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City of Las Vegas

**RECOMMENDING COMMITTEE MEETING
CITY HALL, 400 STEWART AVENUE
CITY MANAGER'S CONFERENCE ROOM, EIGHTH FLOOR
CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>
TUESDAY, NOVEMBER 30, 2004
4:00 P.M.**

RECOMMENDING COMMITTEE - COUNCILWOMAN MONCRIEF AND COUNCILMAN WOLFSON

THE RECOMMENDING COMMITTEE WILL RECEIVE PUBLIC INPUT ON EACH ITEM OF LEGISLATION BEING CONSIDERED. THE RECOMMENDING COMMITTEE MAY, THEREAFTER, CONTINUE THE HEARING TO A FUTURE DATE OR FORMULATE A RECOMMENDATION TO THE CITY COUNCIL FOR PASSAGE, REJECTION OR AMENDMENT OF THE PROPOSED BILL.

ANY MEMBER OF THE CITY COUNCIL MAY SUBSTITUTE FOR A MEMBER OF THE RECOMMENDING COMMITTEE AT ANY TIME

- CALL TO ORDER
- ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW
- 1 Bill No. 2004-73 - Establishes the means for allowing the use "pet boarding" in certain commercial and industrial districts
Proposed by: Robert S Genzer, Director of Planning and Development
- 2 Bill No. 2004-74 - Expands the allowability of mixed-use developments in the C-1 and C-2 Zoning Districts, and allow such developments by means of special use permit in the C-PB Zoning District. Sponsored by Councilman Larry Brown
- 3. Bill No. 2004-75 - Provides for the relocation of off-premise signs that are required to be removed in connection with the installation of publicly-funded improvements. Proposed by. Robert S. Genzer, Director of Planning and Development

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

ALL INTERESTED PERSONS ARE INVITED TO ATTEND A tape recording of all the proceedings will be kept on file in the Office of the City Clerk until final disposition is made. Copies of the above Bills may be obtained through the Office of the City Clerk, Monday through Friday, 8:00 A M to 5:00 P.M.

Facilities are provided throughout City Hall for the convenience of disabled persons. Reasonable efforts will be made to assist and accommodate physically handicapped persons. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Court Clerk's Office Bulletin Board, City Hall Plaza
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue

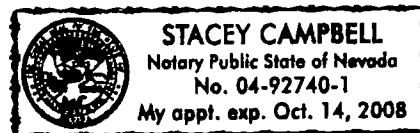
(Mailing required under the provisions of NRS Chapter 241)

Sharisse Yarborough, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the **19th** day of **November**, 2004, a copy of a NOTICE, the attached of which is a true and correct copy of the Public Hearing - re: **Recommending Committee Meeting**, to be held on the **30th** day of **November, 2004**, was deposited in the United States Mail, Postage prepaid, First Class Mail, to each person and/or organization whose name appears on the list maintained in the Office of the City Clerk.

City Clerk
DEPARTMENT

Stacey Campbell

 **STACEY CAMPBELL**
Notary Public State of Nevada
No. 04-92740-1
My appt. exp. Oct. 14, 2008



RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

- CALL TO ORDER

MINUTES:

PRESENT: COUNCILWOMAN MONCRIEF and COUNCILMAN WOLFSON

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, and DEPUTY CITY CLERK GABRIELA S. PORTILLO-BRENNER

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

ANNOUNCEMENT MADE - meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:05 - 4:06)

1-1

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-73 - Establishes the means for allowing the use "pet boarding" in certain commercial and industrial districts. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

☒ No Impact	Amount:
☐ Budget Funds Available	Dept./Division:
☐ Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Under current City zoning regulations, pet boarding is allowed only in conjunction with an animal hospital or clinic. This bill would allow the use on a "freestanding" basis by means of special use permit in the C-1 and C-2 Zoning Districts, and as a conditional use in the C-M and M Zoning Districts.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2004-73
2. Submitted at meeting: written comments of Tom McGowan

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-73 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, reported that approximately two years ago the pet-boarding category was taken out of the code due to issues that came up at that time. But staff is finding that pet boarding is allowed presently only in conjunction with a veterinary clinic. A couple of requests have been submitted; one was for a doggy overnight care facility. There is also a location with a pet shop that would like to offer overnight boarding. Both of these uses are not presently permitted by code. This bill would allow both of these services, by special use permit in the C-1 and C-2 zones and conditional in C-M and M. The bill includes a restriction requiring any exterior pens located adjacent to a residential parcel to be located a minimum of 50 feet from the parcel. He recommended approval.

TOM MCGOWAN, Las Vegas resident, submitted his written comments in opposition to this matter. A copy of which is included in the backup.

COUNCILMAN WOLFSON confirmed with MR. GENZER that applicants would still have to obtain a business license and any necessary permits. MR. GENZER added that under the present code the category of pet boarding does not independently exist. A daycare service for pets has been allowed under the pet shop category. But the only availability of overnight boarding is through a veterinary clinic.

RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

MINUTES - Continued:

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:06 - 4:11)

1-6

BILL NO. 2004-73

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH THE MEANS FOR ALLOWING THE USE "PET BOARDING" IN CERTAIN COMMERCIAL AND INDUSTRIAL DISTRICTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Robert S. Genzer,
Director of Planning and Development

Summary: Establishes the means for allowing the use "pet boarding" in certain commercial and industrial districts.

