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City of Las Vegas

RECOMMENDING COMMITTEE MEETING
CITY HALL, 400 STEWART AVENUE
CITY MANAGER'S EIGHTH FLOOR CONFERENCE ROOM
CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov
FEBRUARY 2, 2010
9:00 A.M.

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

DUPLICATE AUDIO CDS MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. Bill No. 2010-3 – Adopts an updated Population Element of the Las Vegas 2020 Master Plan. Proposed by. M. Margo Wheeler, Director of Planning and Development
4. Bill No 2010-4 – Revises the composition of the Historic Preservation Commission. Proposed by: M Margo Wheeler, Director of Planning and Development
5. Bill No. 2010-5 – Clarifies the on-site parking requirements applicable to property within the Downtown Entertainment Overlay District, and redesignates the Downtown Overlay District as the Downtown Centennial Plan Overlay District. (TXT-36169 and TXT-36171) Proposed by: M. Margo Wheeler, Director of Planning and Development
6. Bill No. 2010-6 – Amends the City's on-site parking standards to provide minimum dimensions for parallel parking (TXT-36235) Proposed by. M. Margo Wheeler, Director of Planning and Development
7. Bill No. 2010-7 – Excludes the sale of mopeds from the zoning regulations governing the sale of motorized vehicles. (TXT-36495) Proposed by. M. Margo Wheeler, Director of Planning and Development
8. Bill No 2010-8 – Updates the zoning provisions pertaining to child care facilities to make them consistent with each other and with applicable licensing provisions. (TXT-36167) Proposed by. M. Margo Wheeler, Director of Planning and Development
9. 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
10. ADJOURNMENT

A32

City of Las Vegas

ALL INTERESTED PERSONS ARE INVITED TO ATTEND: 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
Bulletin Board, City Hall Plaza, (next door to Metro Records)
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue

AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:
CALL TO ORDER

Minutes:
COUNCILMAN WOLFSON called the meeting to order at 9:00 a.m.

PRESENT: COUNCILMEN WOLFSON and ANTHONY

Also Present: DEPUTY CITY MANAGER JIM NICHOLS, DEPUTY CITY ATTORNEY VAL STEED and DEPUTY CITY CLERK GABRIELA PORFILLO-BRENNER



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:
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; Clark County Government Center, 500 South Grand Central Parkway; Las Vegas Library, 833 Las Vegas Boulevard North; Grant Sawyer Building, 555 East Washington Avenue; Bulletin Board, City Hall Plaza (next to Metro Records)



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-3 – Adopts an updated Population Element of the Las Vegas 2020 Master Plan.
Proposed by: M Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

At its meeting of January 20, 2010, the City Council is scheduled to consider the approval of an updated Population Element of the Las Vegas 2020 Master Plan. This bill will formalize the approval, adopting the Plan element by means of ordinance. The adopted Plan element will replace and supersede any previously-adopted document regarding this aspect of the City's General 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:

Bill No 2010-3

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

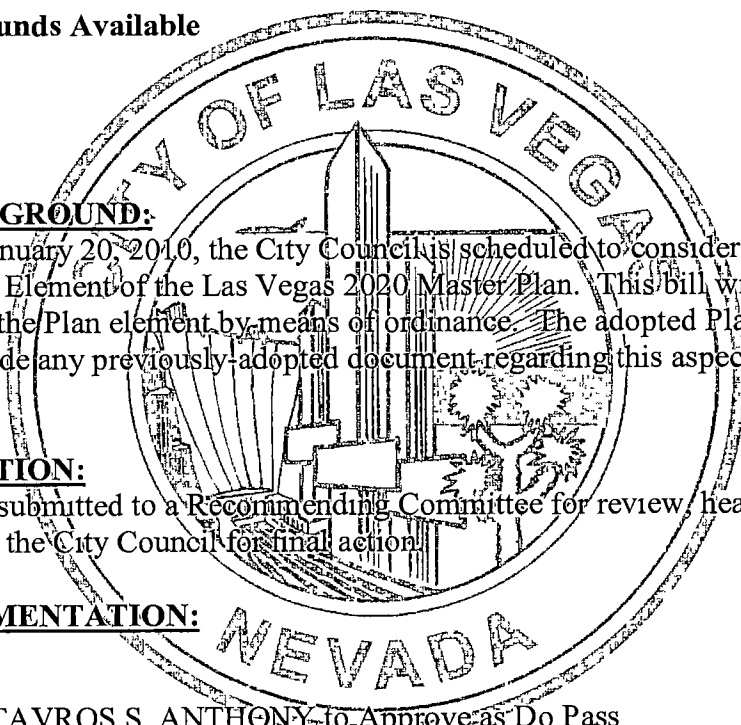
STAVROS S. ANTHONY, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN WOLFSON declared the Public Hearing open.

FLINN FAGG, Planning Manager of Planning and Development, reported that this bill updates the Population Element and is recommended for adoption as part of the Las Vegas 2020 Master Plan.

COUNCILMAN WOLFSON declared the Public Hearing closed.



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BILL NO. 2010-3

ORDINANCE NO. _____

AN ORDINANCE TO ADOPT AN UPDATED POPULATION ELEMENT OF THE LAS VEGAS 2020 MASTER PLAN, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: M. Margo Wheeler, Director of Planning and Development Summary: Adopts an updated Population Element of the Las Vegas 2020 Master Plan.

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

SECTION 1: The document entitled "Population Element," the essential contents of which were approved by the City Council on January 20, 2010, is hereby adopted as a part of the Las Vegas 2020 Master Plan and is incorporated therein by this reference. The document so identified shall function as the Population Element of the Las Vegas 2020 Master Plan, and shall replace and supersede the previous version of the Population Element that was adopted on April 2, 2003, by means of Ordinance No. 5586.

