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FIRST AMENDMENT

BILL NO. 2019-51

ORDINANCE NO. 6722

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE, SPECIFICALLY, LVMC 19.16.010, TO ADD NEW PROVISIONS REGARDING NEIGHBORHOOD MEETINGS, INCLUDING MANDATORY MEETINGS FOR CERTAIN TYPES OF APPLICATIONS, SUCH AS GENERAL PLAN AMENDMENTS AND APPLICATIONS TO REPURPOSE CERTAIN GOLF COURSES AND OPEN SPACES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilwoman Victoria Seaman

Summary: Amends the Unified Development Code, specifically, LVMC 19.16.010, to add new provisions regarding neighborhood meetings, including mandatory meetings for certain types of applications, such as general plan amendments and applications to repurpose certain golf courses and open spaces.

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

SECTION 1: Ordinance No. 6289 and the Unified Development Code adopted as Title 19 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended as set forth in Sections 2 to 4, inclusive, of this Ordinance. The amendments in those Sections are deemed to be amendments to both Ordinance No. 6289 and the Unified Development Code adopted as Title 19.

SECTION 2: Title 19, Chapter 16, Section 10, is hereby amended by relettering existing Subsections (E), (F), (G), (H) and (I) of that Section, so that those Subsections are lettered (F), (G), (H), (I) and (J), respectively.

SECTION 3: Title 19, Chapter 16, Section 10, is hereby amended by adding thereto, at the appropriate location, a new Subsection (E), reading as follows:

E. Neighborhood Meetings

1. General.

a. A neighborhood meeting may be required in connection with an application under this Chapter (a "mandatory meeting"). In addition, a neighborhood meeting may be held on a voluntary basis in connection with an application under this Chapter (a "voluntary meeting"). The purpose of a mandatory

1 meeting is to provide details regarding an application under this Chapter to property owners and residents
2 within the area of the property that is the subject of the application, where the application requires such a
3 meeting. A voluntary meeting regarding an application may have a similar purpose, as well as other purposes
4 intended by an applicant.

5 b. A mandatory meeting shall be conducted by the applicant or representative for the associated
6 application, and may be attended by representatives from the City to monitor the results. Each such meeting
7 shall be conducted in accordance with meeting procedures that have been established by the Department,
8 posted online, and otherwise made available upon request.

9 c. Compliance with the meeting procedures described in Subparagraph (b) is not required for
10 a voluntary meeting, but is strongly encouraged.

11 2. Mandatory Meeting Requirement. A mandatory meeting is required for any of the following:

12 a. An application for a General Plan Amendment.

13 b. Except as otherwise specified in Paragraph (3) below, an application that would result in the
14 repurposing of a golf course or an open space that is located within:

15 i. An existing residential development,

16 ii. A development within an R-PD District,

17 iii. An area encompassed by a Special Area Plan adopted by the City, or

18 iv. An area subject to a Master Development Plan within a PD District.

19 c. Any other application concerning which the Director, Planning Commission or City Council
20 determines that a mandatory meeting is necessary or appropriate in order to provide for public notice,
21 information, and input in furtherance of the public interest.

22 3. Exceptions to Mandatory Meeting Requirement. The requirement for a mandatory meeting under
23 LVMC 19.16.010(E)(2)(b) does not apply to:

24 a. Any project that has been approved as part of the City of Las Vegas Capital Improvement
25 Plan.

26 b. Any project that is governed by a development agreement that has been approved pursuant

1 to LVMC 19.16.150.

2 c. The repurposing of any area that has served as open space pertaining to a nonresidential
3 development where that open space functions as an area for vehicle parking, landscaping, or any similar
4 incidental use.

5 d. The reprogramming of open space recreational amenities that simply changes or adds to the
6 programming or activities available at or within that open space.

7 e. The repurposing of any area where the currently required development application or
8 applications to accomplish the repurposing already have been approved by the approval authority, with no
9 further discretionary approval pending.

10 4. Notification Requirements.

11 a. Notice of a mandatory meeting shall be provided in general accordance with the notice
12 provisions and procedures for a General Plan Amendment in LVMC 19.16.030(F)(2), except that:

13 i. The mailing of notice may be done by the applicant or by the City as agreed upon;
14 and

15 ii. Except in the case of a neighborhood meeting required by LVMC
16 19.16.010(E)(2)(a), no newspaper publication is required.

17 b. All notices are subject to review and approval by the Department prior to mailing.

18 c. Application-related fees and notice-related fees chargeable under the fee schedule, as well
19 as any charges associated with mailing labels, must be paid as applicable prior to notification of the meeting.

20 d. Compliance with this Paragraph (4) is not required for a voluntary meeting, but is strongly
21 encouraged.

