

BILL NO. 94-103

ORDINANCE NO. 3870

AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 8, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Mayor Jan Laverty Jones

Summary: Adds a fee structure for drainage study review.

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

SECTION 1: Title 20, Chapter 8, Section 230, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition is hereby amended to read as follows:

20.08.230: The Director of Public Works shall:

(A) Review all applications for development permits to determine that the requirements of this Chapter have been satisfied, and that the structure would be reasonably safe from flooding;

(B) Review all applications for development permits to determine if the proposed development adversely affects the flood and sediment carrying capacity of the area of special flood hazard. For purposes of this Chapter, "adversely affects" means that the cumulative effect of the proposed development when combined with all other existing and anticipated development will not increase the water surface elevation of the base flood more than one foot;

(C) Have the City Engineer review each building permit, subdivision, and P.U.D. proposal for overflow, erosion, and deposition of sediment, and certify prior to approval that all flood hazards have been mitigated in accordance with the master drainage plan, and drainage manual and the requirements of this Chapter.

As a minimum, this review shall consider the following:

- (1) The drainage area tributary to the proposed development,
- (2) The ten-year and one-hundred-year flood discharges with an

1 allowance for sediment and future development,

2 (3) The flow pattern prior to the proposed development,

3 (4) The depth and velocity of flow across or adjacent to the
4 parcel,

5 (5) The proposed measures for protecting the development from
6 flood and sediment,

7 (6) The effect of the development on the existing flow pattern and
8 the resulting effect on adjacent and downstream properties.

9 No development shall be approved until it is demonstrated that the
10 development is adequately protected from flood and sediment and that the development does not
11 increase the hazard to adjacent properties by increasing flood levels, deflecting flows or causing
12 erosion or sedimentation problems[.];

13 (D) Review Technical Studies that are submitted in connection with
14 development review under this Title. The Department of Public Works is authorized to charge
15 review fees in accordance with a fee schedule that shall be maintained in the office of the City
16 Clerk. The fee schedule, which is incorporated herein by this reference, may be amended from
17 time to time by resolution of the City Council. Review fees under this Subsection (D) are
18 nonrefundable, are payable at the time a Technical Study is submitted, and must be paid prior to
19 the issuance of any permits.

20 SECTION 2: If any section, subsection, subdivision, paragraph, sentence,
21 clause or phrase in this ordinance or any part thereof, is for any reason held to be
22 unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such decision
23 shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part
24 thereof. The City Council of the City of Las Vegas hereby declares that it would have passed
25 each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective
26 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, 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 1st day of February, 1995.

APPROVED:

By 
JAN LAVERTY JONES, Mayor

VS
2-7-95

ATTEST:


KATHLEEN M. TIGHE, City Clerk

The above and foregoing ordinance was first proposed and read by title to the City Council on the 4th day of January, 1995, and referred to the following committee composed of Councilmen Adamsen and Hawkins Jr. for recommendation; thereafter the said committee reported favorably on said ordinance on the 1st day of February, 1995, which was a regular meeting of said 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, Hawkins Jr., Brass, Callister and Mayor Jones

VOTING "NAY": NONE

ABSENT: NONE

APPROVED:

By 
JAN LAVERTY JONES, Mayor

VS
2-7-95

ATTEST:


KATHLEEN M. TIGHE, City Clerk

DRAINAGE REVIEW FEE SCHEDULE

Pursuant to LVMC 20.08.230, the Department of Public Works is authorized to charge the following drainage review fees:

(1) Two hundred fifty dollars for each Technical Study submitted for review;

(2) Two hundred fifty dollars for any resubmittal of a Technical Study that has been required because:

(a) A previous submittal did not contain sufficient information;

(b) Development or drainage plans have been substantially redesigned; or

(c) Corrections required by the Department of Public Works have not been made within one year after notification or within such other period as may have been established.

(3) One hundred dollars for each update to an approved Technical Study.

ORDINANCE NO. _____

AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 8, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Mayor Jan Laverty Jones

Summary: Adds a fee structure for drainage study review.

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

SECTION 1: Title 20, Chapter 8, Section 230, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition is hereby amended to read as follows:

20.08.230: The Director of Public Works shall:

(A) Review all applications for development permits to determine that the requirements of this Chapter have been satisfied, and that the structure would be reasonably safe from flooding;

(B) Review all applications for development permits to determine if the proposed development adversely affects the flood and sediment carrying capacity of the area of special flood hazard. For purposes of this Chapter, "adversely affects" means that the cumulative effect of the proposed development when combined with all other existing and anticipated development will not increase the water surface elevation of the base flood more than one foot;

(C) Have the City Engineer review each building permit, subdivision, and P.U.D. proposal for overflow, erosion, and deposition of sediment, and certify prior to approval that all flood hazards have been mitigated in accordance with the master drainage plan, and drainage manual and the requirements of this Chapter.

As a minimum, this review shall consider the following:

(1) The drainage area tributary to the proposed development,

1 (2) The ten-year and one-hundred-year flood discharges with an
2 allowance for sediment and future development,

3 (3) The flow pattern prior to the proposed development,

4 (4) The depth and velocity of flow across or adjacent to the
5 parcel,

6 (5) The proposed measures for protecting the development from
7 flood and sediment,

8 (6) The effect of the development on the existing flow pattern and
9 the resulting effect on adjacent and downstream properties.

