name and address of the establishment.
- 16 b. The sign may not exceed 3 square feet in size or 4 feet in height.
- 17 c. The sign may be freestanding or may be located on the dwelling itself or on a fence or wall.
- 18 d. Any sign illumination must be exterior to the sign and must be shielded so as not to produce
- 19 glare upon an adjacent property or a public right of way.
- 20 e. The design materials and colors of the sign must be compatible with the architectural style
- 21 of the dwelling.

22 SECTION 68: Title 19, Chapter 12, Section 70, is hereby amended by amending the
23 entry for the use "Boat & Trailer Dealership (New and Used)" to read as follows:

24 **Boat & Trailer Dealership (New and Used)**

25 **Description:** The use of any building or lot for the display and sale of new or used boats, jet skis or
26 other marine vessels, along with corresponding trailers.

27 **Conditional Use Regulations:**

- 28 1. The minimum site area shall be 25,000 square feet.

2. No vehicle, boat or trailer service or repair work shall occur except within a fully enclosed structure.

[3. Service bays with individual access from the exterior of the structure shall not directly face or front on a public right-of-way.]

Minimum Special Use Permit Requirements:

1. The minimum site area shall be 25,000 square feet.

2. No vehicle, boat or trailer service or repair work shall occur except within a fully enclosed structure.

[3. Service bays with individual access from the exterior of the structure shall not directly face or front on a public right-of-way.

4.] All sales activities and storage shall be within an enclosed structure. (C-1 only).

On-site Parking Requirement: One space for each 500 square feet of enclosed gross floor area.

SECTION 69: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Building & Landscape Material/Lumber Yard” to read as follows:

Building & Landscape Material/Lumber Yard

Description: A facility for the sale of home, lawn and garden supplies and construction materials such as brick, lumber and other similar materials.

[Conditional Use Regulations:

1. Outside storage shall be screened from view from adjacent properties and streets. The screening must be architecturally consistent with the principal building in terms of materials, colors and details.]

Minimum Special Use Permit Requirements:

*1. [Outside storage shall be screened from view from adjacent properties and streets. The screening must be architecturally consistent with the principal building in terms of materials, colors and details.]

Accessory outdoor storage must meet all requirements of LVMC 19.08.040(E)(4)(e), irrespective of whether or not for purposes of LVMC 19.08.040(E)(4)(e) a Variance from its requirements is granted pursuant to that provision and LVMC 19.16.140.

On-site Parking Requirement: One space for each 500 square feet of gross floor area, including any outside sales area.

SECTION 70: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Building Maintenance Sales & Service” to read as follows:

Building Maintenance Service and Sales

Description: A facility or area for contracting services such as building repair and maintenance, the installation of plumbing, electrical, air conditioning and heating equipment, janitorial services, and exterminating services. The retail sale of supplies is permitted as an accessory use.

[Conditional Use Regulations:

1. Outside storage shall be screened from view from adjacent properties and streets.]

Minimum Special Use Permit Requirements:

*1. Accessory outdoor storage must meet all requirements of LVMC 19.08.040(E)(4(e), irrespective of whether or not for purposes of LVMC 19.08.040(E)(4(e) a Variance from its requirements is granted pursuant to that provision and LVMC 19.16.140.

*2. Accessory outdoor storage shall be limited to no more than 10% of the total lot area.

On-site Parking Requirement: One space for each 300 square feet of gross floor area.

SECTION 71: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Car Wash, Self Service” so that the list of Minimum Special Use Permit Requirements reads as follows:

Minimum Special Use Permit Requirements:

1. The hours of operation shall be limited to the period between 7:00 a.m. and 10:00 p.m.

2. [Openings to the wash bays shall not face public rights-of-way and shall be designed to minimize the visual intrusion into adjoining properties.

3.] All exterior lighting shall be screened or otherwise designed so as not to shine directly onto any adjacent parcel.

[4.] 3. No retail sale of vehicles is allowed.

[5.] 4. No repair or servicing of vehicles is allowed.

[6.] 5. The use must not be located within 200 feet of a residential property unless the use is separated from the residential property by a street with a minimum right-of- way width of 80 feet.

[7.] 6. The applicant must demonstrate that the use can be made inoperable and inaccessible to the

1 public after business hours.

2 [8.] 7. Vacuum bays are permitted as part of this use if their operation is in compliance with the other
3 Minimum Special Use Permit Requirements for this use.

4 [9. The use must be operated in conjunction with another motor vehicle related use, such as gasoline
5 sales, smog inspection, minor automotive repair, or recreational vehicle and boat storage.]

6 [10] 8. An attendant must be on the premises during all times the equipment is operational.

7 [11] 9. Each stall shall have a stacking lane that will accommodate at least 2 cars.

8 SECTION 72: Title 19, Chapter 12, Section 70, is hereby amended by amending the
9 entry for the use “Child Care – Family Home” to read as follows:

10 **[Child] Individual Care – Family Home**

11 **Description:** A residential dwelling used primarily as a residence which also provides day or
12 overnight care for a maximum of 6 children or dependent adults for compensation. Such a use is
13 subject to the [child care] care-related regulations and standards of the State of Nevada.

14 **On-site Parking Requirement:** No additional parking required beyond that which is required for the
15 principal use on the site.

16 SECTION 73: Title 19, Chapter 12, Section 70, is hereby amended by amending the
17 entry for the use “Child Care – Group Home” to read as follows:

18 **[Child] Individual Care – Group Home**

19 **Description:** A [residential dwelling used primarily as a residence which also] facility which provides
20 day or overnight care for a minimum of 7 children or dependent adults and a maximum of 12 children
21 or dependent adults for compensation. When located on a single-family residential lot, the provision
22 of care will take place in a dwelling used primarily as a residence. When located on a parcel
23 developed with multi-family housing, the provision of care must take place within a structure not used
24 as a residence. In any case, [Such] such a use is subject to the [child care] care-related regulations and
25 standards of the State of Nevada.

