

FIRST AMENDMENT

BILL NO. 2003-78

ORDINANCE NO. 5682

AN ORDINANCE TO ESTABLISH LOCATIONAL RESTRICTIONS AND ADDITIONAL DEVELOPMENT STANDARDS FOR THE USES "AUTO PAWN," "AUTO TITLE LOAN," AND "SPECIFIED FINANCIAL INSTITUTION," AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilwoman Janet Moncrief

Summary: Establishes locational restrictions and additional development standards for the uses "auto pawn," "auto title loan," and "specified financial institution."

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

SECTION 1: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision entitled "AUTO TITLE LOAN" to read as follows:

AUTO TITLE LOAN [C-M, M]

- (1) The use shall comply with all applicable requirements of LVMC Title 6.
- (2) The building design and color scheme shall be subject to review by the Department to ensure that it will be harmonious and compatible with the surrounding area.
- (3) No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices, searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage purposes, or other similar devices are permitted, except that banners announcing a "grand opening" or that a business is "coming soon" may be approved administratively for a period not to exceed thirty days.
- (4) Window signs shall not:
 - (a) Cover [cover] more than twenty percent of the area of all exterior windows[.] ;
 - (b) Include flashing lights or neon lighting; or
 - (c) Include any text other than text that indicates the hours of operation and whether the business is open or closed.
- (5) The hours of operation shall not extend beyond the hours of 8:00 a.m. to [8:00] 11:00 p.m.

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1 (6) The building or portion thereof that is dedicated to the use shall have a minimum size of one
2 thousand five hundred square feet, and shall be designed to have sufficient interior space to provide
3 for adequate customer waiting areas, customer queuing, and transaction space (such as "teller"
4 windows or desks).

5 (7) No auto title loan use may be located closer than two hundred feet from any parcel used or
6 zoned for residential use. In addition, no auto title loan use may be located closer than one thousand
7 feet from any other auto title loan use, auto pawn use or specified financial institution use. For
8 purposes of this Paragraph (7), distances shall be measured in a straight line from property line to
9 property line, without regard to intervening obstacles. The term "property line" refers to property
10 lines of fee interest parcels and not leasehold parcels.

11 SECTION 2: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code
12 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
13 entitled "FINANCIAL INSTITUTION, SPECIFIED" to read as follows:

14 FINANCIAL INSTITUTION, SPECIFIED [C-M, M]

15 (1) The use shall comply with all applicable requirements of LVMC Title 6.

16 (2) The building design and color scheme shall be subject to review by the Department to ensure
17 that it will be harmonious and compatible with the surrounding area.

18 (3) No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
19 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
20 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
21 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
22 days.

23 (4) Window signs shall not:

24 (a) Cover [cover] more than twenty percent of the area of all exterior windows[.] :

25 (b) Include flashing lights or neon lighting; or

26 (c) Include any text other than text that indicates the hours of operation and whether the
27 business is open or closed.

28 (5) The hours of operation shall not extend beyond the hours of 8:00 a.m. to [8:00] 11:00 p.m.

1 (6) The building or portion thereof that is dedicated to the use shall have a minimum size of one
2 thousand five hundred square feet, and shall be designed to have sufficient interior space to provide
3 for adequate customer waiting areas, customer queuing, and transaction space (such as "teller"
4 windows or desks).

5 (7) No specified financial institution use may be located closer than two hundred feet from any
6 parcel used or zoned for residential use. In addition, no specified financial institution use may be
7 located closer than one thousand feet from any other specified financial institution use, auto title loan
8 use or auto pawn use. For purposes of this Paragraph (7), distances shall be measured in a straight line
9 from property line to property line, without regard to intervening obstacles. The term "property line"
10 refers to property lines of fee interest parcels and not leasehold parcels.

11 SECTION 3: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code
12 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
13 entitled "PAWN, AUTO" to read as follows:

14 PAWN, AUTO [M]

15 (1) The use shall comply with the applicable requirements of LVMC Chapter 6.60.

16 (2) Except for the parking of automobiles, no outdoor display, sales or storage of any merchandise
17 shall be permitted.

18 (3) Vehicles that have been pawned may not be parked or stored in parking spaces that are
19 designated as off-street parking necessary to meet the minimum requirements of LVMC Chapter
20 19.10. Any parking or storage of such vehicles must occur only in spaces that are in excess of the
21 required minimum parking.

22 (4) No auto pawn use shall be located on either side of Fremont Street or on Las Vegas Boulevard,
23 between Charleston Boulevard and Sahara Avenue.

24 (5) Window signs shall not:

25 (a) Cover more than twenty percent of the area of all exterior windows;

26 (b) Include flashing lights or neon lighting; or

27 (c) Include any text other than text that indicates the hours of operation and whether the
28 business is open or closed.

