

1 **BILL NO. 2005-59**

2 **ORDINANCE NO. 5801**

3 AN ORDINANCE TO SPECIFY THE CIRCUMSTANCES UNDER WHICH THE DISPLAY OF  
4 A VEHICLE FOR SALE ON CERTAIN RESIDENTIAL PROPERTY MAY BE CONSIDERED AN  
ACCESSORY USE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Sponsored by: Councilman Gary Reese

6 Summary: Specifies the circumstances under  
7 which the display of a vehicle for sale on certain  
residential property may be considered an  
accessory use.

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

10 SECTION 1: Title 19, Chapter 4, Section 20, of the Municipal Code of the City of  
11 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

12 **19.04.020:** (A) General. An accessory use or structure which is customarily incidental to the  
13 principal use or structure, and is located on the same lot or tract of land shall be permitted as an  
14 accessory use without being separately listed as a permitted use.

15 (B) Particular Accessory Uses. In any residential zoning district, each of the  
16 following uses shall be considered an accessory use to the extent described, without being separately  
17 listed in the Land Use Tables, provided in each case that the use is incidental to the property's use as  
18 a dwelling and does not alter the character of its use as a dwelling of the character permitted in the  
19 respective district:

20 (1) The renting of rooms, providing of board, or both, for not more than  
21 three unrelated persons, where no care is provided;

22 (2) Garage or yard sales, provided that:

23 (a) No property may be offered for sale which has not been owned  
24 and used by the occupant of the premises;

25 (b) No more than two garage or yard sales shall be conducted on the  
26 premises in any calendar year;

27 (c) No garage or yard sale shall be conducted for longer than three  
28 days duration;



1 (d) Garage or yard sales may be conducted during the daylight hours  
2 only; and

3 (e) All signage shall conform to the provisions of LVMC  
4 19.14.040(E).

5 (3) On a single-family residential lot, the parking of a motor vehicle that  
6 bears a sign advertising the vehicle for sale, provided that:

7 (a) The vehicle is:

8 (i) Owned by or registered to an owner or occupant of the  
9 property;

10 (ii) Parked on an improved parking surface; and

11 (iii) Not being sold in connection with an automobile sales  
12 business;

13 (b) The vehicle identification number is clearly visible from outside  
14 the vehicle, if the vehicle was manufactured to include a visible vehicle identification number;

15 (c) No more than one vehicle is parked on the lot for purposes of  
16 display and sale at any one time; and

17 (d) No more than two vehicles are parked on the lot for purposes  
18 of display and sale within a twelve month period.

19 (C) Unless otherwise permitted by this Title, any type of use listed in Subsection  
20 (B) that exceeds the limitations set forth for that use in Subsection (B) does not qualify as an accessory  
21 use and shall be deemed to be in violation of this Title.

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

1 invalid or ineffective.

2 SECTION 3: Whenever in this ordinance any act is prohibited or is made or declared  
3 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is  
4 required or the failure to do any act is made or declared to be unlawful or an offense or a  
5 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall  
6 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than  
7 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such  
8 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

9 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,  
10 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,  
11 1983 Edition, in conflict herewith are hereby repealed.

12 PASSED, ADOPTED and APPROVED this 2<sup>nd</sup> day of NOVEMBER, 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 9-21-05  
22 Date

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

The above and foregoing ordinance was first proposed and read by title to the City Council on the 5<sup>th</sup> day of October, 2005, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 2<sup>nd</sup> day of November, 2005, 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": Mayor Goodman  
Councilmembers: Reese, Brown, Weekly, Wolfson, Tarkanian and Ross

VOTING "NAY": None

EXCUSED: None

ABSTAINED: None

APPROVED:

  
\_\_\_\_\_  
OSCAR B. GOODMAN, Mayor

ATTEST:

  
\_\_\_\_\_  
BARBARA JO RONEMUS, City Clerk

RECEIVED  
CITY CLERK

2005 NOV -1 A 10: 45

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  
4314864

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 10/21/2005 to 10/21/2005, on the following days: OCT. 21, 2005

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 25

day of October 2005

Mary B. Sheffield  
Notary Public

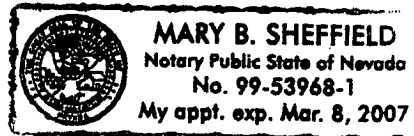
BILL NO. 2005-59

AN ORDINANCE TO SPECIFY THE CIRCUMSTANCES UNDER WHICH THE DISPLAY OF A VEHICLE FOR SALE ON CERTAIN RESIDENTIAL PROPERTY MAY BE CONSIDERED AN ACCESSORY USE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Gary Reese  
Summary: Specifies the circumstances under which the display of a vehicle for sale on certain residential property may be considered an accessory use.

At the City Council meeting of OCTOBER 5, 2005 BILL NO. 2005-59 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.



RECEIVED  
CITY CLERK

2005 NOV 15 A 10:59

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  
4342768

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 11/05/2005 to 11/05/2005, on the following days: NOV. 5, 2005

BILL NO. 2005-59  
Ordinance No. 5801

AN ORDINANCE TO SPECIFY THE CIRCUMSTANCES UNDER WHICH THE DISPLAY OF A VEHICLE FOR SALE ON CERTAIN RESIDENTIAL PROPERTY MAY BE CONSIDERED AN ACCESSORY USE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 9

day of November 2005

Mary B. Sheffield

Notary Public



Sponsored by: Councilman Gary Reese  
Summary: Specifies the circumstances under which the display of a vehicle for sale on certain residential property may be considered an accessory use.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 5th day of October 2005 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 2nd day of November 2005, 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 first introduced and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, Weekly, Wolfson, Tarkanian, and Ross  
VOTING "NAY": NONE  
EXCUSED: NONE

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: November 5, 2005  
LV Review-Journal