26 **Minimum Special Use Permit Requirements:**

27 * 1. The minimum lot size shall be 6500 square feet.

28 * 2. The site shall be designed so that all loading and unloading of passengers occurs on-site. The

1 layout of driveways, circulation patterns and parking must be approved by the City Traffic Engineer
2 prior to the issuance of any building permits.

3 * 3. In order for this use to be conducted on a parcel developed with multi-family housing, the [child
4 care must be provided] provision of care must occur within a separate structure.

5 [*4. The use shall be subject to the child care regulations and standards of the State of Nevada.]

6 [5.] 4. Access to the facility shall be by means of a right-of way with a width of 60 feet or less.

7 [6.] 5. The use of outdoor [play] recreation areas shall be limited to the hours between 6:00 A.M. and
8 10:00 P.M.

9 [7.] 6. All lighting shall be designed so it does not shine directly onto any abutting residential
10 property.

11 **On-site Parking Requirement:** One space for each staff member, plus one space for each 6
12 [children.] individuals cared for.

13 SECTION 74: Title 19, Chapter 12, Section 70, is hereby amended by amending the
14 entry for the use “Child Care Center” to read as follows:

15 **[Child] Individual Care Center**

16 **Description:** [Any] A commercial facility which provides [day or overnight care for] personal care
17 and related services to more than 12 children[.] or dependent adults in a supervised, protective,
18 congregate setting during some portion of a twenty-four hour day. Such a use is subject to the [child
19 care] care-related regulations and standards of the State of Nevada. Services typically offered in
20 conjunction with dependent adult care include social and recreational activities, training, meals, and
21 services such as rehabilitation and medication assistance.

22 **Conditional Use Regulations:**

23 1. Access to the [child] individual care center shall be by means of a collector street or larger.

24 2. [The maximum lot coverage shall not exceed 30 percent.

25 3.] The site shall be designed so that all discharging or loading of passengers from a vehicle is
26 accomplished on the site. The layout of driveways, circulation patterns and parking must be approved
27 by the City Traffic Engineer prior to the issuance of any building permits.

28 [4.] 3. Where structures or play areas have residential adjacency:

1 a. An 8-foot high block wall shall be installed along the common property line, with an
2 additional buffer of evergreen trees along the play area. The trees shall be a minimum of 24-inch box,
3 shall be installed at a minimum of 20 feet on center, and shall be a variety that will grow together to
4 form a visual screen.]

5 b. The building entrance and access shall be oriented away from residential uses on local
6 streets.

7 c. Outdoor [play] recreation activities shall be limited to daylight hours.

8 d. Outdoor lighting shall be designed so as to not shine directly onto any abutting residential
9 property.

10 **On-Site Parking Requirement:** One space for each staff member, plus one space for each 10
11 [children.] individuals cared for.

12 SECTION 75: Title 19, Chapter 12, Section 70, is hereby amended by amending the
13 entry for the use “Commercial Recreation/Amusement (Indoor)” to read as follows:

14 **Commercial Recreation/Amusement (Indoor)**

15 **Description:** An enclosed facility or area for sport, entertainment, games of skill, or recreation that
16 is open to use by the general public for a fee. This use includes without limitation bowling alleys,
17 indoor miniature golf courses, roller and ice skating rinks, game courts, swimming pools, walk-in
18 movie theaters, physical fitness centers, gyms, billiard parlors/pool halls, and video arcades.

19 **Minimum Special Use Permit Requirements:**

- 20 1. The use shall not be open to the public between the hours of 9:00 p.m. and 8:00 a.m.
21 2. The use must be consistent with and authorized by an approved Site Development Plan for an
22 office project, and may not occupy more than 35 percent of the floor area of the project.
23 3. No structure that houses the use may exceed 35 feet in height.
24 4. Each structure that houses the use shall be designed to provide reasonable sound barriers for
25 adjoining properties.

26 **On-site Parking Requirement:**

27 Indoor Miniature Golf Course: Three spaces per hole

28 Skating Rink: One space for each 150 square feet of rink area

1 Indoor Game Courts: Three spaces per court

2 Walk-in Theater: One space per 4 seats, plus one space for each employee

3 Video Arcade: One space for each 200 square feet of gross floor area, plus one space per 3 persons
4 that the facility is designed to accommodate at maximum capacity[.]

5 Billiard Parlor/Pool Hall: One space per billiard table

6 Other Uses: One space for each 200 square feet of gross floor area[.]

7 SECTION 76: Title 19, Chapter 12, Section 70, is hereby amended by amending the
8 entry for the use “Commercial Recreation/Amusement (Outdoor)” so that the Description of the use
9 reads as follows:

10 **Description:** An outdoor facility or area for sport, entertainment, games of skill, or recreation that
11 is open to use by the general public for a fee. This use includes without limitation game courts, water
12 slides, golf courses/driving ranges, outdoor miniature golf courses, drive-in theaters, batting cages,
13 practice/instructional fields, amusement parks, amphitheaters, and sports events. [, but does not
14 include an amphitheater.]

15 SECTION 77: Title 19, Chapter 12, Section 70, is hereby amended by amending the
16 entry for the use “Financial Institution, General (without Drive-Through)” to read as follows:

17 **Financial Institution, General [(without Drive-Through)]**

18 **Description:** Any business or organization[:

- 19 1. Whose primary service is the exchange of currency; and
20 2. Whose service does not include drive-through service.

