

FIRST AMENDMENT

BILL NO. 88-43

Ordinance No. 3376

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7 AN ORDINANCE RELATING TO PLANNING AND ZONING; AMENDING TITLE 19,  
8 CHAPTER 88, SECTION 130, OF THE MUNICIPAL CODE OF THE CITY OF LAS  
9 VEGAS, NEVADA, 1983 EDITION, TO INCLUDE WITHIN THE TYPES OF APPLI-  
10 CATIONS FOR VARIANCES THAT ARE SPECIFIED IN SAID SECTION WHICH,  
11 IF THEY ARE APPROVED BY THE BOARD OF ZONING ADJUSTMENT, ARE SUB-  
12 JECT TO AN AUTOMATIC APPEAL TO THE CITY COUNCIL APPLICATIONS FOR  
13 VARIANCES IN RESPECT OF STRUCTURES THAT HAVE ALREADY BEEN CON-  
14 STRUCTED IN VIOLATION OF THE PROVISIONS OF SAID TITLE; AMENDING  
15 SECTION 160 OF SAID TITLE AND CHAPTER TO PROVIDE THAT THE CITY  
16 COUNCIL, IN GRANTING A VARIANCE IN RESPECT OF A STRUCTURE THAT  
17 HAS BEEN CONSTRUCTED IN VIOLATION OF ANY OF THE PROVISIONS OF  
18 SAID TITLE MAY CONDITION SUCH VARIANCE UPON THE PAYMENT BY THE  
19 APPLICANT OF A FINE THAT IS EQUAL TO TEN PERCENT OF THE VALUE OF  
20 SUCH STRUCTURE OR TWO THOUSAND FIVE HUNDRED DOLLARS, WHICHEVER IS  
21 LESS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND  
22 REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT  
23 HEREWITH.

24 Sponsored by: Summary: Authorizes City Council to  
25 Councilman Wayne Bunker impose fine in connection with  
26 granting variance for structure  
27 constructed in violation of zoning  
28 ordinance.

29  
30 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY  
31 ORDAIN AS FOLLOWS:

32 SECTION 1: Title 19, Chapter 88, Section 130, of the  
Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
hereby amended to read as follows:

19.88.130: (A) Once the City Council has rendered a decision on  
an application and thereafter a subsequent applica-  
tion for variance involving the same property for  
the same or similar or more intensive use is filed,  
[then] the same procedure set forth herein shall  
apply, except that if the application is approved  
by the Board of Zoning Adjustment, [then] there  
shall be an automatic appeal to the City Council,

1 and the Secretary of the Board of Zoning Adjustment  
2 shall file with the City Clerk a proper notice of  
3 the appeal within ten days after the decision of  
4 the Board of Zoning Adjustment, and all notices and  
5 procedures shall be the same as provided for other  
6 appeals.

7 (B) If an application is approved by the Board of  
8 Zoning Adjustment concerning any:

9 (1) Matter with regard to which the City Council  
10 has indicated a specific position, or

11 (2) Deviation from the provisions of the C-D  
12 Design Commercial, C-V Civic Districts, T-C  
13 Tourist/Commercial or R-C Residential/Com-  
14 mercial Districts,

15 the same shall be transmitted to the City Council  
16 for final decision; provided, however, that such  
17 matter may not be considered by the City Council  
18 until after the time for filing of an appeal with  
19 respect to such matter pursuant to Section  
20 19.88.120 has expired.

21 (C) A variance application for any of the following  
22 uses, if it is approved by the Board of Zoning  
23 Adjustment, shall be transmitted to the City Council  
24 for final decision in accordance with the proce-  
25 dures set forth in Section 19.90.080:

26 (1) Sexually oriented businesses;

27 (2) Pawnshops;

28 (3) Class III or other secondhand dealers; except  
29 for antique shops and used car lots;

30 (4) Transient sales lots or open sales lots;

31 (5) Retail demonstration merchandise sales stores

32 (6) Custodial institutions or detention facili-

1 ties;

2 (7) Publicly-operated convention and stadium faci-  
3 lities;

4 (8) Commercial storage units;

5 (9) Off-premises signs;

6 (10) Liquefied petroleum gas installations;

7 (11) Gaming establishments (hotel);

8 (12) Plasma donor center or rescue missions[.];

9 (13) Structures that have been constructed in  
10 violation of any of the provisions of this  
11 Title.

