

**BILL NO. 2005-35**

**ORDINANCE NO. 5779**

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-5163)

Sponsored by: Councilman Michael Mack      Summary: Annexes property described generally as located on the south side of Centennial Parkway, east of Puli Drive.

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

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

Those portions of the West Half (W 1/2) of the West Half (W 1/2) of Section 25, Township 19 South, Range 59 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

**PARCEL 1**

The Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section 25.

**PARCEL 2**

The West Half (W 1/2) of the West Half (W 1/2) of the Northwest Quarter (NW 1/4) of said Section 25.

...

054928

1        PARCEL 3

2        The Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of the  
3        Southwest Quarter (SW 1/4) of said Section 25.

4                SECTION 2: The City Council hereby determines that the described territory  
5        meets the requirements provided by law for annexation to the City for the following reasons:

6                A.        The area to be annexed was contiguous to the City's boundaries at the  
7                                time the annexation proceedings were instituted;

8                B.        More than one-eighth (1/8) of the aggregate external boundaries of  
9                                the area are contiguous to the City;

10              C.        The territory proposed to be annexed is not included within the  
11                                boundaries of another incorporated city or within the boundaries of  
12                                any unincorporated town as those boundaries existed as of July 1,  
13                                1983;

14              D.        The territory in question is eligible to be annexed to the City because:

15                      (1)        With respect to territory not owned by a governmental entity,  
16        the owners of record of not less than 75 percent of the individual lots or parcels of land  
17        within the territory have petitioned the City to annex the territory.

18                      (2)        With respect to territory owned by a governmental entity, the  
19        City has received a written statement from the governmental entity indicating that it owns  
20        the territory and does not object to the City's annexation of the territory.

21              E.        In compliance with the procedural requirements of NRS Chapter 268,  
22        the City is authorized to annex the territory in question because:

23                      (1)        In accordance with NRS 268.584, the City Council, on April  
24        6, 2005, adopted a resolution of intent to annex, along with the form of a notice of public  
25        hearing to be provided to property owners within the annexation area, and set a public  
26        hearing for May 18, 2005.

27                      (2)        In accordance with NRS 268.578 and 268.588, the City  
28        Council, on April 20, 2005, approved an annexation report and made it available for

1 inspection and copying thereafter.

2 (3) In accordance with NRS 268.586, the City mailed by certified  
3 mail, return receipt requested, a copy of the notice of public hearing to the owners of the  
4 property within the annexation area, as determined with reference to the records of the Clark  
5 County Assessor.

6 (4) In accordance with NRS 268.586, the City had the notice of  
7 public hearing published in a newspaper of general circulation within the territory to be  
8 annexed, on three separate occasions in compliance with the requirements of NRS 268.586.

9 (5) In accordance with NRS 268.590, the City Council held a  
10 public hearing on May 18, 2005, at which time persons who wished to be heard concerning  
11 the matter were given that opportunity. During the public hearing, and within the 15-day  
12 period following the public hearing, the number of persons who protested the annexation  
13 (zero) was less than a "majority of the property owners" as defined by NRS 268.574(3).

14 (6) In accordance with NRS 268.592, because less than a majority  
15 of the property owners protested the annexation, the territory may be annexed by the City.

16 SECTION 3: The City will provide police protection through the Las Vegas  
17 Metropolitan Police Department, fire protection, street maintenance, and library services  
18 immediately upon annexation. Garbage collection by the company franchised by the City  
19 will also be provided immediately. The City sanitary sewer system will serve the proposed  
20 annexation area. Any connection to or extension of this sewer line to serve the annexation  
21 area shall be at the expense of the landowners. Other services, such as participation in the  
22 City's recreational programs, special education classes and programs, public works planning,  
23 building inspections, and other City services will also be available immediately. Utilities  
24 such as gas, electricity, telephone, and water are provided by private utility companies and  
25 other services to the area will not be affected by annexation. Street paving, curbs and gutters,  
26 sidewalks and street lights which are not in place at the time of annexation will be installed  
27 in the presently developed areas upon the request of the property owners and at their expense  
28 by means of special assessment districts. Such improvements will be extended into the

1 undeveloped areas as development takes place and the need therefor arises, and will be  
2 located according to the needs of the area at that time. Such installations will also be made  
3 at the expense of the property owners, either by means of special assessment districts or as  
4 prerequisites to the approval of subdivision plats, building permits or other land use or  
5 development applications.

