

FIRST AMENDMENT

BILL NO. 2000-59

ORDINANCE NO. 5248

AN ORDINANCE TO AMEND THE ZONING CODE TO ADJUST THE MEANS OF OBTAINING APPROVAL FOR AN OPEN AIR VENDING USE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by:
Councilwoman Lynette Boggs McDonald

Summary: Amends the Zoning Code to adjust the means of obtaining approval for an open air vending use.

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

SECTION 1: Table 2 of the Land Use Tables adopted in Subchapter 19A.04.010 of the Zoning Code of the City of Las Vegas is hereby amended to allow the use "Open Air Vending/Transient Sales Lot" by means of special use permit in the C-1 Zoning District, and to require a special use permit for that use in the M Zoning District. In order to reflect the amendment, the row that pertains to "Open Air Vending/Transient Sales Lot," as found in the "Retail and Personal Services" element of Table 2, is amended as follows:

RETAIL AND PERSONAL SERVICES, CONTINUED	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Open Air Vending/Transient Sales Lot					<u>S</u>	S		S	[P] <u>S</u>

SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 3: 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,

1 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED and APPROVED this 16th day of August, 2000.

3 APPROVED:

4 By 
5 OSCAR B. GOODMAN, Mayor

6 ATTEST:

7 
8 BARBARA J. O'RONEMUS, City Clerk
By: Beverly K. Bridges

9 APPROVED AS TO FORM: Chief Deputy City Clerk

10  8-16-2000
11 Date

1 The above and foregoing ordinance was first proposed and read by title to the City
2 Council on the 5th day of July, 2000 and referred to the following committee composed of the
3 Councilmen Weekly and Mack for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 16th day of August, 2000 which was a regular meeting of
5 said Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as amended and adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, L.B. McDonald
8 Weekly and Mack

9 VOTING "NAY": NONE

10 EXCUSED: Councilman M. McDonald

11 APPROVED:

12
13 
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 
17 BARBARA JO RONEMUS, City Clerk

18 By: Beverly K. Bridges
19 Chief Deputy City Clerk
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RECEIVED
CITY CLERK

2000 AUG -3 P 2:39

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

LaToyce Warren, 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,

LV CITY CLERK
1332934

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 07/21/00 to 07/21/2000, on the following days: JULY 21, 2000

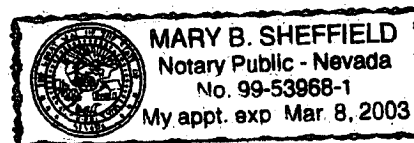
Signed:

LaToyce Warren

SUBSCRIBED AND SWORN BEFORE ME THIS THE 24

day of July 2000

Mary B. Sheffield
Notary Public



BILL NO. 2000-59

AN ORDINANCE TO AMEND THE ZONING CODE TO ALLOW CERTAIN TYPES OF OPEN AIR VENDING AS A CONDITIONAL USE AND TO PROVIDE FOR OTHER RELATED MATTERS

Sponsored by: Councilwoman Lynette Boggs McDonald
Summary: Amends the Zoning Code to allow certain types of open air vending as a conditional use

At a City Council meeting
JULY 5, 2000
BILL NO. 2000-59 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Weekly and Mack

COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, CITY HALL, 400 STEWART AVENUE, LAS VEGAS, NEVADA
PUB: July 21, 2000
Las Vegas Review-Journal

RECEIVED
CITY CLERK

2000 AUG 23 A 11: 19

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

LaToyce Warren, 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,

LV CITY CLERK
1379745

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 08/18/00 to 08/18/2000, on the following days: AUGUST 18, 2000

Signed: LaToyce Warren

SUBSCRIBED AND SWORN BEFORE ME THIS THE 21

day of August 2000

Mary B. Sheffield
Notary Public

BILL NO. 2000-59
FIRST AMENDMENT
ORDINANCE NO. 5248

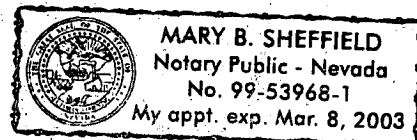
AN ORDINANCE TO AMEND THE ZONING CODE TO ALLOW CERTAIN TYPES OF OPEN AIR VENDING AS A CONDITIONAL USE, AND TO PROVIDE FOR OTHER RELATED MATTERS