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

SECTION 1: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to require a Special Use Permit for the use "Pet Boarding" in the C-1 and C-2 Zoning Districts, and to provide that the use is a conditional use in the C-M and M Zoning Districts. In order to reflect the amendment, the term "Pet Boarding" shall be followed by an asterisk to indicate the existence of applicable base standards, and the new row shall read as follows:

RURAL & ANIMAL RELATED	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Pet Boarding*					S	S		C	C

SECTION 2: Title 19, Chapter 4, Section 40, Subsection (C), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new subdivision entitled "PET BOARDING," reading as follows:

PET BOARDING [C-M, M]

1. All animals shall be confined within an enclosed area or on a leash at all times.
2. Structures shall be designed to provide reasonable sound barriers and odor protection for adjoining properties.
3. Pens shall be screened from view from adjacent streets and adjoining properties.
4. Any exterior pens that are adjacent to a residential parcel shall be located a minimum of fifty feet from the parcel.
5. All operations and activities shall be in accordance with LVMC Title 7.

1 SECTION 3: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
2 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new
3 subdivision entitled "PET BOARDING," reading as follows:

4 PET BOARDING [C-1, C-2]

- 5 1. All animals shall be confined within an enclosed area or on a leash at all times.
- 6 2. Structures shall be designed to provide reasonable sound barriers and odor protection for adjoining
7 properties.
- 8 3. Pens shall be screened from view from adjacent streets and adjoining properties.
- 9 4. Any exterior pens that are adjacent to a residential parcel shall be located a minimum of fifty feet
10 from the parcel.
- 11 5. All operations and activities shall be in accordance with LVMC Title 7.

12 SECTION 4: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the definition of the term "Animal
14 Hospital, Clinic or Shelter" to read as follows:

15 "Animal Hospital, Clinic, or Shelter" means a place where animals or pets are given medical or
16 surgical treatment and are cared for during the time of such treatment. [The term does not include a
17 kennel operation or facility for the boarding of animals for remuneration unless it is operated in
18 conjunction with the treatment and care of animals or pets.]

19 SECTION 5: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
20 Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto, at the appropriate location,
21 the following term and its corresponding definition:

22 "Pet Boarding" means a lot, building, premises or structure on which four or more household pets are
23 kept regularly and for extended periods of time for the benefit of persons who do not reside on the
24 premises. The term includes facilities that provide shelter, care, feeding, exercising, grooming or
25 incidental medical care for household pets for remuneration or otherwise on a commercial basis. The
26 term includes a kennel operation.

27 SECTION 6: In Sections 2 and 3 of this Ordinance, the brackets that follow the titles
28 of the subdivisions being added are not intended to indicate deleted matter, but instead are used as the

1 means of indicating the applicable districts.

2 SECTION 7: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010,
3 19.04.040, 19.04.050, and 19.20.020 are deemed to be subchapters rather than sections.

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

12 SECTION 9: All ordinances or parts of ordinances or sections, subsections, phrases,
13 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
14 1983 Edition, in conflict herewith are hereby repealed.

15 PASSED, ADOPTED and APPROVED this _____ day of _____, 2004.

16 APPROVED:

17
18 By _____
19 OSCAR B. GOODMAN, Mayor

20 ATTEST:

21 _____
22 BARBARA JO RONEMUS, City Clerk

23 APPROVED AS TO FORM:

24 Val Steed 11-3-04
25 Date
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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2004, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2004, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16
17 BARBARA JO RONEMUS, City Clerk

Las Vegas, NV (800) (44-02 / Council) --
W2-S/Walton

(P. 1)

.. < (2 min) > ..

Again (1) - Tom McGowan, Las Vegas Resident.
It's repeatedly evident, and widely publicized that the current Mayor and City Council has a higher regard for the 'boarding' of domesticated 'pet' animals than it does for 'homeless' human beings of all races and backgrounds, ~ 1/3 of which are military veterans, and many of which are diabetic, or otherwise physically or mentally incapacitated, and ^{thereby} unable to survive on the drugs, vice and violent crime-infested streets of the non-livable downtown city of Las Vegas, Nevada. | and public personal hygiene facilities denied/

Furthermore, it is evident that intentionally 'plan-less' and grossly imbalanced aggressive redevelopment throughout the central office and incubating core, including the hotel community and the Arts District, as well as elsewhere in LVMS 1., 3. and 5., causes dislocation that ^{increasing} contributes to the volume of 'homeless' individuals and families, and, ~ because of the intentional absence of full and open public disclosure and public participation in the planning and development - rental democratic process, ~ is indicative of a LSI's expediency-driven 'hidden agenda', and gives rise to the appearance, in the public perception, of possible conflict of interest on a historically unprecedented scale.

I recommend and request you immediately 'strike' Item 1. and instead: RE-ORDER your priorities to properly serve the ^{legitimate} needs of human beings who reside in the City of Las Vegas, as deemed of equal or greater significance than the needs of animals, including but not limited to dogs, cats, 'roof-rats' and other non-human creatures that exist in proliferation throughout the CLV/Neighborhood.

And, in Las Vegas' Remedy, ~ officially oppose all redevelopment initiatives that serve political, bureaucratic and private commercial interests while dis-serving the GAPI of all the residents of the City of Las Vegas.