12 SECTION 2: Title 19, Chapter 88, Section 160, of the  
13 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
14 hereby amended to read as follows:

15 19.88.160: (A) Within not to exceed thirty days following the  
16 date of the public hearing, the City Council shall  
17 announce its findings and decision by resolution  
18 which shall recite the facts and reasons which, in  
19 the opinion of the City Council, make the granting  
20 or denial of the variance necessary to carry out  
21 the general spirit and purpose of this Title, and  
22 provided the decision of the board is to grant said  
23 variance, any modifications, conditions or limita-  
24 tions that it may impose.

25 (B) If the structure in respect of which the variance  
26 is sought has already been constructed in violation  
27 of any of the provisions of this Title, the City  
28 Council, in granting the variance may condition the  
29 same upon the payment by the applicant therefor of  
30 a fine for such violation in an amount that is  
31 equal to ten percent of the value of such struc-  
32 ture, as is determined by the Director of the

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Department of Building and Safety in accordance  
with subsection (b) of Section 304 of the City's  
Building Code, at the time that the application  
for the variance was filed or two thousand five  
hundred dollars, whichever amount is the lesser.

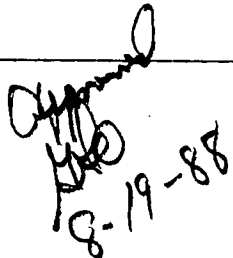
SECTION 3: If any section, subsection, subdivision  
paragraph, sentence, clause or phrase in this ordinance or any  
part thereof, is for any reason held to be unconstitutional or  
invalid or ineffective by any court of competent jurisdiction,  
such decision shall not affect the validity or effectiveness of  
the remaining portions of this ordinance or any part thereof.

The City Council of the City of Las Vegas, Nevada, hereby  
declares that it would have passed each section, subsection, sub-  
division, paragraph, sentence, clause or phrase thereof,  
irrespective of the fact that any one or more sections, subsec-  
tions, subdivisions, paragraphs, sentences, clauses or phrases be  
declared unconstitutional, invalid or ineffective.

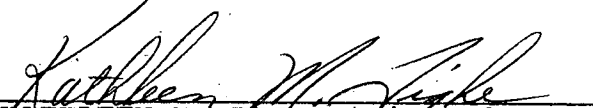
PASSED, ADOPTED and APPROVED this 17th day of  
August, 1988.

APPROVED:

By   
RON LURIE, Mayor

  
8-19-88

ATTEST:

  
KATHLEEN M. TIGHE, City Clerk



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BILL NO. 88-43

Ordinance No. \_\_\_\_\_

AN ORDINANCE RELATING TO PLANNING AND ZONING; AMENDING TITLE 19, CHAPTER 88, SECTION 130, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCLUDE WITHIN THE TYPES OF APPLICATIONS FOR VARIANCES THAT ARE SPECIFIED IN SAID SECTION WHICH, IF THEY ARE APPROVED BY THE BOARD OF ZONING ADJUSTMENT, ARE SUBJECT TO AN AUTOMATIC APPEAL TO THE CITY COUNCIL APPLICATIONS FOR VARIANCES IN RESPECT OF STRUCTURES THAT HAVE ALREADY BEEN CONSTRUCTED IN VIOLATION OF THE PROVISIONS OF SAID TITLE; AMENDING SECTION 160 OF SAID TITLE AND CHAPTER TO PROVIDE THAT THE CITY COUNCIL, IN GRANTING A VARIANCE IN RESPECT OF A STRUCTURE THAT HAS BEEN CONSTRUCTED IN VIOLATION OF ANY OF THE PROVISIONS OF SAID TITLE MAY CONDITION SUCH VARIANCE UPON THE PAYMENT BY THE APPLICANT OF A FINE THAT IS EQUAL TO TEN PERCENT OF THE VALUE OF SUCH STRUCTURE OR TWO THOUSAND FIVE HUNDRED DOLLARS, WHICHEVER IS LESS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by: Councilman Wayne Bunker  
Summary: Authorizes City Council to impose fine in connection with granting variance for structure constructed in violation of zoning ordinance.