1 (6) The hours of operation shall not extend beyond the hours of 8:00 a.m. to 11:00 p.m.

2 (7) The building or portion thereof that is dedicated to the use shall have a minimum size of one
3 thousand five hundred square feet, and shall be designed to have sufficient interior space to provide
4 for adequate customer waiting areas, customer queuing, and transaction space (such as "teller"
5 windows or desks).

6 (8) No auto pawn use may be located closer than two hundred feet from any parcel used or zoned
7 for residential use. In addition, no auto pawn use may be located closer than one thousand feet from
8 any other auto pawn use, auto title loan use or specified financial institution use. For purposes of this
9 Paragraph (8), distances shall be measured in a straight line from property line to property line,
10 without regard to intervening obstacles. The term "property line" refers to property lines of fee
11 interest parcels and not leasehold parcels.

12 SECTION 4: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
13 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
14 entitled "AUTO TITLE LOAN" to read as follows:

15 AUTO TITLE LOAN [O, C-D, C-1, C-2]

16 *(1) The use shall comply with all applicable requirements of LVMC Title 6.

17 *(2) The building design and color scheme shall be subject to review by the Department to ensure
18 that it will be harmonious and compatible with the surrounding area.

19 (3) No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
20 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
21 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
22 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
23 days.

24 (4) Window signs shall not:

25 (a) Cover [cover] more than twenty percent of the area of all exterior windows[.] ;

26 (b) Include flashing lights or neon lighting; or

27 (c) Include any text other than text that indicates the hours of operation and whether the
28 business is open or closed.

1 (5) The hours of operation shall not extend beyond the hours of 8:00 a.m. to [8:00] 11:00 p.m.

2 (6) The building or portion thereof that is dedicated to the use shall have a minimum size of one
3 thousand five hundred square feet, and shall be designed to have sufficient interior space to provide
4 for adequate customer waiting areas, customer queuing, and transaction space (such as "teller"
5 windows or desks).

6 (7) No auto title loan use may be located closer than two hundred feet from any parcel used or
7 zoned for residential use. In addition, no auto title loan use may be located closer than one thousand
8 feet from any other auto title loan use, auto pawn use or specified financial institution use. For
9 purposes of this Paragraph (7), distances shall be measured in a straight line from property line to
10 property line, without regard to intervening obstacles. The term "property line" refers to property
11 lines of fee interest parcels and not leasehold parcels.

12 SECTION 5: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
13 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
14 entitled "FINANCIAL INSTITUTION, SPECIFIED" to read as follows:

15 FINANCIAL INSTITUTION, SPECIFIED [O, C-D, C-1, C-2]

16 *(1) The use shall comply with all applicable requirements of LVMC Title 6.

17 *(2) The building design and color scheme shall be subject to review by the Department to ensure
18 that it will be harmonious and compatible with the surrounding area.

19 (3) No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
20 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
21 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
22 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
23 days.

24 (4) Window signs shall not:

25 (a) Cover [cover] more than twenty percent of the area of all exterior windows[.] ;

26 (b) Include flashing lights or neon lighting; or

27 (c) Include any text other than text that indicates the hours of operation and whether the
28 business is open or closed.

1 (5) The hours of operation shall not extend beyond the hours of 8:00 a.m. to ~~[8:00]~~ 11:00 p.m.

2 (6) The building or portion thereof that is dedicated to the use shall have a minimum size of one
3 thousand five hundred square feet, and shall be designed to have sufficient interior space to provide
4 for adequate customer waiting areas, customer queuing, and transaction space (such as "teller"
5 windows or desks).

6 (7) No specified financial institution use may be located closer than two hundred feet from any
7 parcel used or zoned for residential use. In addition, no specified financial institution use may be
8 located closer than one thousand feet from any other specified financial institution use, auto title loan
9 use or auto pawn use. For purposes of this Paragraph (7), distances shall be measured in a straight line
10 from property line to property line, without regard to intervening obstacles. The term "property line"
11 refers to property lines of fee interest parcels and not leasehold parcels.

12 SECTION 6: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
13 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
14 entitled "PAWN, AUTO" to read as follows:

15 PAWN, AUTO [C-M]

16 (1) The use shall comply with the applicable requirements of LVMC Chapter 6.60.

17 (2) Except for the parking of automobiles, no outdoor display, sales or storage of any merchandise
18 shall be permitted.

19 (3) Vehicles that have been pawned may not be parked or stored in parking spaces that are
20 designated as off-street parking necessary to meet the minimum requirements of LVMC Chapter
21 19.10. Any parking or storage of such vehicles must occur only in spaces that are in excess of the
22 required minimum parking.