SECTION 2: The Planning and Development Department is authorized and directed to:

(A) Include the date of the adoption of this Ordinance within or upon the document referred to in Section 1 at such locations as are designed to reflect the date of the adoption of this Ordinance;

(B) Replace any page within the document that may indicate it is in "draft" form with a final version of that page;

(C) Publish the document in final form, in a format deemed necessary or appropriate, including the reorganization of text and maps as may be appropriate; and

(D) File the final document with the City Clerk.

SECTION 3: 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

1 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
2 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
3 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
4 invalid or ineffective.

5 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
6 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
7 1983 Edition, in conflict herewith are hereby repealed.

8 PASSED, ADOPTED and APPROVED this ____ day of _____, 2010.

9 APPROVED:

10
11 By _____
12 OSCAR B. GOODMAN, Mayor

13 ATTEST:
14 _____
15 BEVERLY K. BRIDGES, MMC
16 City Clerk

17 APPROVED AS TO FORM:
18 Val Steed 1-6-10
19 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2010, 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 _____, 2010, 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: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-4 – Revises the composition of the Historic Preservation Commission. Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will revise the composition of the Historic Preservation Commission by adding to the list of mandatory representation a person experienced in the archeological profession. The bill will make a corresponding change concerning members who serve "at-large" and adjust the membership requirements for those members so as to provide maximum flexibility.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-4

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

STAVROS S. ANTHONY, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

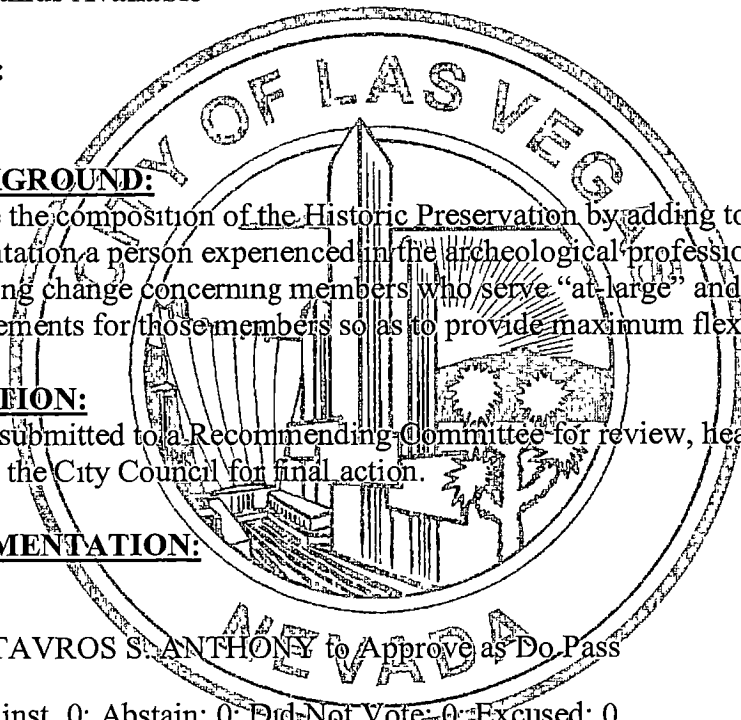
Minutes:

COUNCILMAN WOLFSON declared the Public Hearing open.

FLINN FAGG, Planning Manager of Planning and Development, reported that this bill amends the requirements of the membership of the Historic Preservation Commission, making one of the members an experienced archeologist and reducing one of the at-large positions.

COUNCILMAN WOLFSON verified with MR. FAGG that the language under Sections 6 and 7 was being amended to accommodate the Historic Preservation Commission's request.

COUNCILMAN WOLFSON declared the Public Hearing closed.



1 **BILL NO. 2010-4**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO REVISE THE COMPOSITION OF THE HISTORIC PRESERVATION
4 COMMISSION, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Proposed by: M. Margo Wheeler, Director of
6 Planning and Development

Summary: Revises the composition of the
Historic Preservation Commission.

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

9 SECTION 1: Title 19, Chapter 6, Section 90, Subsection (E), of the Municipal Code
10 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 (E) Historic Preservation Commission--Qualifications. The membership of the HPC shall be as
12 follows:

13 (1) One member must be experienced in architecture (such as an architect, art historian or
14 historic preservation architect).

15 (2) One member must be experienced in urban design or planning (such as an urban
16 designer, planner or landscape architect).

17 (3) One member must be experienced in building construction (such as a building
18 contractor or structural engineer).

19 (4) One member must be experienced in the real estate profession (such as a real estate
20 developer, appraiser or broker).

21 (5) One member must be representative of a recognized local historic preservation
22 association or historic preservation interest group.

23 (6) One member must be experienced in Nevada history [(such as an historian or
24 archeologist).] (such as an historian).

25 (7) One member must be experienced in the archeological profession (such as an
26 archeologist).

27 (8) [Five] Four members must be [citizens] members at-large. When one or more areas
28 have been designated as "Historic Districts" pursuant to this Section, one of the "at-large" positions

1 shall pertain to each such Historic District. For any Historic District, the corresponding "at large"
2 position shall be filled by a person who owns real property and resides within the Historic District,
3 if a person so qualified is available to serve. If no such person is available, a person who owns real
4 property within the Historic District may fill that position[.], if a person so qualified is available to
5 serve. If no such person is available, any person may fill that position. If more than [five] four
6 Historic Districts have been designated as such pursuant to this Section, the City Council shall
7 determine which [five] four of the Historic Districts are to be represented on the HPC.

8 ~~[(8)]~~ (9) The Director of Planning and Development, or the Director's designee, shall serve as
9 an ex-officio member, with no vote except as otherwise provided in this Section.

10 ~~[(9)]~~ (10) The Director of the Nevada State Museum and Historical Society, or other designee
11 of the State Historic Preservation Office (SHPO), shall serve as an ex-officio member, with no vote
12 except as otherwise provided in this Section.