Assent you comply with the above recommendation and request, - And Accountable, Accountable - And Accountable is in tacit complicity with the perpetration of those inhuman, ruthless, self-serving and distasteful calculated acts and omissions.

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-74 - Expands the allowability of mixed-use developments in the C-1 and C-2 Zoning Districts, and allow such developments by means of special use permit in the C-PB Zoning District. Sponsored by: Councilman Larry Brown

Fiscal Impact:

☒ No Impact	Amount:
☐ Budget Funds Available	Dept./Division:
☐ Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Mixed-use developments are presently allowed by means of special use permit in the C-1 and C-2 Zoning Districts, but only in the Neighborhood Revitalization Area, and are not permitted in the C-PB Zoning District. This bill would allow mixed-use developments by means of special use permit in all C-1, C-2 and C-PB Zoning Districts. (NOTE: The adoption of this bill will depend on the approval of a corresponding amendment to the Las Vegas 2020 Master Plan.)

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2004-74
2. Submitted at meeting: written comments of Tom McGowan

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-74 be held in ABEYANCE to the 12/14/2004 Recommending Committee meeting. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, indicated that this bill would allow some form of mixed-use development outside of the downtown revitalization area, which is the only place it can occur under the present code, other than Town Center, with its own separate standards. However, an issue came up regarding height restrictions, if any, in the CP-B, C-1, and C-2 districts. Staff has been struggling with this issue for a number of months. The Planning Commission and staff recommended denial on this matter, because it could open the door for potential high-rise mixed-use projects outside the downtown area. MR. GENZER requested abeyance for two weeks to allow staff to continue to work on the height issue. Staff will come back with a recommendation at the next Recommending Committee meeting, and the bill could be adopted at the second Council meeting in December. COUNCILMAN WOLFSON indicated that he too is concerned about the height issue and supported further exploration.

TOM MCGOWAN, Las Vegas resident, submitted his written comments in opposition to this matter. A copy of which is included in the backup.

RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

MINUTES - Continued:

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4.11 - 4:16)

1-171

BILL NO. 2004-74

ORDINANCE NO. _____

AN ORDINANCE TO EXPAND THE ALLOWABILITY OF MIXED-USE DEVELOPMENTS IN THE C-1 AND C-2 ZONING DISTRICTS, TO ALLOW SUCH DEVELOPMENTS BY MEANS OF SPECIAL USE PERMIT IN THE C-PB ZONING DISTRICT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Larry Brown

Summary: Expands the allowability of mixed-use developments in the C-1 and C-2 Zoning Districts, and allow such developments by means of special use permit in the C-PB Zoning District.

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

SECTION 1: Title 19, Chapter 2, Section 40, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

(B) Commercial Districts.

(1) P-R Professional Office and Parking District. The P-R District is intended to allow for office uses in an area which is predominantly residential but because of traffic and other factors is no longer suitable for the continuation of low density residential uses. This district is designed to be a transitional zone to allow low intensity administrative and professional offices. These uses are characterized by a low volume of direct daily client and customer contact. To decrease the impact to adjacent residential uses, single-family structures should be retained or new development in the P-R District should be constructed to maintain a residential character. The P-R District is consistent with the Office category of the General Plan.

(2) N-S Neighborhood Service District. The purpose of the N-S District is to provide for the development of convenience retail shopping, services and professional offices principally serving neighborhood needs and compatible in scale, character and intensity with adjacent residential development. This district is intended to be located at intersections of streets designated as collector or larger. The N-S District should also be used as a buffer between residential and more intense retail/commercial uses. The N-S District is consistent with the Service Commercial and the Neighborhood Center categories of the General Plan.

1 (3) O Office District. The Office District is designed to provide for the development of
2 office uses, supporting service uses and low intensity commercial uses performing administrative,
3 professional and personal services. These may be small office buildings developed in a cluster with
4 an internal traffic circulation system or one larger office building. This district may be used as a buffer
5 between residential and more intense retail/commercial uses. The O District is consistent with the
6 Office category of the General Plan.

7 (4) C-D Designed Commercial District. The purpose of the C-D District is to provide
8 standards for the development of a select type of light commercial uses which will be in harmony with
9 the neighborhood in which it is to be located. The C-D District is consistent with the Service
10 Commercial and the Neighborhood Center categories of the General Plan.

11 (5) C-1 Limited Commercial District. The C-1 District is intended to provide most retail
12 shopping and personal services[.], and may be appropriate for mixed-use developments. This district
13 should be located on the periphery of residential neighborhoods and should be confined to the
14 intersections of primary and secondary thoroughfares along major retail corridors. The C-1 District
15 is consistent with the Service Commercial and the Neighborhood Center categories of the General
16 Plan.

17 (6) C-2 General Commercial District. The C-2 District is designed to provide the broadest
18 scope of compatible services for both the general and traveling public. This category allows retail,
19 service, automotive, wholesale, office and other general business uses of an intense character[.], as
20 well as mixed-use developments. This district should be located away from low and medium density
21 residential development and may be used as a buffer between retail and industrial uses. The C-2
22 District is also appropriate along commercial corridors. The C-2 District is consistent with the
23 General Commercial category of the General Plan.

24 SECTION 2: Title 19, Chapter 2, Section 40, Subsection (C), of the Municipal Code
25 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

26 (C) Industrial Districts.

