



Recommending Committee Agenda

Should you choose to attend in person, a medical screening will be administered before you can enter the building. Alternatively, any and all persons are encouraged to send comments and written objections electronically prior to the meeting via e-mail to meetingcomments@lasvegasnevada.gov, by mailing to the City Clerk, 2nd Floor, City Hall, 495 South Main Street, Las Vegas, Nevada, 89101 or fax to (702) 382-4803. E-mails must contain the meeting name, date and item number in the subject. E-mails received up to an hour before the meeting will be considered public record, read during the meeting where appropriate and will be included in the backup. A time limit may be imposed on the e-mails read for the record.

The Recommending Committee will receive public input on each item of legislation being considered. The Recommending Committee may, thereafter, continue the hearing to a future date or formulate a recommendation to the City Council for passage, rejection or amendment of the proposed bill. Any member of the City Council may substitute for a member of the Recommending Committee at any time.

Items listed on the agenda may be taken out of the order presented; two or more agenda items for consideration may be combined; and any item on the agenda may be removed or related discussion may be delayed at any time. Backup material for this agenda may be obtained from LuAnn D. Holmes, City Clerk, at the Office of the City Clerk, 495 South Main Street, 2nd Floor or on the city's webpage at www.lasvegasnevada.gov.

1. Call to Order
2. Announcement Regarding: Compliance with Open Meeting Law
3. Bill No. 2021-7 - For possible action - Annexation No. 20-0214-ANX1 - Property location: southeast corner of Hammer Lane and Grand Canyon Drive; Petitioned by: Grand Hammer Estates LLC, predecessor-in-interest to current owner, Pushing 30, LLC; Acreage: 2.42 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Michele Fiore
4. Bill No. 2021-8 - For possible action - Amends LVMC 19.12.070, as it pertains to cannabis dispensaries, to remove the prohibition of drive-through facilities. Sponsored by: Councilwoman Michele Fiore
5. Citizens Participation: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the Committee. No subject may be acted upon by the Committee unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name and correct spelling for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited.
6. Adjournment

ALL INTERESTED PERSONS ARE INVITED TO ATTEND: Copies of the above Bills may be obtained through the Office of the City Clerk, Monday through Thursday 7:00 A.M. to 5:30 P.M.

Facilities are provided throughout City Hall for the convenience of persons with disabilities. Reasonable efforts will be made to assist and accommodate persons with disabilities or impairments. If you need accommodations to attend and

participate in this meeting, please call the City Clerk's office at 702-229-6311 and advise of your need at least 48 hours in advance of the meeting. Dial 7-1-1 for Relay Nevada.

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

City Hall, 495 South Main Street, 1st Floor
Clark County Government Center, 500 South Grand Central Parkway
Grant Sawyer Building, 555 East Washington Avenue
City of Las Vegas Development Services Center, 333 North Rancho Drive



AGENDA SUMMARY PAGE
Recommending Committee
Meeting of: February 16, 2021

Agenda Item No.:
1

DEPARTMENT: City Clerk
DIRECTOR: LuAnn Holmes

SUBJECT:
Call to Order



AGENDA SUMMARY PAGE
Recommending Committee
Meeting of: February 16, 2021

Agenda Item No.:
2

DEPARTMENT: City Clerk
DIRECTOR: LuAnn Holmes

SUBJECT:
Announcement Regarding: Compliance with Open Meeting Law



AGENDA SUMMARY PAGE
Recommending Committee
Meeting of: February 16, 2021

Agenda Item No.:
3

DEPARTMENT: City Attorney
DIRECTOR: Bryan K. Scott

DISCUSSION

SUBJECT:

Bill No. 2021-7 - For possible action - Annexation No. 20-0214-ANX1 - Property location: southeast corner of Hammer Lane and Grand Canyon Drive; Petitioned by: Grand Hammer Estates LLC, predecessor-in-interest to current owner, Pushing 30, LLC; Acreage: 2.42 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Michele Fiore

FISCAL IMPACT:

None

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property located on the southeast corner of Hammer Lane and Grand Canyon Drive. The annexation is at the request of the predecessor-in-interest to the current property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 25, 2021) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2021-7 and location map

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BILL NO. 2021-7

ORDINANCE NO. _____

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (20-0214-ANX1)

Sponsored by: Councilwoman Michele Fiore Summary: Annexes property described as located on the southeast corner of Hammer Lane and Grand Canyon Drive.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN

AS FOLLOWS:

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

BEING THE NORTHWEST QUARTER (NW 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 31, TOWNSHIP 19 SOUTH, RANGE 60 EAST, M.D.M., CLARK COUNTY, NEVADA.

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

A. The area to be annexed was contiguous to the City's boundaries at the time

1 | the annexation proceedings were instituted;

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

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

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

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

1 applications.

