

**FIRST AMENDMENT**

**BILL NO. 2005-64**

**ORDINANCE NO. 5807**

AN ORDINANCE TO ESTABLISH THE MEANS FOR ALLOWING THE USE "URBAN LOUNGE" IN CERTAIN COMMERCIAL AND INDUSTRIAL DISTRICTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Oscar B. Goodman

Summary: Establishes the means for allowing the use "urban lounge" in certain commercial and industrial districts.

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

SECTION 1: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to provide that a special use permit is required for the use "Urban Lounge" in the C-1, C-2, C-M and M Zoning Districts. In order to reflect the amendment, the "Retail & Personal Services" element of the Land Use Tables is amended to add thereto a new row for the use "Urban Lounge." The term shall be followed by an asterisk to indicate the existence of applicable base standards, and the new row shall read as follows:

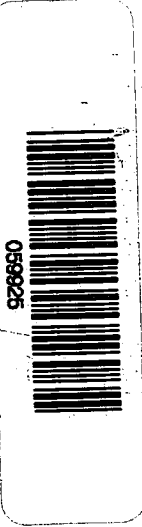
RETAIL & PERSONAL SERVICES	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Urban Lounge*					S	S		S	S

SECTION 2: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new subdivision entitled "Urban Lounge," reading as follows:

URBAN LOUNGE [C-1, C-2, C-M, M] (Limited Area)

- The use is limited to the area located within the boundaries of the Las Vegas Arts District, as described in the Downtown Centennial Plan and as amended from time to time.
- For each seat provided at the bar of the establishment, there must be a minimum of two seats within a lounge area located away from the bar:

SECTION 3: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto, at the appropriate location,



1 the following term and its corresponding definition:

2 "Urban Lounge" means an establishment that:

3 (1) Is licensed for the sale of alcoholic beverages for consumption on the premises where  
4 the same are sold, and the sale, to consumers only and not for resale, of alcoholic beverages in original  
5 sealed or corked containers, for consumption off the premises where the same are sold; and

6 (2) Meets the criteria for an urban lounge as set forth in Section 19.04.050(B).

7 SECTION 4: Title 6, Chapter 50, of the Municipal Code of the City of Las Vegas,  
8 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, reading as set forth in  
9 Section 5 of this Ordinance.

10 SECTION 5: An urban lounge license authorizes the sale of alcoholic beverages for  
11 consumption on the premises where the same are sold, and the sale, to consumers only and not for  
12 resale, of alcoholic beverages in original sealed or corked containers, for consumption off the premises  
13 where the same are sold. An urban lounge license may be issued only at a location:

14 (A) Within the boundaries of the Las Vegas Arts District, as described in the  
15 Downtown Centennial Plan and as amended from time to time; and

16 (B) In which, for each seat provided at the bar of the establishment, there must be  
17 a minimum of two seats within a lounge area located away from the bar.

18 SECTION 6: Title 6, Chapter 50, Section 360, of the Municipal Code of the City of  
19 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

20 **6.50.360:** Each licensee shall pay to the Department the license fees set forth in the following  
21 schedule:

	<b>Semiannual</b>	<b>Original New</b>
23 (A) Banquet facility	\$ 500 .....	\$20,000
24 (B) Beer/wine/cooler art event on-sale	300 .....	1,000
25 (C) Beer/wine/cooler on-sale	300 .....	1,000
26 (D) Beer/wine cooler off-sale	300 .....	1,000
27 (E) Beer/wine/cooler on-off-sale	600 .....	2,000
28 (F) Brew/pub/tavern	1,200 .....	60,000

1	(G) Convention facility	1,200 .....	60,000
2	(H) Gift basket limited	300 .....	1,000
3	(I) Gift shop limited	500 .....	2,500
4	(J) Grocery store internet sale	500 .....	2,500
5	(K) Hotel lounge bar	1,200 .....	60,000
6	(L) Keg beer	500 .....	2,500
7	(M) Liquor caterer	500 .....	2,500
8	(N) Nonprofit club general	200 .....	1,000
9	(O) Nonprofit club restaurant service bar	100 .....	500
10	(P) Package	750 .....	20,000
11	(Q) Restaurant service bar	600 .....	30,000
12	(R) Supper club	800 .....	40,000
13	(S) Tavern	1,200 .....	60,000
14	Plus: fee for each additional bar	900 .....	
15	(T) Tavern-limited	800 .....	20,000
16	<u>(U) Urban Lounge</u>	<u>1,000 .....</u>	<u>50,000</u>
17	<del>[(U)]</del> <u>(V)</u> Wholesale general	1,000 .....	5,000
18	<del>[(V)]</del> <u>(W)</u> Wine, beer, cordial, liqueur tasting	600 .....	2,000