13 SECTION 2: For purposes of Section 2.100(3) of the City Charter, LVMC 19.06.090
14 is deemed to be a subchapter rather than a section.

15 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or
16 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
17 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
18 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
19 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
20 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
21 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
22 invalid or ineffective.

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SECTION 4: 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 ____ day of _____, 2010.

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Pat Steed 1-11-10
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2010, 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 _____, 2010, 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: _____

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APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-5 – Clarifies the on-site parking requirements applicable to property within the Downtown Entertainment Overlay District, and redesignates the Downtown Overlay District as the Downtown Centennial Plan Overlay District. (TXT-36169 and TXT-36171) Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will clarify the on-site parking requirements applicable to property within the Downtown Entertainment Overlay District. In addition, the bill will redesignate the Downtown Overlay District as the Downtown Centennial Plan Overlay District. The changes are intended to provide clarification and consistency.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-5

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

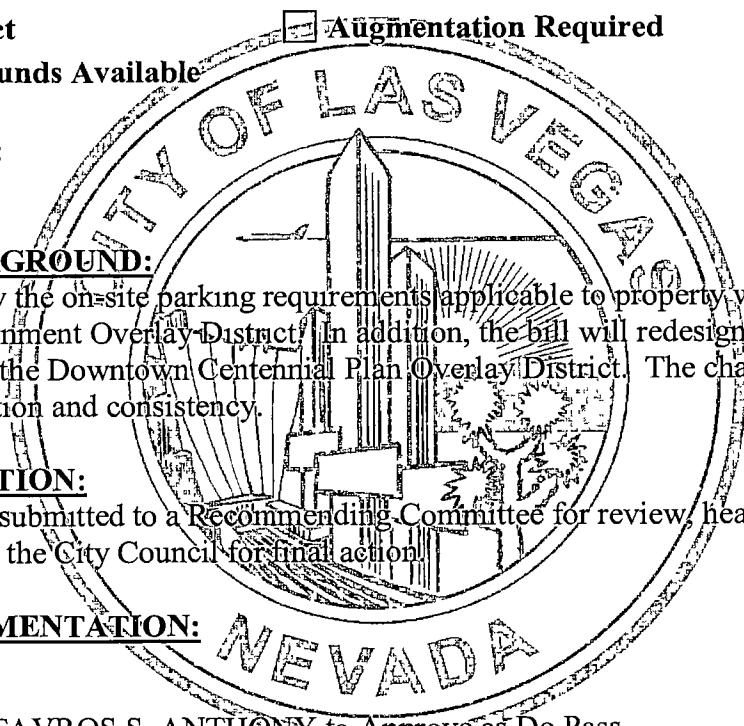
STAVROS S. ANTHONY, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN WOLFSON declared the Public Hearing open.

FLINN FAGG, Planning Manager of Planning and Development, explained that this bill would make the references to parking standards similar throughout the Downtown Centennial Plan for the special districts in the Centennial Plan, as well as refer to the Downtown Overlay District as the Downtown Centennial Plan Overlay District.

COUNCILMAN WOLFSON declared the Public Hearing closed



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BILL NO. 2010-5

ORDINANCE NO. _____

AN ORDINANCE TO CLARIFY THE ON-SITE PARKING REQUIREMENTS APPLICABLE TO PROPERTY WITHIN THE DOWNTOWN ENTERTAINMENT OVERLAY DISTRICT, REDESIGNATE THE DOWNTOWN OVERLAY DISTRICT AS THE DOWNTOWN CENTENNIAL PLAN OVERLAY DISTRICT, AND PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: M. Margo Wheeler
Director of Planning and Development

Summary: Clarifies the on-site parking requirements applicable to property within the Downtown Entertainment Overlay District, and redesignates the Downtown Overlay District as the Downtown Centennial Plan Overlay District.

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

SECTION 1: Title 19, Chapter 6, Section 120, Subsection (D), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

(D) Parking Requirements. [For any banquet facility, restaurant, café, tavern, bar, supper club, billiard parlor, nightclub/discotheque, general retail store or video arcade that is approved by means of Special Use Permit or otherwise for a parcel located within the district, the on-site parking requirements set forth in Chapter 19.10 shall not apply. The Special Use Permit or other approval may include conditions designed to mitigate any impacts related to parking.] Parking requirements shall be determined in accordance with the provisions of LVMC 19.06.060 and any design standards adopted thereunder.

SECTION 2: Title 19, Chapter 2, Section 10, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the table that appears therein so that the entry for "Downtown Overlay District" reads as follows:

Abbreviated Designation	Zoning District Name
[D-O] <u>DCP-O</u>	Downtown <u>Centennial Plan</u> Overlay District

SECTION 3: Title 19, Chapter 2, Section 40, Subsection (D), Paragraph (6), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

1 (6) [D-O Downtown Overlay District. The D-O] DCP-O Downtown Centennial Plan Overlay
2 District. The DCP-O District is intended to regulate development in the City's downtown core and
3 to encourage compatible development therein. The [D-O] DCP-O District is intended to establish
4 special standards for development that will be applicable to any property and zoning category in the
5 downtown core.

6 SECTION 4: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section
7 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by
8 amending the entry for the use "Senior Citizen Apartments," as found in the "Residential and
9 Lodging" element of Table 2, so that the "On-site Parking Requirement" listed therein reads as
10 follows:

11 **On-site Parking Requirement:** .75 spaces per unit (.5 spaces per unit within the Downtown
12 Centennial Plan Overlay District).

13 SECTION 5: Title 19, Chapter 6, Section 60, of the Municipal Code of the City of
14 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

15 **19.06.060:** [DOD Downtown] DCP-O Downtown Centennial Plan Overlay District.

16 (A) Intent. The intent of the Downtown Centennial Plan Overlay District is to establish
17 special standards for development within the City's established urban core. The boundaries of the
18 District shall be coterminous with the boundaries of the Las Vegas Downtown Centennial Plan, as
19 adopted by ordinance, and as the boundaries may be amended from time to time.