23 (4) No auto pawn use shall be located on either side of Fremont Street or on Las Vegas Boulevard,
24 between Charleston Boulevard and Sahara Avenue.

25 (5) Window signs shall not:

26 (a) Cover more than twenty percent of the area of all exterior windows;

27 (b) Include flashing lights or neon lighting; or

28 (c) Include any text other than text that indicates the hours of operation and whether the

1 business is open or closed.

2 (6) The hours of operation shall not extend beyond the hours of 8:00 a.m. to 11:00 p.m.

3 (7) The building or portion thereof that is dedicated to the use shall have a minimum size of one
4 thousand five hundred square feet, and shall be designed to have sufficient interior space to provide
5 for adequate customer waiting areas, customer queuing, and transaction space (such as "teller"
6 windows or desks).

7 (8) No auto pawn use may be located closer than two hundred feet from any parcel used or zoned
8 for residential use. In addition, no auto pawn use may be located closer than one thousand feet from
9 any other auto pawn use, auto title loan use or specified financial institution use. For purposes of this
10 Paragraph (8), distances shall be measured in a straight line from property line to property line,
11 without regard to intervening obstacles. The term "property line" refers to property lines of fee
12 interest parcels and not leasehold parcels.

13 SECTION 7: In Sections 1 to 6, inclusive, of this Ordinance, the brackets that follow
14 the titles of the subdivision being added or amended are not intended to indicate deleted matter, but
15 instead are used as the means of indicating the applicable districts.

16 SECTION 8: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.040
17 and 19.04.050 are deemed to be subchapters rather than sections.

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

26 SECTION 10: All ordinances or parts of ordinances or sections, subsections, phrases,

27 ...

28 ...

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 21 day of April, 2004.

4 APPROVED:

5
6 By 
7 OSCAR B. GOODMAN, Mayor

8 ATTEST:

9 
10 BARBARA JO RONEMUS, City Clerk

11 APPROVED AS TO FORM:

12 Val Steed 4-21-04
13 Date

1 The above and foregoing ordinance was first proposed and read by title to the City
2 Council on the 1st day of October, 2003, and referred to a committee for recommendation;
3 thereafter the committee reported favorably on said ordinance on the 21st day of April,
4 2004, 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:

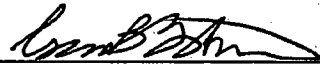
7 VOTING "AYE": Councilmembers Reese, Weekly, and Moncrief

8 VOTING "NAY": Councilman Brown

9 EXCUSED: None

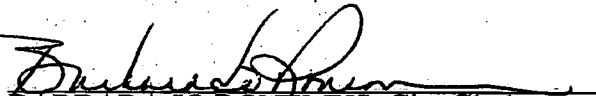
10 ABSTAINED: Mayor Goodman and Councilman Mack

11 APPROVED:

12 

13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 
16 BARBARA JO RONEMUS, City Clerk

BILL NO. 2003-78

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH LOCATIONAL RESTRICTIONS FOR THE USES "AUTO PAWN," "AUTO TITLE LOAN," AND "SPECIFIED FINANCIAL INSTITUTION," AND TO PROVIDE FOR OTHER RELATED MATTERS.

**Proposed by: Robert S. Genzer,
Director of Planning & Development**

**Summary: Establishes locational restrictions for
the uses "auto pawn," "auto title loan," and
"specified financial institution."**

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

**SECTION 1: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code
of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
entitled "AUTO TITLE LOAN" to read as follows:**

AUTO TITLE LOAN [C-M, M]

- 1. The use shall comply with all applicable requirements of LVMC Title 6.**
- 2. The building design and color scheme shall be subject to review by the Department to ensure that it will be harmonious and compatible with the surrounding area.**
- 3. No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices, searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage purposes, or other similar devices are permitted, except that banners announcing a "grand opening" or that a business is "coming soon" may be approved administratively for a period not to exceed thirty days.**
- 4. Window signs shall not cover more than twenty percent (20%) of the area of all exterior windows.**
- 5. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 8:00 p.m.**
- 6. No auto title loan use may be located closer than two hundred feet from any parcel used or zoned for residential use. In addition, no auto title loan use may be located closer than one thousand feet from any other auto title loan use, auto pawn use or specified financial institution use. For purposes of this Paragraph (6), distances shall be measured with reference to the shortest distance between two property lines, one being the property line of the proposed use that is closest to the**

1 existing use to which the measurement pertains, and the other being the property line of the existing
2 use that is closest to the proposed use. Distances shall be measured in a straight line without regard
3 to intervening obstacles. For purposes of this Paragraph (6), and for that purpose only:

4 (a) The "property line" of a parcel used or zoned for residential use refers to the property
5 line of a fee interest parcel that has been created by an approved and recorded parcel map or
6 subdivision map, and does not include the property line of a leasehold parcel; and

7 (b) The "property line" of an auto title loan use, auto pawn use or specified financial
8 institution use refers to:

9 (i) The property line of a parcel that has been created by an approved and recorded
10 parcel map or commercial subdivision map; or

11 (ii) The property line of a parcel that is located within an approved and recorded
12 commercial subdivision and that has been created by a record of survey or legal description, if:

13 A. Using the property line of that parcel for the purpose of measuring the
14 distance separation referred to in this Paragraph (6) would qualify the parcel under the distance
15 separation requirement;

16 B. The auto title loan use, auto pawn use or specified financial institution
17 use has or will have direct access (both ingress and egress) from a public street. The required access
18 may be shared with a larger development but must be located within the property lines of the parcel
19 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
20 located;

21 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
22 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
23 as the use; and

24 D. The owners of all parcels within the commercial subdivision, including
25 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
26 use has been or will be located, execute and record, or have executed and recorded, an agreement
27 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
28 egress throughout the commercial subdivision.

1 SECTION 2: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code
2 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
3 entitled "FINANCIAL INSTITUTION, SPECIFIED" to read as follows:

4 FINANCIAL INSTITUTION, SPECIFIED [C-M, M]

5 1. The use shall comply with all applicable requirements of LVMC Title 6.

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7 that it will be harmonious and compatible with the surrounding area.

8 3. No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
9 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
10 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
11 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
12 days.

13 4. Window signs shall not cover more than twenty percent (20%) of the area of all exterior
14 windows.

15 5. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 8:00 p.m.

16 6. No specified financial institution use may be located closer than two hundred feet from any
17 parcel used or zoned for residential use. In addition, no specified financial institution use may be
18 located closer than one thousand feet from any other specified financial institution use, auto title loan
19 use or auto pawn use. For purposes of this Paragraph (6), distances shall be measured with reference
20 to the shortest distance between two property lines, one being the property line of the proposed use
21 that is closest to the existing use to which the measurement pertains, and the other being the property
22 line of the existing use that is closest to the proposed use. Distances shall be measured in a straight
23 line without regard to intervening obstacles. For purposes of this Paragraph (6), and for that purpose
24 only:

25 (a) The "property line" of a parcel used or zoned for residential use refers to the property
26 line of a fee interest parcel that has been created by an approved and recorded parcel map or
27 subdivision map, and does not include the property line of a leasehold parcel; and

28 (b) The "property line" of an auto title loan use, auto pawn use or specified financial

1 institution use refers to:

2 (i) The property line of a parcel that has been created by an approved and recorded
3 parcel map or commercial subdivision map; or

4 (ii) The property line of a parcel that is located within an approved and recorded
5 commercial subdivision and that has been created by a record of survey or legal description, if:

6 A. Using the property line of that parcel for the purpose of measuring the
7 distance separation referred to in this Paragraph (6) would qualify the parcel under the distance
8 separation requirement;

9 B. The auto title loan use, auto pawn use or specified financial institution
10 use has or will have direct access (both ingress and egress) from a public street. The required access
11 may be shared with a larger development but must be located within the property lines of the parcel
12 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
13 located;

14 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
15 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
16 as the use; and

17 D. The owners of all parcels within the commercial subdivision, including
18 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
19 use has been or will be located, execute and record, or have executed and recorded, an agreement
20 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
21 egress throughout the commercial subdivision.

22 SECTION 3: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code
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24 entitled "PAWN, AUTO" to read as follows:

25 PAWN, AUTO [M]

26 1. The use shall comply with the applicable requirements of LVMC Chapter 6.60.

27 2. Except for the parking of automobiles, no outdoor display, sales or storage of any merchandise
28 shall be permitted.

1 3. Vehicles that have been pawned may not be parked or stored in parking spaces that are
2 designated as off-street parking necessary to meet the minimum requirements of LVMC Chapter
3 19.10. Any parking or storage of such vehicles must occur only in spaces that are in excess of the
4 required minimum parking.

5 4. No auto pawn use shall be located on either side of Fremont Street or on Las Vegas Boulevard,
6 between Charleston Boulevard and Sahara Avenue.