Sponsored by: Councilwoman Lynette Boggs McDonald
Summary: Amends the Zoning Code to allow certain types of open air vending as a conditional use.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 5th day of July, 2000, and referred to the following committee composed of Councilmen Weekly and Mack for recommendation; thereafter, the said committee reported favorably on said ordinance on the 15th day of August, 2000, 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 amended, and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, L.B. McDonald, Weekly and Mack
VOTING "NAY": NONE
EXCUSED: Councilman M. McDonald

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: August 18, 2000
Las Vegas Review-Journal



FIRST AMENDMENT

BILL NO. 2000-59

ORDINANCE NO. 5248

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Sponsored by:
Councilwoman Lynette Boggs McDonald

Summary: Amends the Zoning Code to adjust the means of obtaining approval for an open air vending use.

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

AS FOLLOWS:

SECTION 1: Table 2 of the Land Use Tables adopted in Subchapter 19A.04.010 of the Zoning Code of the City of Las Vegas is hereby amended to allow the use "Open Air Vending/Transient Sales Lot" by means of special use permit in the C-1 Zoning District, and to require a special use permit for that use in the M Zoning District. In order to reflect the amendment, the row that pertains to "Open Air Vending/Transient Sales Lot," as found in the "Retail and Personal Services" element of Table 2, is amended as follows:

RETAIL AND PERSONAL SERVICES, CONTINUED	CD	GD	GD	GD	GD	GD	GD	GD	GD
Open Air Vending/Transient Sales Lot					S	S		S	[P] S

SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 3: 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,

1 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED and APPROVED this 16th day of August, 2000.

3 APPROVED:

4
5 By 
OSCAR B. GOODMAN, Mayor

6 ATTEST:

7 
8 BARBARA J. O'RONEMUS, City Clerk
By: Beverly K. Bridges

9 APPROVED AS TO FORM: Chief Deputy City Clerk

10 Vallejo 8-16-2000
11 Date

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2 Council on the 5th day of July, 2000 and referred to the following committee composed of the
3 Councilmen Weekly and Mack for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 16th day of August, 2000 which was a regular meeting of
5 said Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as amended and adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, L.B. McDonald

8 Weekly and Mack

9 VOTING "NAY": NONE

10 EXCUSED: Councilman M. McDonald

11 APPROVED:

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13 
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 
17 BARBARA JO RONEMUS, City Clerk

18 By: **Beverly K. Bridges**
19 **Chief Deputy City Clerk**
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BILL NO. 2000-59

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE ZONING CODE TO ALLOW CERTAIN TYPES OF OPEN AIR VENDING AS A CONDITIONAL USE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by:
Councilwoman Lynette Boggs McDonald

Summary: Amends the Zoning Code to allow certain types of open air vending as a conditional use.

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

SECTION 1: Table 2 of the Land Use Tables adopted in Subchapter 19A.04.010 of the Zoning Code of the City of Las Vegas is hereby amended to allow the use "Open Air Vending/Transient Sales Lot" as a conditional use in the C-1, C-2 and C-M Zoning Districts. In order to reflect the amendment, the row that pertains to "Open Air Vending/Transient Sales Lot," as found in the "Retail and Personal Services" element of Table 2, is amended as follows:

RETAIL AND PERSONAL SERVICES, CONTINUED	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Open Air Vending/Transient Sales Lot					C	[P] C		[P] C	P

SECTION 2: Section 19A.04.040(C) of the Zoning Code of the City of Las Vegas is hereby amended by adding thereto, in the corresponding location, a new subsection entitled "OPEN AIR VENDING/TRANSIENT SALES LOT," reading as follows:

OPEN AIR VENDING/TRANSIENT SALES LOT [C-1, C-2, C-M]

1. The use is allowed only in conjunction with a retail building having a minimum size of 100,000 square feet.
2. The use cannot interfere with pedestrian or vehicular traffic.
3. The use cannot occupy, or limit the use of, any parking spaces.
4. In connection with the vending of food items, no open flame cooking is allowed.

SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

PASSED, ADOPTED and APPROVED this _____ day of _____, 2000.

By OSCAR B. GOODMAN, Mayor

BARBARA JO RONEMUS, City Clerk

Val Staeb 6-22-2000
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2000, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2000, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

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13 By _____
OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 _____
16 BARBARA JO RONEMUS, City Clerk
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