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SECOND AMENDMENT

BILL NO. 95-48

ORDINANCE NO. 3914

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REMOVING APARTMENT HOUSES AND OTHER LODGING ACCOMMODATIONS FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20, OF SAID TITLE BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Councilman Matthew Callister

Summary: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts, and eliminates other lodging accommodations from the list of uses allowed by means of special use permit in the C-1 zoning district.

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

SECTION 1: Title 19, Chapter 44, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19.44.020: (A) The following uses may be permitted in the C-1 District upon securing a special use permit as provided in LVMC 19.90, except that the uses enumerated in this Subsection may be permitted as a matter of right when in accordance with the exception shown in Subsection (C) of this Section:

(1) Automobile service stations for the sale of gasoline, oil and minor accessories only, where no repair work is done, except minor repairs made by the attendant and provided all lubrications, washing, repairing and storage are conducted within an enclosed permanent building;

(2) [Apartment houses;

1 (3)] Customer-operated car washes;

2 [(4) Lodginghouses, boardinghouses or roominghouses, hotels,
3 motels and other like tourist accommodations;

4 (5)] (3) Emergency ground ambulance facilities;

5 [(6)] (4) Special care facilities.

6 (B) The following uses may be permitted upon securing a special use
7 permit in each case pursuant to the procedure provided for in LVMC 19.90.080, except that the
8 uses enumerated in this Subsection may be permitted as a matter of right when in accordance with
9 the exception shown in Subsection (C) of this Section;

10 (1) Class III secondhand dealers as defined in LVMC 19.04.250,
11 except that these uses shall not be allowed on Fremont Street or Las Vegas Boulevard South
12 between Charleston Boulevard and Sahara Avenue as prescribed by LVMC 6.74.050;

13 (2) Retail demonstration merchandise sales stores as defined in
14 LVMC 6.72.010;

15 (3) Mini-storage facilities, subject to the following limitations:

16 (a) No more than one manager's or security residence is
17 permitted.

18 (b) All storage of items must be within an enclosed building
19 except for the storage of recreational vehicles, which shall be completely screened from view from
20 surrounding properties and abutting streets.

21 (c) No business may be conducted within or from a mini-
22 storage facility.

23 (d) Wholesale storage and the on-premise sale of stored items
24 are prohibited.

25 (e) The commercial repair of motor vehicles, boats, trailers
26 and other like vehicles is prohibited. "Commercial repair" means any repair work except work

1 performed on a vehicle by the owner thereof.

2 (f) The operation of spray painting equipment, power tools,
3 welding equipment or other similar equipment is prohibited.

4 (g) The production, fabrication or assembly of products is
5 prohibited.

6 (4) Off-premises signs;

7 (5) Liquefied petroleum gas installations for which a special use
8 permit is required by LVMC 19.55.010, subject to the limitations set forth in LVMC 19.55.010
9 and 19.55.020;

10 (6) Gaming establishments (hotel);

11 (7) General business related gaming establishments.

12 (C) Exception: If an application for reclassification to a C-1 District
13 under LVMC 19.92 includes any of the uses hereinabove enumerated, the approval of the
14 application shall constitute approval of the use or uses and no special use permit shall be required;
15 provided, however, that the notice of public hearing for reclassification shall specifically list the
16 use or uses.

17 SECTION 2: Title 19, Chapter 46, Section 20, of the Municipal
18 Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19 19.46.020: (A) The following uses may be permitted in the C-2 District upon
20 securing a special use permit as provided in LVMC 19.90, except that the uses enumerated in this
21 Subsection may be permitted as a matter of right when in accordance with the exception shown
22 in Subsection (J) of this Section:

23 (1) Used car lots;

24 (2) Trailer sales lots;

25 (3) Boat sales and service facilities, including all floating craft;

26 (4) Automotive parts exchanges. This shall not include public

garages or salvage operations, but shall be limited to the sale and installation of new or rebuilt major automotive parts;

(5) Drive-in theaters, miniature golf courses and other outdoor amusement centers;

(6) Automobile laundry;

(7) Body and fender repair operations when conducted by a franchised new car agency;

(8) Cemeteries as provided for in LVMC 19.10.080;

(9) [Apartment houses, when located outside the Central Business District, as defined in LVMC 19.64.030;

(10)] Special care facilities.