20 (B) Design Standards. Development within the Downtown Centennial Plan Overlay
21 District shall conform to the Design Standards that are included within the Las Vegas Downtown
22 Centennial Plan. Those Design Standards are adopted and incorporated by this reference. In addition,
23 development within the boundaries of any sub-districts within the Downtown Centennial Plan Overlay
24 District shall conform to applicable Design Standards that have been adopted for that sub-district. As
25 and when such Design Standards for sub-districts are adopted, they shall be deemed to be incorporated
26 into this Subsection by this reference. Copies of all Design Standards adopted by the City Council
27 (whether published separately or not) shall be on file in the Office of the City Clerk and in the
28 Planning and Development Department. The Downtown Centennial Plan Design Standards are

1 mandatory and shall apply to any property and zoning category within the District, and any Design
2 Standards adopted for any sub-district are mandatory and shall apply to any property and zoning
3 category within the sub-district to which they pertain. Design Standards referred to in this Subsection
4 may be amended from time to time by ordinance or by resolution of the City Council. If the City
5 Council adopts more restrictive design standards for one or more additional sub-districts within the
6 Downtown Centennial Plan Overlay District, those more restrictive standards shall apply to the
7 sub-district to which they pertain.

8 (C) Special Provisions. In order to encourage the development of a complex, visually
9 interesting and urbane walkable mixed-use environment, and to encourage transit-oriented
10 development as future transit routes and stations develop within the Downtown area, properties within
11 the Downtown Centennial Plan Overlay District are exempt from the automatic application of the
12 mandatory maximum building height, required building setback, maximum lot coverage, residential
13 adjacency, standard landscaping requirements, and standard parking requirements in Section
14 19.08.040, Section 19.08.050, Section 19.08.060, Chapter 19.10, and Chapter 19.12. However, the
15 exemption does not prohibit City staff, the Planning Commission, and the City Council from imposing
16 limitations on the approval of a Site Development Plan. Site Development Plan applications within
17 the Downtown Centennial Plan Overlay District shall be evaluated on a case-by-case basis to
18 determine the extent to which those standards shall be required.

19 SECTION 6: Title 19, Chapter 6, Section 140, Subsection (C), Paragraph (1), of the
20 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as
21 follows:

22 (1) Relationship to Other Provisions. Except as otherwise modified, required or prohibited by this
23 Section, all signage within the Las Vegas Boulevard Scenic Byway Overlay District shall be governed
24 by and subject to:

- 25 (a) All applicable standards and procedures in Chapter 19.14;
- 26 (b) All applicable standards in Chapter 19.06 that govern the Downtown Centennial Plan
27 Overlay District, for properties that are located within that district;
- 28 (c) All applicable standards in Chapter 19.06 that govern the Downtown Entertainment

1 Overlay District, for properties that are located within that district; and

2 (d) The review and approval procedures set forth in Subsection (D) of Section 19.06.100,
3 irrespective of where in the Las Vegas Boulevard Scenic Byway Overlay District the signage will be
4 located.

5 SECTION 7: Title 19, Chapter 8, Section 40, Subsection (C), Paragraph (5), of the
6 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as
7 follows:

8 (5) Downtown Centennial Plan Overlay District—Building Height, Setback and Lot Coverage. All
9 structures located in the Downtown Centennial Plan Overlay District are exempted from the automatic
10 application of the building height, building setback and lot coverage provisions of this Chapter 19.08,
11 including the Residential Adjacency Setback; provided, however, that this exemption does not prohibit
12 the City Council from imposing a building height, setback or lot coverage requirement in connection
13 with the approval of a Site Development Plan.

14 SECTION 8: Title 19, Chapter 8, Section 40, Subsection (C), of the Municipal Code
15 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending Table 2 that appears
16 therein so that Note 3 pertaining to that table reads as follows:

17 3. Downtown Centennial Plan Overlay District—All structures in the Downtown Centennial Plan
18 Overlay District are exempted from the automatic application of the height limitations, required
19 setbacks and lot coverage requirements specified in Table 2. However, the exemption does not
20 prohibit the City Council from imposing similar or equivalent limitations in connection with the
21 approval of a Site Development Plan in accordance with Section 19.06.060.

22 SECTION 9: Title 19, Chapter 8, Section 50, Subsection (C), of the Municipal Code
23 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by amending Table 1 that appears
24 therein so that Note 4 pertaining to that table reads as follows:

25 4. Downtown Centennial Plan Overlay District. All structures in the Downtown Centennial Plan
26 Overlay District are exempted from the automatic application of the height limitations, required
27 setbacks and lot coverage requirements specified in this Chapter. However, the exemption does not
28 prohibit the City Council from imposing similar or equivalent limitations in connection with the

1 approval of a Site Development Plan in accordance with Section 19.06.060.

2 SECTION 10: Title 19, Chapter 8, Section 60, Subsection (A), Paragraph (3), of the
3 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as
4 follows:

5 (3) Property located within the boundaries of the Downtown Centennial Plan Overlay District, as
6 described by ordinance, is not subject to the residential adjacency standards set forth in this Section.

7 SECTION 11: Title 19, Chapter 10, Section 20, Subsection (B), of the Municipal Code
8 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

9 (B) Applicability. Except for uses within the Downtown Centennial Plan Overlay District, every
10 use that revives or distributes materials or merchandise by truck shall provide and maintain on-site
11 loading spaces in accordance with the standards of this Section.

12 SECTION 12: Title 19, Chapter 12, Section 10, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **19.12.010:** Applicability.

15 (A) Except as otherwise provided in Subsection (B), this Chapter applies to:

16 (1) All multi-family, office, retail, commercial, institutional, and industrial
17 developments; and

18 (2) All single family developments with five or more lots adjacent to streets
19 classified as collectors or larger.