21 This use includes without limitation banks and credit unions, but does not include any business
22 engaged in retail sales or a business whose primary service is to lend money for repayment at a future
23 date.] which:

- 24 1. Holds or receives deposits, savings or share accounts;
25 2. Issues certificates of deposits;
26 3. Provides to its customers other depository accounts which are subject to withdrawal by
27 checks, drafts or other instruments or by electronic means to effect payment to a third party; or
28 4. Engages in business as a mortgage banker under NRS Chapter 645E.

1 This use includes without limitation a bank, savings and loan association, savings bank, mortgage
2 bank, thrift company or credit union.

3 **On-site Parking Requirement:** One space for each 200 square feet of gross floor area.

4 SECTION 78: Title 19, Chapter 12, Section 70, is hereby amended by amending the
5 entry for the use “Garden Supply/Plant Nursery” to read as follows:

6 **Garden Supply/Plant Nursery**

7 **Description:** A facility for the growing, display, or sale of plant stock, seeds or other horticulture
8 items. This use may include raising plants outdoors or in greenhouses for sale either as food or for
9 use in landscaping.

10 **[Conditional Use Regulations:**

- 11 1. Garden tools, supplies and fertilizer may be allowed outside an enclosed building, provided all
12 storage is screened from view from any abutting streets.
13 2. Live plants may be located outside of an enclosed building.]

14 **Minimum Special Use Permit Requirements:**

15 *1. Accessory outdoor storage must meet all requirements of LVMC 19.08.040(E)(4(e), irrespective
16 of whether or not for purposes of LVMC 19.08.040(E)(4(e) a Variance from its requirements is
17 granted pursuant to that provision and LVMC 19.16.140.

18 **On-site Parking Requirement:** One space for each 500 square feet of indoor display area, plus one
19 space for each 2500 square feet of outdoor display area.

20 SECTION 79: Title 19, Chapter 12, Section 70, is hereby amended by amending the
21 entry for the use “General Personal Service” so that the Description of the use reads as follows:

22 **General Personal Service**

23 **Description:** A facility for the sale of personal services. Typical personal services include
24 barber/beautyshop, tanning salon, nail salon, shoe repair, tailor, instructional arts studio, photography
25 studio, hand-crafted art studio, safe deposit boxes, house cleaning service, weight reduction center,
26 day spa, florist (excluding greenhouses), astrologer/hypnotist/psychic art or science, dry cleaners,
27 electrical/watch/clock/jewelry or similar repair, and permanent makeup establishment.

28 SECTION 80: Title 19, Chapter 12, Section 70, is hereby amended by amending the

entry for the use “General Retail Store, Other Than Listed (3500 Square Feet or More)” to read as follows:

General Retail Store, Other Than Listed [(3500 Square feet or More)]

Description: A facility [(with 3500 square feet or more) for the retail sale of general merchandise to the general public for direct consumption and not for wholesale. This use does not include a “grocery store,” “convenience store,” or other retail facility that is specifically defined in LVMC Chapter 19.18.] for the retail sale of general merchandise to the general public for direct consumption and not for wholesale. This use:

1. Includes such uses as an antique/collectible store, retail bakery, convenience store, grocery store, drug store, service station and specialty merchandise store.

2. Includes other general retail uses that may be specifically defined in LVMC Chapter 19.18 and whose definitions may include specific limitations and restrictions, which shall apply as described in that Chapter.

3. Does not include uses that are specifically listed in LVMC Chapter 19.12.

Conditional Use Regulations:

1. The general retail use must be ancillary to a primary use, and shall not exceed 3,500 square feet in gross floor area.

On-site Parking Requirement:

1. If less than 25,000 square feet, one space per 175 square feet of gross floor area.
2. If 25,000 square feet or more, one space per 250 square feet of gross floor area.

SECTION 81: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Horse Corral or Stable (Commercial)” so that the list of Conditional Use Regulations reads as follows:

Conditional Use Regulations:

1. Stables or corrals shall be placed more than 50 feet from any dwelling on an adjacent residential lot and at least 100 feet from the front property line.
- [2. All accessory structures shall comply with the setback requirements set forth in LVMC Chapter 19.08, and in no event shall be placed closer than 5 feet from any side or rear property line abutting

1 a residential zoning district.]

2 SECTION 82: Title 19, Chapter 12, Section 70, is hereby amended by amending the
3 entry for the use “Hotel, Residence” so that the Description of the use reads as follows:

4 **Hotel, Residence**

5 **Description:** A multi-dwelling facility for extended stay lodging, consisting of:

- 6 1. Efficiency units or suites with a [complete] kitchen containing a refrigerator, sink and
7 cooking facilities (such as a stove or microwave) suitable for long term occupancy;
- 8 2. Customary hotel services such as linen, maid service, telephone and upkeep of furniture;
9 and
- 10 3. Optional resident and guest amenities such as meeting rooms, club house and recreation
11 facilities.

12 This use does not include facilities which qualify as other types of dwelling units defined in this Title.

13 SECTION 83: Title 19, Chapter 12, Section 70, is hereby amended by amending the
14 entry for the use “Motor Vehicle Sales (New)” so that the list of Conditional Use Regulations reads
15 as follows:

16 **Conditional Use Regulations:**

- 17 1. Motor vehicle sales may include an outdoor used car sales lot when operated by a franchised, new
18 car dealer. The used car sales shall be located directly adjacent to the new car sales and service facility
19 and be operated as an incidental use.
- 20 2. The installation and use of an outside public address or bell system is prohibited.
- 21 3. [No used or discarded automotive parts or equipment shall be located in any open area outside of
22 an enclosed building.
- 23 4.] All exterior lighting shall be screened or otherwise designed so as not to shine directly onto any
24 adjacent parcel of land.
- 25 [5.] 4. All accessory service shall be performed inside an enclosed area.
- 26 [6. Openings in service bays shall not face public rights-of-way and shall be designed to minimize
27 the visual intrusion into adjoining properties.]
- 28 [7.] 5. Accessory automobile rental is permitted.