(B) Pawnshops may be permitted in the C-2 District subject to the securing of a special use permit in each case pursuant to the procedure provided for in LVMC 19.90.080, except that no pawnshop may be located on either side of Fremont Street or Las Vegas Boulevard South between Charleston Boulevard and Sahara Avenue. Those pawnshops which were located on Fremont Street or Las Vegas Boulevard South between Charleston Boulevard and Sahara Avenue at the time of enactment of the 1974 amendatory ordinance which is codified, in part, in this Section shall be allowed to remain only as long as their present leases do not expire. No such lease may be modified to extend its term or otherwise prevent it from expiring. Those pawnshops which are located in a C-2 Zone, other than on Fremont Street or Las Vegas Boulevard South between Charleston Boulevard and Sahara Avenue, at the time of enactment of the 1974 amendatory ordinance which is codified, in part, in this Section shall be allowed to remain at their locations without the necessity of securing a special use permit.

(C) Class III secondhand dealers, retail demonstration merchandise sales stores, transient sales lots, open sales lots and off-premises signs may be permitted in the C-2 District subject to the securing of a special use permit in each case pursuant to the procedure

1 provided for in LVMC 19.90.080, except that Class III secondhand dealers shall not be allowed
2 on Fremont Street and Las Vegas Boulevard South between Charleston Boulevard and Sahara
3 Avenue as prescribed by LVMC 6.74.050 of this Code.

4 (D) Custodial institutions and detention facilities may be permitted in the
5 C-2 District subject to the securing of a special use permit in each case pursuant to the procedure
6 provided for in LVMC 19.90.080.

7 (E) Mini-storage facilities may be permitted in the C-2 District subject
8 to the securing of a special use permit in each case pursuant to the procedure provided for in
9 [Section] LVMC 19.90.080 and subject to the following limitations:

10 (1) No more than one manager's or security residence is permitted.

11 (2) All storage of items must be within an enclosed building except
12 for the storage of recreational vehicles, which shall be completely screened from view from
13 surrounding properties and abutting streets.

14 (3) No business may be conducted within or from a mini-storage
15 facility.

16 (4) Wholesale storage and the on-premise sale of stored items are
17 prohibited.

18 (5) The commercial repair of motor vehicles, boats, trailers and other
19 like vehicles is prohibited. "Commercial repair" means any repair work except work performed
20 on a vehicle by the owner thereof.

21 (6) The operation of spray painting equipment, power tools, welding
22 equipment or other similar equipment is prohibited.

23 (7) The production, fabrication or assembly of products is prohibited.

24 (F) Liquefied petroleum gas installations for which a special use permit
25 is required by [Section] LVMC 19.55.010 may be permitted in the C-2 District, subject to the
26 securing of a special use permit in each case pursuant to the procedure provided for in [Section]

1 LVMC 19.90.080 and subject to the limitations set forth in [Sections] LVMC 19.55.010 and
2 19.55.020.

3 (G) Gaming establishments (hotel), when not located on property to
4 which LVMC 19.46.010(K) applies, may be permitted in the C-2 District subject to the securing
5 of a special use permit in each case pursuant to the procedure provided for in LVMC 19.90.080.

6 (H) General business related gaming establishments may be permitted in
7 the C-2 District, subject to the securing of a special use permit in each case pursuant to the
8 procedure provided for in LVMC 19.90.080.

9 (I) Plasma donor centers and rescue missions may be permitted in the
10 C-2 District subject to the securing of a special use permit in each case pursuant to the procedure
11 provided for in LVMC 19.90.080. However, no such use may be permitted within the Downtown
12 Las Vegas Redevelopment Area unless the special use permit application has first been referred
13 to and approved by the staff of the City of Las Vegas Downtown Redevelopment Agency.

14 (J) Exception: If an application for a reclassification to a C-2 District
15 under LVMC 19.92 includes any of the uses hereinabove enumerated, the approval of the
16 application shall constitute approval of the use or uses and no special use permit shall be required;
17 provided, however, that the notice of public hearing for reclassification shall specifically list the
18 use or uses.

19 SECTION 3: This Ordinance does not apply to any parcel
20 concerning which an application for apartment houses has been filed and is pending as of July 19,
21 1995.