2 SECTION 4: The annexation of the described territory shall become effective on
3 the 25th day of February, 2021, and on that date the City will have the funds appropriated in sufficient
4 amount to finance the extension into the described territory of police protection, fire protection, street
5 maintenance, street sweeping, and street lighting maintenance.

6 SECTION 5: The described territory, together with the inhabitants and property
7 thereof, shall, from and after the 25th day of February, 2021, be subject to all debts, laws, ordinances
8 and regulations in force in the City and shall be entitled to the same privileges and benefits as other
9 parts of the City, and shall be subject to municipal taxes levied by the City.

10 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
11 accurate map or plat of the described territory and to record the map or plat, together with a certified
12 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
13 recording shall be done prior to the 25th day of February, 2021.

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

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

25 SECTION 9: All ordinances or parts of ordinances or sections, subsections,

1 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas,
2 Nevada, 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this ____ day of _____, 2021.

4 APPROVED:

5
6 By _____
CAROLYN G. GOODMAN, Mayor

7 ATTEST:

8 _____
9 LUANN D. HOLMES, MMC
City Clerk

10 APPROVED AS TO FORM:
11 Val Steed 1-13-21
12 Val Steed, Date
Deputy City Attorney

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2021, and referred to a committee for recommendation, the
3 committee being composed of the following members _____
4 _____;
5 thereafter the said committee reported favorably on said ordinance on the _____ day of
6 _____, 2021, which was a _____ meeting of said Council; that
7 at said _____ meeting, the proposed ordinance was read by title to the City
8 Council as first introduced and adopted by the following vote:

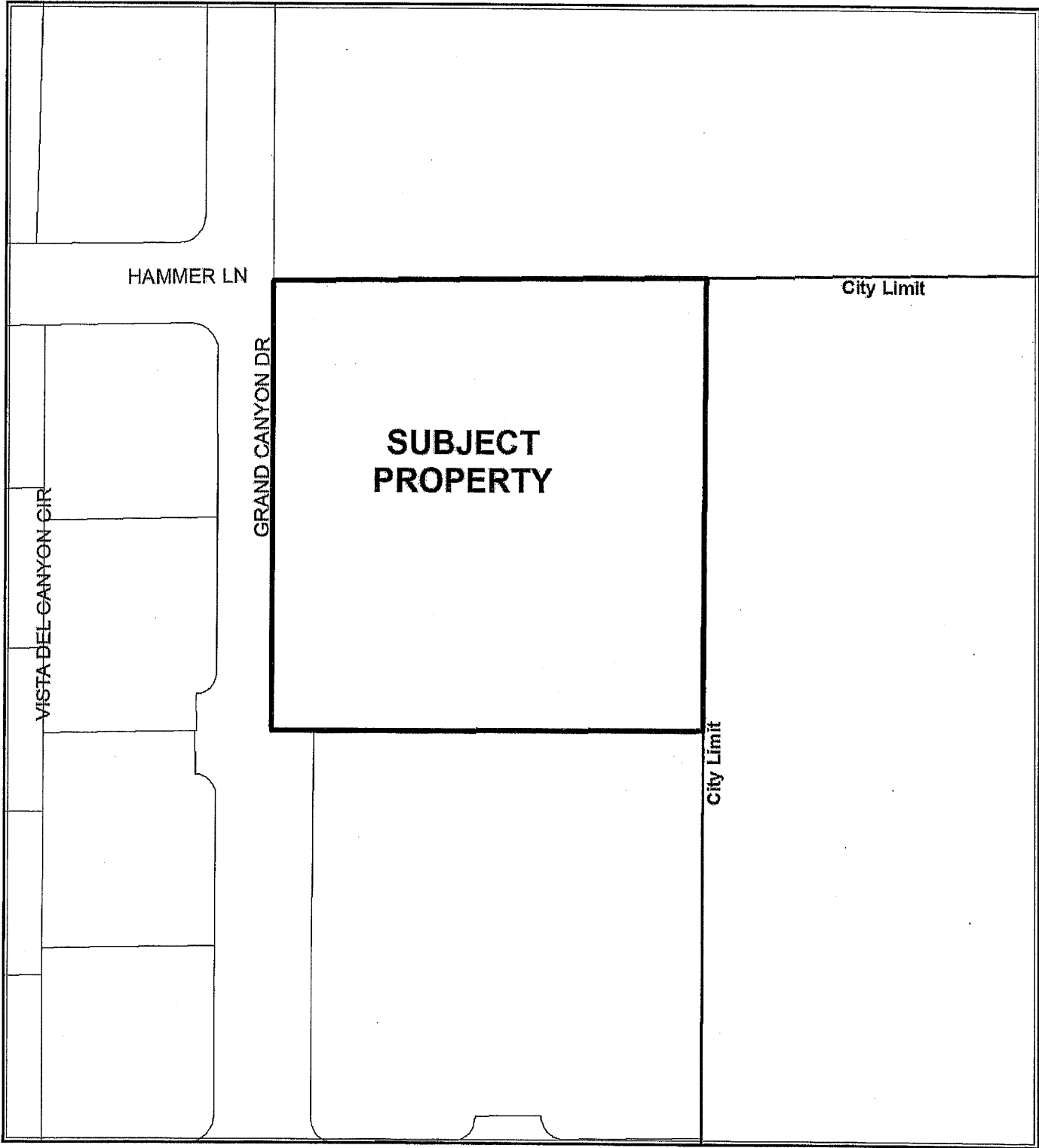
9 VOTING "AYE": _____
10 VOTING "NAY": _____
11 ABSENT: _____