27 (1) C-PB Planned Business Park District. The C-PB District allows industrial uses,
28 including light manufacturing, assembling and processing, warehousing and distribution, research,

development and testing laboratories; medical related uses and ancillary commercial uses in an Industrial Office Park setting[.]; and mixed-use developments. The C-PB District is consistent with the Light Industry/Research category of the General Plan.

(2) C-M Commercial/Industrial District. The C-M District is a general commercial and restricted industrial district designed to provide for a variety of compatible business, warehouse, wholesale, office and limited industrial uses. This district is intended to be located away from areas of low and medium density residential development. The CM District is consistent with the Light Industry/Research category of the General Plan.

(3) M Industrial District. The M District is intended to provide for heavy manufacturing industries in locations where they will be compatible with and not adversely impact adjacent land uses. This district is intended to be located away from all residential development. The M District is consistent with the Light Industry/Research category of the General Plan.

SECTION 3: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to allow the use "Mixed Use" in the C-PB Zoning District by means of Special Use Permit. In order to reflect the amendment, the "Mixed Uses" element of Table 2 is amended to read as follows:

U	R-A	R-E	R-D	R-1	R-CL	R-2	R-3	R-4	R-5	R-MH	R-MHP	MIXED USES
							S	S				Mixed-Use

MIXED USES						P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Mixed-Use						S	S	S		S	S	<u>S</u>		

SECTION 4: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by deleting in its entirety the subdivision entitled "Mixed-Use" and replacing it with a new subdivision entitled "Mixed-Use," reading as follows:

MIXED-USE [R-3, R-4, P-R, N-S, O, C-1, C-2 and C-PB]

*(1) Residential uses permitted as of right in the R-3 and R-4 Zoning Districts may be permitted by means of Special Use Permit within a P-R, N-S, O, C-1, C-2, or C-PB Zoning District.

*(2) Nonresidential uses permitted as of right in the P-R, N-S, O, and C-1 Zoning Districts may be

permitted by means of Special Use Permit within an R-3 or R-4 Zoning District.

(3) When residential and nonresidential uses are approved for a single parcel:

(a) The nonresidential use shall be located at ground level fronting the primary public right-of-way, and the primary entryway to that use shall be directly from and oriented to a street; and

(b) The overall architecture of the front elevation shall highlight the difference in uses through variations in volume and proportion, and shall be treated as a cohesive whole through finishes and colors.

SECTION 5: Title 19, Chapter 8, Section 45, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended Table 3 adopted therein so that Note 2 to Table 3 reads as follows:

2. Height.

a. Non-Residential Building Height When Adjacent to Residential. See Section 19.08.060(B).

b. P-R and O Districts. The maximum building height in the P-R and O Districts is two stories or thirty-five feet, whichever is less.

c. C-D District. Unless otherwise approved by the City Council in a Site Development Plan, building heights in the C-D Districts shall not exceed:

(1) One story or twenty feet, whichever is less, for parcels that front on Charleston Boulevard between Rancho Drive and Valley View Boulevard;

(2) Two stories or thirty-five feet, whichever is less, for all other parcels.

d. C-PB District. The maximum building height in the C-PB District is three stories or fifty-five feet, whichever is less. [Any] For any parcel of land contiguous to a freeway or expressway, [and to a depth of six hundred feet from the right-of-way line thereof,] the maximum building height shall be six stories or one hundred feet, whichever is less. Notwithstanding the above, in the case of permitted commercial and retail uses, the maximum building height shall be two stories or thirty-five feet, whichever is less.

e. Exemptions. Chimney and vent stacks; roof structures for the use of elevations, stairs, tanks, ventilation, and similar necessary mechanical equipment; visual screens which surround mounted mechanical equipment; skylights; whip and mounted antennas and flag poles up to forty feet

1 in height may be erected above the required height limits. In no case shall structures above the
2 permitted height limit be constructed for the purpose of providing additional floor space.

3 f. Height Along Certain Streets. For additional building height restrictions along streets
4 classified as collector or larger, see Section 19.08.030(C).

5 SECTION 6: In Section 4 of this Ordinance, the brackets that follow the title of the
6 subdivision being added are not intended to indicate deleted matter, but instead are used as the means
7 of indicating the applicable districts.

8 SECTION 7: For purposes of Section 2.100(3) of the City Charter, LVMC 19.02.040,
9 19.04.010, 19.04.050 and 19.08.045 are deemed to be subchapters rather than sections.

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

18 SECTION 9: All ordinances or parts of ordinances or sections, subsections, phrases,

19 ...

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24 ...

25 ...

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27 ...

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1 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this _____ day of _____, 2004.

4 APPROVED:

5
6 By _____
7 OSCAR B. GOODMAN, Mayor

8 ATTEST:

9
10 BARBARA JO RONEMUS, City Clerk

11 APPROVED AS TO FORM:

12 Val Steed 11-3-04
13 Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2004, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2004, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11

12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BARBARA JO RONEMUS, City Clerk

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(unsub-ued)

.. <(2 min)> ..

Agenda Item 2. • Tom McGowan Las Vegas resident, with a question and a statement:-

Q: - What section of the bill mandates that all property owners siting within the affected district comply with the allowance of 'mixed-use', at the discretion of the rental or lease-tenancy occupants? --

If 'None', ~ the bill is in violation of the 14th Amendment to the Constitution / ~~intended as intended~~
guaranteed right of equal access to justice and opportunity to all persons.