10 No development shall be approved until it is demonstrated that the
11 development is adequately protected from flood and sediment and that the development does not
12 increase the hazard to adjacent properties by increasing flood levels, deflecting flows or causing
13 erosion or sedimentation problems[.];

14 (D) Review Technical Studies that are submitted in connection with
15 development review under this Title. The Department of Public Works is authorized to charge
16 the following review fees:

17 (1) Two hundred fifty dollars for each Technical Study submitted
18 for review;

19 (2) Two hundred fifty dollars for any resubmittal of a Technical
20 Study that has been required because:

21 (a) A previous submittal did not contain sufficient
22 information;

23 (b) Development or drainage plans have been substantially
24 redesigned; or

25 (c) Corrections required by the Department of Public
26 Works have not been made within one year after notification or within such other period as may

1 have been established.

2 (3) One hundred dollars for each update to an approved Technical
3 Study.

4 Review fees under this Subsection (D) are nonrefundable, are payable at the
5 time a Technical Study is submitted, and must be paid prior to the issuance of any permits.

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

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

17 PASSED, ADOPTED and APPROVED this ____ day of _____,
18 199__.

19 APPROVED:

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22 JAN LAVERTY JONES, Mayor

23 ATTEST:

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25 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 _____, 199__, and referred to the following committee composed of _____ and _____ for recommendation; thereafter the said committee reported favorably on said ordinance on the ____ day of _____, 199__, 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:

JAN LAVERTY JONES, Mayor

ATTEST:

KATHLEEN M. TIGHE, City Clerk

AFFIDAVIT OF PUBLICATION

FEB 13 10 59 AM '95

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FIRST AMENDMENT
BILL NO. 94-103
ORDINANCE NO. 3870

AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 8, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Mayor Jan Laverly Jones
SUMMARY: Adds a fee structure for drainage study review.
The above and foregoing ordinance was first proposed and read by title to the City Council on the 4th day of January, 1995, and referred to the following committee composed of Councilmen Adamsen and Hawkins Jr., for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 1st day of February, 1995, 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" Councilmen Adamsen, Hawkins Jr., Brass, Callister and Mayor Jones
VOTING "NAY" NONE
VOTING "ABSTAIN" NONE
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: February 4, 1995
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

BARBARA CARR, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of FEBRUARY 4, 1995 to FEBRUARY 4, 1995, on the following days:

FEBRUARY 4, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 7 day of Feb, 1995

Peggy D. Barron
Notary Public



PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1993

AFFIDAVIT OF PUBLICATION

JAN 30 10 42 AM '95

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STATE OF NEVADA)
COUNTY OF CLARK) SS:

BARBARA CARR, being first duly sworn, deposes and says:

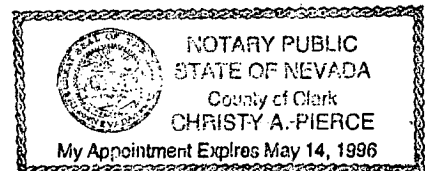
That she/he is a legal clerk for the LAS VEGAS REVIEW-JOURNAL and THE LAS VEGAS SUN, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JANUARY 19, 1995 to JANUARY 19, 1995, on the following days:

BILL NO. 94-103
FIRST AMENDMENT
AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 8, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.
SPONSORED BY:
Mayor Jan Laverly Jones
SUMMARY: Adds a fee structure for drainage study review.
At a City Council meeting
JANUARY 4, 1995
BILL NO. 94-103 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Adamsen and Hawkins Jr.
COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: January 19, 1995
Las Vegas Review-Journal

Signed: Barbara Carr

Subscribed and sworn to before me this 19 day of January, 19 95

Christy A. Pierce
Notary Public



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JAN 30 10 43 AM '95

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STATE OF NEVADA)
COUNTY OF CLARK) SS:

BARBARA CARR, being first duly sworn, deposes and says:

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BILL NO. 94-103
FIRST AMENDMENT

AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 6, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

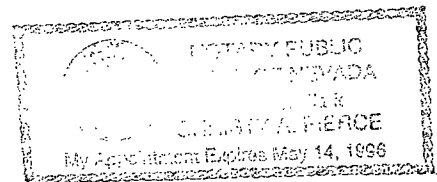
SPONSORED BY:
Mayor Jan Loverly Jones
SUMMARY: Adds a fee structure for drainage study review.
At a City Council meeting JANUARY 4, 1995
BILL NO. 94-103 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Adamsen and Hawkins Jr.
COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: January 19, 1995
Las Vegas Review-Journal

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JANUARY 19, 1995 to JANUARY 19, 1995, on the following days:

Signed: Barbara Carr

Subscribed and sworn to before me this 19 day of January, 19 95

Christy A. Pierce
Notary Public



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AFFIDAVIT OF PUBLICATION

FEB 13 10 53 AM '95

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FIRST AMENDMENT
BILL NO. 94-103
ORDINANCE NO. 3870

AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 8, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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VOTING "AYE" Councilmen Adamsen, Hawkins Jr., Brass, Collister and Mayor Jones

VOTING "NAY" NONE

VOTING "ABSTAIN" NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA. PUB: February 4, 1995
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

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FEBRUARY 4, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 7 day of Feb, 1995

Peggy D. Barron
Notary Public



PEGGY D. BARRON
Notary Public - Nevada
Clark County
My not. exp. Feb. 17, 1993



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AFFIDAVIT OF PUBLICATION

FEB 13 10 59 AM '95

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CITY CLERK

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FIRST AMENDMENT
BILL NO. 94-103
ORDINANCE NO. 3870

HERE

AN ORDINANCE RELATING TO DRAINAGE STUDIES; AMENDING TITLE 20, CHAPTER 8, SECTION 230 OF THE LAS VEGAS MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING A FEE STRUCTURE FOR DRAINAGE STUDY REVIEWS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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VOTING "AYE" Councilmen Adamsen, Hawkins Jr., Brass, Callister and Mayor Jones
VOTING "NAY" NONE
VOTING "ABSTAIN" NONE
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COUNTY OF CLARK)

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FEBRUARY 4, 1995

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Notary Public



PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1996



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