6 SECTION 4: The annexation of the described territory shall become  
7 effective on the 29th day of July, 2005, and on that date the City will have the funds  
8 appropriated in sufficient amount to finance the extension into the described territory of  
9 police protection, fire protection, street maintenance, street sweeping, and street lighting  
10 maintenance.

11 SECTION 5: The described territory, together with the inhabitants and  
12 property thereof, shall, from and after the 29th day of July, 2005, be subject to all debts, laws,  
13 ordinances and regulations in force in the City and shall be entitled to the same privileges and  
14 benefits as other parts of the City, and shall be subject to municipal taxes levied by the City.

15 SECTION 6: The City Engineer is hereby instructed to cause to be prepared  
16 an accurate map or plat of the described territory and to record the map or plat, together with  
17 a certified copy of this ordinance, in the office of the County Recorder of Clark County,  
18 Nevada, which recording shall be done prior to the 29th day of July, 2005.

19 SECTION 7: The described territory, which previously has been zoned R-U  
20 (County of Clark classification), is hereby classified with the following City of Las Vegas  
21 classifications, which are deemed to be the City equivalents of the County classification:

| PROPERTY DESCRIPTION                                                                                  | CITY<br>CLASSIFICATION |
|-------------------------------------------------------------------------------------------------------|------------------------|
| That portion of the property with a Centennial Hills<br>Interlocal Land Use Plan designation of PCD   | U (PCD)                |
| That portion of the property with a Centennial Hills<br>Interlocal Land Use Plan designation of PF-CC | U (PF)                 |

27 SECTION 8: If any section, subsection, subdivision, paragraph, sentence,  
28 clause of phrase in this ordinance or any part thereof, is for any reason held to be

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

8 SECTION 9: All ordinances or parts of ordinances, sections, subsections,  
9 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las  
10 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

11 PASSED, ADOPTED and APPROVED this 20<sup>th</sup> day of July,  
12 2005.

13 APPROVED:

14  
15 By   
16 OSCAR B. GOODMAN, Mayor

17 ATTEST:

18   
19 BARBARA JO RONEMUS, City Clerk

20 APPROVED AS TO FORM:

21 Val Steep 5-31-05  
22 Date

1 The above and foregoing ordinance was first proposed and read by title to the City  
2 Council on the 5th day of July, 2005, and referred to a committee for recommendation;  
3 thereafter the committee reported favorably on said ordinance on the 20th day of July,  
4 2005, which was a regular meeting of said Council; that at said regular meeting, the  
5 proposed ordinance was read by title to the City Council as first introduced and adopted  
6 by the following vote:

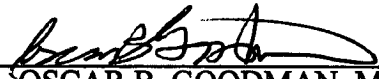
7 VOTING "AYE": Mayor Goodman  
8 Councilmembers: Reese, Brown, Weekly, Wolfson, Tarkanian and  
9 Ross

10 VOTING "NAY": None

11 EXCUSED: None

12 ABSTAINED: None

13 APPROVED:

14   
15 OSCAR B. GOODMAN, Mayor

16 ATTEST:

17   
18 BARBARA JO RONEMUS, City Clerk  
19  
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21  
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24  
25  
26

[illegible]

**ANNEXED TO THE CITY OF LAS VEGAS UNDER ORDINANCE No. \_\_\_\_\_**

THE MAP EXHIBIT WAS PREPARED PER NRS 268.600 FROM THE DATA ON THE SURVEY MAP IN FILE 104, PAGE 74 OF CLARK COUNTY, NEVADA RECORDS; SAID EXHIBIT IS NOT A RECORD OF SURVEY AS DEFINED BY NRS 625.540 TO 625.58