1 [*8.] *6. Any motor vehicle sales use to be located north of Cheyenne Avenue must be [within the]
2 located on a parcel with a GC-TC land use designation.

3 SECTION 84: Title 19, Chapter 12, Section 70, is hereby amended by amending the
4 entry for the use “Motor Vehicle Sales (Used)” to read as follows:

5 **Motor Vehicle Sales (Used)**

6 **Description:** A facility or area, other than an auto sales showroom, used primarily for the display and
7 sale or leasing of used automobiles, motorcycles and motor scooters , but excluding mopeds. This use
8 includes service bays and auto body shops which are incidental and accessory to the sales use.

9 **Conditional Use Regulations:**

- 10 1. The installation and use of an outside public address or bell system is prohibited.
11 2. [No used or discarded automotive parts or equipment shall be located in any open area outside of
12 an enclosed building.
13 3.] All exterior lighting shall be screened or otherwise designed so as not to shine directly onto any
14 adjacent parcel of land.
15 [4. Openings in service bays shall not face public rights-of-way and shall be designed to minimize
16 the visual intrusion into adjoining properties.]
17 [5.] 3. Accessory automobile rental is permitted.

18 **Minimum Special Use Permit Requirements:**

- 19 1. The minimum site area designated for this use shall be 25,000 square feet.
20 2. The installation and use of an outside public address or bell system is prohibited.
21 3. [No used or discarded automotive parts or equipment shall be located in any open area outside of
22 an enclosed building.
23 4.] All exterior lighting shall be screened or otherwise designed so as not to shine directly onto any
24 adjacent parcel of land.
25 [5. Openings in service bays shall not face public rights-of-way and shall be designed to minimize
26 the visual intrusion into adjoining properties.]
27 [6.] 4. Accessory automobile rental is permitted.

28 **On-site Parking Requirement:** One space for each 500 square feet of enclosed gross floor area

1 designated for this use. Vehicles that are on display or for sale may not be parked or stored in parking
2 spaces that are designated as off street parking necessary to meet the minimum requirements. The
3 parking and storage of such vehicles must occur only in spaces that are in excess of the required
4 minimum parking.

5 SECTION 85: Title 19, Chapter 12, Section 70, is hereby amended by amending the
6 entry for the use “Multi-Family Residential” to read as follows:

7 **Multi-Family Residential**

8 **Description:** A structure used or designed as a residence for 3 or more families or households living
9 independently of each other.

10 **Conditional Use Regulations:**

11 1. This use is permitted only in conjunction with an approved Mixed-Use development.

12 **On-site Parking Requirement:** Calculated by the capacity of each unit as described below, plus one
13 additional guest space for every 6 units spread throughout the development:

14 1. Studio and One Bedroom Units – 1.25 spaces per unit.

15 2. Two Bedroom Units – 1.75 spaces per unit.

16 3. Three Bedroom and Above Units – Two spaces per unit.

17 4. Units developed as part of a Mixed-Use development shall provide parking in accordance with
18 LVMC 19.18.030(D).

19 SECTION 86: Title 19, Chapter 12, Section 70, is hereby amended by amending the
20 entry for the use “Office, Medical or Dental” so that the Description of the use reads as follows:

21 **Office, Medical or Dental**

22 **Description:** A professional office for the administration of professional medical, psychological or
23 dental care, including examinations, screenings and minor outpatient surgical procedures. This use
24 does not include a facility that provides housing for individuals, a clinic, or any other facility that is
25 specifically defined in this Title.

26 SECTION 87: Title 19, Chapter 12, Section 70, is hereby amended by amending the
27 entry for the use “Office, Other Than Listed” so that the Description of the use reads as follows:

28 **Office, Other Than Listed**

1 **Description:** A building or rooms used for conducting the affairs of a business, profession, service,
2 industry or government other than those which are specifically listed in this Title. This use includes
3 a radio broadcasting facility and a recording studio.

4 SECTION 88: Title 19, Chapter 12, Section 70, is hereby amended by amending the
5 entry for the use “Outcall Entertainment Referral Service” to read as follows:

6 **Outcall Entertainment Referral Service/Escort Bureau**

7 **Description:** A business which, for a fee, commission, hire, or profit:

8 1. Sends [sends] or refers an entertainer to an entertainment location (as defined in LVMC
9 6.57.030) in response to a telephone or other request to entertain a patron at the entertainment
10 location[.]; or

11 2. Furnishes or arranges for escorts to accompany other persons for social engagements.

12 **Minimum Special Use Permit Requirements:**

13 1. The business must be located at least 500 feet from any residentially-zoned property and 1500 feet
14 from any church, school, child care facility or park, measured in each case from property line to
15 property line without regard to intervening obstacles.

16 2. No outcall entertainers, escorts or escort runners shall be physically dispatched from the property.

17 3. No business may be transacted with patrons on the property.

18 4. Except as may otherwise be required by ordinance or by the Director, there shall be no on-site
19 signage or other advertising of any kind, whether on the property or elsewhere, which advertises the
20 address or physical location of the business.

21 **On-site Parking Requirement:** One space for each 300 square feet of gross floor area.

