

1 **BILL NO. 94-11**

2 **ORDINANCE NO. 3781**

3 AN ORDINANCE RELATING TO WATER DISTRIBUTION; AMENDING THAT CERTAIN
4 DOCUMENT ENTITLED "THE CITY OF LAS VEGAS WATER DISTRIBUTION
5 AUTHORIZATION PROGRAM," ADOPTED BY TITLE 14, CHAPTER 8, SECTION 160, OF
6 THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO
7 CLARIFY THE PROCEDURES AND STANDARDS FOR RESERVING WATER FOR
8 PLANNED COMMUNITY DISTRICTS; PROVIDING FOR OTHER MATTERS PROPERLY
9 RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF
10 ORDINANCES IN CONFLICT HEREWITH.

11 Sponsored by:
12 Councilman Scott Higginson

Summary: Amends the City's Water
Distribution Authorization Program to
clarify the procedures and standards for
reserving water for planned community
districts.

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

15 SECTION 1: That certain document entitled "The City of Las Vegas Water
16 Distribution Authorization Program," adopted pursuant to Title 14, Chapter 8, Section 160, of the
17 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, and as amended previously, is
18 hereby amended further by deleting Section II(H) thereof and substituting therefor a new Section
19 II(H), reading as follows:

20 **H. Application of Performance Standards to Planned Communities**

21 In any Planned Community District in the City of Las Vegas, a "conditional
22 water reservation letter" may be issued by the City pursuant to a development agreement relating
23 to such planned community establishing the total water allocation for all or a portion of the
24 planned community. Thereafter, as the developer is otherwise ready to receive a commitment
25 from the LVVWD for any portion of the planned community, the City shall issue any necessary
26 conditional water distribution letters for delivery to the LVVWD; provided, however, that the
total amount of water allocated may not exceed the original allocation as set forth in the
conditional water reservation letter. The City may certify that LVVWD financial commitments

1 are met by arterial road and other community infrastructure and facility construction.

2 With respect to a Planned Community District, a "conditional water
3 reservation letter" may also include a reservation of water in excess of water available pursuant
4 to the current Water Budget, but such reservation must be subject to the LVVWD's making
5 available to the City additional water in excess of that shown by the current Water Budget.
6 Conditional water distribution letters authorizing use of such water exceeding the current Water
7 Budget may not be issued until the LVVWD makes such additional water available to the City.

8 SECTION 2: All amendments to the Water Budget described in Section II(B)
9 of The City of Las Vegas Water Distribution Authorization Program that have been approved by
10 the City Council subsequent to the adoption of said Program are hereby ratified, with the most
11 recent amendment superseding previous budgets to the extent inconsistent therewith.

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

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

22 . . .

23 . . .

24 . . .

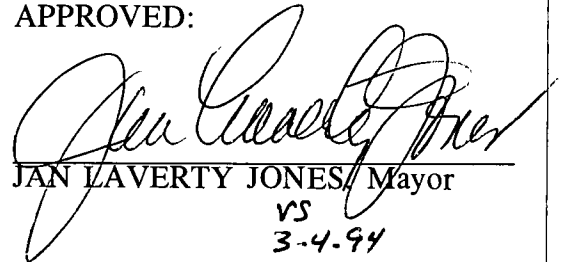
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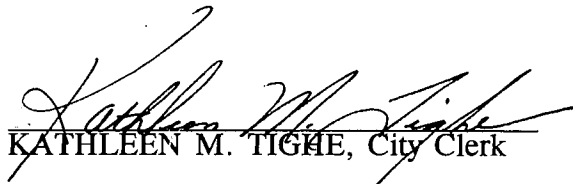
Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this 2nd day of March, 1994.