In restate, ~~example~~ of the oxymoronic application of the 'Special Mixed-Use Zoning Permit' Initiative:-

1. - Several 'mixed-use' residential and retail commercial 'high-rise' developments are under construction in the 'Arts District' of Ward 1, consistent with the 'mixed-use' zoning designation of that redevelopment area;

However:-

- (a) • Owners of the older residential properties in the Arts District are not mandated to allow 'mixed-use' 'live-work' occupancies by the renters of those properties;

and:-

- (b) The newly-developing 'mixed-use' high-rise units are astronomically-priced well beyond the affordability range of the Arts who reside in the Arts District, or elsewhere city and County-wide; -

Consequently, ~ the current bill is a 'sillam', and, ^(the) ~~along with~~ 'mixed-use' designation of the 'Arts District' in Ward 1, ~ constitutes the worst form of socio-economic engineering and, ^{arbitrary} ~~not effectively~~, eminent domain in LSI's expedient service to a wholly subjective Political, Bureaucratic and private commercial 'Hidden Reason', impactive upon ~~all residents~~ the GOPE of all residents of a CU.

I demand a right of 'Stallie' Item 2. ⁽¹⁾ ~~and~~ ^{into the city Council's model @ Dec,} ^{conduct} ~~and~~ ^{to} move to ~~conduct~~ ^{conduct} an independent investigation of all Redevelopment projects in the CU, in the GOPE of all residents, including city.

Agree you comply

#2

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-75 - Provides for the relocation of off-premise signs that are required to be removed in connection with the installation of publicly-funded improvements. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

☒	No Impact	Amount:
☐	Budget Funds Available	Dept./Division:
☐	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City's zoning regulations currently do not address the relocation of off-premise signs that are required to be removed in connection with the installation of publicly-funded improvements. This bill will allow the relocation of such signs to be approved administratively under certain circumstances, subject to conditions designed to minimize any impacts associated with sign relocation.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2004-75
2. Submitted at meeting: written comments of Tom McGowan

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-75 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, stated that this bill deals with situations created by projects, such as the widening of I-95, where right-of-way acquisition prompts the removal of a billboard. The bill puts into effect a process that allows for signs that are deemed to be non-conforming to be relocated on the same property and establishes criteria by which that can occur. It also allows administrative approval of the relocation. He recommended approval.

TOM MCGOWAN, Las Vegas resident, submitted his written comments recommending the Council and the Recommending Committee members review all bills for potential adverse impacts to the citizens of this community. A copy of which is included in the backup.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:16 - 4:20)

1-330

1 BILL NO. 2004-75

2 ORDINANCE NO. _____

3 AN ORDINANCE TO PROVIDE FOR THE RELOCATION OF OFF-PREMISE SIGNS THAT ARE
4 REQUIRED TO BE REMOVED IN CONNECTION WITH THE INSTALLATION OF
PUBLICLY-FUNDED IMPROVEMENTS, AND TO PROVIDE FOR OTHER RELATED
5 MATTERS.

6 Proposed by: Robert S. Genzer,
Director of Planning and Development

Summary: Provides for the relocation of
off-premise signs that are required to be
removed in connection with the installation of
publicly-funded improvements.

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

10 SECTION 1: Title 19, Chapter 14, Section 100, Subsection (B), of the Municipal
11 Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

12 (B) Special Use Permit Required.

13 (1) Except as otherwise provided in Subsection (F) of this Section, [A] a Special Use
14 Permit is required for all off-premise signs prior to the construction, placement, erection or
15 modification of the sign in accordance with the requirements of this Chapter. A Special Use Permit
16 application shall be processed in accordance with Section 19.18.060. Furthermore, the property
17 owner(s), owner(s) of the structure or other assignee shall maintain in force, at all times, a sign
18 certificate for the sign in accordance with the requirements of this Chapter.

19 (2) The Special Use Permit requirement set forth in [this Section] Paragraph (1) is in
20 addition to [an] and independent of any locational provision or limitation contained in this Section.
21 In determining whether to approve or deny a Special Use Permit under this Section, the Planning
22 Commission and City Council may consider the aesthetic impact of the sign on the area and all other
23 aspects of the sign's compatibility with the surrounding area, including the existence or nonexistence
24 of other signage in the area. The provisions of this Paragraph (2) are intended to reflect and reconfirm
25 existing standards and practice, rather than to impose a new or different standard.

26 (3) In connection with the approval of a Special Use Permit under this Section, the
27 Planning Commission or City Council may impose a time limit on the approval or require a periodic
28 review of the sign as a condition of approval. After conducting a review, the Planning Commission

1 or City Council may require removal of the sign if it is demonstrated that conditions in the
2 surrounding area have changed in such a manner that the sign no longer meets the standards
3 established in Section 19.18.060(L).

4 SECTION 2: Title 19, Chapter 14, Section 100, of the Municipal Code of the City of
5 Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new subsection, designated
6 as Subsection (F), reading as follows:

7 (F) Relocation of Signs Required to Be Removed for Publicly Funded Improvements.