20 (B) Except with respect to Section 19.12.075, this Chapter does not apply to any special
21 purpose zoning district which contains special landscape standards or to properties in the Downtown
22 Centennial Plan Overlay District.

23 (C) Section 19.12.075 applies to all single family developments.

24 SECTION 13: Title 19, Chapter 14, Section 130, Subsection (B), Paragraph (2), of the
25 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as
26 follows:

27 (2) A Master Sign Plan may be submitted for any development or property not otherwise required
28 to submit a Master Sign Plan to accomplish the following:

1 (a) To establish the requirements and limitations for signs located in the Gaming and
2 Downtown Centennial Plan Overlay districts, and any uses not regulated elsewhere in this Chapter
3 located in the Planned Community and Planned Development Districts; or

4 (b) To establish requirements and limitations for signs in a specific development.

5 SECTION 14: Title 19, Chapter 14, Section 130, Subsection (D), Paragraph (2), of the
6 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as
7 follows:

8 (2) Conditions of Approval. In approving a Master Sign Plan, the Planning Commission may
9 impose the following conditions, restrictions or limitations as the Commission may determine to be
10 necessary to meet the general purpose and intent of this Title and to ensure that the public health,
11 safety and welfare are being maintained. All signs in the Master Sign Plan shall:

12 (a) Either conform to all standards for the zoning district in which the sign will be located,
13 under Section 19.14.060, or establish the sign requirements and limitations consistent with the
14 standards and criteria set forth in the following Subparagraphs (b) through (g). Master Sign Plans may
15 also be used to establish the requirements and limitations for signs located in the Gaming and
16 Downtown Centennial Plan Overlay districts, and the Planned Community and Planned Development
17 Districts;

18 (b) Conform to the Residential Protection Standards set forth in Section 19.14.070;

19 (c) Conform to site plan and development standards regarding circulation and emergency
20 exit patterns, parking and loading requirements and other standards related generally to the location
21 of structures within a development;

22 (d) Be compatible with the architectural characteristics and spatial relationships of the
23 buildings on which the signs are attached, and the placement of freestanding signs on the site, when
24 considered in terms of location, scale, proportion, color, materials, and illumination;

25 (e) Be professionally designed and fabricated from materials that meet the physical
26 demands of an urban setting;

27 (f) Be creative in the use of two- and three-dimensional forms, iconographic
28 representations, illumination and graphic design, including the use of color, pattern, typography, and

1 materials; and

2 (g) Be designed as attractive and complementary features of the development, which it
3 serves.

4 SECTION 15: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
5 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the definition of the term "Urban
6 Core Area" to read as follows:

7 "Urban Core Area" means the area defined as the Downtown Centennial Plan Overlay District in
8 Section 19.06.060.

9 SECTION 16: Whenever a provision of the Municipal Code or another ordinance or
10 adopted standard of this City refers to the "Downtown Overlay District," the reference shall be deemed
11 to refer to the "Downtown Centennial Plan Overlay District" as described in this Ordinance.

12 SECTION 17: For purposes of Section 2.100(3) of the City Charter, LVMC 19.02.010,
13 19.02.040, 19.04.010, 19.06.120, 19.06.140, 19.08.040, 19.08.050, 19.08.060, 19.10.020, 19.14.130
14 and 19.20.020 are deemed to be subchapters rather than sections.

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

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SECTION 19: 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 ____ day of _____, 2010.

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steel 1-6-10
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2010, 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 _____, 2010, 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: _____

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APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-6 – Amends the City’s on-site parking standards to provide minimum dimensions for parallel parking (TXT-36235) Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

The City’s on-site parking standards currently do not include specific dimensional requirements for parallel parking. This bill will amend the standards to include the applicable dimensional requirements.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-6

Motion made by STAVROS S. ANTHONY to Approve as-De Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

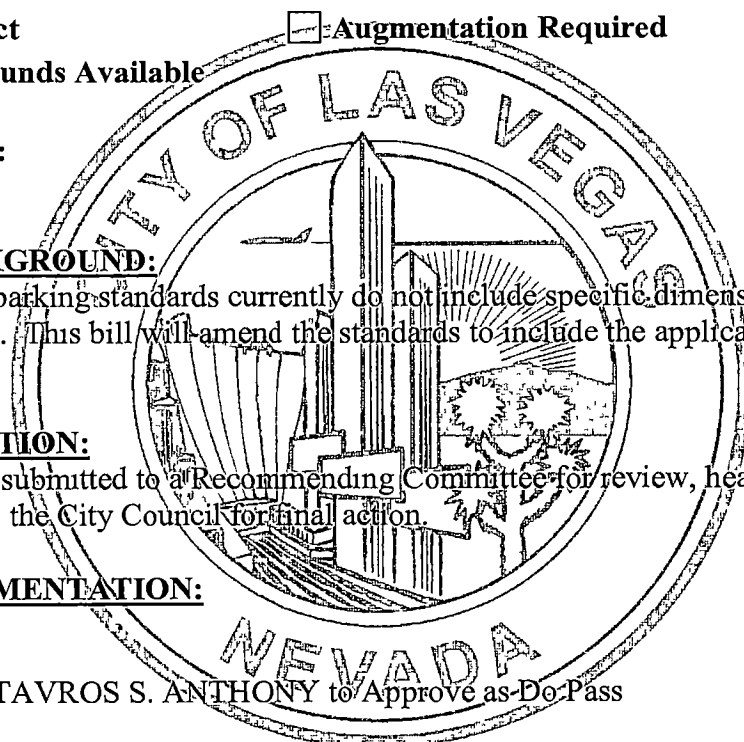
STAVROS S. ANTHONY, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None), (Excused-None)

Minutes:

COUNCILMAN WOLFSON declared the Public Hearing open.

FLINN FAGG, Planning Manager of Planning and Development, indicated that this bill would include dimensional standards for parallel parking spaces, as requested by the Department of Public Works. He recommended approval.

