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BILL NO. 2015-108

ORDINANCE NO. 6498

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-61559)

Sponsored by: Councilman Steven D. Ross Summary: Annexes property described as generally located on west side of Bonita Vista Street, 300 feet south of O'Hare Road.

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

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

That portion of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 5, Township 19 South, Range 60 East M.D.M., Clark County Nevada, being Lot 802-5 as shown on Record of Survey in File 123, Page 33, together with adjoining 30.00 feet half street right of way of Bonita Vista Street, and together with adjoining 30.00 feet half street right of way of Homestead Road described as follows:

COMMENCING at the Southeast Quarter (SE 1/4) corner of said Section 5; thence along the south line of said Southeast Quarter (SE 1/4) and the centerline of Iron Mountain Road, South 89°56'24" West 667.67 feet to the centerline intersection with said Bonita Vista Street; thence along the centerline of said Bonita Vista

1 Street, North 00°21'13" East 642.50 feet to the POINT OF BEGINNING; thence
2 departing centerline of said Bonita Vista Street, North 89°39'47" West 30.00 feet to
3 the west right of way of said Bonita Vista Street at the southeast corner of said Lot
4 802-5; thence along the south line of said Lot 802-5, North 89°39'47" West 608.43
5 feet to the southwest corner of said Lot 802-5 at the east right of way of said
6 Homestead Road; thence continuing North 89°39'47" West 30.00 feet to the
7 centerline of said Homestead Road; thence along the centerline of said Homestead
8 Road, North 00°17'06" East 323.51 feet, thence departing the centerline of said
9 Homestead Road, South 89°28'47" East 30.00 feet to the east right of way of said
10 Homestead Road at the northwest corner of said Lot 802-5, thence along the north
11 line of said Lot 802-5, South 89°28'47" East 608.82 feet to the northeast corner of
12 said Lot 802-5 at the west right of way of said Bonita Vista Street; thence
13 continuing South 89°28'47" East 30.00 feet to the centerline of said Bonita Vista
14 Street; thence along centerline of said Bonita Vista Street, South 00°21'13" West
15 321.37 feet to the POINT OF BEGINNING.

9 BASIS OF BEARINGS: North 89°56'24" East being the south line of the Southeast
10 Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 5, Township 19
11 South, Range 60 East, M.D.M., as shown on Record of Survey in File 123, Page 33
12 of Clark County Nevada records.

11 Prepared by:
12 Brian Yu, PLS
13 City of Las Vegas
14 Dept. of Operations and Maintenance
15 Right-of-Way,
16 333 N. Rancho Drive, 8th Floor
17 Las Vegas, NV 89106
18 byu@lasvegasnevada.gov

16 SECTION 2: The City Council hereby determines that the described territory
17 meets the requirements provided by law for annexation to the City for the following reasons:

18 A. The area to be annexed was contiguous to the City's boundaries at the time
19 the annexation proceedings were instituted;

20 B. More than one-eighth (1/8) of the aggregate external boundaries of the
21 area are contiguous to the City;

22 C. The territory proposed to be annexed is not included within the boundaries
23 of another incorporated city or within the boundaries of any unincorporated town as those
24 boundaries existed as of July 1, 1983;

25 D. The City is eligible to annex the described territory because the

1 landowners have signed a petition constituting one hundred percent (100%) of the owners of record
2 of individual lots or parcels of land within the annexation area.

3 SECTION 3: The City will provide police protection through the Las Vegas
4 Metropolitan Police Department, fire protection, street maintenance, and library services
5 immediately upon annexation. Garbage collection by the company franchised by the City will also
6 be provided immediately. The City sanitary sewer system will serve the proposed annexation area.
7 Any connection to or extension of this sewer line to serve the annexation area shall be at the
8 expense of the landowners. Other services, such as participation in the City's recreational
9 programs, special education classes and programs, public works planning, building inspections, and
10 other City services will also be available immediately. Utilities such as gas, electricity, telephone,
11 and water are provided by private utility companies and other services to the area will not be
12 affected by annexation. Street paving, curbs and gutters, sidewalks and street lights which are not
13 in place at the time of annexation will be installed in the presently developed areas upon the request
14 of the property owners and at their expense by means of special assessment districts. Such
15 improvements will be extended into the undeveloped areas as development takes place and the
16 need therefor arises, and will be located according to the needs of the area at that time. Such
17 installations will also be made at the expense of the property owners, either by means of special
18 assessment districts or as prerequisites to the approval of subdivision plats, building permits or
19 other land use or development applications.