8 (1) If an off-premise sign is required to be removed by a governmental entity in connection
9 with the widening of a public roadway or the installation of publicly-funded improvements, the sign
10 may be relocated without obtaining a Special Use Permit or Variance that would otherwise be
11 required, but only if:

12 (a) The applicant can demonstrate that the sign, at its existing or previous location,
13 received all necessary approvals and permits, and that the approvals and permits remain valid;

14 (b) The relocation will be on the same parcel or within the same commercial
15 subdivision;

16 (c) The applicant submits for and obtains a waiver, pursuant to Paragraph (4)
17 below, of any and all requirements and limitations of this Section pertaining to distance separation and
18 location that cannot otherwise be met by the sign as relocated;

19 (d) There will be no increase in the area of the sign to be relocated; and

20 (e) There will be no increase in the height of the sign, except that:

21 (i) A sign within one hundred fifty feet of the right-of-way line of an
22 elevated freeway or highway to which it is oriented may be erected thirty feet above the elevation of
23 the elevated roadway surface nearest the sign; and

24 (ii) A sign that, at a height of forty feet, will have a significant portion of
25 its display surface obscured from view from the travel lanes of the right-of-way to which it is oriented,
26 may be increased to a maximum of fifty-five feet.

27 (2) The applicant for relocation of a sign under the provisions of Paragraph (1) must
28 submit to the Department a written application for administrative review. The application must

1 include:

- 2 (a) A site plan;
- 3 (b) An elevation drawing;
- 4 (c) Evidence that the sign, at its existing or previous location, received all necessary
- 5 approvals and permits, and that the approvals and permits remain valid;
- 6 (d) A request for the waiver of any and all requirements and limitations of this
- 7 Section pertaining to distance separation and location that cannot otherwise be met with the sign as
- 8 relocated;
- 9 (e) A request for any desired increase in the height of the sign that may be
- 10 permitted under Paragraph (1)(e);
- 11 (f) A justification letter that includes the reason for removal and relocation; and
- 12 (g) Any other information required by the Director.

13 (3) If the Director determines that the relocation of the off-premise sign:

14 (a) Confirms to the conditions set forth in Paragraph (1), the Director shall provide

15 written notice of approval to the applicant, with a copy to the office of the City Council. Within ten

16 days after the notice is mailed or delivered, the applicant may proceed to apply for building permits,

17 unless within that time a member of the City Council files with the Director a request for the Council

18 to review the approval. If such a request to review is filed, the application must first be reviewed and

19 approved by the Council prior to issuance of any building permits.

20 (b) Does not conform to the conditions set forth in Paragraph (1), the normal

21 Special Use Permit and Variance requirements and limitations will apply. Any determination by the

22 Director that the relocation of an off-premise sign does not conform to the conditions set forth in

23 Paragraph (1) is not subject to appeal.

24 (4) In connection with an application to relocate an off-premise sign pursuant to Paragraph

25 (1), the requirements and limitations of this Section pertaining to distance separation and location may

26 be waived by the Director, or in connection with City Council review pursuant to Paragraph (3)(a),

27 notwithstanding any other provision of this Title, upon a determination that the relocation, under the

28 circumstances, will not have a materially different impact on surrounding properties and uses than the

1 existing sign.

2 (5) Unless otherwise indicated in a written notice of approval pursuant to Paragraph (3)(a),
3 conditions of approval from any previous Special Use Permit and Variance applications pertaining to
4 the sign at its existing or previous location will apply to the relocated sign, and additional conditions
5 may be added as appropriate.

6 (6) A demolition permit must be obtained for the removal of an existing off-premise sign
7 prior to removal. A building permit must be obtained and construction related to the relocation of the
8 sign completed within six months after issuance of the demolition permit, unless the Director grants
9 an extension of time.

10 (7) For purposes of this Subsection (F), the "relocation" of a sign includes both the re-
11 erection of a sign at a replacement location and the erection of a new structure at that location.

12 SECTION 3: For purposes of Section 2.100(3) of the City Charter, LVMC 19.14.100
13 is deemed to be a subchapter rather than a section.

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

22 SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases,

23 ...

24 ...

25 ...

26 ...

27 ...

28 ...

1 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this _____ day of _____, 2004.

4 APPROVED:

5
6 By _____
OSCAR B. GOODMAN, Mayor

7 ATTEST:

8
9 BARBARA JO RONEMUS, City Clerk

10 APPROVED AS TO FORM:

11 Val Steed 11-3-04
12 Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2004, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2004, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16
17 BARBARA JO RONEMUS, City Clerk

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(m/ready, cut?)

Agenda Item 3. (off-pump sign)

FILE(S) .. < (1/10) > ..
~~FOOT(2)~~

Tom McGowan, Las Vegas Resident, with ~~FOOT(2)~~ Question: and a statement:-

Q (1.) - is the Relocation of the affected signs Temporary or Permanent?

ad:-

Q (2.) - what section of the bill ensures that the Relocated signs are not unfairly disadvantaged in terms of unobstructed visibility and commensurate advertising effectiveness and economic viability? -

ad:-

Q (3.) If 'None', why not? ~ or, 'who' specifies the signage Relocation site and the thereby applicable business advertising standards? and 'who' bears the cost of the Relocation process?

Notwithstanding the fact of publicly-funded improvements in the public interest, --
right to curfew private business, and the
the right of ownership and enjoyment of the use of private property is guaranteed
Secured by both Constitutional and Statutory law;

ad:-

~~Advisory~~
Fair and Equitable dealing, and honesty, integrity, are the key Determinants of responsible Government in the SB public and private interest, inclusively -

I recommend that this Resolutions Committee and its parent City Council carefully review

all bills in terms of the number, range & their ramifications, implications and potentially calamitous
negative consequence, prior to ^{consent} approval & ^{Adoption} Resolutions & Council Action in the future -

246/48

TY.