COUNCILMAN WOLFSON declared the Public Hearing closed.



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BILL NO. 2010-6

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE CITY'S ON-SITE PARKING STANDARDS TO PROVIDE MINIMUM DIMENSIONS FOR PARALLEL PARKING, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: M. Margo Wheeler,
Director of Planning and Development

Summary: Amends the City's on-site parking standards to provide minimum dimensions for parallel parking.

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

SECTION 1: Ordinance No. 6048 and Title 19, Chapter 10, Section 10, Subsection (J), Paragraph (2), Subparagraph (b), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, are hereby amended so that Table 4 located therein, as amended by Ordinance No. 6048, reads as follows:

Table 4
Minimum Parking Space Size

Type of Space	Width	Length
Standard Car	9 feet	18 feet
Compact Car	8 feet	18 feet
Handicapped (Car)	19 feet	18 feet
Handicapped (Vehicle with a Side-Loading Wheelchair Lift)	22 feet	18 feet
Recreational Vehicle	10 feet	30 feet
<u>Parallel Parking</u>	<u>9 feet</u>	<u>23 feet</u>

SECTION 2: For purposes of Section 2.100(3) of the City Charter, LVMC 19.10.010 is deemed to be a subchapter rather than a section.

SECTION 3: 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,

1 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
2 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
3 invalid or ineffective.

4 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
5 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
6 1983 Edition, in conflict herewith are hereby repealed.

7 PASSED, ADOPTED and APPROVED this _____ day of _____, 2010.

8 APPROVED:

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10 By _____
OSCAR B. GOODMAN, Mayor

11 ATTEST:
12 _____
13 BEVERLY K. BRIDGES, MMC
City Clerk

14 APPROVED AS TO FORM:
15 Val Steed 1-6-10
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 _____, 2010, 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 _____, 2010, 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: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-7 – Excludes the sale of mopeds from the zoning regulations governing the sale of motorized vehicles. (TXT-36495) Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will exclude from the zoning regulations governing the sale of motorized vehicles the sale of mopeds (strictly defined based on State law). The sale of mopeds will be treated as other retail goods for zoning purposes.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-7

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

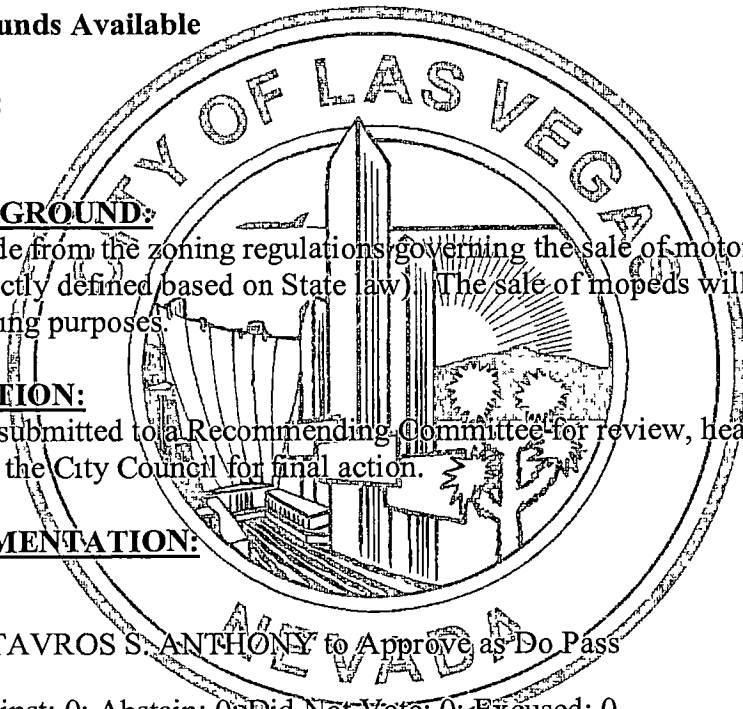
STAVROS S. ANTHONY, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN WOLFSON declared the Public Hearing open.

FLINN FAGG, Planning Manager of Planning and Development, explained that this bill adds a definition for mopeds and distinguishes them from motorcycles or motors scooters, as they have smaller engines, and adds the provision that mopeds are not considered to be motor scooters and can be sold under general retail. In terms of repair, the appropriate zoning designation will still be required. Adoption will make the Code consistent with the Department of Motor Vehicles and Nevada Revised Statutes.

COUNCILMAN WOLFSON declared the Public Hearing closed.



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BILL NO. 2010-7

ORDINANCE NO. _____

AN ORDINANCE TO EXCLUDE THE SALE OF MOPEDS FROM THE ZONING REGULATIONS GOVERNING THE SALE OF MOTORIZED VEHICLES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: M. Margo Wheeler,
Director of Planning and Development

Summary: Excludes the sale of mopeds from the zoning regulations governing the sale of motorized vehicles.

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 by amending the description of the use "Motor Vehicle Sales (New)" in the "Auto and Marine Related" element of Table 2, to read as follows:

Description:

A facility or area for the display and sale (or leasing) of new automobiles, trucks, motorcycles and motor scooters[.], but excluding mopeds. The term includes service bays and auto body shops which are incidental and accessory to the sales use.

SECTION 2: 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 by amending the description of the use "Motor Vehicle Sales (Used)" in the "Auto and Marine Related" element of Table 2, to read as follows:

Description:

"Motor Vehicle Sales (Used)" means a facility or area used primarily for the display and sale (or leasing) of used automobiles, motorcycles and motor scooters[.], but excluding mopeds. The term includes service bays and auto body shops which are incidental and accessory to the sales use.

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 by amending the description of the use "Motorcycle/Motor Scooter Sales" in the "Auto and Marine Related" element of Table 2, to read as follows:

1 **Description:**

2 A facility or area for the display and sale of motorcycles and motor scooters, whether new or used[.],
3 but excluding mopeds. The term includes service bays which are incidental and accessory to the sales
4 use. The term is used for the sole purpose of allowing the use by means of Special Use Permit in the
5 C-1 District. For all other purposes, the use described in this definition shall be treated under the
6 appropriate category of motor vehicle sales.