20 SECTION 4: The annexation of the described territory shall become effective
21 on the 28th day of January, 2016, and on that date the City will have the funds appropriated in
22 sufficient amount to finance the extension into the described territory of police protection, fire
23 protection, street maintenance, street sweeping, and street lighting maintenance.

24 SECTION 5: The described territory, together with the inhabitants and property
25 thereof, shall, from and after the 28th day of January, 2016, be subject to all debts, laws, ordinances

1 and regulations in force in the City and shall be entitled to the same privileges and benefits as other
2 parts of the City, and shall be subject to municipal taxes levied by the City.

3 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
4 accurate map or plat of the described territory and to record the map or plat, together with a
5 certified copy of this ordinance, in the office of the County Recorder of Clark County, Nevada,
6 which recording shall be done prior to the 28th day of January, 2016.

7 SECTION 7: The described territory, which previously has been zoned R-A
8 (County of Clark classification), is hereby classified as R-E (City of Las Vegas classification),
9 which is deemed to be the City equivalent of the County classification.

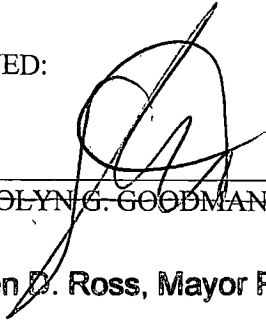
10 SECTION 8: If any section, subsection, subdivision, paragraph, sentence, clause
11 or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or
12 invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the
13 validity or effectiveness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

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1 SECTION 9: All ordinances or parts of ordinances or sections, subsections,
2 phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las
3 Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

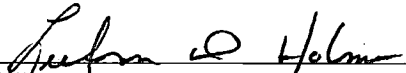
4 PASSED, ADOPTED and APPROVED this 26th day of January,
5 2016.

6 APPROVED:


7
8 By 
CAROLYN G. GOODMAN, Mayor

Steven D. Ross, Mayor Pro-Tem

9 ATTEST:

10 
11 LUANN D. HOLMES, MMC
City Clerk

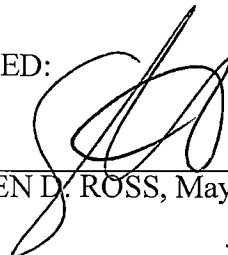
12 APPROVED AS TO FORM:

13  12-2-16
14 Val Steed, Date
15 Deputy City Attorney

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The above and foregoing ordinance was first proposed and read by title to the City Council on the 16th day of December, 2015, and referred to a committee for recommendation; hereafter the committee reported favorably on said ordinance on the 20th day of January, 2016, 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": Mayor Pro Tem Ross, and Councilmembers, Tarkanian, Barlow Anthony, Coffin and Beers
VOTING "NAY": None
EXCUSED: Mayor Goodman
ABSTAINED: None
DID NOT VOTE: None

APPROVED: 

STEVEN D. ROSS, Mayor Pro Tem

ATTEST:


LUANN D. HOLMES, MMC City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2016 JAN 11 P 12:02

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0000703367

Eileen Gallagher, 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, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/07/2016 to 01/07/2016, on the following days:

01 / 07 / 16

BILL NO. 2015-108
AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS: (ANX-61559)
Sponsored by: Councilman Steven D. Ross
Summary: Annexes property described as generally located on west side of Bonita Vista Street, 300 feet south of O'Hare Road.
At the City Council meeting of December 16, 2015 BILL NO. 2015-108 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: Jan. 7, 2016
LV Review-Journal

Eileen Gallagher
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 7th day of January, 2016

Notary *Mary Lee*

MARY A. LEE
Notary Public State of Nevada
No. 69-8941-1
My Appt. Exp. Nov. 13, 2016

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0000714956

Eileen Gallagher, 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, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/23/2016 to 01/23/2016, on the following days:

01 / 23 / 16

BILL NO. 2015-108
ORDINANCE NO. 6498

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-61559)

Sponsored by: Councilman Steven D. Ross
Summary: Annexes property described as generally located on west side of Bonita Vista Street, 300 feet south of O'Hare Road.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 16th day of December 2015, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 20th day of January 2016, 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 Ross and Councilmembers Tarkanian, Barlow, Anthony, 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: Jan. 23, 2016
LV Review Journal

Eileen Gallagher

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 25th day of January, 2016

Notary *Mary Lee*

 MARY A. LEE
Notary Public State of Nevada
No. 09-8941-1
My Appt. Exp. Nov. 13, 2016