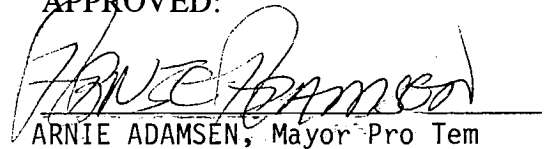
22 SECTION 4: If any section, subsection, subdivision, paragraph,
23 sentence, clause or phrase in this ordinance or any part thereof is for any reason held to be
24 unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision
25 shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part
26 thereof. The City Council of the City of Las Vegas, Nevada, hereby declares that it would have

1 passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof
2 irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,
3 sentences, clauses, or phrases be declared unconstitutional, invalid or ineffective.

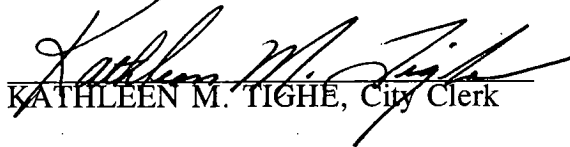
4 SECTION 5: All ordinances or parts of ordinances, sections, subsections,
5 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las
6 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

7 PASSED, ADOPTED and APPROVED this 19th day of July, 1995.

8 APPROVED:

9 
10 ARNIE ADAMSEN, Mayor Pro Tem

11 ATTEST:

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13 KATHLEEN M. TIGHE, City Clerk

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VS
7-22-95

1 The above and foregoing ordinance was first proposed and read by title to
2 the City Council on the 5th day of July, 1995, and referred to the following committee
3 composed of Councilmen Callister and Adamsen, for recommendation; thereafter the said
4 committee reported favorably on said ordinance on the 19th day of July, 1995, which was a
5 regular meeting of said Council; that at said regular meeting, the proposed ordinance was read
6 by title to the City Council as amended and adopted by the following vote:

7 VOTING "AYE": Councilmen Adamsen, Callister, Reese and McDonald

8 VOTING "NAY": NONE

9 ABSENT: Mayor Jones

11 APPROVED:

12
13 By Arnie Adamsen
14 ARNIE ADAMSEN, Mayor Pro Tem

15 ATTEST:

16 Kathleen M. Tighe
17 KATHLEEN M. TIGHE, City Clerk

VS
7-20-95

FIRST AMENDMENT

BILL NO. 95-48

SEE SECOND AMENDMENT

ORDINANCE NO. _____

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY MAKING THE SAME CHANGE WITH RESPECT TO THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Matthew Callister

Summary: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts.

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

SECTION 1: Title 19, Chapter 44, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19.44.020: (A) The following uses may be permitted in the C-1 District upon securing a special use permit as provided in LVMC 19.90, except that the uses enumerated in this Subsection may be permitted as a matter of right when in accordance with the exception shown in Subsection (C) of this Section:

(1) Automobile service stations for the sale of gasoline, oil and minor accessories only, where no repair work is done, except minor repairs made by the attendant and provided all lubrications, washing, repairing and storage are conducted within an enclosed permanent building;

(2) [Apartment houses;

(3)] Customer-operated car washes;

[(4)] (3) Lodginghouses, boardinghouses or roominghouses, hotels,

1 motels and other like tourist accommodations;

2 [(5)] (4) Emergency ground ambulance facilities;

3 [(6)] (5) Special care facilities.

4 (B) The following uses may be permitted upon securing a special use
5 permit in each case pursuant to the procedure provided for in LVMC 19.90.080, except that the
6 uses enumerated in this Subsection may be permitted as a matter of right when in accordance with
7 the exception shown in Subsection (C) of this Section;

8 (1) Class III secondhand dealers as defined in LVMC 19.04.250,
9 except that these uses shall not be allowed on Fremont Street or Las Vegas Boulevard South
10 between Charleston Boulevard and Sahara Avenue as prescribed by LVMC 6.74.050;

11 (2) Retail demonstration merchandise sales stores as defined in
12 LVMC 6.72.010;

13 (3) Mini-storage facilities, subject to the following limitations:

14 (a) No more than one manager's or security residence is
15 permitted.

16 (b) All storage of items must be within an enclosed building
17 except for the storage of recreational vehicles, which shall be completely screened from view from
18 surrounding properties and abutting streets.

19 (c) No business may be conducted within or from a mini-
20 storage facility.

21 (d) Wholesale storage and the on-premise sale of stored items
22 are prohibited.

23 (e) The commercial repair of motor vehicles, boats, trailers
24 and other like vehicles is prohibited. "Commercial repair" means any repair work except work
25 performed on a vehicle by the owner thereof.