7 SECTION 4: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
8 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the definitions of the terms "Motor
9 Vehicle Sales (New)," "Motor Vehicle Sales (Used)" and "Motorcycle/Motor Scooter Sales" to read,
10 respectively, as follows:

11 "Motor Vehicle Sales (New)" means a facility or area for the display and sale (or leasing) of new
12 automobiles, trucks, motorcycles and motor scooters[.], but excluding mopeds. The term includes
13 service bays and auto body shops which are incidental and accessory to the sales use.

14 "Motor Vehicle Sales (Used)" means a facility or area used primarily for the display and sale (or
15 leasing) of used automobiles, motorcycles and motor scooters[.], but excluding mopeds. The term
16 includes service bays and auto body shops which are incidental and accessory to the sales use.

17 "Motorcycle/Motor Scooter Sales" means a facility or area for the display and sale of motorcycles and
18 motor scooters, whether new or used[.], but excluding mopeds. The term includes service bays which
19 are incidental and accessory to the sales use. The term is used for the sole purpose of allowing the use
20 by means of Special Use Permit in the C-1 District. For all other purposes, the use described in this
21 definition shall be treated under the appropriate category of motor vehicle sales.

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

25 "Moped" means a motor-driven scooter, motor-driven cycle or similar vehicle that is propelled by a
26 small engine which produces not more than two gross brake horsepower, has a displacement of not
27 more than fifty cubic centimeters or produces not more than fifteen hundred watts final output, and
28 is capable of a maximum speed of not more than thirty miles per hour on a flat surface with not more

1 than one percent grade in any direction when the motor is engaged. For purposes of the provisions
2 of this Title relating to vehicle sales, mopeds shall be considered retail goods rather than motor
3 vehicles.

4 SECTION 6: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
5 and 19.20.020 are deemed to be subchapters rather than sections.

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

14 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
15 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
16 1983 Edition, in conflict herewith are hereby repealed.

17 PASSED, ADOPTED and APPROVED this ____ day of _____, 2010.

18 APPROVED:

19 By _____
20 OSCAR B. GOODMAN, Mayor

21 ATTEST:

22 _____
23 BEVERLY K. BRIDGES, MMC
City Clerk

24 APPROVED AS TO FORM:
25 Val Steel 1-6-10
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2010, 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 _____, 2010, 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: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-8 – Updates the zoning provisions pertaining to child care facilities to make them consistent with each other and with applicable licensing provisions. (TXT-36167) Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will update the zoning provisions pertaining to child care facilities to make those provisions consistent with each other and with applicable licensing provisions. The bill contains no substantive changes and is merely intended to correct and update terminology.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-8

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

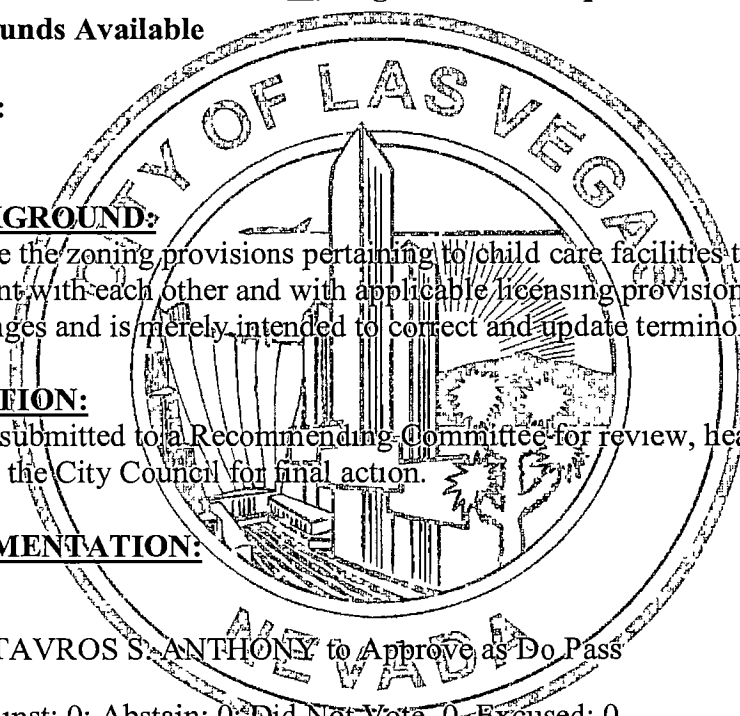
STAVROS S. ANTHONY, STEVE WOLFSON; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN WOLFSON declared the Public Hearing open.

FLINN FAGG, Planning Manager of Planning and Development, reported that the terms for child care family home and child care group home are reversed, relative to Nevada Revised Statutes (NRS), so this bill would make the correction to be consistent with NRS. The bill also changes the licensing references as Business Services no longer licenses child care facilities. COUNCILMAN WOLFSON confirmed with MR FAGG that licensing of child care facilities was taken over by the state approximately two years ago.

COUNCILMAN WOLFSON declared the Public Hearing closed.



BILL NO. 2010-8

ORDINANCE NO. _____

AN ORDINANCE TO UPDATE THE ZONING PROVISIONS PERTAINING TO CHILD CARE FACILITIES TO MAKE THEM CONSISTENT WITH EACH OTHER AND WITH APPLICABLE LICENSING PROVISIONS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: M Margo Wheeler,
Director of Planning and Development

Summary: Updates the zoning provisions pertaining to child care facilities to make them consistent with each other and with applicable licensing provisions.

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 as set forth in Section 2 of this Ordinance.