#3

.. (Tom (Paul, etc)) ..

.. (3mish) ..

CIT 8 - Pacific

Tom McGowan, Las Vegas Resident.

"OVER THE PAST SEVERAL YEARS, AND INCREASINGLY IN RECENT MONTHS, MANY, NOT IN INSTANCES, ALL RESIDENTS OF THE CITY OF LAS VEGAS HAVE BEEN ADOVERSELY IMPACTED BY SEEMINGLY 'BENIGN' AND PURPORTEDLY 'BENEFICENT' REDEVELOPMENT PROJECTS AND OTHER INITIATIVES ADOPTED UPON BY THE CURRENT MAYOR AND CITY COUNCIL, TO THE EXTENT THAT:-

1. Residents of the UNIVAD 1. Legal Community of Arts District HAVE BEEN DISRUPTED AND DISTURBED IN CONSEQUENCE OF LSE'S LAND ACQUISITION, PROPERTY DEMOLITION AND GROUND INTRUSION WORKS. HIGH-RISE DEVELOPMENTS, COUPLED WITH THE ADJACENT PUBLIC MARKET/ARTS CENTER REPAIRED BY THE KINDLY GIVING OF A 'CITY NAME' TRAILY BOND OF THE PERMANENT DETENTION OF THE 'CIT' 'CIT' 'CIT' IN A PREFECTURAL SCENE TO THE NON-OPERATIONAL 'MONUMENTAL SYSTEM', THE FATAL METROPOLIS COMPLEX AND THE APPROPRIATELY FRAMING 'PREVIOUS OUTLET' MALL, ~ ALL OF WHICH OFFICIAL ACTIONS SERVE THE POLITICAL, BUREAUCRATIC AND PRIVATE COMMERCIAL INTERESTS BY DIS-SERVING TO THE GAPI, AND AT TAKING THE PUBLIC EXPENSE.

AS RECENTLY NOTED BY A ^{LV SEN} ^(Tom Paul) ^(Personal Message) ^{REPORTER}, THE ISSUE SURROUNDING THE ^{LONG} 'HOMELESS' PERSONS WAITING TO BE FED AT THE LAS VEGAS RESCUE MISSION, CAN BE RESOLVED AT YIPPA THE COST OF TO THE CITY'S EXPENSIVE OF TAKING THE PUBLIC FUND, -- IN FACT, THE CITY AND THE COUNTY HAVE RECEIVED MULTIPLE MILLIONS ^{of dollars} IN FEDERAL AND STATE FUNDS AS PRIVATE DONATIONS, BUT HAVE INTENTIONALLY FAILED TO RESOLVE THE ISSUE OF 'HOMELESSNESS', AND INSTEAD ARE ENGAGED IN THE HOUSE OF POWER DESIGN AND INTEND TO CAUSE THE MASS EXPULSION AND/OR THE GENOCIDE ^(Displacement) OF HUMAN BEINGS EXPEDITIOUSLY DEPRIVED THEIR WONDER OF THE RIGHT TO LIFE ^{THEY} THEMSELVES.

ON 6 JUNE, 2001, ~ THE 57TH ANNIVERSARY OF THE D-Day Landing at Normandy, in 1944, ~ THE CURRENT MAYOR AND CITY COUNCIL CREATED THE PUBLIC/PRIVATE MULTI-SECTORIAL ENTITY DECEPTIVELY AND INTENTIONALLY MIS-IDENTIFIED AS: 'THE 'LAS VEGAS' CENTENNIAL CELEBRATION COMMITTEE (LVC-2000) AND PROCEEDED TO ENGAGE IN REPERCUSSIONS OF MULTIPLE VIOLATIONS OF STATE CONSTITUTIONS AND STATUTORY LAWS, ^{ON A HISTORICALLY UNPRECEDENTED SCALE,} PRESENT TO THE UNWASHED TRUTH, CONDEMNATION, OUT-SOURCING AND VIOLATION OF THE NATIONAL ANTHROPOLOGY AND INVIOLABLE RIGHT OF ALL RESIDENTS OF THE CITY OF LAS VEGAS, (PAST, PRESENT AND FUTURE), TO PLAN, DEVELOP, AND ACTIVELY PARTICIPATE IN THEIR CENTENNIAL CELEBRATION OF THE CITY OF LAS VEGAS, BEYOND OF ALL-MAN'S PROPERTY OR PERMISSION BEFORE THE ENTIRE NATION AND THE OBSERVANT WORLD. THESE VIOLATIONS HAVE CAUSED THE LOSS OF IMMENSE WEALTH AND THE WASTAGE OF ALTERNATIVE INVESTMENTS ^{Potentially} GENERATION OF BILLIONS OF DOLLARS IN REVERSE AND OTHER SOCIO-ECONOMIC BENEFITS FOR ALL RESIDENTS OF THE CITY OF LAS VEGAS.

(pm/Redg) with ~...