26 (f) The operation of spray painting equipment, power tools,

1 welding equipment or other similar equipment is prohibited.

2 (g) The production, fabrication or assembly of products is
3 prohibited.

4 (4) Off-premises signs;

5 (5) Liquefied petroleum gas installations for which a special use
6 permit is required by LVMC 19.55.010, subject to the limitations set forth in LVMC 19.55.010
7 and 19.55.020;

8 (6) Gaming establishments (hotel);

9 (7) General business related gaming establishments.

10 (C) Exception: If an application for reclassification to a C-1 District
11 under LVMC 19.92 includes any of the uses hereinabove enumerated, the approval of the
12 application shall constitute approval of the use or uses and no special use permit shall be required;
13 provided, however, that the notice of public hearing for reclassification shall specifically list the
14 use or uses.

15 SECTION 2: Title 19, Chapter 46, Section 20, of the Municipal
16 Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

17 19.46.020: (A) The following uses may be permitted in the C-2 District upon
18 securing a special use permit as provided in LVMC 19.90, except that the uses enumerated in this
19 Subsection may be permitted as a matter of right when in accordance with the exception shown
20 in Subsection (J) of this Section:

21 (1) Used car lots;

22 (2) Trailer sales lots;

23 (3) Boat sales and service facilities, including all floating craft;

24 (4) Automotive parts exchanges. This shall not include public
25 garages or salvage operations, but shall be limited to the sale and installation of new or rebuilt
26 major automotive parts;

1 (5) Drive-in theaters, miniature golf courses and other outdoor
2 amusement centers;

3 (6) Automobile laundry;

4 (7) Body and fender repair operations when conducted by a
5 franchised new car agency;

6 (8) Cemeteries as provided for in LVMC 19.10.080;

7 (9) [Apartment houses, when located outside the Central Business
8 District, as defined in LVMC 19.64.030;

9 (10)] Special care facilities.

10 (B) Pawnshops may be permitted in the C-2 District subject to the
11 securing of a special use permit in each case pursuant to the procedure provided for in LVMC
12 19.90.080, except that no pawnshop may be located on either side of Fremont Street or Las Vegas
13 Boulevard South between Charleston Boulevard and Sahara Avenue. Those pawnshops which
14 were located on Fremont Street or Las Vegas Boulevard South between Charleston Boulevard and
15 Sahara Avenue at the time of enactment of the 1974 amendatory ordinance which is codified, in
16 part, in this Section shall be allowed to remain only as long as their present leases do not expire.
17 No such lease may be modified to extend its term or otherwise prevent it from expiring. Those
18 pawnshops which are located in a C-2 Zone, other than on Fremont Street or Las Vegas
19 Boulevard South between Charleston Boulevard and Sahara Avenue, at the time of enactment of
20 the 1974 amendatory ordinance which is codified, in part, in this Section shall be allowed to
21 remain at their locations without the necessity of securing a special use permit.

22 (C) Class III secondhand dealers, retail demonstration merchandise sales
23 stores, transient sales lots, open sales lots and off-premises signs may be permitted in the C-2
24 District subject to the securing of a special use permit in each case pursuant to the procedure
25 provided for in LVMC 19.90.080, except that Class III secondhand dealers shall not be allowed
26 on Fremont Street and Las Vegas Boulevard South between Charleston Boulevard and Sahara

1 Avenue as prescribed by LVMC 6.74.050 of this Code.

2 (D) Custodial institutions and detention facilities may be permitted in the
3 C-2 District subject to the securing of a special use permit in each case pursuant to the procedure
4 provided for in LVMC 19.90.080.

5 (E) Mini-storage facilities may be permitted in the C-2 District subject
6 to the securing of a special use permit in each case pursuant to the procedure provided for in
7 [Section] LVMC 19.90.080 and subject to the following limitations:

8 (1) No more than one manager's or security residence is permitted.

9 (2) All storage of items must be within an enclosed building except
10 for the storage of recreational vehicles, which shall be completely screened from view from
11 surrounding properties and abutting streets.

12 (3) No business may be conducted within or from a mini-storage
13 facility.

14 (4) Wholesale storage and the on-premise sale of stored items are
15 prohibited.

16 (5) The commercial repair of motor vehicles, boats, trailers and other
17 like vehicles is prohibited. "Commercial repair" means any repair work except work performed
18 on a vehicle by the owner thereof.

19 (6) The operation of spray painting equipment, power tools, welding
20 equipment or other similar equipment is prohibited.