22 5. For purposes of this Subsection (E), "repurposing" includes changing or converting all or a portion
23 of the use of the golf course or open space to one or more other uses, or seeking to do by means of an
24 application under this Chapter.

25 SECTION 4: Section 19.18.020 is hereby amended by amending the definition of "Open
26 Space" to read as follows:

1 **Open Space.** Any parcel or area of land or water that:

2 1. [As part of, and in consideration of development approval, has] Has been or is to be formally
3 set aside, dedicated, designated, or reserved for public use or enjoyment or for the private use and enjoyment
4 of owners and occupants of land adjoining or neighboring such area; and

5 2. Is either unimproved or includes only improvements that pertain to or are incidental to the
6 intended use and enjoyment of the area. Such improvements may include structures, amenities, landscaping,
7 paving or other surface treatments that provide for or facilitate recreation and enjoyment, or that provide for
8 support and maintenance of the area for its intended purposes.

9 SECTION 5: For purposes of Section 2.100(3) of the City Charter, Sections 19.16.010
10 and 19.18.020 are deemed to be subchapters rather than sections.

11 SECTION 6: The Department of Planning is authorized and directed to incorporate into
12 the Unified Development Code the amendments set forth in Sections 2 to 4, inclusive, of this Ordinance, as
13 well as the relettering of paragraphs in Appendix B necessitated by this Ordinance.

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

21 ...

22 ...

23 ...

24 ...

25 ...

26 ...

SECTION 8: 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 15th day of January, 2020.

APPROVED:

By 
CAROLYN G. GOODMAN, Mayor

ATTEST:

Luann D Holmes
LUANN D. HOLMES/MMC
City Clerk

APPROVED AS TO FORM:

Val Steed, Deputy City Attorney

1 The above and foregoing ordinance was first proposed and read by title to the City Council
2 on the 18th day of December, 2019, and referred to a committee for recommendation;
3 thereafter the said committee reported favorably on said ordinance on the 15th day of
4 January, 2020, which was a regular meeting of said Council; that at said regular meeting,
5 the proposed ordinance was read by title to the City Council as amended and adopted by
6 the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers Fiore, Anthony,
Knudsen, Seaman and Diaz

8 VOTING "NAY": Crear

9 EXCUSED: None

10 ABSTAINED: None

11
12 APPROVED:

13 
14 CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16 
17 LUANN D. HOLMES, MMC City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2020 JAN -7 A 11:11

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001084679

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 01/02/2020 to 01/02/2020, on the following days:

01 / 02 / 20

BILL NO. 2019-51

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE, SPECIFICALLY, LVMC 19.16.010, TO ADD NEW PROVISIONS REGARDING NEIGHBORHOOD MEETINGS, INCLUDING MANDATORY MEETINGS FOR CERTAIN TYPES OF APPLICATIONS, SUCH AS GENERAL PLAN AMENDMENTS REGARDING LAND USE, AND APPLICATIONS TO REPURPOSE CERTAIN GOLF COURSES AND OPEN SPACES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilwoman Victoria Seaman

Summary: Amends the Unified Development Code, specifically, LVMC 19.16.010, to add new provisions regarding neighborhood meetings, including mandatory meetings for certain types of applications, such as general plan amendments regarding land use, and applications to repurpose certain golf courses and open spaces.

At the City Council meeting of December 18, 2019

BILL NO. 2019-51 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

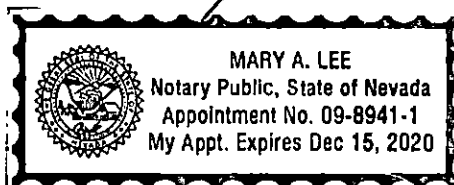
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 2ND FLOOR, 495 SOUTH MAIN STREET, LAS VEGAS, NEVADA

PUB: January 2, 2020
LV Review-Journal


LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 2nd day of January, 2020

Notary 



AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2020 JAN 27 A 11: 50

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001088195

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 01/18/2020 to 01/18/2020, on the following days:

01 / 18 / 20

FIRST AMENDMENT

**BILL NO. 2019-51
ORDINANCE NO. 6722**

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Proposed by:
Councilwoman Victoria Seaman

Summary: Amends the Unified Development Code, specifically, LVMC 19.16.010, to add new provisions regarding neighborhood meetings, including mandatory meetings for certain types of applications, such as general plan amendments and applications to repurpose certain golf courses and open spaces.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 18th day of December, 2019, and referred to a committee for recommendation; thereafter the committee reported that it had no recommendation regarding said ordinance on the 15th day of January, 2020, 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 amended and adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Fiore, Anthony, Knudsen, Seaman and Diaz

VOTING "NAY": Councilman Crear

EXCUSED: NONE

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 18, 2020
LV Review-Journal

IS/ 
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 20th day of January, 2020

Notary