12 APPROVED:

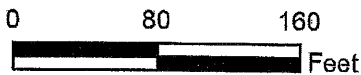
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14 By _____
CAROLYN G. GOODMAN, Mayor

15 ATTEST:
16 _____
17 LUANN D. HOLMES, MMC
City Clerk

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CASE: 20-0214-ANX1





AGENDA SUMMARY PAGE
Recommending Committee
Meeting of: February 16, 2021

Agenda Item No.:
4

DEPARTMENT: City Attorney
DIRECTOR: Bryan K. Scott

DISCUSSION

SUBJECT:

Bill No. 2021-8 - For possible action - Amends LVMC 19.12.070, as it pertains to cannabis dispensaries, to remove the prohibition of drive-through facilities. Sponsored by: Councilwoman Michele Fiore

FISCAL IMPACT:

None

PURPOSE/BACKGROUND:

This bill will amend LVMC 19.12.070, as it pertains to cannabis dispensaries, to remove the prohibition of drive-through facilities. The effect will be to allow a dispensary to propose and operate a drive-through facility as a conditional use. The drive-through use will be subject to conditional use procedures, limitations and requirements. In addition, for existing dispensaries, other approval processes might be necessary to entitle a drive-through. Security issues would be addressed through the licensing process.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2021-8
2. Submitted at Meeting - E-comment

1 **BILL NO. 2021-8**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND LVMC 19.12.070, AS IT PERTAINS TO CANNABIS DISPENSARIES,
4 TO REMOVE THE PROHIBITION OF DRIVE-THROUGH FACILITIES, AND TO PROVIDE FOR
OTHER RELATED MATTERS.

5 Sponsored by: Councilwoman Michele Fiore

Summary: Amends LVMC 19.12.070, as it
pertains to cannabis dispensaries, to remove the
prohibition of drive-through facilities.

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

9 SECTION 1: Ordinance No. 6289 and the Unified Development Code adopted as Title 19
10 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as set forth in
11 Section 2 of this Ordinance. The amendment is deemed to be an amendment to both Ordinance No. 6289 and
12 the Unified Development Code adopted as Title 19.

13 SECTION 2: Title 19, Chapter 12, Section 70, is hereby amended by amending the
14 Minimum Special Use Permit Requirements for the use "Cannabis Dispensary" to read as follows:

15 **Minimum Special Use Permit Requirements:**

16 *1. Pursuant to its general authority to regulate the cultivation, production, dispensing, and sale of
17 cannabis, the City Council declares that the public health, safety and general welfare of the City are best
18 promoted and protected by generally requiring a minimum distance separation between a cannabis dispensary
19 and certain other uses that should be protected from the impacts associated with a cannabis dispensary.
20 Therefore, except as otherwise provided in these Requirements, no cannabis dispensary may be located
21 within 1000 feet of any school, or within 300 feet of any of the following uses:

- 22 a. City park;
- 23 b. Church/house of worship;
- 24 c. Individual care - family home, individual care - group home, or individual care center (in
25 each case licensed for the care of children);
- 26 d. Community recreational facility (public); or

1 e. Any use whose primary function is to provide recreational opportunities to minors. Such uses
2 include without limitation commercial recreation/amusement (indoor or outdoor); library, art gallery or
3 museum (public); teen dance center; and martial arts studio that provides instruction to minors.

4 2. Independent of the minimum distance separation requirements in Requirement 1, no cannabis
5 dispensary may be located within 1000 feet of any other cannabis dispensary, whether or not that other
6 dispensary is located within the jurisdictional limits of the City.

7 *3. The use shall conform to, and is subject to, the provisions of LVMC Title 6, as they presently exist
8 and may be hereafter amended.

9 *4. No outside storage shall be permitted, including the use of shipping containers for on-site storage.

10 *5. Subject to the requirements of applicable building and fire codes, public access to the building shall
11 be from one point of entry and exit, with no other access to the interior of the building permitted.

12 *6. [No drive-through facilities shall be permitted in conjunction with a cannabis dispensary.

13 *7.] The Special Use Permit shall be void without further action if the use ceases for a period exceeding
14 90 days.