22 SECTION 89: Title 19, Chapter 12, Section 70, is hereby amended by amending the
23 entry for the use “Outdoor Storage, Accessory” to read as follows:

24 **Outdoor Storage[, Accessory]**

25 **Description:** The use of a significant portion of a lot or area for the long term retention (more than
26 24 hours) of materials and machinery and/or equipment, regardless of whether the materials,
27 machinery and/or equipment are to be bought, sold, repaired, stored, incinerated, or discarded. This
28 use includes the storage of self-contained cargo containers that have not been converted into a

1 permanent building, but does not include new or used motor vehicle sales and rental display, nor does
2 it include accessory and incidental parking of vehicles for residents, guests, customers or employees
3 in connection with a principal use.

4 **[Conditional Use Regulations:**

5 1. Storage shall not be permitted within required setbacks or buffer yards.

6 2. Except as otherwise provided in this Title or as specifically allowed in connection with the
7 approval of a Special Use Permit:

8 a. Outside storage areas that are not screened by an intervening building shall be screened
9 from view from any public street by a screening device at least 8 feet in height.

10 b. Outside storage areas shall be screened from view of any adjoining property by a screening
11 device at least 8 feet in height, except along adjacent property lines of property zoned C-M or M.

12 3. Except as otherwise provided in this Title, in the C-2 and C-M Zoning Districts, storage shall be
13 limited to no more than 5 percent of the lot area containing the principal use.

14 4. In the C-2 Zoning District, incidental items that are normally associated with operations allowed
15 as a matter of right are not required to be screened from view.

16 5. In the C-1 Zoning District, the only items allowable as accessory outdoor storage are live nursery
17 products, which must be screened from view of adjacent properties and right-of-way by means of
18 screening that is architecturally consistent with the principal building in terms of materials, colors and
19 details.]

20 **On-site Parking Requirement:** No additional parking required beyond that which is
21 required for the principal use(s) on the site.

22 SECTION 90: Title 19, Chapter 12, Section 70, is hereby amended by amending the
23 entry for the use “Parking, Commercial” to read as follows:

24 **Parking[, Commercial] Facility**

25 **Description:** A [facility for parking that is operated as a business enterprise by charging the public
26 a fee and is not reserved or required to accommodate occupants, clients, customers or employees of
27 a particular establishment or premises.] lot or structure developed for public or private parking as a
28 primary use of the subject site on which it is located. This use does not include any ancillary lot or

1 structure provided in conjunction with a primary use in order to meet minimum required parking
2 standards.

3 **Conditional Use Regulations:**

- 4 1. The parking facility must be ground-level.
- 5 2. [The parking facility shall conform with any applicable provisions of this Title.
- 6 3. A 6 foot-high masonry wall shall be installed and maintained along all property lines that adjoin
- 7 any residential zone.
- 8 4.] The use of the parking facility shall cease between 9:00 p.m. and 6:00 a.m., including the use of
- 9 any exterior lighting (except for security lighting).

10 **On-site Parking Requirement:** One space, designated as employee-only parking, for each employee
11 on the largest shift, if applicable.

12 SECTION 91: Title 19, Chapter 12, Section 70, is hereby amended by amending the
13 entry for the use “Rental Store (with Outside Storage)” to read as follows:

14 **Rental Store [(with Outside Storage)]**

15 **Description:** A facility for the rental of general merchandise to the general public, not specifically
16 listed as a different use elsewhere in this Title[, that includes outside storage of rental items.] Typical
17 general merchandise includes clothing and other apparel, electronics, videos, tools and garden
18 equipment, furniture and other household appliances, special occasion or seasonal items, and similar
19 consumer goods.

20 **On-site Parking Requirement:** One space for each 250 square feet of enclosed gross floor area[,
21 plus one space for each 1000 square feet of gross outside storage yard area.]

22 SECTION 92: Title 19, Chapter 12, Section 70, is hereby amended by amending the
23 entry for the use “Restaurant, 2000 sq. ft. or more (with Drive-Through)” to read as follows:

24 **Restaurant[, 2000 sq. ft. or more (with Drive-Through)]**

25 **Description:** An establishment providing for the preparation and retail sale of food and beverages,
26 including without limitation cafés, coffee shops, sandwich shops, ice cream parlors, fast food take-out
27 (i.e. pizza) and similar uses[, with the added provision of one or more drive-through lanes for ordering
28 and dispensing food and beverages to patrons remaining in their vehicles.]

1 **Conditional Use Regulations:**

2 1. [Each drive-through service window shall have a stacking lane that will accommodate at least 6
3 cars per lane.] The restaurant use must be ancillary to a primary use, and shall not exceed 2000 square
4 feet in gross floor area.

5 **On-site Parking Requirement:** One space for each [100 square feet of gross floor area, including
6 outdoor areas for seating and waiting.] 50 square feet of public seating and waiting area (including
7 outdoor areas for seating and waiting), plus one space for each 200 square feet of the total remaining
8 gross floor area.

9 SECTION 93: Title 19, Chapter 12, Section 70, is hereby amended by amending the
10 entry for the use "Secondhand Dealer" to read as follows:

11 **Secondhand Dealer**

12 **Description:** A [specialty shop] retail facility which deals solely in [one kind of] used [commodity]
13 commodities with no new commodities, or [a business] in which the sale of secondhand or used
14 articles is incidental to the sale of new articles of the same kind. For purposes of this description, the
15 sale of secondhand or used articles is deemed to be incidental to the sale of new articles. Used articles
16 may include wearing apparel, furniture, fixtures, appliances, tableware, offices supplies, pictures,
17 paintings, jewelry, cutlery, [or guns. This use includes the sale of jewelry (Class III type) and] guns
18 or scrap precious metals as defined in LVMC Chapter 6.74, but does not include the sale of junk as
19 defined in that Chapter, or the sale of used cars. [or the sale of other items which the City Council
20 determines do not fit within the intent of this term.] This use does not include the buying and selling
21 of foreign or domestic coins for numismatic purposes or used books, which shall be allowed where
22 retail sales of new merchandise is permitted. This use also does not include a [thriftshop or nonprofit
23 thriftshop.] Thrift Shop.

