

EMERGENCY ORDINANCE NO. 1089

AN ORDINANCE TO AMEND TITLE XI, CHAPTER 1, SECTION 6, PARAGRAPH (D), OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960, BY ADDING THERETO A NEW SUBPARAGRAPH, DESIGNATED SUBPARAGRAPH 5, RELATING TO THE SIZE OF REAR YARD SETBACKS BY PROVIDING FOR THE REDUCTION OF REQUIRED REAR YARD SETBACKS ON IRREGULAR SHAPED LOTS WHEN THE SAME YARD AREA CAN BE PROVIDED AS ON REGULAR LOTS; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, Title XI, Chapter 1, Section 6, Paragraph (D) provides for the size of yards; and

WHEREAS, enforcement of the requirements in Section 6, Paragraph (D) would work a hardship on owners of irregular shaped lots, and whereas certain needed developments are being delayed pending this modification of zoning regulations, it is fitting an amendment be made to provide for reduction of required rear yard setbacks on irregular shaped lots when the same yard area can be provided as on the regular lots; and

WHEREAS, the Board of Commissioners has considered such recommendation and concurs therein and has therefore determined that the adoption of an ordinance embodying such recommendations would be in the public interest,

NOW, THEREFORE, the Board of Commissioners of the City of Las Vegas, Nevada, does hereby ordain as follows:

SECTION 1. Title XI, Chapter 1, Section 6, Paragraph (D) of the Municipal Code of the City of Las Vegas, Nevada, 1960, is hereby amended by adding thereto a new subparagraph, designated Subparagraph 5, to read as follows:

5. In R-A, R-E, R-R, R-1 and R-2 zones the Planning Commission shall have authority to permit one corner of the main building to extend closer to the rear lot line than the minimum distance set forth in the respective zones providing the average depth between the rear lot line and the main building conforms to that distance specified in each respective zone, and further providing that no portion of the building shall be closer than ten feet to the rear lot line. This discretion shall be permitted only on irregular shaped lots and shall not apply to additions to or remodeling of existing structures.

SECTION 2. All ordinances, parts of ordinances, chapters, sections, sub-sections, phrases, sentences, clauses, or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1960, in conflict herewith are hereby repealed.

SECTION 3. Any person, firm or corporation violating any of the provisions of this ordinance, shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 4. By reason of the facts and determinations recited in the preamble of this ordinance, it is hereby declared that an emergency exists and that this ordinance is in the public interest and is necessary for the immediate preservation of the public peace, health, and safety of the inhabitants of the City of Las Vegas.

PASSED, ADOPTED AND APPROVED this 4th day of September, 1963.

Clare K. Gragson
Mayor

ATTEST:

Edwina M. Cole
City Clerk

The above and foregoing ordinance was read by title to the Board of Commissioners on the 4th day of September, 1963, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was adopted by the following vote:

VOTING "AYE": Commissioners Mirabelli, Levy, Fountain and Mayor Gragson

VOTING "NAY": None ABSENT: Commissioner Whipple

APPROVED:

Clare K. Gragson
Mayor

ATTEST:

Edwina M. Cole
City Clerk