IN SUMMARY:- THERE ARE SEVEN (7) SEATED AND VOTING MEMBERS ON THE LAS VEGAS CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY, AND THERE, ITS IMPARTIAL FOR THE FAIR-MINDED, INDEPENDENT AND RESPONSIBLE MEMBERS OF CITY GOVERNMENT TO SECURELY RECOGNIZE:-

- GOVERNMENT WITHOUT INTEGRITY IS INMACHINERY;
- THE KEY TERM IN THE PHRASE: 'COMMUNITY DEVELOPMENT' IS NOT 'DEVELOPMENT' BUT: 'COMMUNITY';
- COMMUNITY DEVELOPMENT AND REDEVELOPMENT ISN'T A SERIES OF LIMITED INCREMENTAL PROJECTS OCCURRED WITHIN A LIMITED FINITE TERM; ~ IT'S A COHERENTLY MASTER PLANNED AS COMPREHENSIVELY INTEGRALIZED AND DYNAMICALLY EVOLVING 'HOLISTIC' PROCESS, ON GOING IN CONTINUUM, IN THE GENUINE BEST PUBLIC AND PRIVATE INTEREST, INCLUSIVELY. IT'S NOT ABOUT PROPERTIES, STRUCTURES AND INFRASTRUCTURES. IT'S ABOUT PEOPLE, AND POSTERITY, AND THE CONSTITUTIONALLY GUARANTEED SECURE RIGHT OF ALL CITY RESIDENTS TO ENJOY EQUAL ACCESS TO THE RIGHT TO LIFE AND TO THE ATTAINMENT OF A HIGHER QUALITY OF LIFE, IN THE RESPECTIVE AND MUTUAL BEST INTEREST, INCLUSIVELY.
- FULL AND OPEN PUBLIC DISCLOSURE AND PEOPLE PARTICIPATION IN THE DEMOCRATIC PROCESS AT THE PRE-DECISIONAL STAGE IS CATEGORICALLY IMPERATIVE TO THE FULFILLMENT OF RESPONSIBLE ^{PEOPLE} GOVERNMENT IN THE GB PUBLIC INTEREST. CONVERSELY, PUBLIC CENSORSHIP IS THE FIRST SIGN OF PETTY DICTATORSHIP.
- A CERTAIN CELEBRATION IS NOT A LIMITED-INTEREST EXPERIMENT-DRIVEN, SELF-PROMOTING AND SELF-AGGRANDIZING 'ENTERTAIN PARTY' FOR ANY ELECTED OR APPOINTED PUBLIC OFFICIAL(S). IT'S A 'ONCE-IN-A-LIFETIME' OPPORTUNITY AND ^{CARE} RESPONSIBILITY FOR ALL RESIDENTS OF THE CITY OF LAS VEGAS TO EXERCISE THEIR INALIENABLE RIGHT TO EXHIBIT THEIR ^{INTERESTING} HISTORY AND THEIR UNUSUALLY INDEPENDENT, CREATIVE AND APPRECIATIVE PERSONS AND PERSONA TO AN OBSERVANT NATION AND THE ENTIRE WORLD, AND FOR ANY PUBLIC OFFICIAL(S) TO DEFEY THAT INALIENABLE RIGHT TO LOCAL RESIDENTS BY ENFORCING 'EXCLUSIVITY' TO ANY NON-LOCAL RESIDENT PUBLIC AND PRIVATE ENTITIES IS A HEINOUS AND LOCAL PUBLIC-UNACCEPTABLE CRIME OF HISTORICALLY UNPRECEDENTED MAGNITUDE AND PUBLIC-IMPACTIVE CONSEQUENCE.

I RECOMMEND RESPONSIBLE MEMBERS OF THE LAS VEGAS CITY COUNCIL DILIGENTLY

.. (TM/Res) ^{into} ..

MONITOR AND ENSURE COMPLIANCE WITH THOSE GUIDING PRINCIPLES BY ALL MEMBERS
OF THE LV CITY COUNCIL, CRD AGENCY AND COST CETERA COMMITTEE, RATHER THAN
GIVE RISE TO THE APPEARANCE, IN THE PUBLIC PERCEPTION, ^(POSITIVE) OF TACIT COMPLICITY
WITH THE UNLAWFUL ACTS AND OMISSIONS OF PUBLIC OFFICIALS WHO ABUSE POWER
AND WHO VIOLATE THE PUBLIC TRUST.

THE VERBATIM TEXT OF MY ENTIRE PUBLIC COMMENT IS SUBMITTED AND REQUESTED
INCLUSION IN THE MINUTES OF TODAY'S MEETING IN COMPLIANCE WITH NRS 241,
THE NEVADA OPEN MEETING LAW.

(SUBMITTED)

Thank you.

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 30, 2004

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

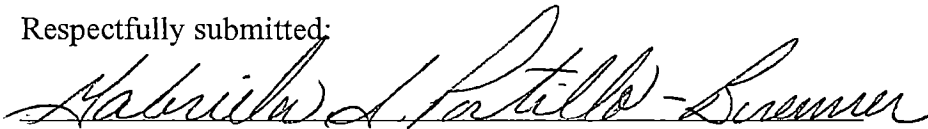
TOM MCGOWAN, Las Vegas resident, submitted his written comments regarding several concerns. A copy of which is included in the backup. He noted that when he speaks at a public forum he is not addressing the members personally, but is speaking to the government body and the public employees. He does not condone what persons on trial have done, but he also does not condone singling out one person while allowing others to go. He expects the same treatment of everyone.

(4:20 - 4:28)

1-440

THE MEETING ADJOURNED AT 4:28 P.M.

Respectfully submitted:



GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK

December 9, 2004