24 **Conditional Use Regulations:**

25 1. No outdoor display[,] or sales [or storage] of any merchandise shall be permitted[.], except as
26 allowed pursuant to LVMC 19.16.160 for a Temporary Commercial Permit.

27 2. The use shall comply with the applicable requirements of LVMC Title 6.

28 3. No secondhand dealer shall be located on either side of Fremont Street or on Las Vegas Boulevard

South, between Charleston Boulevard and Sahara Avenue.

4. In the C-1 and C-2 Zoning Districts, the use shall be limited to no more than 5,000 square feet in size.

Minimum Special Use Permit Requirements:

* 1. No outdoor display[,] or sales [or storage] of any merchandise shall be permitted[.], except as allowed pursuant to LVMC 19.16.160 for a Temporary Commercial Permit.

* 2. The use shall comply with the applicable requirements of LVMC Title 6.

* 3. No secondhand dealer shall be located on either side of Fremont Street or on Las Vegas Boulevard South, between Charleston Boulevard and Sahara Avenue.

On-site Parking Requirement: One space for each 250 square feet of gross floor area.

SECTION 94: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Swap Meet” to read as follows:

Swap Meet

Description: A facility (whether indoor or outdoor) in which multiple vendors, dealers, sellers or traders have rented, leased, purchased or otherwise obtained an area from a swap meet operator for the purpose of selling, bartering, exchanging or trading new or used items of personal property, where the aggregate value of all such property exceeds the amount of 1000 dollars.

Conditional Use Regulations:

1. No outdoor display, sales or storage of any merchandise or equipment is permitted. [, except in connection with temporary activities that have been authorized by means of a Temporary Commercial Permit.]

2. No repair, installation or service work is permitted outside of an enclosed building.

3. All signage, including any temporary signage, shall comply with LVMC Chapter 19.08.

4. The swap meet operation shall comply with all applicable requirements of LVMC Title 6.

Minimum Special Use Permit Requirements:

1. [No outdoor display, sales or storage of any merchandise or equipment is permitted, except in connection with temporary activities that have been authorized by means of a Temporary Commercial Permit.

2.] No repair, installation or service work is permitted outside of an enclosed building.

[3.] 2. All signage, including any temporary signage, shall comply with LVMC Chapter 19.08.

[4.] 3. The swap meet operation shall comply with all applicable requirements of LVMC Title 6.

On-site Parking Requirement:

Indoor: One space for each 175 square feet of gross floor area[.] for the first 25,000 square feet of gross floor area; one space for each 250 square feet of gross floor area thereafter.

Outdoor: Four spaces for each retail stall or unit.

SECTION 95: Title 19, Chapter 12, Section 70, is hereby amended by amending the entry for the use “Thriftshop” to read as follows:

[Thriftshop] Thrift Shop

Description: [A business operation that deals primarily in secondhand wearing apparel.] A retail facility that sells any new or used merchandise that has been donated to the facility.

Conditional Use Regulations:

1. No outdoor display[,] or sales [or storage] of any merchandise shall be permitted.

2. The use shall comply with the applicable requirements of LVMC Title 6.

3. Donations shall be accepted only during normal business hours.

Minimum Special Use Permit Requirements:

* 1. No outdoor display[,] or sales [or storage] of any merchandise shall be permitted.

* 2. The use shall comply with the applicable requirements of LVMC Title 6.

3. Donations shall be accepted only during normal business hours, unless otherwise specifically approved in connection with the Special Use Permit. Where after-hours donation of items is approved, donation areas and containers, whether or not enclosed or screened, must be designed so that donated items are not visible to the general public.

On-site Parking Requirement: One space for each 250 square feet of gross floor area.

SECTION 96: Title 19, Chapter 12, Section 70, is hereby amended by adding thereto, at the appropriate location, an entry for the use “Drive-Through,” reading as follows:

Drive-Through

Description: The use of a dedicated drive lane that, incidental to a principal use, provides access to

1 a station, such as a window, door or mechanical device, from which occupants of a motor vehicle
2 receive or obtain a product or service.

3 **Conditional Use Regulations:**

4 1. A single-station drive-through shall have a stacking lane that will accommodate a minimum of six
5 vehicles, including the vehicle at the station. A multiple-station drive-through shall have stacking
6 lanes that will accommodate a minimum of three vehicles per station, including the vehicle at that
7 station.

8 2. The drive-through shall be screened in accordance with LVMC 19.08.040(F).

9 3. In the O (Office) and DC-O (Downtown Casino Overlay) Districts, a drive-through shall be
10 separated from any residentially zoned property by an intervening building and shall not have access
11 to local residential streets.

12 **On-site Parking Requirement:** No additional parking required beyond that which is required for the
13 principal use(s) on the site. Stacking areas provided for the drive-through shall not count toward the
14 required on-site parking.

15 SECTION 97: Title 19, Chapter 12, Section 90, Subsection (A), is hereby amended to
16 read as follows:

17 **A. P-O District**

18 All uses in the P-O District shall conform to the following:

19 1. No products shall be stored, displayed or sold on the premises, except for the sales
20 activities otherwise permitted for the internet/catalogue sales office use.]