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

SECTION 1: Title 19, Chapter 88, Section 130, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19.88.130: (A) Once the City Council has rendered a decision on an application and thereafter a subsequent application for variance involving the same property for the same or similar or more intensive use is filed, then the same procedure set forth herein shall apply, except that if the application is approved by the Board of Zoning Adjustment, then there shall be an automatic appeal to the City Council, and the Secretary of the Board of Zoning Adjustment shall file with the City Clerk a proper notice of the appeal within ten days after the decision of the

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Board of Zoning Adjustment, and all notices and procedures shall be the same as provided for other appeals.

(B) If an application is approved by the Board of Zoning Adjustment concerning any:

- (1) Matter with regard to which the City Council has indicated a specific position, or
- (2) Deviation from the provisions of the C-D Design Commercial, C-V Civic Districts, T-C Tourist/Commercial or R-C Residential/Commercial Districts, the same shall be transmitted to the City Council for final decision; provided, however, that such matter may not be considered by the City Council until after the time for filing of an appeal with respect to such matter pursuant to Section 19.88.120 has expired.

(C) A variance application for any of the following uses shall be transmitted to the City Council for final decision in accordance with the procedures set forth in Section 19.90.080:

- (1) Sexually oriented businesses;
- (2) Pawnshops;
- (3) Class III or other secondhand dealers; except for antique shops and used car lots;
- (4) Transient sales lots or open sales lots;
- (5) Retail demonstration merchandise sales stores
- (6) Custodial institutions or detention facilities;
- (7) Publicly-operated convention and stadium facilities;
- (8) Commercial storage units;

- 1 (9) Off-premises signs;
- 2 (10) Liquefied petroleum gas installations;
- 3 (11) Gaming establishments (hotel);
- 4 (12) Plasma donor center or rescue missions[.];
- 5 (13) Structures that have been constructed in
- 6 violation of any of the provisions of this
- 7 Title.

8 SECTION 2: Title 19, Chapter 88, Section 160, of the  
9 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is  
10 hereby amended to read as follows:

11 19.88.160: (A) Within not to exceed thirty days following the  
12 date of the public hearing, the City Council shall  
13 announce its findings and decision by resolution  
14 which shall recite the facts and reasons which, in  
15 the opinion of the City Council, make the granting  
16 or denial of the variance necessary to carry out  
17 the general spirit and purpose of this Title, and  
18 provided the decision of the board is to grant said  
19 variance, any modifications, conditions or limita-  
20 tions that it may impose.

21 (B) If the structure in respect of which the variance  
22 is sought has already been constructed in violation  
23 of any of the provisions of this Title, the City  
24 Council, in granting the variance may condition the  
25 same upon the payment by the applicant therefor of  
26 a fine for such violation in an amount that is  
27 equal to ten percent of the value of such structure  
28 at the time that the application for the variance  
29 was filed or two thousand five hundred dollars,  
30 whichever amount is the lesser.

31 SECTION 3: If any section, subsection, subdivision  
32 paragraph, sentence, clause or phrase in this ordinance or any

1 part thereof, is for any reason held to be unconstitutional or  
2 invalid or ineffective by any court of competent jurisdiction,  
3 such decision shall not affect the validity or effectiveness of  
4 the remaining portions of this ordinance or any part thereof.  
5 The City Council of the City of Las Vegas, Nevada, hereby  
6 declares that it would have passed each section, subsection, sub-  
7 division, paragraph, sentence, clause or phrase thereof,  
8 irrespective of the fact that any one or more sections, subsec-  
9 tions, subdivisions, paragraphs, sentences, clauses or phrases be  
10 declared unconstitutional, invalid or ineffective.

