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**BILL NO. 2016-74**  
**ORDINANCE NO. 6567**

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

Sponsored by: Councilman Stavros S. Anthony      Summary: Continues to authorize, on a temporary basis, a partial waiver of the origination charge for new restaurant service bar licenses.

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

SECTION 1: In January 2016, the City Council adopted Ordinance No. 6499, which authorized, on a temporary basis, a partial waiver of up to five-sixths of the origination charge for new restaurant service bar licenses. The intent of that ordinance was to encourage application for such licenses within the City. The City Council desires to extend the effects of that ordinance for new applications for another year. Therefore, the Business License Services Division of the Department of Planning or its successor, in accordance with Section 2 of this Ordinance, may waive up to five-sixths of the origination charge otherwise imposed by LVMC 6.50.380 for restaurant service bar licenses.

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

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

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

- (A) May not be sold or transferred to a third party, which includes any change of

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1 ownership or change of principal; and

2 (B) May not be transferred to a new location unless the location is approved in  
3 accordance with the requirements of Title 19, and the license holder remains the same.

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

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

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

8 (1) Submitted in connection with a business license application; and

9 (2) Accompanied by a copy of one of the following documents that has been  
10 filed with the Department of Planning pursuant to Title 19 of the Las Vegas Municipal Code:

11 (a) An application for a special use permit, if one is required; or

12 (b) A conditional use verification, otherwise.

13 SECTION 5: 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 City  
17 of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph,  
18 sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections,  
19 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

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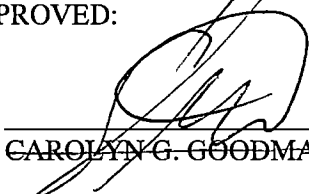
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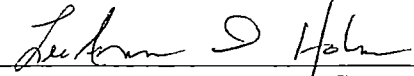
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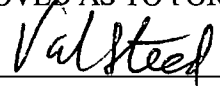
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SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this 18<sup>th</sup> day of January, 2017.

APPROVED:  
By   
CAROLYN G. GOODMAN, Mayor  
**Steven D. Ross, Mayor Pro-Tem**

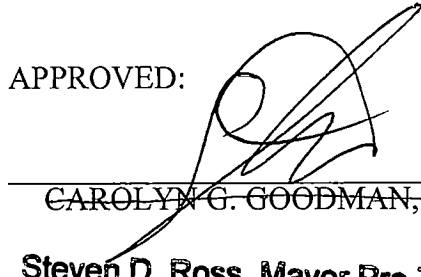
ATTEST:  
  
LUANN D. HOLMES, MMC  
City Clerk

APPROVED AS TO FORM:  
 12-7-16  
Val Steed, Date  
Deputy City Attorney

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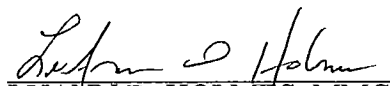
The above and foregoing ordinance was first proposed and read by title to the City Council on the 21<sup>st</sup> day of December, 2016, and referred to a committee for recommendation; hereafter the committee reported favorably on said ordinance on the 18<sup>th</sup> day of January, 2017, which as a 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

APPROVED:   


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~~CAROLYN G. GOODMAN, Mayor~~  
**Steven D. Ross, Mayor Pro-Tem**

ATTEST:  
  


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LUANN D. HOLMES, MMC City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS

RECEIVED  
CITY CLERK

2017 JAN -9 P 12: 31

LV CITY CLERK  
495 S MAIN ST  
LAS VEGAS NV 89101

Account # 22515  
Ad Number 0000884747

Leslie McCormick, 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 01/05/2017 to 01/05/2017, on the following days

01 / 05 / 17

BILL NO. 2016-74

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

Sponsored by: Councilman Stavros S. Anthony  
Summary: Continues to authorize, on a temporary basis, a partial waiver of the origination charge for new restaurant service bar licenses

At the City Council meeting of December 21, 2016

BILL NO. 2016-74 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 5, 2017  
LV Review-Journal

*(Signature)*  
\_\_\_\_\_  
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 5th day of January, 2017

*(Signature)*  
\_\_\_\_\_  
Notary



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS

RECEIVED  
CITY CLERK

2017 JAN 25 A 11: 23

LV CITY CLERK  
495 S MAIN ST  
LAS VEGAS NV 89101

Account # 22515  
Ad Number 0000887792

Leslie McCormick, 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 01/21/2017 to 01/21/2017, on the following days

01 / 21 / 17

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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 December, 2016, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 18th day of January, 2017, 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 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

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 21, 2017  
LV Review-Journal



LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 23rd day of January, 2017

Notary 