APPROVED:


JAN LAVERTY JONES, Mayor
VS
3-4-94

ATTEST:


KATHLEEN M. TIGHE, City Clerk

The above and foregoing ordinance was first proposed and read by title to the City Council on the 16th day of February, 1994, and referred to the following committee composed of Councilman Higginson and Mayor Jones

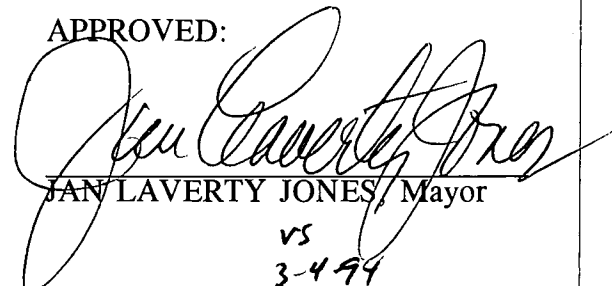
for recommendation; thereafter the said committee reported favorably on said ordinance on the 2nd day of March, 1994, which was a regular meeting of said Council; that at said regular meeting, the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

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

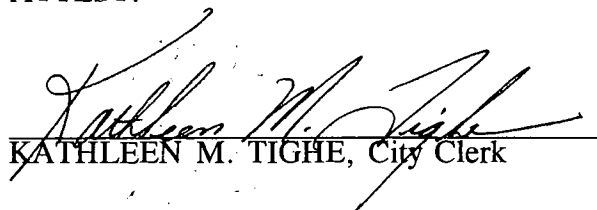
VOTING "NAY": NONE

ABSENT: NONE

APPROVED:


JAN LAVERTY JONES, Mayor
VS
3-4-94

ATTEST:


KATHLEEN M. TIGHE, City Clerk

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SPONSORED BY:
Councilman Scott Higginson
SUMMARY: Amends the City's Water Distribution Authorization Program to clarify the procedures and standards for reserving water for planned community districts. The above and foregoing ordinance was first proposed and read by title to the City Council on the 16th day of February, 1994, and referred to the following committee composed of Councilman Higginson and Mayor Jones, for recommendation; thereafter the said committee reported favorably on said ordinance on the 2nd day of March, 1994, 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" Councilmen: Adamsen, Higginson, Howkins Jr., Brass and Mayor Jones
VOTING "NAY" NONE
EXCUSED: NONE
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 5TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: March 5, 1994
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

ANDREA DAVIS, 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 MARCH 5, 1994 to MARCH 5, 1994, on the following days:

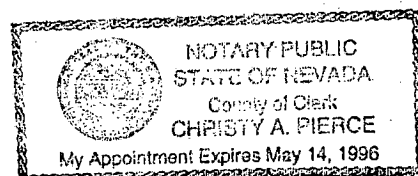
MARCH 5, 1994

Signed: Andrea Davis

Subscribed and sworn to before me this

8 day of March, 1994

Christy A. Pierce
Notary Public



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SUMMARY: Amends the City's Wa-
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standards for reserving water for
planned community districts.
At a City Council meeting
FEBRUARY 2, 1994
BILL NO. 94-11 WAS READ BY
TITLE AND REFERRED TO REC-
OMMENDING COMMITTEE:
Councilman Higginson AND
Mayor Jones
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: February 18, 1994
Los Vegas Review-Journal

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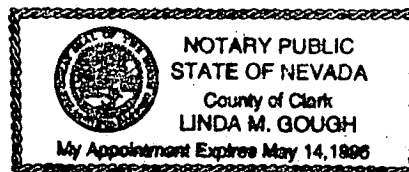
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advertisement, a true copy of which is attached,
was continuously published in the LAS VEGAS
REVIEW-JOURNAL or THE LAS VEGAS SUN for a
period of ONE insertions
from the period of FEBRUARY 18, 1994
to FEBRUARY 18, 1994, on the following
days:

FEBRUARY 18, 1994

Signed: Andrea Davis

Subscribed and sworn to before me this
22nd day of February, 19 94

Linda M. Gough
Notary Public



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EXCUSED: NONE

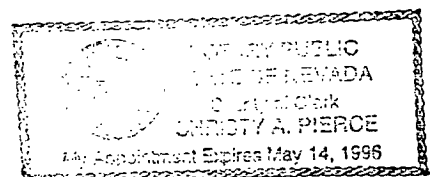
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