19 Each special event general licensee shall pay a license fee of seventy-five dollars per  
20 day.

21 Each special event beer/wine/cooler licensee shall pay a license fee of fifty dollars per  
22 day.

23 SECTION 7: Title 6, Chapter 40, Section 140, of the Municipal Code of the City of  
24 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

25 **6.40.140:** Restricted gaming shall be limited to the following locations within the City and  
26 limited in scope of operation as follows:

27 (A) Locations licensed for the sale of alcoholic beverages, other than a tavern, [or]  
28 supper club, or urban lounge, having less than five thousand square feet of usable floor space shall be

1 permitted to operate not more than seven slot machines.

2 (B) Locations licensed for the sale of alcoholic beverages, other than [supper clubs,  
3 a supper club or urban lounge, having at least five thousand square feet of usable floor space, and  
4 taverns, regardless of the amount of their usable floor space, shall be permitted to operate not more  
5 than fifteen slot machines.

6 (C) Locations that are licensed as supper clubs may operate not more than five slot  
7 machines, but only if the slot machines:

8 (1) Are counter top or table top video gaming devices that are located  
9 within the bar area of the business operation; and

10 (2) Have been approved by means of a special use permit for a general  
11 business-related gaming establishment in accordance with LVMC Title 19.

12 (D) Locations that are licensed as urban lounges may operate not more than five slot  
13 machines, but only if the slot machines have been approved by means of a special use permit for a  
14 general business-related gaming establishment in accordance with LVMC Title 19.

15 [(D)] (E) Locations not licensed for the sale of alcoholic beverages but for which  
16 locations a special use permit for a general business-related gaming establishment is obtained in  
17 accordance with LVMC Title 19, having less than five thousand square feet of usable floor space shall  
18 be permitted to operate not more than four slot machines;

19 [(E)] (F) Locations not licensed for the sale of alcoholic beverages but for which  
20 locations a special use permit for a general business-related gaming establishment is obtained in  
21 accordance with LVMC Title 19, having at least five thousand square feet of usable floor space shall  
22 be permitted to operate not more than fifteen slot machines;

23 [(F)] (G) Locations licensed to operate not more than fifteen slot machines prior to  
24 February 6, 1991; provided, however, that a location with less than five thousand square feet of usable  
25 floor space which has in excess of the number of slot machines permitted by Subsections (A) and [(E)]  
26 (F) of this Section shall be limited to the operation of the number of slot machines licensed for such  
27 location as of February 6, 1991.

28 SECTION 8: In Section 2 of this Ordinance, the brackets that follow the title of the

1 subdivision being added are not intended to indicate deleted matter, but instead are used as the means  
2 of indicating the applicable districts.

3 SECTION 9: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.050  
4 and 19.20.020 are deemed to be subchapters rather than sections.

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

13 SECTION 11: All ordinances or parts of ordinances or sections, subsections, phrases,  
14 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,  
15 1983 Edition, in conflict herewith are hereby repealed.

16 PASSED, ADOPTED and APPROVED this 4<sup>TH</sup> day of JANUARY, 2006.

17 APPROVED:

18 By   
19 OSCAR B. GOODMAN, Mayor

20 ATTEST:

21   
22 BARBARA JO RONEMUS, City Clerk

23 APPROVED AS TO FORM:

24 Val Steed 1-4-06  
25 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council  
2 on the 7<sup>th</sup> day of December, 2005, and referred to a committee for recommendation;  
3 thereafter the committee reported favorably on said ordinance on the 4<sup>th</sup> day of January,  
4 2006, 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 amended and adopted by the  
6 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 \_\_\_\_\_  
16 OSCAR B. GOODMAN, Mayor

17 ATTEST:

18   
19 \_\_\_\_\_  
20 BARBARA JO RONEMUS, City Clerk

**BILL NO. 2005-64**

**ORDINANCE NO. \_\_\_\_\_**

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**Sponsored by: Mayor Oscar B. Goodman**

**Summary: Establishes the means for allowing the use "urban lounge" in certain commercial and industrial districts.**

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

**SECTION 1: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to provide that a special use permit is required for the use "Urban Lounge" in the C-1, C-2, C-M and M Zoning Districts. In order to reflect the amendment, the "Retail & Personal Services" element of the Land Use Tables is amended to add thereto a new row for the use "Urban Lounge." The term shall be followed by an asterisk to indicate the existence of applicable base standards, and the new row shall read as follows:**