11 SECTION 4: Whenever in this ordinance any act is prohi-  
12 bited or is made or declared to be unlawful or an offense or a  
13 misdemeanor, or whenever in this ordinance the doing of any act  
14 is required or the failure to do any act is made or declared to  
15 be unlawful or an offense or a misdemeanor, the doing of any such  
16 prohibited act or the failure to do any such required act shall  
17 constitute a misdemeanor and upon conviction thereof, shall be  
18 punished by a fine of not more than \$1,000.00 or by imprisonment  
19 for a term of not more than six months, or by any combination of  
20 such fine and imprisonment. Any day of any violation of this  
21 ordinance shall constitute a separate offense.

22 PASSED, ADOPTED and APPROVED this \_\_\_\_\_ day of  
23 \_\_\_\_\_, 1988.

24 APPROVED:

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By \_\_\_\_\_  
RON LURIE, Mayor

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ATTEST:

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30 \_\_\_\_\_  
KATHLEEN M. TIGHE, City Clerk

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The above and foregoing ordinance was first proposed and read by title to the City Council on the \_\_\_\_\_ day of \_\_\_\_\_, 198\_\_, and referred to the following committee composed of \_\_\_\_\_ and \_\_\_\_\_ for recommendation; thereafter the said committee reported favorably on said ordinance on the \_\_\_\_\_ day of \_\_\_\_\_, 198\_\_, which was a \_\_\_\_\_ meeting of said Council; that at said \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

VOTING "AYE" : \_\_\_\_\_  
VOTING "NAY" : \_\_\_\_\_  
ABSENT: \_\_\_\_\_

APPROVED:

By \_\_\_\_\_  
RON LURIE, MAYOR

ATTEST:  
  
\_\_\_\_\_  
Kathleen M. Tighe, City Clerk

AN ORDINANCE RELATING TO PLANNING AND ZONING; AMENDING TITLE 19, CHAPTER 88, SECTION 130, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA 1983 EDITION, TO INCLUDE WITHIN THE TYPES OF APPLICATIONS FOR VARIANCES THAT ARE SPECIFIED IN SAID SECTION WHICH, IF THEY ARE APPROVED BY THE BOARD OF ZONING ADJUSTMENT, ARE SUBJECT TO AN AUTOMATIC APPEAL TO THE CITY COUNCIL APPLICATIONS FOR VARIANCES IN RESPECT OF STRUCTURES THAT HAVE ALREADY BEEN CONSTRUCTED IN VIOLATION OF THE PROVISIONS OF SAID TITLE; AMENDING SECTION 160 OF SAID TITLE AND CHAPTER TO PROVIDE THAT THE CITY COUNCIL, IN GRANTING A VARIANCE IN RESPECT OF A STRUCTURE THAT HAS BEEN CONSTRUCTED IN VIOLATION OF ANY OF THE PROVISIONS OF SAID TITLE MAY CONDITION SUCH VARIANCE UPON THE PAYMENT BY THE APPLICANT OF A FINE THAT IS EQUAL TO TEN PERCENT OF THE VALUE OF SUCH STRUCTURE OR TWO THOUSAND FIVE HUNDRED DOLLARS, WHICHEVER IS LESS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Summary: Authorizes City Council to impose fine in connection with granting variances for structure constructed in violation of zoning ordinance.

Sponsored by: Councilman Wayne Bunker

The above and foregoing amended ordinance was first proposed and

read by title to the City Council on the 3rd day of August, 1988, and referred to the following committee composed of Councilman Nolen and Adamsen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 17th day of August, 1988, which was a regular meeting of said City Council; 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" Councilman: Adamsen, Bunker, Miller, Nolen and Mayor Lurie

VOTING "NAY" Councilman: NONE  
ABSENT: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: August 23, 1988  
Las Vegas SUN

RECEIVED

AFFIDAVIT OF PUBLICATION

SEP 2 11 44 1988

STATE OF NEVADA, { ss.  
COUNTY OF CLARK

CITY CLERK

JOAN POLLACK, being first duly sworn,

deposes and says: That he is LEGAL CLERK of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 TIME

from AUGUST 23, 1988 to AUGUST 23, 1988

inclusive, being the issues of said newspaper for the following dates, to-wit:  
AUGUST 23, 1988

and newspaper was regularly issued and circulated on each of the dates

Signed Joan Pollack

and sworn to before me this 23RD day of AUGUST, 1988

Ruthe V. Deskin

My Commission Expires

Notary Public - State of Nevada  
RUTHE V. DESKIN  
Notary Public - State of Nevada  
CLARK COUNTY  
My Appointment Expires Apr. 14, 1989



RECEIVED

AUG 15 11 34 AM '88

CITY CLERK

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }  
COUNTY OF CLARK } ss.

