

FIRST AMENDMENT

BILL NO. 2001-99

ORDINANCE NO. 5376

AN ORDINANCE TO ALLOW TIME-SHARE DEVELOPMENTS IN THE C-2 ZONING DISTRICT BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Lawrence Weekly Summary: Allows time-share developments in the C-2 Zoning District by means of special use permit.

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 Subchapter 19A.04.010 of the Zoning Code of the City of Las Vegas is hereby amended by adding to the "Residential & Lodging" element of Table 2 a new row pertaining to the use "Time-Share Development," indicating that the use is allowed in the C-2 Zoning District by means of Special Use Permit and that the Special Use Permit is subject to certain base standards. The new row shall read as follows:

RESIDENTIAL & LODGING	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Time-Share Development*						S			

SECTION 2: Section 19A.04.050(B) of the Zoning Code of the City of Las Vegas is hereby amended by adding thereto a new subsection, entitled "TIME-SHARE DEVELOPMENT," reading as follows:

TIME-SHARE DEVELOPMENT [C-2]

1. No individual time-share unit may serve as a person's primary residence.
2. No access to any accessory use (gift shop, restaurant, beauty shop, etc.) shall be permitted other than from within a time-share development.
3. No exterior advertising or lighting is permitted in excess of that allowed for residential developments.

SECTION 3: Table 1, as adopted in Section 19A.10.010(F) of the Zoning Code of the City of Las Vegas, is hereby amended by adding to the "RESIDENTIAL AND LODGING"

1 element thereof, at the appropriate location, the following row:

2 Time-share Development	3 One space for each time-share unit, plus 10 spaces for each 1,000 sf of accessory uses.
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4 SECTION 4: Subchapter 19A.20.020 of the Zoning Code of the City of Las Vegas
5 is hereby amended by adding a new term, "Time-share Development," and its corresponding
6 definition, reading as follows:

7 **Time-Share Development.** A development consisting of a minimum of 50 units that are made
8 available for use and occupancy on a recurrent periodic basis according to an arrangement allocating
9 this right among various holders of a time-share ownership, leasehold or other similar interest.

10 SECTION 5: In Section 2 of this Ordinance, the brackets that follow the title of the
11 Zoning Code subsection being added are not intended to indicate deleted matter, but instead are used
12 as the means of indicating the applicable zoning district.

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

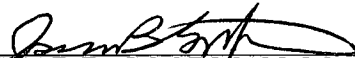
21 SECTION 7: Whenever in this ordinance any act is prohibited or is made or declared
22 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
23 required or the failure to do any act is made or declared to be unlawful or an offense or a
24 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
25 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
26 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
27 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

28 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,

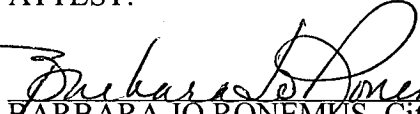
1 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this 7th day of November, 2001.

4 APPROVED:

5
6 By 
OSCAR B. GOODMAN, Mayor

7 ATTEST:

8 
9 BARBARA JO RONEMUS, City Clerk

10 APPROVED AS TO FORM:

11  11-7-01
12 Date

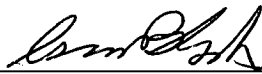
1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 3rd day of October, 2001, and referred to the following committee composed of Councilmembers
3 Weekly and L. B. McDonald for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 7th day of November, 2001, which was a regular meeting of
5 said Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as amended and adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers M. McDonald, Brown, L.B.
8 McDonald, Weekly and Mack

9 VOTING "NAY": None

10 ABSENT: Councilman Reese

11 APPROVED:

12 

13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 
16 BARBARA JO RONEMUS, City Clerk

BILL NO. 2001-99

ORDINANCE NO. _____

AN ORDINANCE TO ALLOW TIME-SHARE CONDOMINIUMS IN THE C-2 ZONING DISTRICT BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Lawrence Weekly

Summary: Allows time-share condominiums in the C-2 Zoning District by means of special use permit.

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 Subchapter 19A.04.010 of the Zoning Code of the City of Las Vegas is hereby amended by adding to the "Residential & Lodging" element of Table 2 a new row pertaining to the use "Time-Share Condominium," indicating that the use is allowed in the C-2 Zoning District by means of Special Use Permit and that the Special Use Permit is subject to certain base standards. The new row shall read as follows:

RESIDENTIAL & LODGING	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Time-Share Condominium*						S			

SECTION 2: Section 19A.04.050(B) of the Zoning Code of the City of Las Vegas is hereby amended by adding thereto a new subsection, entitled "TIME-SHARE CONDOMINIUM," reading as follows:

TIME-SHARE CONDOMINIUM [C-2]

1. No individual time-share unit may serve as a person's primary residence.
2. No access to any accessory use (gift shop, restaurant, beauty shop, etc.) shall be permitted other than from within a time-share condominium development.
3. No exterior advertising or lighting is permitted in excess of that allowed for residential developments.