7 5. No auto pawn use may be located closer than two hundred feet from any parcel used or zoned
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9 any other auto pawn use, auto title loan use or specified financial institution use. For purposes of this
10 Paragraph (5), distances shall be measured with reference to the shortest distance between two
11 property lines, one being the property line of the proposed use that is closest to the existing use to
12 which the measurement pertains, and the other being the property line of the existing use that is closest
13 to the proposed use. Distances shall be measured in a straight line without regard to intervening
14 obstacles. For purposes of this Paragraph (5), and for that purpose only:

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21 parcel map or commercial subdivision map; or

22 (ii) The property line of a parcel that is located within an approved and recorded
23 commercial subdivision and that has been created by a record of survey or legal description, if:

24 A. Using the property line of that parcel for the purpose of measuring the
25 distance separation referred to in this Paragraph (5) would qualify the parcel under the distance
26 separation requirement;

27 B. The auto title loan use, auto pawn use or specified financial institution
28 use has or will have direct access (both ingress and egress) from a public street. The required access

1 may be shared with a larger development but must be located within the property lines of the parcel
2 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
3 located;

4 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
5 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
6 as the use; and

7 D. The owners of all parcels within the commercial subdivision, including
8 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
9 use has been or will be located, execute and record, or have executed and recorded, an agreement
10 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
11 egress throughout the commercial subdivision.

12 SECTION 4: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
13 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
14 entitled "AUTO TITLE LOAN" to read as follows:

15 AUTO TITLE LOAN [O, C-D, C-1, C-2]

16 *1. The use shall comply with all applicable requirements of LVMC Title 6.

17 *2. The building design and color scheme shall be subject to review by the Department to ensure
18 that it will be harmonious and compatible with the surrounding area.

19 3. No auto title loan use may be located closer than two hundred feet from any parcel used or
20 zoned for residential use. In addition, no auto title loan use may be located closer than one thousand
21 feet from any other auto title loan use, auto pawn use or specified financial institution use. For
22 purposes of this Paragraph (3), distances shall be measured with reference to the shortest distance
23 between two property lines, one being the property line of the proposed use that is closest to the
24 existing use to which the measurement pertains, and the other being the property line of the existing
25 use that is closest to the proposed use. Distances shall be measured in a straight line without regard
26 to intervening obstacles. For purposes of this Paragraph (3), and for that purpose only:

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28 line of a fee interest parcel that has been created by an approved and recorded parcel map or

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5 parcel map or commercial subdivision map; or

6 (ii) The property line of a parcel that is located within an approved and recorded
7 commercial subdivision and that has been created by a record of survey or legal description, if:

8 A. Using the property line of that parcel for the purpose of measuring the
9 distance separation referred to in this Paragraph (3) would qualify the parcel under the distance
10 separation requirement;

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12 use has or will have direct access (both ingress and egress) from a public street. The required access
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14 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
15 located;

16 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
17 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
18 as the use; and

19 D. The owners of all parcels within the commercial subdivision, including
20 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
21 use has been or will be located, execute and record, or have executed and recorded, an agreement
22 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
23 egress throughout the commercial subdivision.

24 [3.] 4. No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
25 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
26 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
27 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
28 days.

1 [4.] 5. Window signs shall not cover more than twenty percent (20%) of the area of all exterior
2 windows.

3 [5.] 6. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 8:00 p.m.

4 SECTION 5: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
5 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
6 entitled "FINANCIAL INSTITUTION, SPECIFIED" to read as follows:

7 FINANCIAL INSTITUTION, SPECIFIED [O, C-D, C-1, C-2]

8 *1. The use shall comply with all applicable requirements of LVMC Title 6.

9 *2. The building design and color scheme shall be subject to review by the Department to ensure
10 that it will be harmonious and compatible with the surrounding area.

11 3. No specified financial institution use may be located closer than two hundred feet from any
12 parcel used or zoned for residential use. In addition, no specified financial institution use may be
13 located closer than one thousand feet from any other specified financial institution use, auto title loan
14 use or auto pawn use. For purposes of this Paragraph (3), distances shall be measured with reference
15 to the shortest distance between two property lines, one being the property line of the proposed use
16 that is closest to the existing use to which the measurement pertains, and the other being the property
17 line of the existing use that is closest to the proposed use. Distances shall be measured in a straight
18 line without regard to intervening obstacles. For purposes of this Paragraph (3), and for that purpose
19 only:

20 (a) The "property line" of a parcel used or zoned for residential use refers to the property
21 line of a fee interest parcel that has been created by an approved and recorded parcel map or
22 subdivision map, and does not include the property line of a leasehold parcel; and

23 (b) The "property line" of an auto title loan use, auto pawn use or specified financial
24 institution use refers to:

25 (i) The property line of a parcel that has been created by an approved and recorded
26 parcel map or commercial subdivision map; or

27 (ii) The property line of a parcel that is located within an approved and recorded
28 commercial subdivision and that has been created by a record of survey or legal description, if:

1 A. Using the property line of that parcel for the purpose of measuring the
2 distance separation referred to in this Paragraph (3) would qualify the parcel under the distance
3 separation requirement:

4 B. The auto title loan use, auto pawn use or specified financial institution
5 use has or will have direct access (both ingress and egress) from a public street. The required access
6 may be shared with a larger development but must be located within the property lines of the parcel
7 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
8 located:

9 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
10 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
11 as the use; and

12 D. The owners of all parcels within the commercial subdivision, including
13 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
14 use has been or will be located, execute and record, or have executed and recorded, an agreement
15 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
16 egress throughout the commercial subdivision.