Susan Laas, being first duly sworn,

deposes and says: That he is Legals Clerk of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 time

from August 6, 1988 to August 6, 1988

inclusive, being the issues of said newspaper for the following dates, to-wit:  
August 6, 1988

That said newspaper was regularly issued and circulated on each of the dates above named.

Signed Susan Laas

Subscribed and sworn to before me this 6th day of August, 1988  
Ruthe V. Deskin

Notary Public - State of Nevada  
CLARK COUNTY, Nevada  
RUTHE V. DESKIN  
Notary Public - State of Nevada  
CLARK COUNTY  
My Appointment Expires Apr. 14, 1989



My Commission Expires

FILE NO. 88-43

AN ORDINANCE RELATING TO PLANNING AND ZONING, AMENDING TITLE 180, CHAPTER 88, SECTION 130, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION TO INCLUDE WITHIN THE TYPES OF APPLICATIONS FOR VARIANCES THAT ARE SPECIFIED IN SAID SECTION WHICH, IF THEY ARE APPROVED BY THE BOARD OF ZONING ADJUSTMENT, ARE SUBJECT TO AN AUTOMATIC APPEAL TO THE CITY COUNCIL APPLICATIONS FOR VARIANCES IN RESPECT OF STRUCTURES THAT HAVE ALREADY BEEN CONSTRUCTED IN VIOLATION OF THE PROVISIONS OF SAID TITLE, AMENDING SECTION 180 OF SAID TITLE AND CHAPTER TO PROVIDE THAT THE CITY COUNCIL IN GRANTING A VARIANCE IN RESPECT OF A STRUCTURE THAT HAS BEEN CONSTRUCTED IN VIOLATION OF ANY OF THE PROVISIONS OF SAID TITLE MAY CONDITION SUCH VARIANCE UPON THE PAYMENT BY THE APPLICANT OF A FINE THAT IS EQUAL TO TEN PERCENT OF THE VALUE OF SUCH STRUCTURE OR TWO THOUSAND FIVE HUNDRED DOLLARS, WHICHEVER IS LESS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.

Summary: Authorizes City Council to impose fine in connection with granting variance for structure constructed in violation of zoning ordinance.

Sponsored by:  
Councilman Wayne Bunker

At a City Council meeting August 3, 1988  
BILL NO. 88-43 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:  
Councilmen Noten and Adamsen.

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: August 6, 1988  
Las Vegas SUN

BILL NO. 88-43  
FIRST AMENDMENT  
Ordinance No. 3376

AN ORDINANCE RELATING TO PLANNING AND ZONING; AMENDING TITLE 19, CHAPTER 88, SECTION 130, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA 1983 EDITION, TO INCLUDE WITHIN THE TYPES OF APPLICATIONS FOR VARIANCES THAT ARE SPECIFIED IN SAID SECTION WHICH, IF THEY ARE APPROVED BY THE BOARD OF ZONING ADJUSTMENT, ARE SUBJECT TO AN AUTOMATIC APPEAL TO THE CITY COUNCIL APPLICATIONS FOR VARIANCES IN RESPECT OF STRUCTURES THAT HAVE ALREADY BEEN CONSTRUCTED IN VIOLATION OF THE PROVISIONS OF SAID TITLE; AMENDING SECTION 160 OF SAID TITLE AND CHAPTER TO PROVIDE THAT THE CITY COUNCIL IN GRANTING A VARIANCE IN RESPECT OF A STRUCTURE THAT HAS BEEN CONSTRUCTED IN VIOLATION OF ANY OF THE PROVISIONS OF SAID TITLE MAY CONDITION SUCH VARIANCE UPON THE PAYMENT BY THE APPLICANT OF A FINE THAT IS EQUAL TO TEN PERCENT OF THE VALUE OF SUCH STRUCTURE OR TWO THOUSAND FIVE HUNDRED DOLLARS, WHICHEVER IS LESS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Summary: Authorizes City Council to impose fine in connection with granting variances for structure constructed in violation of zoning ordinance.

