

1 **BILL NO. 2013-2**

2 **ORDINANCE NO. 6235**

3 AN ORDINANCE TO AUTHORIZE THE DEFERRAL OF SEWER CONNECTION FEES FOR
4 PROPERTY LOCATED WITHIN A REDEVELOPMENT AREA UNDER SPECIFIED
CIRCUMSTANCES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Proposed by: Bradford R. Jerbic, City Attorney

Summary: Authorizes the deferral of sewer
connection fees for property located within a
redevelopment area under specified circum-
stances.

6
7
8 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
9 AS FOLLOWS:

10 SECTION 1: Title 14, Chapter 4, Section 230, of the Municipal Code of the City of
11 Las Vegas, Nevada 1983 Edition, is hereby amended to read as follows:

12 **14.04.230:** (A) Except as otherwise permitted pursuant to a program established under
13 Subsection (B), [The] the occupancy fee for a sewer connection must be paid at the time the building
14 permit for the structure which will be connected to the sewer is issued.

15 (B) For property located within a redevelopment area created by City ordinance,
16 the City Manager or a designee may establish and implement a program pursuant to which, in
17 particular cases, payment of the occupancy fee for sewer connection may be deferred for a period not
18 to exceed three years. In connection with any such program, the City Manager or designee shall
19 establish:

20 (1) Eligibility criteria;
21 (2) An application and decision making process;
22 (3) Program standards and requirements, which may include the payment
23 of interest or other charges for fee deferral based on the deferral period, and the requirement to enter
24 into a deferral and repayment agreement; and

25 (4) The means by which delinquent deferred connection fees and associated
26 interest and deferral charges may be collected, including the use of consensual or nonconsensual liens
27 on benefited property.

28 (C) The City Council specifically authorizes the use of liens for collection purposes in

1 connection with a program established under Subsection (B).

2 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or
3 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
4 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
5 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
6 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
7 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
8 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
9 invalid or ineffective.

10 SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases,
11 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
12 1983 Edition, in conflict herewith are hereby repealed.

13 PASSED, ADOPTED and APPROVED this 6TH day of February, 2013.

14 APPROVED:

15 By 
16 CAROLING G. GOODMAN, Mayor

17 ATTEST:

18 
19 BEVERLY K. BRIDGES, MMC
City Clerk

20 APPROVED AS TO FORM:

21  12-19-12
22 Date
23
24
25
26
27
28

1 The above and foregoing ordinance was first proposed and read by title to the City Council
2 on the 9th day of January, 2013, and referred to a committee for recommendation;
3 thereafter the committee reported favorably on said ordinance on the 6th day of February,
4 2013, which as a regular meeting of said Council; that at said regular meeting, the
5 proposed ordinance was read by title to the City Council as first introduced and adopted by
6 the following vote:

7 VOTING "AYE": Mayor Pro Tem Anthony and Councilmembers Tarkanian, Ross,
8 Barlow, Coffin and Beers

9 VOTING "NAY": None

10 EXCUSED : Mayor Goodman

11 ABSTAINED: None

12
13 APPROVED:

14 
15 CAROLYN G. GOODMAN, Mayor

16 ATTEST:

17 
18 BEVERLY K. BRIDGES, MMC City Clerk

BUSINESS IMPACT STATEMENT
BILL NO. 2013-2
(Authorizes the deferral of sewer connection fees for property located
within a redevelopment area under specified circumstances)

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2013-2, that would authorize the deferral of sewer connection fees for property located within a redevelopment area under specified circumstances.

1. The following constitutes a description of the number of the manner in which comment was solicited from affected businesses, a summary of their responses and an explanation of the manner in which other interested persons may obtain a copy of the summary.

No comments were solicited. The proposal is beneficial to businesses and is not anticipated to have a negative impact

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects:

Adverse effects:

None identified

Beneficial effects:

Benefits associated with fee deferral opportunities

Direct effects:

None

Indirect effects:

None

3. The following constitutes a description of the methods the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used:

Not applicable

4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule is:

No additional cost

5. If the proposed rule provides for a new fee or increases an existing fee, the total annual amount expected to be collected is:

Not applicable

6. If the proposed rule provides for a new fee or increases an existing fee, the money generated by the new fee or increase in existing fee will be used by the local government to:

Not applicable

7. If the proposed rule includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, the following explains when such duplicative or more stringent provisions are necessary:

Not applicable

Date: December 19, 2012

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

8322925

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/24/2013 to 01/24/2013, on the following days:

01/24/2013

BILL NO. 2013-2

AN ORDINANCE TO AUTHORIZE THE DEFERRAL OF SEWER CONNECTION FEES FOR PROPERTY LOCATED WITHIN A REDEVELOPMENT AREA UNDER SPECIFIED CIRCUMSTANCES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Bradford R. Jerbic, City Attorney
Summary: Authorizes the deferral of sewer connection fees for property located within a redevelopment area under specified circumstances.

At the City Council meeting of January 9, 2013 BILL NO. 2013-2 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: January 24, 2013
LV Review-Journal

Signed.

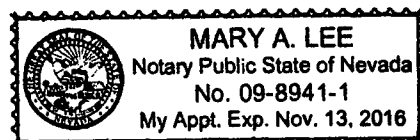
SUBSCRIBED AND SWORN BEFORE ME THIS, THE

24th

day of

2013.

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

8348218

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 02/09/2013 to 02/09/2013, on the following days:

02/09/2013

BILL NO. 2013-2
ORDINANCE NO. 6235

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 9th day of January 2013 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 6th day of February 2013, 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": Mayor Pro Tem Anthony and Councilmembers Tarkanian, Ross, Barlow, Coffin, and Beers
VOTING "NAY": NONE
EXCUSED: Mayor Goodman

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: February 9, 2013
LV Review-Journal

Signed:

SUBSCRIBED AND SWORN BEFORE ME THIS, THE

11th day of Feb, 2013.

Notary Public