17 [3.] 4. No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
18 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
19 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
20 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
21 days.

22 [4.] 5. Window signs shall not cover more than twenty percent (20%) of the area of all exterior
23 windows.

24 [5.] 6. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 8:00 p.m.

25 SECTION 6: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
26 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
27 entitled "PAWN, AUTO" to read as follows:

28 ...

1 PAWN, AUTO [C-M]

2 1. The use shall comply with the applicable requirements of LVMC Chapter 6.60.

3 2. Except for the parking of automobiles, no outdoor display, sales or storage of any merchandise
4 shall be permitted.

5 3. Vehicles that have been pawned may not be parked or stored in parking spaces that are
6 designated as off-street parking necessary to meet the minimum requirements of LVMC Chapter
7 19.10. Any parking or storage of such vehicles must occur only in spaces that are in excess of the
8 required minimum parking.

9 4. No auto pawn use shall be located on either side of Fremont Street or on Las Vegas Boulevard,
10 between Charleston Boulevard and Sahara Avenue.

11 5. No auto pawn use may be located closer than two hundred feet from any parcel used or zoned
12 for residential use. In addition, no auto pawn use may be located closer than one thousand feet from
13 any other auto pawn use, auto title loan use or specified financial institution use. For purposes of this
14 Paragraph (5), distances shall be measured with reference to the shortest distance between two
15 property lines, one being the property line of the proposed use that is closest to the existing use to
16 which the measurement pertains, and the other being the property line of the existing use that is closest
17 to the proposed use. Distances shall be measured in a straight line without regard to intervening
18 obstacles. For purposes of this Paragraph (5), and for that purpose only:

19 (a) The "property line" of a parcel used or zoned for residential use refers to the property
20 line of a fee interest parcel that has been created by an approved and recorded parcel map or
21 subdivision map, and does not include the property line of a leasehold parcel; and

22 (b) The "property line" of an auto title loan use, auto pawn use or specified financial
23 institution use refers to:

24 (i) The property line of a parcel that has been created by an approved and recorded
25 parcel map or commercial subdivision map; or

26 (ii) The property line of a parcel that is located within an approved and recorded
27 commercial subdivision and that has been created by a record of survey or legal description, if:

28 A. Using the property line of that parcel for the purpose of measuring the

1 distance separation referred to in this Paragraph (5) would qualify the parcel under the distance
2 separation requirement:

3 B. The auto title loan use, auto pawn use or specified financial institution
4 use has or will have direct access (both ingress and egress) from a public street. The required access
5 may be shared with a larger development but must be located within the property lines of the parcel
6 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
7 located:

8 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
9 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
10 as the use; and

11 D. The owners of all parcels within the commercial subdivision, including
12 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
13 use has been or will be located, execute and record, or have executed and recorded, an agreement
14 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
15 egress throughout the commercial subdivision.

16 SECTION 7: In Sections 1 to 6, inclusive, of this Ordinance, the brackets that follow
17 the titles of the subdivision being added or amended are not intended to indicate deleted matter, but
18 instead are used as the means of indicating the applicable districts.

19 SECTION 8: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.040
20 and 19.04.050 are deemed to be subchapters rather than sections.

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

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

PASSED, ADOPTED and APPROVED this _____ day of _____, 2003.

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

Val Steed 9-16-03
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2003, 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 _____, 2003, 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:

16

17

BARBARA JO RONEMUS, City Clerk

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BILL NO. 2003-78

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH LOCATIONAL RESTRICTIONS FOR THE USES "AUTO PAWN," "AUTO TITLE LOAN," AND "SPECIFIED FINANCIAL INSTITUTION," AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Robert S. Genzer,
Director of Planning & Development

Summary: Establishes locational restrictions for the uses "auto pawn," "auto title loan," and "specified financial institution."