21 2. No trucks, vans or other commercial vehicles shall be stored or parked on the property
22 overnight.

23 3. No service shall be performed upon a client except those related to the service of the
24 medical profession including dentists, opticians, optometrists, chiropractors, psychologists, etc.

25 4. Services shall not include the production or repair of any goods except as an incidental use
26 to a permitted service.

27 5. Instructional services at a physician's office must be provided with a pupil/instructor ratio
28 no greater than two to one; provided, however, that the Director may approve a higher pupil/instructor

ratio upon a showing that sufficient off-street parking is available for the number of pupils anticipated.

Equipment used for instructional purposes must be stored within the building.

6. Except in accordance with a Special Use Permit approving the establishment of a Mixed-Use use as defined by LVMC Chapter 19.18, there shall be no mixed residential and commercial use of any property and in the event there is an existing residential use on a property, no commercial use of the property shall be permitted until the residential use has permanently ceased.

7. No use or business activity shall remain open to the public for business between the hours of 9:00 p.m. through 7:00 a.m. All exterior lighting, except for security lighting, shall be turned off.

SECTION 98: Title 19, Chapter 18, Section 20, is hereby amended by deleting therefrom the following terms, together with their corresponding definitions:

Adult Day Care Center

Auto Paint & Body Repair Shop

Internet Café

Jewelry Store, Class III

Jewelry Store, New

Private Sports Arena, Stadium or Track

Restaurant with Drive-Through

Tennis Courts, Accessory

Thriftshop, Nonprofit

SECTION 99: Title 19, Chapter 18, Section 20, is hereby amended by amending the following terms, together with their corresponding definitions (and relocating them as necessary):

Accessory Structure. A residential structure that is:

1. Located on the same lot as a principal structure;

2. [May be] Either detached from or, pursuant to LVMC 19.06.040(C)(6), attached to the principal structure; and

3. Incidental or subordinate to the principal structure.

[Ancillary] Lounge Bar. A bar located in a lounge area of a hotel or approved mixed-use building which has a minimum of 150 rooms or residential units, unless the City Council determines that public

1 health, safety and welfare are not compromised by a lesser number of rooms or units, where the lounge
2 bar makes available alcoholic beverages for consumption in specified areas only. The term does not
3 include a bar that is ancillary to a “Non-restricted Gaming Establishment,” as defined in this Title.

4 **Auto Repair Garage, Major.** A facility for the repair or reconditioning of any type of motorized
5 vehicle, other than the types of repair and service authorized to be performed in a minor auto repair
6 garage. The term includes a facility [which] that provides collision services, including body, frame,
7 or fender straightening, repair and painting of vehicles in an appropriate paint booth, and a facility that
8 performs any repairs to vehicles with a gross vehicle weight over 10,000 pounds.

9 **Bakery, Retail.** [An] A retail establishment which specializes in the [retail] sale of baked goods, such
10 as doughnuts, cookies, pastries and other similar goods, but does not provide meals as found in a
11 restaurant.

12 **[Child] Individual Care Center.** [Any] A commercial facility which provides [day or overnight care
13 for] personal care and related services to more than 12 children[.] or dependent adults in a supervised,
14 protective, congregate setting during some portion of a twenty-four hour day. Such a use is subject
15 to the [child care] care-related regulations and standards of the State of Nevada. Services typically
16 offered in conjunction with dependent adult care include social and recreational activities, training,
17 meals, and services such as rehabilitation and medication assistance.

18 **[Child] Individual Care – Family Home.** A residential dwelling used primarily as a residence which
19 also provides day or overnight care for a maximum of 6 children or dependent adults for
20 compensation. Such a use is subject to the [child care] care-related regulations and standards of the
21 State of Nevada.

22 **[Child] Individual Care – Group Home.** A [residential dwelling used primarily as a residence
23 which also] facility which provides day or overnight care for a minimum of 7 children or dependent
24 adults and a maximum of 12 children or dependent adults for compensation. When located on a
25 single-family residential lot, the provision of care will take place in a dwelling used primarily as a
26 residence. When located on a parcel developed with multi-family housing, the provision of care must
27 take place within a structure not used as a residence. In any case, [Such] such a use is subject to the
28 [child care] care-related regulations and standards of the State of Nevada.

1 **Commercial Recreation/Amusement [(Inside).] (Indoor).** An enclosed facility or area for sport,
2 entertainment, games of skill, or recreation that is open to use by the general public for a fee. This use
3 includes without limitation bowling alleys, indoor miniature golf courses, roller and ice skating rinks,
4 game courts, swimming pools, walk-in movie theaters, physical fitness centers, gyms, billiard
5 parlors/pool halls, and video arcades.

6 **Commercial Recreation/Amusement [(Outside).] (Outdoor).** An outdoor facility or area for sport,
7 entertainment, games of skill, or recreation that is open to use by the general public for a fee. This use
8 includes without limitation game courts, water slides, golf courses/driving ranges, outdoor miniature
9 golf courses, drive-in theaters, batting cages, practice/instructional fields, amusement parks,
10 amphitheaters, and sports events. [, but does not include an amphitheater.]

11 **Financial Institution, General.** Any business or organization[, whose primary service is the
12 exchange of currency. The term includes without limitation banks and credit unions, with or without
13 drive-through service, but does not include any business engaged in retail sales or a business whose
14 primary service is to lend money for repayment at a future date.] which:

15 1. Holds or receives deposits, savings or share accounts;

16 2. Issues certificates of deposits;

17 3. Provides to its customers other depository accounts which are subject to withdrawal by
18 checks, drafts or other instruments or by electronic means to effect payment to a third party; or

19 4. Engages in business as a mortgage banker under NRS Chapter 645E.

