

BILL NO. 90-12

ORDINANCE No. 3493

AN ORDINANCE RELATING TO APPLICATIONS FOR SPECIAL USE PERMITS FOR SLOT MACHINE GAMING; AMENDING TITLE 19, CHAPTER 90, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A SUBSECTION TO ALLOW A LESSEE OF PREMISES TO SIGN THE APPLICATION REQUIRED FOR A SPECIAL USE PERMIT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored By
Councilman Bob Nolen

Summary: Allows a lessee of premises, rather than the owner, to file the required application for a special use permit to use the premises for slot machine gaming.

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

SECTION 1: Title 19, Chapter 90, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19.90.020: (A) An application for a special use permit shall be filed with the Secretary of the Board of Zoning Adjustment at the office of the Department of Community Planning and Development, upon a form provided by the Department of Community Planning and Development. Except as provided in subsection (B), [The] the application shall be signed and acknowledged in the same manner as is provided for with respect to variance applications under Chapter 19.88 and shall be accompanied by the same plans, attachments and exhibits, including elevations and renderings where necessary, as are required for variance applications. No application for a special use permit on property for the same use, a similar use, or a less restrictive use, for which all or any part has been previously denied, or for which a previous application has been withdrawn subsequent to a public hearing, shall be accepted until at least four months have elapsed between the date of such denial or withdrawal and the date of the meeting for which the proposed application would be

1 scheduled in the ordinary course. In addition, a period of eight
2 months from the date of a second denial or any subsequent denial
3 must elapse before an application may be filed for the same use,
4 a similar use, or a more intensive use. No application for a
5 special use permit for which there has been previously filed an
6 application for a variance or a reclassification for the same
7 use, a similar use, or a more intensive use shall be accepted
8 until the above time limits have elapsed.

9 (B) Applications for a special use permit pursuant to
10 the requirements of LVMC 6.40.140(C) and LVMC 6.40.150(E) may be
11 signed and acknowledged by a lessee of the premises; provided,
12 however, that a lessee/applicant must provide copies of its lease
13 agreements to show that there are no prohibitions therein to
14 conducting gaming operations on the leased premises. The appli-
15 cation need only be accompanied by the applicable lease docu-
16 ments, a diagram showing in general the floor plan location of
17 the slot machines and the requisite fee.

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

30 SECTION 3: All ordinances or parts of ordinances,
31 sections, subsections, phrases, sentences, clauses or paragraphs
32 contained in the Municipal Code of the City of Las Vegas, Nevada,

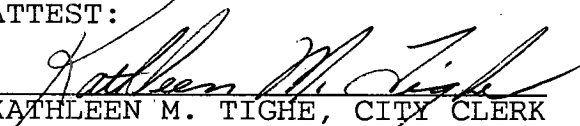
1 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED AND APPROVED this 7th day of March,
3 1990.

4 APPROVED:

5 By 
6 RON LURIE, MAYOR OK 3-12-90 RAW

7 ATTEST:

8 
9 KATHLEEN M. TIGHE, CITY CLERK

10 The above and foregoing ordinance was first proposed and
11 read by title to the City Council on the 7th day of February,
12 1990, and referred to the following committee composed of

13 Councilmen Nolen and Adamsen

14 for recommendation; thereafter the said committee reported
15 favorably on said ordinance on the 7th day of March, 1990,
16 which was a regular meeting of said Council; that at said
17 regular meeting, the proposed ordinance was read by
18 title to the City Council as first introduced and adopted by the
19 following vote:

20 VOTING "AYE": Councilmen Adamsen, Higginson, Miller, Nolen and Mayor Lurie

21 VOTING "NAY": NONE

22 ABSENT: NONE

23 APPROVED:

24 By 
25 RON LURIE, MAYOR OK 3-12-90 RAW

26 ATTEST:

27 
28 KATHLEEN M. TIGHE, CITY CLERK
29
30
31
32

AFFIDAVIT OF PUBLICATION

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RECEIVED
MAR 20 3 31 PM '90
MAR 20 3 31 PM '90

STATE OF NEVADA)
COUNTY OF CLARK)

SS

CITY CLERK
CITY CLERK

Mr. George J. Vasconi, being first duly sworn, deposes and says that he is Business Manager for the LAS VEGAS REVIEW-JOURNAL, a daily newspaper at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of

ONE insertions from period of MARCH 10, 1990 to MARCH 10, 1990 inclusive, being the issue of said newspaper for the following dates, to wit:

MARCH 10, 1990

That said newspaper was regularly issued and circulated on each of the dates above named.

BILL NO. 90-12
ORDINANCE NO. 3493

AN ORDINANCE RELATING TO APPLICATIONS FOR SPECIAL USE PERMITS FOR SLOT MACHINE GAMING; AMENDING TITLE 19, CHAPTER 90, SECTION 20, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A SUBSECTION TO ALLOW A LESSEE OF PREMISES TO SIGN THE APPLICATION REQUIRED FOR A SPECIAL USE PERMIT; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:
Councilman Bob Nolen

SUMMARY: Allows a lessee of premises, rather than the owner, to file the required application for a special use permit to use the premises for slot machine gaming.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of February, 1990, and referred to the following committee composed of Councilmen Nolen and Adamsen for recommendation; thereafter the said committee reported favorably on said ordinance on the 7th day of March, 1990, 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, Miller, Nolen and Mayor Lurie

VOTING "NAY" Councilmen: NONE

ABSENT: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: March 10, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 12th day of March, 1990

NOTARY PUBLIC, IN AND FOR CLARK COUNTY, NEVADA



MARJORIE E. OUELLETTE

Notary Public - State of Nevada

CLARK COUNTY

My Appointment Expires Dec. 2, 1993

RECEIVED

MAR 12 11 33 AM '90

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MAR 15 11 19 AM '90

FINANCE DEPT

AFFIDAVIT OF PUBLICATION

RECEIVED
FEB 24 4 20 PM '90
CITY CLERK

STATE OF NEVADA)
COUNTY OF CLARK)

SS

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FEBRUARY 23, 1990

That said newspaper was regularly issued and circulated on each of the dates above named.

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SPONSORED:

Councilman Bob Nolen

SUMMARY: Allows a lessee of premises, rather than the owner, to file the required application for a special use permit to use the premises for slot machine gaming.

At the City Council meeting
February 7, 1990

BILL NO. 90-12 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Nolen and Adamsen
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10th FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: February 23, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me
this 23 day of Feb, 1990

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



GLENDAL HARRIS
Notary Public, State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1994

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FEB 28 10 58 AM '90

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AFFIDAVIT OF PUBLICATION

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STATE OF NEVADA)
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CITY CLERK

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VOTING "AYE" Councilmen: Adamsen, Higginson, Miller, Nolen and Mayor Lurie

VOTING "NAY" Councilmen: NONE

ABSENT: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: March 10, 1990

SIGNED

GEORGE J. VASCONI

Subscribed and sworn to before me this 12th day of March, 1990

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



MARJORIE E. OUELLETTE

Notary Public - State of Nevada

CLARK COUNTY

My Appointment Expires Dec. 2, 1993



083864

AFFIDAVIT OF PUBLICATION

RECEIVED
FEB 11 4 20 PM '90
CITY CLERK

STATE OF NEVADA)
COUNTY OF CLARK) SS

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FEBRUARY 23, 1990

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SIGNED _____

GEORGE J. VASCONI

Subscribed and sworn to before me
this 12 day of FEB, 1990

NOTARY PUBLIC, IN AND FOR CLARK
COUNTY, NEVADA



GLENDAL HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1994

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PUB. February 23, 1990



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