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

SECTION 1: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision entitled "AUTO TITLE LOAN" to read as follows:

AUTO TITLE LOAN [C-M, M]

1. The use shall comply with all applicable requirements of LVMC Title 6.
2. The building design and color scheme shall be subject to review by the Department to ensure that it will be harmonious and compatible with the surrounding area.
3. No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices, searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage purposes, or other similar devices are permitted, except that banners announcing a "grand opening" or that a business is "coming soon" may be approved administratively for a period not to exceed thirty days.
4. Window signs shall not cover more than twenty percent (20%) of the area of all exterior windows.
5. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 8:00 p.m.
6. No auto title loan use may be located closer than two hundred feet from any parcel used or zoned for residential use. In addition, no auto title loan use may be located closer than one thousand feet from any other auto title loan use, auto pawn use or specified financial institution use. For purposes of this Paragraph (6), distances shall be measured with reference to the shortest distance between two property lines, one being the property line of the proposed use that is closest to the



1 existing use to which the measurement pertains, and the other being the property line of the existing
2 use that is closest to the proposed use. Distances shall be measured in a straight line without regard
3 to intervening obstacles. For purposes of this Paragraph (6), and for that purpose only:

4 (a) The "property line" of a parcel used or zoned for residential use refers to the property
5 line of a fee interest parcel that has been created by an approved and recorded parcel map or
6 subdivision map, and does not include the property line of a leasehold parcel; and

7 (b) The "property line" of an auto title loan use, auto pawn use or specified financial
8 institution use refers to:

9 (i) The property line of a parcel that has been created by an approved and recorded
10 parcel map or commercial subdivision map; or

11 (ii) The property line of a parcel that is located within an approved and recorded
12 commercial subdivision and that has been created by a record of survey or legal description, if:

13 A. Using the property line of that parcel for the purpose of measuring the
14 distance separation referred to in this Paragraph (6) would qualify the parcel under the distance
15 separation requirement;

16 B. The auto title loan use, auto pawn use or specified financial institution
17 use has or will have direct access (both ingress and egress) from a public street. The required access
18 may be shared with a larger development but must be located within the property lines of the parcel
19 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
20 located;

21 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
22 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
23 as the use; and

24 D. The owners of all parcels within the commercial subdivision, including
25 the owner of the parcel on which the auto title loan use, auto pawn use or specified financial institution
26 use has been or will be located, execute and record, or have executed and recorded, an agreement
27 satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and
28 egress throughout the commercial subdivision.

1 SECTION 2: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code
2 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the subdivision
3 entitled "FINANCIAL INSTITUTION, SPECIFIED" to read as follows:

4 FINANCIAL INSTITUTION, SPECIFIED [C-M, M]

- 5 1. The use shall comply with all applicable requirements of LVMC Title 6.
- 6 2. The building design and color scheme shall be subject to review by the Department to ensure
7 that it will be harmonious and compatible with the surrounding area.
- 8 3. No temporary signs (as described in LVMC 19.14.090) such as balloons, inflated devices,
9 searchlights, pennants, portable billboards, portable signs, streamers, trucks parked for signage
10 purposes, or other similar devices are permitted, except that banners announcing a "grand opening"
11 or that a business is "coming soon" may be approved administratively for a period not to exceed thirty
12 days.
- 13 4. Window signs shall not cover more than twenty percent (20%) of the area of all exterior
14 windows.

- 15 5. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 8:00 p.m.

16 6. No specified financial institution use may be located closer than two hundred feet from any
17 parcel used or zoned for residential use. In addition, no specified financial institution use may be
18 located closer than one thousand feet from any other specified financial institution use, auto title loan
19 use or auto pawn use. For purposes of this Paragraph (6), distances shall be measured with reference
20 to the shortest distance between two property lines, one being the property line of the proposed use
21 that is closest to the existing use to which the measurement pertains, and the other being the property
22 line of the existing use that is closest to the proposed use. Distances shall be measured in a straight
23 line without regard to intervening obstacles. For purposes of this Paragraph (6), and for that purpose
24 only:

25 (a) The "property line" of a parcel used or zoned for residential use refers to the property
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6 A. Using the property line of that parcel for the purpose of measuring the
7 distance separation referred to in this Paragraph (6) would qualify the parcel under the distance
8 separation requirement;

9 B. The auto title loan use, auto pawn use or specified financial institution
10 use has or will have direct access (both ingress and egress) from a public street. The required access
11 may be shared with a larger development but must be located within the property lines of the parcel
12 on which the auto title loan use, auto pawn use or specified financial institution use is or will be
13 located;

14 C. All parking spaces required by LVMC Chapter 19.10 for the auto title
15 loan use, auto pawn use or specified financial institution use are or will be located on the same parcel
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17 D. The owners of all parcels within the commercial subdivision, including
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19 use has been or will be located, execute and record, or have executed and recorded, an agreement
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25 PAWN, AUTO [M]

26 1. The use shall comply with the applicable requirements of LVMC Chapter 6.60.