RECEIVED  
CITY CLERK

2005 JUL 22 A 10:42

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

Donna Stark, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK  
4115333

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 07/08/2005 to 07/08/2005, on the following days: JULY 8, 2005

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 13

day of July 2005

Mary B. Sheffield  
Notary Public

BILL NO. 2005-35

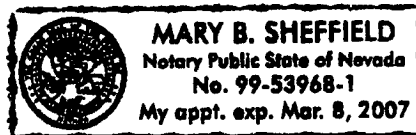
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Sponsored by: Councilman Michael Mack  
Summary: Annexes property described generally as located on the south side of Centennial Parkway, east of Puli Drive.

At the City Council meeting of JUNE 15, 2005  
BILL NO. 2005-35 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: July 8, 2005  
LV Review-Journal



Fee: \$20.00  
N/C Fee: \$0.00

07/27/2005 09:34:15  
T20050135509

Requestor:  
LAS VEGAS CITY

Frances Deane PUN  
Clark County Recorder Pgs: 7

APN: 12625-101-001, 002, 005

CERTIFIED AS A TRUE COPY

CITY CLERK, CITY OF LAS VEGAS, CHIEF DEPUTY  
NEVADA

**ORIGINAL**

BILL NO. 2005-35

ORDINANCE NO. 5779

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| That portion of the property with a Centennial Hills<br>Interlocal Land Use Plan designation of PCD   | U (PCD)                |
| That portion of the property with a Centennial Hills<br>Interlocal Land Use Plan designation of PF-CC | U (PF)                 |

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1 unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such  
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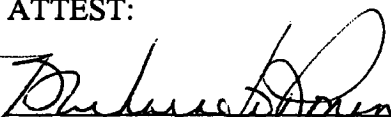
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10 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

11 PASSED, ADOPTED and APPROVED this 20<sup>th</sup> day of July,  
12 2005.

13 APPROVED:

14  
15 By   
16 OSCAR B. GOODMAN, Mayor

17 ATTEST:

18   
19 BARBARA JO RONEMUS, City Clerk

20 APPROVED AS TO FORM:

21 Val Steed 5-31-05  
22 Date

1 The above and foregoing ordinance was first proposed and read by title to the City  
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3 thereafter the committee reported favorably on said ordinance on the 20th day of July,  
4 2005, which was a regular meeting of said Council; that at said regular meeting, the  
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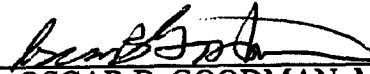
7 VOTING "AYE": Mayor Goodman  
8 Councilmembers: Reese, Brown, Weekly, Wolfson, Tarkanian and  
9 Ross