21 (7) The production, fabrication or assembly of products is prohibited.

22 (F) Liquefied petroleum gas installations for which a special use permit
23 is required by [Section] LVMC 19.55.010 may be permitted in the C-2 District, subject to the
24 securing of a special use permit in each case pursuant to the procedure provided for in [Section]
25 LVMC 19.90.080 and subject to the limitations set forth in [Sections] LVMC 19.55.010 and
26 19.55.020.

1 (G) Gaming establishments (hotel), when not located on property to
2 which LVMC 19.46.010(K) applies, may be permitted in the C-2 District subject to the securing
3 of a special use permit in each case pursuant to the procedure provided for in LVMC 19.90.080.

4 (H) General business related gaming establishments may be permitted in
5 the C-2 District, subject to the securing of a special use permit in each case pursuant to the
6 procedure provided for in LVMC 19.90.080.

7 (I) Plasma donor centers and rescue missions may be permitted in the
8 C-2 District subject to the securing of a special use permit in each case pursuant to the procedure
9 provided for in LVMC 19.90.080. However, no such use may be permitted within the Downtown
10 Las Vegas Redevelopment Area unless the special use permit application has first been referred
11 to and approved by the staff of the City of Las Vegas Downtown Redevelopment Agency.

12 (J) Exception: If an application for a reclassification to a C-2 District
13 under LVMC 19.92 includes any of the uses hereinabove enumerated, the approval of the
14 application shall constitute approval of the use or uses and no special use permit shall be required;
15 provided, however, that the notice of public hearing for reclassification shall specifically list the
16 use or uses.

17 SECTION 3: This Ordinance does not apply to any parcel
18 concerning which an application for apartment houses has been filed and is pending as of July 19,
19 1995.

20 SECTION 4: If any section, subsection, subdivision, paragraph,
21 sentence, 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, Nevada, hereby declares that it would have
25 passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof
26 irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,

1 sentences, clauses, or phrases be declared unconstitutional, invalid or ineffective.

2 SECTION 5: All ordinances or parts of ordinances, sections,
3 subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City
4 of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

5 PASSED, ADOPTED and APPROVED this ____ day of _____, 1995.

6 APPROVED:

7
8 JAN LAVERTY JONES, Mayor

9 ATTEST:

10
11
12 KATHLEEN M. TIGHE, City Clerk

1 The above and foregoing ordinance was first proposed and read by title to
2 the City Council on the ____ day of _____, 1995, and referred to the following
3 committee composed of _____ and _____
4 for recommendation; thereafter the said committee reported favorably on said ordinance on the
5 ____ day of _____, 1995, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council as amended and
7 adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11
12 APPROVED:

13
14 JAN LAVERTY JONES, Mayor

15 ATTEST:

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17 KATHLEEN M. TIGHE, City Clerk

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BILL NO. 95-48

SEE FIRST AMENDMENT

ORDINANCE NO. _____

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY MAKING THE SAME CHANGE WITH RESPECT TO THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Matthew Callister

Summary: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts.

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

SECTION 1: Title 19, Chapter 44, Section 20, of the Municipal
Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19.44.020: (A) The following uses may be permitted in the C-1 District upon securing a special use permit as provided in LVMC 19.90, except that the uses enumerated in this Subsection may be permitted as a matter of right when in accordance with the exception shown in Subsection (C) of this Section:

(1) Automobile service stations for the sale of gasoline, oil and minor accessories only, where no repair work is done, except minor repairs made by the attendant and provided all lubrications, washing, repairing and storage are conducted within an enclosed permanent building;

(2) [Apartment houses;

(3)] Customer-operated car washes;

[(4)] (3) Lodginghouses, boardinghouse or roominghouses, hotels, motels and other like tourist accommodations;

[(5)] (4) Emergency ground ambulance facilities;

[(6)] (5) Special care facilities.

(B) The following uses may be permitted upon securing a special use permit in each case pursuant to the procedure provided for in LVMC 19.90.080, except that the uses enumerated in this Subsection may be permitted as a matter of right when in accordance with the exception shown in Subsection (C) of this Section;

(1) Class III secondhand dealers as defined in LVMC 19.04.250, except that these uses shall not be allowed on Fremont Street or Las Vegas Boulevard South between Charleston Boulevard and Sahara Avenue as prescribed by LVMC 6.74.050;

(2) Retail demonstration merchandise sales stores as defined in LVMC 6.72.010;

(3) Mini-storage facilities, subject to the following limitations:

(a) No more than one manager's or security residence is permitted.

