

1 **BILL NO. 2023-15**

2 **ORDINANCE NO. 6841**

3 AN ORDINANCE TO AUTHORIZE, ON A TEMPORARY BASIS, THE WAIVER OF BUSINESS
4 LICENSE APPLICATION FEES FOR CERTAIN TYPES OF NEW ALCOHOLIC BEVERAGE
5 LICENSES FOR QUALIFYING BUSINESSES TO BE LOCATED WITHIN A DOWNTOWN AREA
6 REFERRED TO AS LAS VEGAS BREWERY ROW, AND TO PROVIDE FOR OTHER RELATED
7 MATTERS.

8 Sponsored by: Councilwoman Olivia Díaz

9 Summary: Authorizes, on a temporary basis, the
10 waiver of business license application fees for
11 certain types of new alcoholic beverage licenses
12 for qualifying businesses to be located within a
13 downtown area referred to as Las Vegas Brewery
14 Row.

15 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS
16 FOLLOWS:

17 SECTION 1: In May 2021, the City Council adopted Ordinance No. 6779, which
18 authorized, on a temporary two-year basis, the waiver of origination charges otherwise chargeable for
19 qualifying businesses that propose to operate in the downtown area referred to as Las Vegas Brewery Row
20 under specified types of alcoholic beverage licenses. One of the objectives of that ordinance was to provide
21 an incentive to qualifying businesses to incorporate into their business locations various forms of visual
22 artistic expression, whether interior or exterior to the business structure and whether or not incorporated into
23 structural elements. The City Council desires to extend for another two years the essential effects of that
24 ordinance for new applications, although the waiver will now apply to business license application fees rather
25 than origination charges. Therefore, the Department of Community Development, in accordance with this
26 Ordinance, may waive the business license application fees for qualifying new businesses. For purposes of
this Section 1 and this Ordinance:

(A) The particular downtown area that is the focus of this Ordinance is referred to as Las Vegas
Brewery Row.

(B) The description of the location of Las Vegas Brewery Row is set forth in Section 2 of this
Ordinance.

1 (C) "Qualifying new businesses" are as set forth in Section 3 of this Ordinance.

2 (D) The types of alcoholic beverage licenses to which this Ordinance applies are as described in
3 Section 4 of this Ordinance.

4 SECTION 2: For purposes of this Ordinance, Las Vegas Brewery Row consists of an area
5 that is generally described as bounded by the right-of-way line of the Union Pacific Railroad on the west,
6 Bonneville Avenue on the north, Las Vegas Boulevard South on the east, and Oakey Boulevard on the south.
7 However, a more particular and precise description of the area is as shown in the map that is attached and
8 incorporated as Exhibit A.

9 SECTION 3: Qualifying new businesses concerning which a waiver may be granted
10 pursuant to Section 1 are the following:

- 11 (A) A brew pub licensed pursuant to NRS Chapter 369 and operating under NRS 597.230;
- 12 (B) A craft distillery licensed pursuant to NRS Chapter 369 and operating under NRS 597.235;
- 13 (C) A winery licensed pursuant to NRS Chapter 369 and operating under NRS 597.240; and
- 14 (D) A person licensed to manufacture alcoholic beverages pursuant to NRS Chapter 369.

15 SECTION 4: The types of alcoholic beverage licenses to which this Ordinance applies are:

- 16 (A) Beer and wine off-premise, pursuant to LVMC 6.50.050(D);
- 17 (B) Full alcohol on-premise, pursuant to LVMC 6.50.060;
- 18 (C) Craft winery, pursuant to LVMC 6.50.075;
- 19 (D) Beer and wine on-premise, pursuant to LVMC 6.50.080;
- 20 (E) Brew pub, pursuant to LVMC 6.50.085;
- 21 (F) Craft distillery, pursuant to LVMC 6.50.090; and
- 22 (G) Liquor manufacturer, pursuant to LVMC 6.50.145.

23 SECTION 5: A waiver referred to in Section 1 of this Ordinance may be granted pursuant
24 to a qualifying waiver application that is filed with the Department between the effective date of this
25 Ordinance and May 19, 2025. The granting of a waiver is at the discretion of the Department, taking into
26 account the application's compliance with the requirements of this Ordinance and the extent to which the

1 application proposes to incorporate elements of visual artistic expression in order to further the objectives of
2 this Ordinance. Any such waiver shall be conditioned upon activation of the business license within the
3 following time periods after the submittal of a qualifying waiver application:

4 (A) One year, for a business to be located within an existing structure; or

5 (B) Two years, otherwise.