<b>RETAIL &amp; PERSONAL SERVICES</b>	<b>P-R</b>	<b>N-S</b>	<b>O</b>	<b>C-D</b>	<b>C-1</b>	<b>C-2</b>	<b>C-PB</b>	<b>C-M</b>	<b>M</b>
<b>Urban Lounge*</b>					<b>S</b>	<b>S</b>		<b>S</b>	<b>S</b>

**SECTION 2: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new subdivision entitled "Urban Lounge," reading as follows:**

**URBAN LOUNGE [C-1, C-2, C-M, M] (Limited Area)**

- 1. The use is limited to the area located within the boundaries of the Las Vegas Arts District, as described in the Downtown Centennial Plan and as amended from time to time.**
- 2. For each seat provided at the bar of the establishment, there must be a minimum of two seats within a lounge area located away from the bar.**

**SECTION 3: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto, at the appropriate location, the following term and its corresponding definition:**

1 "Urban Lounge" means an establishment that:

2 (1) Is licensed for the sale of alcoholic beverages for consumption on the premises where  
3 the same are sold, and the sale, to consumers only and not for resale, of alcoholic beverages in original  
4 sealed or corked containers, for consumption off the premises where the same are sold; and

5 (2) Meets the criteria for an urban lounge as set forth in Section 19.04.050(B).

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13 [(E)] (F) Locations not licensed for the sale of alcoholic beverages but for which  
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17 [(F)] (G) Locations licensed to operate not more than fifteen slot machines prior to  
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19 floor space which has in excess of the number of slot machines permitted by Subsections (A) and [(E)]  
20 (F) of this Section shall be limited to the operation of the number of slot machines licensed for such  
21 location as of February 6, 1991.

22 SECTION 7: In Section 2 of this Ordinance, the brackets that follow the title of the  
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24 of indicating the applicable districts.

25 SECTION 8: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.050  
26 and 19.20.020 are deemed to be subchapters rather than sections.

27 SECTION 9: If any section, subsection, subdivision, paragraph, sentence, clause or  
28 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or

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

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

10 PASSED, ADOPTED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

11 APPROVED:

12

13

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

14

ATTEST:

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BARBARA JO RONEMUS, City Clerk

17

APPROVED AS TO FORM:

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*Billteed*      11-21-05  
Date

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

8 VOTING "AYE": \_\_\_\_\_  
9 VOTING "NAY": \_\_\_\_\_  
10 ABSENT: \_\_\_\_\_

11  
12 APPROVED:

13  
14 By \_\_\_\_\_  
OSCAR B. GOODMAN, Mayor

15 ATTEST:  
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17 BARBARA JO RONEMUS, City Clerk

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RECEIVED  
CITY CLERK

AFFP DISTRICT COURT  
Clark County, Nevada

2006 JAN -3 P 1:03

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  
4417521

2296311LV

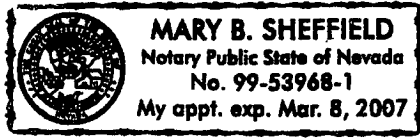
was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 12/23/2005 to 12/23/2005, on the following days: DEC. 23, 2005

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 23

day of December 2005

Mary B. Sheffield  
Notary Public



**BILL NO. 2005-64**  
AN ORDINANCE TO ESTABLISH THE MEANS FOR ALLOWING THE USE "URBAN LOUNGE" IN CERTAIN COMMERCIAL AND INDUSTRIAL DISTRICTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.  
Proposed by: Mayor Oscar B. Goodman  
Summary: Establishes the means for allowing the use "urban lounge" in certain commercial and industrial districts.  
At the City Council meeting of DECEMBER 7, 2005 BILL NO. 2005-64 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: December 23, 2005  
LV Review-Journal

RECEIVED  
CITY CLERK

7006 JAN 17 A 10: 56

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  
4435697

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/07/2006 to 01/07/2006, on the following days: JAN. 7, 2006

FIRST AMENDMENT  
BILL NO. 2005-64  
Ordinance No. 5807

AN ORDINANCE TO ESTABLISH THE MEANS FOR ALLOWING THE USE "URBAN LOUNGE" IN CERTAIN COMMERCIAL AND INDUSTRIAL DISTRICTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Oscar B. Goodman  
Summary: Establishes the means for allowing the use "urban lounge" in certain commercial and industrial districts.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of December 2005 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 4th day of January 2006, 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": Mayor Goodman and Councilmembers Reese, Brown, Weekly, Wolfson, Tarkanian, and Ross  
VOTING "NAY": NONE  
EXCLUDED: 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: January 7, 2006  
LV Review-Journal

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 12

day of January 2006

Mary B. Sheffield

Notary Public