(b) All storage of items must be within an enclosed building except for the storage of recreational vehicles, which shall be completely screened from view from surrounding properties and abutting streets.

(c) No business may be conducted within or from a mini-storage facility.

(d) Wholesale storage and the on-premise sale of stored items are prohibited.

(e) The commercial repair of motor vehicles, boats, trailers and other like vehicles is prohibited. "Commercial repair" means any repair work except work performed on a vehicle by the owner thereof.

(f) The operation of spray painting equipment, power tools, welding equipment or other similar equipment is prohibited.

1 (g) The production, fabrication or assembly of products is
2 prohibited.

3 (4) Off-premises signs;

4 (5) Liquefied petroleum gas installations for which a special use
5 permit is required by LVMC 19.55.010, subject to the limitations set forth in LVMC 19.55.010
6 and 19.55.020;

7 (6) Gaming establishments (hotel);

8 (7) General business related gaming establishments.

9 (C) Exception: If an application for reclassification to a C-1 District
10 under LVMC 19.92 includes any of the uses hereinabove enumerated, the approval of the
11 application shall constitute approval of the use or uses and no special use permit shall be required;
12 provided, however, that the notice of public hearing for reclassification shall specifically list the
13 use or uses.

14 SECTION 2: Title 19, Chapter 46, Section 20, of the Municipal
15 Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

16 19.46.020: (A) The following uses may be permitted in the C-2 District upon
17 securing a special use permit as provided in LVMC 19.90, except that the uses enumerated in this
18 Subsection may be permitted as a matter of right when in accordance with the exception shown
19 in Subsection (J) of this Section:

20 (1) Used car lots;

21 (2) Trailer sales lots;

22 (3) Boat sales and service facilities, including all floating craft;

23 (4) Automotive parts exchanges. This shall not include public
24 garages or salvage operations, but shall be limited to the sale and installation of new or rebuilt
25 major automotive parts;

26 (5) Drive-in theaters, miniature golf courses and other outdoor

1 amusement centers;

2 (6) Automobile laundry;

3 (7) Body and fender repair operations when conducted by a
4 franchised new car agency;

5 (8) Cemeteries as provided for in LVMC 19.10.080;

6 (9) [Apartment houses, when located outside the Central Business
7 District, as defined in LVMC 19.64.030;

8 (10)] Special care facilities.

9 (B) Pawnshops may be permitted in the C-2 District subject to the
10 securing of a special use permit in each case pursuant to the procedure provided for in LVMC
11 19.90.080, except that no pawnshop may be located on either side of Fremont Street or Las Vegas
12 Boulevard South between Charleston Boulevard and Sahara Avenue. Those pawnshops which
13 were located on Fremont Street or Las Vegas Boulevard South between Charleston Boulevard and
14 Sahara Avenue at the time of enactment of the 1974 amendatory ordinance which is codified, in
15 part, in this Section shall be allowed to remain only as long as their present leases do not expire.
16 No such lease may be modified to extend its term or otherwise prevent it from expiring. Those
17 pawnshops which are located in a C-2 Zone, other than on Fremont Street or Las Vegas
18 Boulevard South between Charleston Boulevard and Sahara Avenue, at the time of enactment of
19 the 1974 amendatory ordinance which is codified, in part, in this Section shall be allowed to
20 remain at their locations without the necessity of securing a special use permit.

21 (C) Class III secondhand dealers, retail demonstration merchandise sales
22 stores, transient sales lots, open sales lots and off-premises signs may be permitted in the C-2
23 District subject to the securing of a special use permit in each case pursuant to the procedure
24 provided for in LVMC 19.90.080, except that Class III secondhand dealers shall not be allowed
25 on Fremont Street and Las Vegas Boulevard South between Charleston Boulevard and Sahara
26 Avenue as prescribed by LVMC 6.74.050 of this Code.

1 (D) Custodial institutions and detention facilities may be permitted in the
2 C-2 District subject to the securing of a special use permit in each case pursuant to the procedure
3 provided for in LVMC 19.90.080.

4 (E) Mini-storage facilities may be permitted in the C-2 District subject
5 to the securing of a special use permit in each case pursuant to the procedure provided for in
6 [Section] LVMC 19.90.080 and subject to the following limitations:

7 (1) No more than one manager's or security residence is permitted.