10 VOTING "NAY": None

11 EXCUSED: None

12 ABSTAINED: None

13 APPROVED:

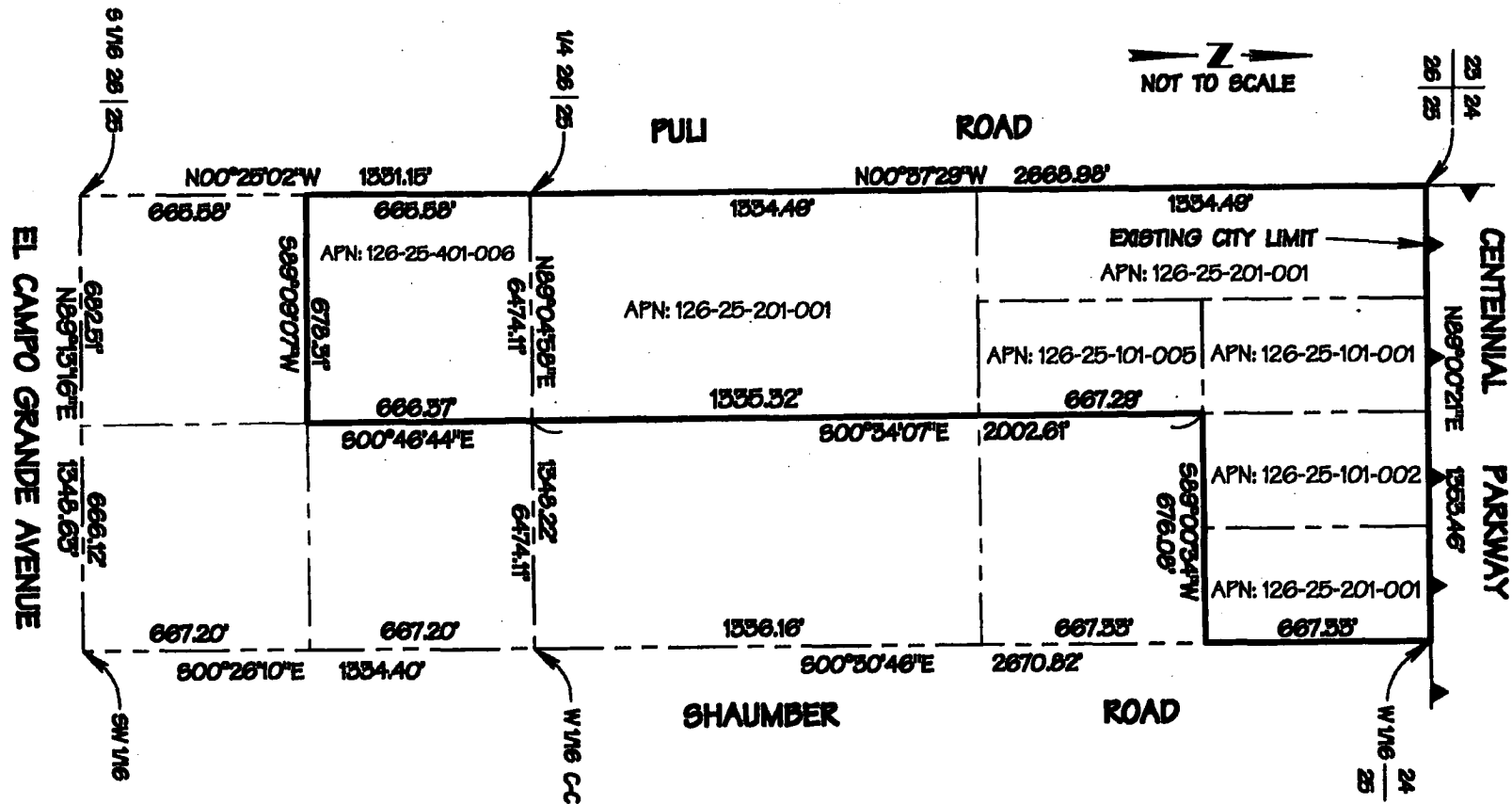
14   
15 OSCAR B. GOODMAN, Mayor

16 ATTEST:

17   
18 BARBARA JO RONEMUS, City Clerk

19 WHEN RECORDED PLEASE MAIL TO:  
20 THOMAS A. PERRIGO  
21 Planning and Development Department  
22 731 South Fourth Street  
23 Las Vegas, Nevada 89101  
24  
25  
26

PORTION OF THE W 1/2, W 1/2, SEC 25, T19S, R59E, M.D.M.,



ANX-5163

ANNEXED TO THE CITY OF LAS VEGAS UNDER ORDINANCE No. \_\_\_\_\_

THE MAP EXHIBIT WAS PREPARED PER NRS 268.600 FROM THE DATA ON THE SURVEY MAP IN FILE 104, PAGE 74 OF CLARK COUNTY, NEVADA RECORDS; SAID EXHIBITS NOT A RECORD OF SURVEY AS DEFINED BY NRS 625.340 TO 625.38