27 2. Except for the parking of automobiles, no outdoor display, sales or storage of any merchandise
28 shall be permitted.

1 3. Vehicles that have been pawned may not be parked or stored in parking spaces that are
2 designated as off-street parking necessary to meet the minimum requirements of LVMC Chapter
3 19.10. Any parking or storage of such vehicles must occur only in spaces that are in excess of the
4 required minimum parking.

5 4. No auto pawn use shall be located on either side of Fremont Street or on Las Vegas Boulevard,
6 between Charleston Boulevard and Sahara Avenue.

7 5. No auto pawn use may be located closer than two hundred feet from any parcel used or zoned
8 for residential use. In addition, no auto pawn use may be located closer than one thousand feet from
9 any other auto pawn use, auto title loan use or specified financial institution use. For purposes of this
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15 AUTO TITLE LOAN [O, C-D, C-1, C-2]

16 *1. The use shall comply with all applicable requirements of LVMC Title 6.

17 *2. The building design and color scheme shall be subject to review by the Department to ensure
18 that it will be harmonious and compatible with the surrounding area.

19 3. No auto title loan use may be located closer than two hundred feet from any parcel used or
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15 egress throughout the commercial subdivision.

16 SECTION 7: In Sections 1 to 6, inclusive, of this Ordinance, the brackets that follow
17 the titles of the subdivision being added or amended are not intended to indicate deleted matter, but
18 instead are used as the means of indicating the applicable districts.

19 SECTION 8: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.040
20 and 19.04.050 are deemed to be subchapters rather than sections.

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

1 SECTION 10: All ordinances or parts of ordinances or sections, subsections, phrases,
2 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
3 1983 Edition, in conflict herewith are hereby repealed.

4 PASSED, ADOPTED and APPROVED this _____ day of _____, 2003.

5 APPROVED:

6
7 By _____
8 OSCAR B. GOODMAN, Mayor

9 ATTEST:

10 _____
11 BARBARA JO RONEMUS, City Clerk

12 APPROVED AS TO FORM:

13 Val Steed 9-16-03
14 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2003, 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 _____, 2003, 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:

16

17

BARBARA JO RONEMUS, City Clerk

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RECEIVED
CITY CLERK

2004 APR 21 A 10:38

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
3292606

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/09/2004 to 04/09/2004, on the following days: APRIL 9, 2004

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

20

day of _____ 2004

Mary B. Sheffield

Notary Public

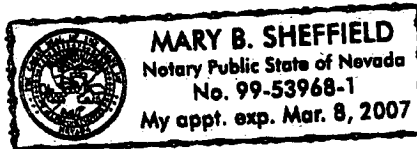
BILL NO. 2003-78

AN ORDINANCE TO ESTABLISH LOCATIONAL RESTRICTIONS FOR THE USES "AUTO PAWN," "AUTO TITLE LOAN," AND "SPECIFIED FINANCIAL INSTITUTION," AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Robert S. Genzer, Director of Planning & Development
Summary: Establishes locational restrictions for the uses "auto pawn," "auto title loan," and "specified financial institution."

At the City Council meeting of OCTOBER 1, 2003 BILL NO. 2003-78 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: April 9, 2004
LV Review-Journal



RECEIVED
CITY CLERK

2004 MAY -7 P 2:05

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
3318253

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/24/2004 to 04/24/2004, on the following days: APRIL 24, 2004

Signed: _____

Donna Stark

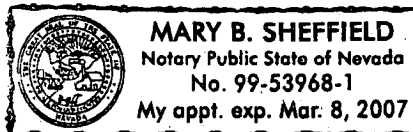
SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

30

day of April 2004

Notary Public

Mary B. Sheffield



FIRST AMENDMENT
BILL NO. 2003-78
ORDINANCE
NO. 5682

AN ORDINANCE TO ESTABLISH LOCATIONAL RESTRICTIONS FOR THE USES "AUTO PAWN," "AUTO-TITLE LOAN," AND "SPECIFIED FINANCIAL INSTITUTION," AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Robert S. Genzer, Director of Planning & Development
Summary: Establishes locational restrictions for the uses "auto pawn," "auto title loan," and "specified financial institution."

The above and foregoing ordinance was first proposed and read by title to the City Council on the 1st day of October 2003 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 21st day of April 2004, 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": Councilmembers Reese, Weekly, and Moncrief
VOTING "NAY": Councilman Brown
EXCUSED: NONE
ABSTAINING: Mayor Goodman and Councilman Mack

PUB: April 24, 2004
LV Review-Journal