

1 **FIRST AMENDMENT**

2 **BILL NO. 2015-109**

3 **ORDINANCE NO. 6499**

4 AN ORDINANCE TO AUTHORIZE, ON A TEMPORARY BASIS, A PARTIAL WAIVER OF THE
5 ORIGINATION CHARGE FOR NEW RESTAURANT SERVICE BAR LICENSES, AND TO PROVIDE
FOR OTHER RELATED MATTERS.

6 Sponsored by: Councilman Stavros S. Anthony

Summary: Authorizes, on a temporary basis, a
7 partial waiver of the origination charge for new
restaurant service bar licenses.

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

10 SECTION 1: In order to encourage new restaurant service bar licenses within the City,
11 the Business Licensing Division of the Department of Planning, in accordance with Section 2 of this
12 Ordinance, may waive up to five-sixths of the amount of the origination charge otherwise imposed by
13 LVMC 6.50.380.

14 SECTION 2: The partial waiver referred to in Section 1 of this Ordinance may be
15 granted pursuant to a qualifying waiver application that is filed with the Division between the effective date
16 of this Ordinance and one year thereafter. Any such waiver shall be conditioned upon activation of the
17 business license within the following time periods after the submittal of a qualifying waiver application:

- 18 (A) One year, for a business to be located within an existing structure; or
19 (B) Two years, otherwise.

20 SECTION 3: Notwithstanding any provision of Title 6 of the Las Vegas Municipal Code
21 to the contrary, a business license concerning which a waiver has been granted pursuant to this Ordinance
22 and which has been activated:

- 23 (A) May not be sold or transferred to a third party, which includes any change of
24 ownership or change of principal; and
25 (B) May not be transferred to a new location unless the location is approved in
26 accordance with the requirements of Title 19, and the license holder remains the same.

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SECTION 4: For purposes of Sections 2 and 3 of this Ordinance:

(A) "Activation of a business license" means that the license has been issued and the business authorized by the license has opened for business operation.

(B) "Qualifying waiver application" means an application for waiver that is:

- (1) Submitted in connection with a business license application; and
- (2) Accompanied by a copy of an application for special use permit that has been filed with the Department of Planning pursuant to Title 19 of the Las Vegas Municipal Code.

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

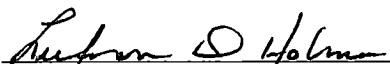
SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this 20th day of January, 2016.

APPROVED:

By 
CAROLYN G. GOODMAN, Mayor

ATTEST:


LUANN D. HOLMES, MMC
City Clerk

APPROVED AS TO FORM:

 1-4-16
Val Steed, Deputy City Attorney Date

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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:

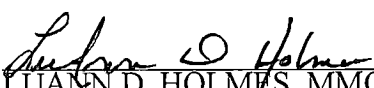
- VOTING "AYE": Mayor Pro Tem Ross, and Councilmembers, Tarkanian, Barlow Anthony, Coffin and Beers
- VOTING "NAY": None
- EXCUSED: Mayor Goodman
- ABSTAINED: None
- DID NOT VOTE: None

APPROVED:



 CAROLYN G. GOODMAN, Mayor

ATTEST:



 LUANN D. HOLMES, MMC City Clerk

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 0000703622

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

FIRST AMENDMENT
BILL NO. 2015-109

AN ORDINANCE TO AUTHORIZE, ON A TEMPORARY BASIS, A PARTIAL WAIVER OF THE ORIGINATION CHARGE FOR NEW RESTAURANT SERVICE BAR LICENSES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Stavros S. Anthony

Summary: Authorizes, on a temporary basis, a partial waiver of the origination charge for new restaurant service bar licenses.


At the City Council meeting of December 16, 2015 BILL NO. 2015-109 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


LEGAL ADVERTISEMENT REPRESENTATIVE

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

Notary 

 MARY A. LEE
Notary Public State of Nevada
No. 03-8941-1
My Appt. Exp. Nov. 13, 2016

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2016 JAN 27 P 1:11

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0000714961

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

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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; 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

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PUB: Jan. 23, 2016
LV.Review-Journal

15/ Eileen Gallagher
LEGAL ADVERTISEMENT REPRESENTATIVE

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

Notary Mary Lee