Sponsored by:  
Councilman Wayne Bunker

The above and foregoing amended ordinance was first proposed and

read by title to the City Council on the 3rd day of August, 1988, and referred to the following committee composed of Councilman Nolen and Adamsen, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 17th day of August, 1988, which was a regular meeting of said City Council; 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" Councilmen: Adamsen, Bunker, Miller, Nolen and Mayor Lurie  
VOTING "NAY" Councilman: NONE  
ABSENT: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB. August 23, 1988.  
Las Vegas SUN

RECEIVED

# AFFIDAVIT OF PUBLICATION

SEP 2 10 30 1988

STATE OF NEVADA, { ss.  
COUNTY OF CLARK

CITY CLERK

JOAN POLLACK

, being first duly sworn,

deposes and says: That he is LEGAL CLERK of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 TIME

from AUGUST 23, 1988 to AUGUST 23, 1988

inclusive, being the issues of said newspaper for the following dates, to-wit:  
AUGUST 23, 1988

That said newspaper was regularly issued and circulated on each of the dates above named.

Signed

*Joan Pollack*

Subscribed and sworn to before me this 23RD day of AUGUST, 1988

*Ruthe V. Deskin*

Notary Public in and for Clark County, Nevada

My Commission Expires



RUTHE V. DESKIN  
Notary Public - State of Nevada  
CLARK COUNTY

My Appointment Expires Apr. 14, 1989



084551

AN ORDINANCE RELATING TO PLANNING AND ZONING; AMENDING TITLE 19, CHAPTER 88, SECTION 130, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO INCLUDE WITHIN THE TYPES OF APPLICATIONS FOR VARIANCES THAT ARE SPECIFIED IN SAID SECTION WHICH, IF THEY ARE APPROVED BY THE BOARD OF ZONING ADJUSTMENT, ARE SUBJECT TO AN AUTOMATIC APPEAL TO THE CITY COUNCIL APPLICATIONS FOR VARIANCES IN RESPECT OF STRUCTURES THAT HAVE ALREADY BEEN CONSTRUCTED IN VIOLATION OF THE PROVISIONS OF SAID TITLE; AMENDING SECTION 160 OF SAID TITLE AND CHAPTER TO PROVIDE THAT THE CITY COUNCIL IN GRANTING A VARIANCE IN RESPECT OF A STRUCTURE THAT HAS BEEN CONSTRUCTED IN VIOLATION OF ANY OF THE PROVISIONS OF SAID TITLE MAY CONDITION SUCH VARIANCE UPON THE PAYMENT BY THE APPLICANT OF A FINE THAT IS EQUAL TO TEN PERCENT OF THE VALUE OF SUCH STRUCTURE OR TWO THOUSAND FIVE HUNDRED DOLLARS, WHICHEVER IS LESS, PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Summary: Authorizes City Council to impose fine in connection with granting variance for structure constructed in violation of zoning ordinance.

Sponsored by: Councilman Wayne Bunker

At a City Council meeting August 3, 1988  
BILL NO. 88-43 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:  
Councilmen Nolen and Adamsen.

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: August 6, 1988  
Las Vegas SUN

# AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }  
COUNTY OF CLARK } ss.

Susan Laas

CITY CLERK

AUG 10 1 34 AM '88

RECEIVED

\_\_\_\_\_, being first duly sworn,

deposes and says: That he is Legal Clerk of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 time

from August 6, 1988 to August 6, 1988

inclusive, being the issues of said newspaper for the following dates, to-wit:  
August 6, 1988

That said newspaper was regularly issued and circulated on each of the dates above named.

Signed Susan Laas

Subscribed and sworn to before me this 6th day of August, 1988

Arthur J. [Signature]



Notary Public in and for Clark County, Nevada

Notary Public - State of Nevada  
CLARK COUNTY

My Appointment Expires Apr. 14, 1989

My Commission Expires

