



Recommending Committee Minutes

1. Call to Order

Minutes:

COUNCILMAN ANTHONY called the meeting to order at 10:00 a.m.

PRESENT: COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

ALSO PRESENT: CHIEF OPERATIONS AND DEVELOPMENT OFFICER TOM PERRIGO (excused until 10:08 a.m.), ASSISTANT CITY ATTORNEY JEFF DOROCAK, CITY CLERK LUANN D. HOLMES and DEPUTY CITY CLERK DEBRA A. OUTLAND

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:

ANNOUNCEMENT MADE: This meeting has been properly noticed and posted at the following locations in accordance with the noticing standards as outlined in NRS 241.020: City Hall, 495 South Main Street, 1st Floor; The City of Las Vegas website – www.lasvegasnevada.gov; and The Nevada Public Notice Website – notice.nv.gov.

3. Bill No. 2021-36 - For possible action - Amends LVMC Chapter 19.09, relating to Form-Based Code, to update the list of use types permissible in the T5 Maker Transect Zone so as to include a "Downtown Restricted" category, initially to include only cannabis-related uses. Sponsored by: Councilman Cedric Crear

Minutes:

COUNCILMAN ANTHONY declared the Public Hearing open.

SETH FLOYD, Community Development Director, stated the purpose of this ordinance is to include the three cannabis uses (production, cultivation and dispensary) that were previously allowed in the T5 Maker Transect Zone, but were not included when the Form-Based Code was adopted. This pertains largely to industrial and heavier commercial areas, and if approved, would allow an applicant to request a Special Use Permit (SUP).

He explained the T5 Maker Transect Zone in the Medical District in relation to Martin Luther King Boulevard, adding these uses would be permitted in this area via an SUP, but there is specific language in the Form-Based Code related to the Medical District where social use venues would not be allowed.

COUNCILMAN ANTHONY asked if the T5 Maker Transect Zone was a specific geographic area. MR. FLOYD responded it is a specific transect zoning designation within the Form-Based Code. The two areas of the city currently covered by the Form-Based Code are the Medical District and part of Ward 5. He confirmed for the Councilman this primarily affects Wards 1, 3 and 5, but noted staff is working on the Form-Based Code for the Arts District as well.

COUNCILMAN KNUDSEN asked if this T5 Zone was different than that on the south side of Charleston Boulevard. MR. FLOYD stated the south side of Charleston Boulevard is the T4 Corridor, but there are some T5 neighborhoods south of Alta Drive, north of Charleston Boulevard. The Councilman asked for an example of

how this would be applied. MR. FLOYD reiterated this bill would allow an applicant to seek one of three cannabis uses in a T5 Maker Zone with an SUP. COUNCILMAN KNUDSEN asked if T5 Maker was different than T5 in a residential area. MR. FLOYD stated any place there is T5, one can apply for cannabis uses, but he would need to check if there was an area that was residential and T5. The Councilman thought cannabis uses were strictly prohibited within the Medical District Form-Based Code, and he wondered if this supersedes that. MR. FLOYD stated this ordinance applies to T5 generally, so unless there is a specific prohibition in the Medical District language itself in Title 19.09, an applicant could make such a request. He added the T5 Maker Zone in the Medical District is located northeast of Martin Luther King Boulevard and not in the core area of Charleston Boulevard and Rancho Drive, which is a T5 Neighborhood.

MR. FLOYD confirmed for COUNCILMAN ANTHONY that an SUP is still required as part of the process and for COUNCILWOMAN FIORE that this only affects Wards 1, 3 and 5 at this time, since those are the only Wards with Form-Based Code. COUNCILWOMAN FIORE thought a key component may have been left out and wondered how difficult it would be to change the ordinance once the marijuana lounges open. MR. FLOYD explained the bill before the Committee would actually expand the ability to do these three types of marijuana uses to the T5 Maker area, where currently they are not permitted. He referenced a social use venue ordinance, which is currently on pause while the Cannabis Compliance Board develops regulations, and although the two may not be directly related, any inconsistencies would be addressed at the time the City has to modify the social use venue rules to match State regulations. The Councilwoman stated BRYAN SCOTT, City Attorney, has been working on an ordinance she is sponsoring for a few years. MR. FLOYD summarized by saying he did not believe what was being proposed would hinder anything the Council may wish to do in the future related to social use venues.

COUNCILMAN ANTHONY declared the Public Hearing closed.

Subsequent to the vote, COUNCILMAN ANTHONY stated this bill was being recommended for approval at the December 1, 2021 City Council meeting.

Motion made by Brian Knudsen to Approve as Do Pass

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Michele Fiore, Stavros Anthony, Brian Knudsen;

4. 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.

Minutes:
None.

5. Adjournment

Minutes:
The meeting was adjourned at 10:09 a.m.

Respectfully submitted:

Debra A. Outland, Deputy City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS in accordance with
the noticing standards as outlined in NRS 241.020:

City Hall, 495 South Main Street, 1st Floor

The City of Las Vegas website – www.lasvegasnevada.gov

The Nevada Public Notice website – notice.nv.gov