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BILL NO. 2012-19

ORDINANCE NO. 6192

AN ORDINANCE TO AMEND THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL REGARDING THE SPECIAL USE PERMIT STANDARDS APPLICABLE TO SECONDHAND DEALERS TO ALLOW THE SALE OF ALL TYPES OF JEWELRY ON A CONSIGNMENT BASIS; TO ALLOW THE SALE OF WEARING APPAREL ON BOTH A CONSIGNMENT AND NON-CONSIGNMENT BASIS, AS WELL AS THE PURCHASE AND EXCHANGE OF WEARING APPAREL; AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Steven D. Ross

Summary: Amends the special use permit standards applicable to secondhand dealers in the Town Center District to allow the sale of all types of jewelry on a consignment basis, and to allow the sale of wearing apparel on both a consignment and non-consignment basis, as well as the purchase and exchange of wearing apparel.

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

SECTION 1: The Town Center Development Standards Manual, adopted under Section 19.10.060(B) of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as set forth in Section 2 of this Ordinance. Deletions are shown by bracketing and additions by underlining.

SECTION 2: Section B.4.B of the Manual is amended by amending Subdivision 51 thereof to read as follows:

51) SECONDHAND DEALER

a. Except as otherwise provided in Paragraph (c), the use may be operated for consignment sales only and such consignment sales shall be limited to the following merchandise: jewelry (including Class III), furniture, fixtures, tableware, pictures, [and] paintings[.] and wearing apparel.

b. Payment to the consignor for consigned merchandise may not be made until after the merchandise has been sold.

c. The following (and only the following) secondhand merchandise may be sold on a non-consignment basis to, or purchased from or exchanged with, customers of the operation:

- 1 i. Personal computers;
- 2 ii. Laptop computers; [and]
- 3 iii Other similar computer devices[.]; and
- 4 iv. Wearing apparel.
- 5 d. No outdoor displays, sales or storage of any merchandise shall be permitted.
- 6 e. The hours of operation shall be limited to the hours between 8:00 a.m. and 10:00 p.m.,
- 7 unless otherwise specified by the City Council.
- 8 f. The use shall comply with the applicable requirements of LVMC Title 6.
- 9 g. The conditions listed above are not waivable development standards under the
- 10 provisions of the Town Center Development Standards Manual.

11 SECTION 3: The Department of Planning is authorized and directed to incorporate
12 into the Manual the amendments made by this Ordinance.

13 SECTION 4: 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 or
15 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.

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SECTION 5: 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 2nd day of May, 2012.

APPROVED:

By Carolyn Goodman
CAROLYN G. GOODMAN, Mayor

ATTEST:

Beverly K. Bridges
BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 3-26-12
Date


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The above and foregoing ordinance was first proposed and read by title to the City Council on the 21st day of March, 2012, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 2nd day of May, 2012, which as 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": Councilmembers Anthony, Tarkanian, Ross, Barlow and Coffin
- VOTING "NAY": None
- EXCUSED : None
- ABSTAINED: None
- DID NOT VOTE: Mayor Goodman and Councilmember Beers

APPROVED:

CAROLYN G. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Stacey M. Lewis, 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

2296311LV

7859487

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/19/2012 to 04/19/2012, on the following days:

04/19/2012

BILL NO. 2012-19.

AN ORDINANCE TO AMEND THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL REGARDING THE SPECIAL USE PERMIT STANDARDS APPLICABLE TO SECONDHAND DEALERS TO ALLOW THE SALE OF ALL TYPES OF JEWELRY ON A CONSIGNMENT BASIS; TO ALLOW THE SALE OF WEARING APPAREL ON BOTH A CONSIGNMENT AND NON-CONSIGNMENT BASIS, AS WELL AS THE PURCHASE AND EXCHANGE OF WEARING APPAREL; AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Steven D. Ross

Summary: Amends the special use permit standards applicable to secondhand dealers in the Town Center District to allow the sale of all types of jewelry on a consignment basis, and to allow the sale of wearing apparel on both a consignment and non-consignment basis, as well as the purchase and exchange of wearing apparel.

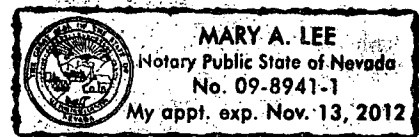
At the City Council meeting of March 21, 2012
BILL NO. 2012-19 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 2ND FLOOR, 495 SOUTH MAIN STREET, LAS VEGAS, NEVADA.
PUB: April 19, 2012
LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE
19th day of April, 2012.

Mary Lee
Notary Public



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Stacey M. Lewis, 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

2296311LV 7889008

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/05/2012 to 05/05/2012, on the following days:

05/05/2012

BILL NO. 2012-19
ORDINANCE NO. 6192

AN ORDINANCE TO AMEND THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL REGARDING THE SPECIAL USE PERMIT STANDARDS APPLICABLE TO SECONDHAND DEALERS TO ALLOW THE SALE OF ALL TYPES OF JEWELRY ON A CONSIGNMENT BASIS; TO ALLOW THE SALE OF WEARING APPAREL ON BOTH A CONSIGNMENT AND NON-CONSIGNMENT BASIS, AS WELL AS THE PURCHASE AND EXCHANGE OF WEARING APPAREL; AND TO PROVIDE FOR OTHER RELATED MATTERS.

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 21st day of March 2012 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 2nd day of May 2012, 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 introduced and was adopted by the following vote:

VOTING "AYE": Councilmembers Anthony, Tarkanian, Ross, Barlow, and Coffin

VOTING "NAY": NONE
NOT VOTING: Mayor Goodman and Councilmember Beers

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 2ND FLOOR, 495 SOUTH MAIN STREET, LAS VEGAS, NEVADA.

PUB: May 5, 2012
LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE
8th day of May, 2012.

Mary Lee
Notary Public