SECTION 2: The entries for the uses "Child Care – Family Home (1-6 Children)," "Child Care – Family Home (7-12 Children)" and "Child Care Center," as found in the "Institutional and Community Service" element of Table 2, are hereby amended to read respectively as follows:

USE: [Child Care - Family Home (1-6 Children)] <u>Child Care - Family Home</u>																				
RESIDENTIAL												COMMERCIAL					INDUSTRIAL			
U	R-A	R-E	R-D	R-1	R-CL	R-2	R-3	R-4	R-5	R-MH	R-MHP	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
P	P	P	P	P	P	P	P	P	P	P										
Description: A residential dwelling used primarily as a residence which also provides day or overnight care for a maximum of 6 children for compensation. Such a use is subject to the child care regulations and standards of the [Department of Finance and Business Services, including the ability to provide care for up to 3 additional children before and after school hours] <u>State of Nevada</u> .																				
On-site Parking Requirement: No additional parking required beyond that which is required for the principal use on the site																				

USE: [Child Care - Family Home (7-12 Children)] <u>Child Care - Group Home</u>																				
RESIDENTIAL												COMMERCIAL					INDUSTRIAL			
U	R-A	R-E	R-D	R-1	R-CL	R-2	R-3	R-4	R-5	R-MH	R-MHP	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
S	S	S	S	S	S	S	S	S	S											
Description: A residential dwelling used primarily as a residence which also provides day or overnight care for a minimum of 7 children and a maximum of 12 children for compensation. Such a use is subject to the child care regulations and standards of the [Department of																				

1 Finance and Business Services, including the ability to provide care for up to 3 additional children before and after school hours] State
 2 of Nevada

3 **Minimum Special Use Permit Requirements:**

- 4 *1 The minimum lot size shall be 6500 square feet.
 5 *2. The site shall be designed so that all loading and unloading of passengers occurs on-site
 6 *3. In order for this use to be conducted on a parcel developed with multi-family housing, the child care must be provided within
 7 a separate structure.
 8 *4. The use shall be subject to the child care regulations and standards of the [Department of Finance and Business Services.] State
 9 of Nevada
 10 5. Access to the facility shall be by means of a right-of-way with a width of 60 feet or less
 11 6 The use of outdoor play areas shall be limited to the hours between 6:00 A.M. and 10:00 P M.
 12 7. All lighting shall be designed so it does not shine directly onto any abutting residential property.

13 **On-site Parking Requirement:** One space for each staff member, plus one space for each 6 children

14 **USE: Child Care Center**

RESIDENTIAL												COMMERCIAL					INDUSTRIAL			
U	R-A	R-E	R-D	R-1	R-CL	R-2	R-3	R-4	R-5	R-MH	R-MHP	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
S	S	S	S				S	S	S	S	S	C	C	C	P	P	P	P	P	P

15 **Description:**

16 Any commercial facility which provides day or overnight care for more than 12 children Such a use is subject to the child care
 17 regulations and standards of the [Department of Finance and Business Services] State of Nevada

18 **Conditional Use Regulations:**

- 19 1 Access to the child care center shall be by means of a collector street or larger.
 20 2 The maximum lot coverage shall not exceed 30 percent.
 21 3. The site shall be designed so that all discharging or loading of passengers from a vehicle is accomplished on the site. The layout
 22 of driveways, circulation patterns and parking must be approved by the City Traffic Engineer prior to the issuance of any building
 23 permits
 24 4. Where structures or play areas have residential adjacency
 25 a. An 8-foot high block wall shall be installed along the common property line, with an additional buffer of evergreen trees along
 26 the play area. The trees shall be a minimum of 24-inch box, shall be installed at a minimum of 20 feet on center, and shall be a variety
 27 that will grow together to form a visual screen.
 28 b. The building entrance and access shall be oriented away from residential uses on local streets
 c Outdoor play shall be limited to daylight hours.
 d Outdoor lighting shall be designed so as to not shine directly onto any abutting residential property

On-site Parking Requirement: One space for each staff member, plus one space for each 10 children

SECTION 3: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the definitions of the terms "Child
 Care – Group Home (1-6 Children)," "Child Care – Group Home (7-12 Children)" and "Child Care
 Center" to read respectively as follows:

["Child Care – Group Home (1-6 Children)"] "Child Care – Family Home" means a residential
 dwelling used primarily as a residence which also provides day or overnight care for a maximum of

1 six children for compensation. Such a use is subject to the child care regulations and standards of the
2 [Department of Finance and Business Services, including the ability to provide care for up to three
3 additional children before and after school hours.] State of Nevada.

4 ["Child Care – Group Home (7-12 Children)"] "Child Care – Group Home" means a residential
5 dwelling used primarily as a residence which also provides day or overnight care for a minimum of
6 seven and a maximum of twelve children for compensation. Such a use is subject to the child care
7 regulations and standards of the [Department of Finance and Business Services, including the ability
8 to provide care for up to three additional children before and after school hours.] State of Nevada.

9 "Child Care Center" means any commercial facility which provides day or overnight care for more
10 than twelve children. Such a use is subject to the child care regulations and standards of the
11 [Department of Finance and Business Services.] State of Nevada.

12 SECTION 4: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
13 and 19.20.020 are deemed to be subchapters rather than sections.

14 SECTION 5: 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.

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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 ____ day of _____, 2010.

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steel 1-6-10
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2010, 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 _____, 2010, 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 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BEVERLY K. BRIDGES, MMC
18 City Clerk
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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

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:
None.



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 2, 2010

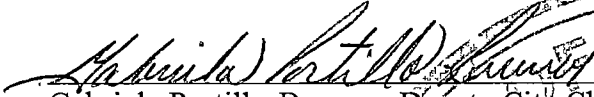
DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

Consent Discussion

SUBJECT:
ADJOURNMENT

Minutes:
The meeting was adjourned at 9:07 a.m.

Respectfully submitted:


Gabriela Portillo-Brenner, Deputy City Clerk
February 2, 2010