15 [*8.] *7. A cannabis dispensary shall obtain all required approvals from the State of Nevada to operate
16 such a facility prior to the Special Use Permit being exercised pursuant to LVMC 19.16.110.

17 [*9.] *8. No cannabis dispensary shall be located:

18 a. On any property which abuts Fremont Street west of 8th Street; or

19 b. Within 1500 feet of an establishment that holds a nonrestricted gaming license described in
20 subsection 1 or 2 of NRS 463.0177 and that existed on the date on which the application for the proposed
21 cannabis dispensary was submitted to the City, but only if and to the extent the location of the proposed
22 cannabis dispensary would be prohibited by Chapter 595, Statutes of Nevada 2019 (Assembly Bill 533).

23 [*10.] *9. An application for a Special Use Permit for a cannabis dispensary must include or be
24 accompanied by a survey that depicts the minimum distance separation buffers of 300, 1000 and 1500 that
25 are referenced within these Minimum Special Use Permit Requirements, as well as the location of all the uses
26 regarding which the separation distances are established. The survey must be signed and stamped or sealed

1 by a surveyor who holds a current license from the Nevada Board of Engineers and Land Surveyors.

2 SECTION 3: For purposes of Section 2.100(3) of the City Charter, Section 19.12.070 is
3 deemed to be a subchapter rather than a section.

4 SECTION 4: The Department of Planning is authorized and directed to incorporate into
5 the Unified Development Code the amendment set forth in Section 2 of this Ordinance.

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

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

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1 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,
2 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983
3 Edition, in conflict herewith are hereby repealed.

4 PASSED, ADOPTED and APPROVED this ____ day of _____, 2021.

5 APPROVED:

6
7 By _____
CAROLYN G. GOODMAN, Mayor

8 ATTEST:

9 _____
10 LUANN D. HOLMES, MMC
City Clerk

11 APPROVED AS TO FORM:

12 Val Steed 1-19-21
13 Val Steed, Date
Deputy City Attorney

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the ____ day
2 of _____, 2021, and referred to a committee for recommendation, the committee being
3 composed of the following members _____;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2021, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council as first
7 introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

12
13 By _____
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15 _____
16 LUANN D. HOLMES, MMC
City Clerk

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Gaby Portillo

From: Layke Martin <layke@nvdispense.com>
Sent: Monday, February 15, 2021 10:48 AM
To: Meeting Comments
Subject: Written Comments for Recommending Committee Meeting 2/16
Attachments: Public_Comment_CLV_Drive_Throughs.pdf

CAUTION: This email originated from an External Source. Please use caution before opening attachments, clicking links, or responding to this email. Do not sign-in with your City of Las Vegas account credentials.

Good Morning,

Attached please find written comments in support of Bill No. 2021-8, item #4 on the agenda for tomorrow's Recommending Committee Meeting.

Thank you,
Layke

Layke Martin, Esq.
Executive Director
Nevada Dispensary Association
(702) 483-7255

www.nvdispense.com





February 15, 2021

Recommending Committee
Las Vegas City Council
c/o City Clerk
City Hall, 2nd Floor
495 South Main Street
Las Vegas, Nevada, 89101

Subject: Comment in Support of Bill No. 2021-8

Dear Members of the Recommending Committee:

The Nevada Dispensary Association (NDA) represents the majority of dispensary owners in Nevada. We appreciate this opportunity to submit written comment in support of Bill No. 2021-8 to amend LVMC 19.12.070 to remove the prohibition of drive-through facilities at cannabis dispensaries.

Drive-throughs allow dispensaries to serve customers efficiently and safely, while balancing capacity limits and other restrictions. Drive-throughs provide an opportunity for customer convenience, especially for elderly or medical patients who have difficulty leaving their cars.

Further, amending the code to remove the prohibition against drive-throughs brings the City's ordinances in line with other jurisdictions.

Thank you for considering this written comment in support of Bill No. 2021-8.

Respectfully,

A handwritten signature in black ink that reads "L. Martin". The signature is written in a cursive style.

Layke Martin, Esq.
Executive Director
Nevada Dispensary Association

Support

Submitted At
Recommending Meeting

2/16/21 #4
E-comment by Layke Martin



AGENDA SUMMARY PAGE
Recommending Committee
Meeting of: February 16, 2021

Agenda Item No.:
5

DEPARTMENT: City Clerk
DIRECTOR: LuAnn Holmes

SUBJECT:

Citizens Participation: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the Committee. No subject may be acted upon by the Committee unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name and correct spelling for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited.



AGENDA SUMMARY PAGE
Recommending Committee
Meeting of: February 16, 2021

Agenda Item No.:
6

DEPARTMENT: City Clerk
DIRECTOR: LuAnn Holmes

SUBJECT:
Adjournment