8 (2) All storage of items must be within an enclosed building except
9 for the storage of recreational vehicles, which shall be completely screened from view from
10 surrounding properties and abutting streets.

11 (3) No business may be conducted within or from a mini-storage
12 facility.

13 (4) Wholesale storage and the on-premise sale of stored items are
14 prohibited.

15 (5) The commercial repair of motor vehicles, boats, trailers and other
16 like vehicles is prohibited. "Commercial repair" means any repair work except work performed
17 on a vehicle by the owner thereof.

18 (6) The operation of spray painting equipment, power tools, welding
19 equipment or other similar equipment is prohibited.

20 (7) The production, fabrication or assembly of products is prohibited.

21 (F) Liquefied petroleum gas installations for which a special use permit
22 is required by [Section] LVMC 19.55.010 may be permitted in the C-2 District, subject to the
23 securing of a special use permit in each case pursuant to the procedure provided for in [Section]
24 LVMC 19.90.080 and subject to the limitations set forth in [Sections] LVMC 19.55.010 and
25 19.55.020.

26 (G) Gaming establishments (hotel), when not located on property to

1 which LVMC 19.46.010(K) applies, may be permitted in the C-2 District subject to the securing
2 of a special use permit in each case pursuant to the procedure provided for in LVMC 19.90.080.

3 (H) General business related gaming establishments may be permitted in
4 the C-2 District, subject to the securing of a special use permit in each case pursuant to the
5 procedure provided for in LVMC 19.90.080.

6 (I) Plasma donor centers and rescue missions may be permitted in the
7 C-2 District subject to the securing of a special use permit in each case pursuant to the procedure
8 provided for in LVMC 19.90.080. However, no such use may be permitted within the Downtown
9 Las Vegas Redevelopment Area unless the special use permit application has first been referred
10 to and approved by the staff of the City of Las Vegas Downtown Redevelopment Agency.

11 (J) Exception: If an application for a reclassification to a C-2 District
12 under LVMC 19.92 includes any of the uses hereinabove enumerated, the approval of the
13 application shall constitute approval of the use or uses and no special use permit shall be required;
14 provided, however, that the notice of public hearing for reclassification shall specifically list the
15 use or uses.

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

24 SECTION 4: All ordinances or parts of ordinances, sections, subsections,
25 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las

26 . . .

1 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED and APPROVED this ____ day of _____, 1995.

3 APPROVED:

4
5
6 JAN LAVERTY JONES, Mayor

7 ATTEST:

8
9 KATHLEEN M. TIGHE, City Clerk

10 The above and foregoing ordinance was first proposed and read by title to
11 the City Council on the ____ day of _____, 1995, and referred to the following
12 committee composed of _____ and _____
13 for recommendation; thereafter the said committee reported favorably on said ordinance on the
14 ____ day of _____, 1995, which was a _____ meeting of said Council; that at said
15 _____ meeting, the proposed ordinance was read by title to the City Council as first
16 introduced and adopted by the following vote:

17 VOTING "AYE": _____

18 VOTING "NAY": _____

19 ABSENT: _____

20 APPROVED:

21
22
23 JAN LAVERTY JONES, Mayor

24 ATTEST:

25
26 KATHLEEN M. TIGHE, City Clerk

AFFIDAVIT OF PUBLICATION

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SECOND AMENDMENT
BILL NO. 95-48
ORDINANCE NO. 3914

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REMOVING APARTMENT HOUSES AND OTHER LODGING ACCOMMODATIONS FROM THE LIST OF USES ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEATING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:
Councilman Matthew Callister
Summary: Eliminates apartment houses from the list of uses allowed by means of special-use permit in the C-1 and C-2 zoning districts, and eliminates other lodging accommodations from the list of uses allowed by means of special-use permit in the C-1 zoning district.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 5th day of July, 1995, and referred to the following committee composed of Councilmen Callister and Adamsen for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 19th day of July, 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, Callister, McDaniel, and Reese
VOTING "NAY" NONE

ABSENT Mayor Jones
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: July 22, 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 JULY 22, 1995 to JULY 22, 1995, on the following days:

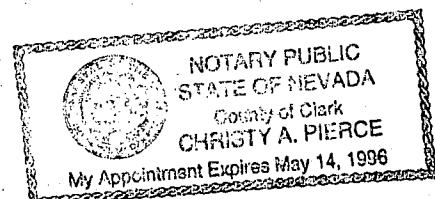
JULY 22, 1995

Signed:

Subscribed and sworn to before me this

25 day of July, 19 95

Christy A. Pierce
Notary Public



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AFFIDAVIT OF PUBLICATION

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BILL NO. 95-48

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY MAKING THE SAME CHANGE WITH RESPECT TO THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Councilman Matthew Callister

SUMMARY: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts.