20 The term includes without limitation a bank, savings and loan association, savings bank, mortgage
21 bank, thrift company or credit union.

22 **General Personal Service.** A facility for the sale of personal services. Typical personal services
23 include barber/beauty shop, tanning salon, nail salon, shoe repair, tailor, instructional arts studio,
24 photography studio, hand-crafted art studio, safe deposit boxes, house cleaning service, weight
25 reduction center, day spa, florist (excluding greenhouses), astrologer/hypnotist/psychic art or science,
26 dry cleaners, electrical/watch/clock/jewelry or similar repair, and permanent makeup establishment.

27 **General Retail Store, Other Than Listed.** A facility for the retail sale of general merchandise to the
28 general public for direct consumption and not for wholesale. The term: [does not include a “grocery

store,” “convenience store,” or other retail facility that is specifically defined in LVMC Chapter 19.18.]

1. Includes such uses as an antique/collectible store, retail bakery, convenience store, grocery store, drug store, service station and specialty merchandise store.

2. Includes other general retail uses that may be specifically defined in LVMC Chapter 19.18 and whose definitions may include specific limitations and restrictions, which shall apply as described in that Chapter.

3. Does not include uses that are specifically listed in LVMC Chapter 19.12.

Hotel, Residence. A multi-dwelling unit for extended stay lodging consisting of efficiency units or suites with a [complete] kitchen containing a refrigerator, sink and cooking facilities (such as a stove or microwave), suitable for long term occupancy; customary hotel services such as linen, maid service, telephone and upkeep of furniture; and optional resident and guest amenities such as meeting rooms, club house and recreation facilities. The term does not include facilities which qualify as other types of dwelling units defined in this Title.

Office, Medical or Dental. A professional office for the administration of professional medical, psychological or dental care, including examinations, screenings and minor outpatient surgical procedures. The term does not include a facility that provides housing for individuals, a clinic, or any other facility that is specifically defined in this Title.

Outcall Entertainment Referral Service/Escort Bureau. A business which, for a fee, commission, hire, or profit:

1. Sends [sends] or refers an entertainer to an entertainment location (as defined in LVMC 6.57.030) in response to a telephone or other request to entertain a patron at the entertainment location[.]; or

2. Furnishes or arranges for escorts to accompany other persons for social engagements.

Outdoor Storage[, Accessory.] The use of a significant portion of a lot or area for the long term retention (more than 24 hours) of materials and machinery and/or equipment, regardless of whether the materials, machinery and/or equipment are to be bought, sold, repaired, stored, incinerated, or discarded. The term includes the storage of self-contained cargo containers that have not been

converted into a permanent building, but does not include new or used motor vehicle sales and rental display, nor does it include accessory and incidental parking of vehicles for residents, guests, customers or employees in connection with a principal use.

Parking[, Commercial.] Facility. A [facility for parking that is operated as a business enterprise by charging the public a fee and is not reserved or required to accommodate occupants, clients, customers or employees of a particular establishment or premises.] lot or structure developed for public or private parking as a primary use of the subject site on which it is located. The term does not include any ancillary lot or structure provided in conjunction with a primary use in order to meet minimum required parking standards.

Secondhand Dealer. A [specialty shop] retail facility which deals solely in [one kind of] used [commodity] commodities with no new commodities, or [a business] in which the sale of secondhand or used articles is incidental to the sale of new articles of the same kind. For purposes of this definition, the sale of secondhand or used articles is deemed to be incidental to the sale of new articles. Used articles may include wearing apparel, furniture, fixtures, appliances, tableware, offices supplies, pictures, paintings, jewelry, cutlery, [or guns. This use includes the sale of jewelry (Class III type) and] guns or scrap precious metals as defined in LVMC Chapter 6.74, but does not include the sale of junk as defined in that Chapter, or the sale of used cars. [or the sale of other items which the City Council determines do not fit within the intent of this term.] The term does not include the buying and selling of foreign or domestic coins for numismatic purposes or used books, which shall be allowed where retail sales of new merchandise is permitted. The term also does not include a [thriftshop or nonprofit thriftshop.] Thrift Shop.

[Thriftshop.] Thrift Shop. [A business operation that deals primarily in secondhand wearing apparel.] A retail facility that sells any new or used merchandise that has been donated to the facility.

SECTION 100: Title 19, Chapter 18, Section 20, is hereby amended by adding thereto the following term, together with its corresponding definition:

Drive-Through. The use of a dedicated drive lane that, incidental to a principal use, provides access to a station, such as a window, door or mechanical device, from which occupants of a motor vehicle receive or obtain a product or service.

1 SECTION 101: For purposes of Section 2.100(3) of the City Charter, the
2 following are deemed to be subchapters rather than sections:

3 19.06.040

4 19.08.040

5 19.08.050

6 19.08.060

7 19.08.070

8 19.08.080

9 19.08.090

10 19.08.100

11 19.12.010

12 19.12.070

13 19.12.090

14 19.18.020

15 SECTION 102: The Department of Planning is authorized and directed to
16 incorporate into the Unified Development Code the amendments set forth in Sections 2 to 100,
17 inclusive, of this Ordinance.

18 SECTION 103: If any section, subsection, subdivision, paragraph, sentence,
19 clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or
20 invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity
21 or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of
22 the 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.

26 . . .

27 . . .

28 . . .

SECTION 104: 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 Steel 6-5-12
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 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 _____, 2012, 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

APPROVED:

12

13 By _____
14 CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16 BEVERLY K. BRIDGES, MMC
17 City Clerk

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