6 SECTION 6: For purposes of Section 5 of this Ordinance:

7 (A) "Activation of a business license" means that the license has been issued and the business
8 authorized by the license has opened for business operation.

9 (B) "Qualifying waiver application" means an application for waiver that:

10 (1) Is submitted in connection with a business license application;

11 (2) Includes in detail the elements of visual artistic expression that are or will be included
12 as part of the business location; and

13 (3) Is accompanied by a copy of one of the following documents:

14 (a) An application for a special use permit that has been filed with the
15 Department of Community Development pursuant to LVMC Title 19, if a special use permit is required;

16 (b) A conditional use verification that has been filed with the Department
17 pursuant to LVMC Title 19, if the use is one that is permitted as a conditional use; or

18 (c) Written verification from the Department that the use is permitted as a matter
19 of right pursuant to LVMC Title 19.

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

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SECTION 8: 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 19th day of July, 2023.

APPROVED:

By 
CAROLYN G. GOODMAN, Mayor

ATTEST:


LUANN D. HOLMES, MMC
City Clerk


APPROVED AS TO FORM:

Val Steed 5-22-23
Val Steed, Date
Deputy City Attorney

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of June, 2023, and referred to a committee for recommendation; hereafter the committee reported favorably on said ordinance on the 19th day of July, 2023, which as a regular meeting of said Council; that at said regular meeting, the proposed ordinance was read by title to the City Council and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers, Knudsen, Crear, Seaman, Diaz, Allen-Palenske and Brune
VOTING "NAY": None
EXCUSED: None
ABSTAINED: None

APPROVED:

CAROLYN G. GOODMAN, Mayor


ATTEST:

LUANN D. HOLMES, MMC City Clerk

Exhibit A



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED

2023 JUL -3 AM 11:42

OFFICE OF THE CITY CLERK

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001239780

Leslie McCormick, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 06/22/2023 to 06/22/2023, on the following days:

06 / 22 / 23

BILL NO. 2023-15

AN ORDINANCE TO AUTHORIZE, ON A TEMPORARY BASIS, THE WAIVER OF BUSINESS LICENSE APPLICATION FEES FOR CERTAIN TYPES OF NEW ALCOHOLIC BEVERAGE LICENSES FOR QUALIFYING BUSINESSES TO BE LOCATED WITHIN A DOWNTOWN AREA REFERRED TO AS LAS VEGAS BREWERY ROW, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by:
Councilwoman Olivia Díaz

Summary: Authorizes, on a temporary basis, the waiver of business license application fees for certain types of new alcoholic beverage licenses for qualifying businesses to be located within a downtown area referred to as Las Vegas Brewery Row.

At the City Council meeting of
June 7, 2023

BILL NO. 2023-15 WAS READ BY
TITLE

AND REFERRED TO A
RECOMMENDING COMMITTEE

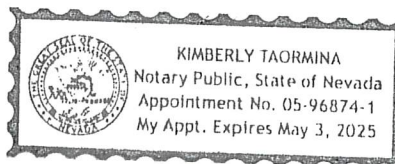
COPIES OF THE COMPLETE
ORDINANCE ARE AVAILABLE FOR
PUBLIC INFORMATION IN THE
OFFICE OF THE CITY CLERK, 2ND
FLOOR, 495 SOUTH MAIN
STREET, LAS VEGAS, NEVADA

PUB: June 22, 2023
LV Review-Journal

[Handwritten Signature]
/S/ _____
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 22nd day of June, 2023

Notary Kimberly Taormina



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED

2023 AUG -7 PM 12: 31

OFFICE OF THE CITY CLERK

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001242770

Leslie McCormick, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 07/22/2023 to 07/22/2023, on the following days:

07 / 22 / 23

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ORDINANCE NO. 6841

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Sponsored by:
Councilwoman Olivia Diaz

Summary: Authorizes, on a temporary basis, the waiver of business license application fees for certain types of new alcoholic beverage licenses for qualifying businesses to be located within a downtown area referred to as Las Vegas Brewery Row.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of June, 2023, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 19th day of July, 2023, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Knudsen, Crear, Seaman, Diaz, Allen-Palenske and Brune

VOTING "NAY": NONE

EXCUSED: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 2ND FLOOR, 495 SOUTH MAIN STREET, LAS VEGAS, NEVADA

PUB: July 22, 2023
LV Review-Journal

/S/

[Handwritten Signature]

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 31st day of July, 2023

Notary *Linda Espinoza*