SECTION 3: Table 1, as adopted in Section 19A.10.010(F) of the Zoning Code of the City of Las Vegas, is hereby amended by adding to the "RESIDENTIAL AND LODGING"

...

1 element thereof, at the appropriate location, the following row:

2 Time-share 3 Condominium	One space for each time-share unit, plus 10 spaces for each 1,000 sf of accessory uses.
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4 SECTION 4: Subchapter 19A.20.020 of the Zoning Code of the City of Las Vegas
5 is hereby amended by adding a new term, "Time-share Condominium," and its corresponding
6 definition, reading as follows:

7 **Time-Share Condominium.** A condominium development consisting of a minimum of 50 units that
8 are made available for use and occupancy on a recurrent periodic basis according to an arrangement
9 allocating this right among various time-share owners.

10 SECTION 5: In Section 2 of this Ordinance, the brackets that follow the title of the
11 Zoning Code subsection being added are not intended to indicate deleted matter, but instead are used
12 as the means of indicating the applicable zoning district.

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

21 SECTION 7: Whenever in this ordinance any act is prohibited or is made or declared
22 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
23 required or the failure to do any act is made or declared to be unlawful or an offense or a
24 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
25 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
26 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
27 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

28 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,

1 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this _____ day of _____, 2001.

4 APPROVED:

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By _____

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OSCAR B. GOODMAN, Mayor

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10 ATTEST:

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14 _____
BARBARA JO RONEMUS, City Clerk

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16 APPROVED AS TO FORM:

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Val Steed 9-19-01

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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 _____, 2001, 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 _____, 2001, 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 APPROVED:

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13 By _____
OSCAR B. GOODMAN, Mayor

14 ATTEST:

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16 BARBARA JO RONEMUS, City Clerk
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RECEIVED
CITY CLERK

2001 OCT 31 P 1:58

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
1944871

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 10/25/01 to 10/25/2001, on the following days: OCTOBER 25, 2001

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 25

day of October 2001

Mary B. Sheffield
Notary Public

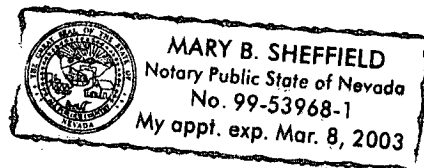
BILL NO. 2001-99

AN ORDINANCE TO ALLOW TIME-SHARE CONDOMINIUMS IN THE C-2 ZONING DISTRICT BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Robert S. Genzer, Director of Planning and Development
Summary: Allows time-share condominiums in the C-2 Zoning District by means of special use permit.

At a City Council meeting October 3, 2001
BILL NO. 2001-99 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmembers Weekly and L. B. McDonald

COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, CITY HALL, 400 STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: Oct. 25, 2001
LV Review-Journal



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
1965482

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 11/10/01 to 11/10/2001, on the following days: NOVEMBER 10, 2001

BILL NO. 2001-99
FIRST AMENDMENT
ORDINANCE NO. 5376

AN ORDINANCE TO ALLOW TIME-SHARE CONDOMINIUMS IN THE C-2 ZONING DISTRICT BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Robert S. Genzer, Director of Planning and Development
Summary: Allows time-share condominiums in the C-2 Zoning District by means of special use permit.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 3rd day of October, 2001, and referred to the following committee composed of Councilmembers Weekly and L.B. McDonald for recommendation; thereafter the said committee reported favorably on said ordinance on the 7th day of November, 2001, 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 M. McDonald, Brown, L.B. McDonald, Weekly and Mack
VOTING "NAY": NONE
EXCUSED: Councilman Reese

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: Nov. 10, 2001
LV Review-Journal

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

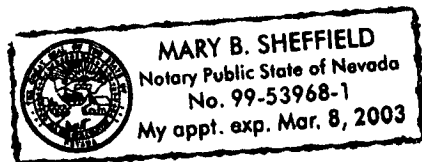
12

day of _____ 2001

November

Mary B. Sheffield

Notary Public



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CITY CLERK

2001 NOV 19 P 2:57