At a City Council meeting
JULY 5, 1995
BILL NO. 95-48 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Callister and Adamsen

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: July 8, 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 JULY 8, 1995 to JULY 8, 1995, on the following days:

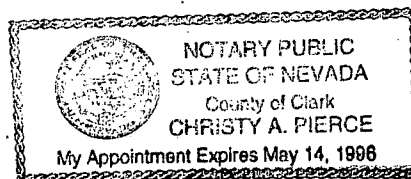
JULY 8, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this

10 day of July, 19 95

Christy A. Pierce
Notary Public



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AFFIDAVIT OF PUBLICATION

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BILL NO. 95-48
AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY MAKING THE SAME CHANGE WITH RESPECT TO THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERE TO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.
SPONSORED BY:
Councilman Matthew Callister
SUMMARY: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts.
At a City Council meeting
JULY 7, 1995
BILL NO. 95-48 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Callister and Adomson
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: July 7, 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 JULY 7, 1995 to JULY 7, 1995, on the following days:

JULY 7, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this 7 day of July, 19 95

Peggy D. Barron
Notary Public



PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1998

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BILL NO. 95-48

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY MAKING THE SAME CHANGE WITH RESPECT TO THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

SPONSORED BY:
Councilman Matthew Collister
SUMMARY: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts.

At a City Council meeting
JULY 5, 1995
BILL NO. 95-48 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:
Councilmen Collister and Adamsen
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: July 8, 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 JULY 8, 1995 to JULY 8, 1995, on the following days:

JULY 8, 1995

Signed: Barbara Carr

Subscribed and sworn to before me this

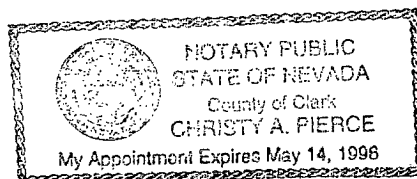
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day of

July

19 95

Christy A. Pierce
Notary Public



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BILL NO. 95-48

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, 1983 EDITION, BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY MAKING THE SAME CHANGE WITH RESPECT TO THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:

Councilman Matthew Collister
SUMMARY: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts.

At a City Council meeting

JULY 7, 1995

BILL NO. 95-48 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE:

Councilmen Collister and Adamsen
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: July 7, 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 JULY 7, 1995 to JULY 7, 1995, on the following days:

JULY 7, 1995

Signed: Barbara Carr

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

Peggy D. Barron
Notary Public

PEGGY D. BARRON
Notary Public - Nevada
Clark County
My appt. exp. Feb. 17, 1998



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SECOND AMENDMENT
BILL NO. 75-48
ORDINANCE NO. 3914

AN ORDINANCE RELATING TO ZONING; AMENDING TITLE 19, CHAPTER 44, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REMOVING APARTMENT HOUSES AND OTHER LODGING ACCOMMODATIONS FROM THE LIST OF USES ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-1 ZONING DISTRICT; AMENDING CHAPTER 46, SECTION 20 OF SAID TITLE BY REMOVING APARTMENT HOUSES FROM THE LIST OF USES THAT ARE ALLOWED BY SPECIAL USE PERMIT IN THE C-2 ZONING DISTRICT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Councilman Matthew Collister

Summary: Eliminates apartment houses from the list of uses allowed by means of special use permit in the C-1 and C-2 zoning districts, and eliminates other lodging accommodations from the list of uses allowed by means of special use permit in the C-1 zoning district.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 5th day of July, 1995, and referred to the following committee composed of Councilmen Collister and Adamsen for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 18th day of July, 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, Collister, McDonald, and Reese

VOTING "NAY" NONE

ABSENT Mayor Jones

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: July 22, 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 JULY 22, 1995 to JULY 22, 1995, on the following days:

JULY 22, 1995

Signed:

Subscribed and sworn to before me this

25 day of July, 1995

Christy A. Pierce
Notary Public

