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BILL NO. 2006-17

ORDINANCE NO. _____

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-11204)

Sponsored by: Councilman Steven D. Ross Summary: Annexes property located at 7970 Racel Street.

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

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

That portion of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section 9, Township 19 South, Range 60 East, M.D.M., in Clark County, Nevada, being LOT 2 as shown on the parcel map on file in File 8 of Parcel Maps, Page 56, of Clark County, Nevada Records, together with portions of the adjoining half-streets of RACEL STREET (30.00 foot half-street width) and CONOUGH LANE (30.00 foot half-street width), bounded as follows:

Bounded on the north by the north line, and the westerly projection thereof, of said LOT 2; bounded on the south by the south line of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section 9, also being the centerline of said RACEL STREET; bounded on the east by the east line, and the southerly projection thereof; of said LOT 2; and bounded on the west by the west line of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section 9, also being the centerline of said CONOUGH LANE.

1 SECTION 2: The City Council hereby determines that the described territory
2 meets the requirements provided by law for annexation to the City for the following reasons:

- 3 A. The area to be annexed was contiguous to the City's boundaries at the
4 time the annexation proceedings were instituted;
- 5 B. More than one-eighth (1/8) of the aggregate external boundaries of
6 the area are contiguous to the City;
- 7 C. The territory proposed to be annexed is not included within the
8 boundaries of another incorporated city or within the boundaries of
9 any unincorporated town as those boundaries existed as of July 1,
10 1983;
- 11 D. The City is eligible to annex the described territory since the
12 landowners have signed a petition constituting one hundred percent
13 (100%) of the owners of record of individual lots or parcels of land
14 within the annexation area.

15 SECTION 3: The City will provide police protection through the Las Vegas
16 Metropolitan Police Department, fire protection, street maintenance, and library services
17 immediately upon annexation. Garbage collection by the company franchised by the City
18 will also be provided immediately. The City sanitary sewer system will serve the proposed
19 annexation area. Any connection to or extension of this sewer line to serve the annexation
20 area shall be at the expense of the landowners. Other services, such as participation in the
21 City's recreational programs, special education classes and programs, public works planning,
22 building inspections, and other City services will also be available immediately. Utilities
23 such as gas, electricity, telephone, and water are provided by private utility companies and
24 other services to the area will not be affected by annexation. Street paving, curbs and gutters,
25 sidewalks and street lights which are not in place at the time of annexation will be installed
26 in the presently developed areas upon the request of the property owners and at their expense
27 by means of special assessment districts. Such improvements will be extended into the
28 undeveloped areas as development takes place and the need therefor arises, and will be

1 located according to the needs of the area at that time. Such installations will also be made
2 at the expense of the property owners, either by means of special assessment districts or as
3 prerequisites to the approval of subdivision plats, building permits or other land use or
4 development applications.

5 SECTION 4: The annexation of the described territory shall become
6 effective on the 12th day of May, 2006, and on that date the City will have the funds
7 appropriated in sufficient amount to finance the extension into the described territory of
8 police protection, fire protection, street maintenance, street sweeping, and street lighting
9 maintenance.

10 SECTION 5: The described territory, together with the inhabitants and
11 property thereof, shall, from and after the 12th day of May, 2006, be subject to all debts,
12 laws, ordinances and regulations in force in the City and shall be entitled to the same
13 privileges and benefits as other parts of the City, and shall be subject to municipal taxes
14 levied by the City.

15 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
16 an accurate map or plat of the described territory and to record the map or plat, together with
17 a certified copy of this ordinance, in the office of the County Recorder of Clark County,
18 Nevada, which recording shall be done prior to the 12th day of May, 2006.

19 SECTION 7: The described territory, which previously has been zoned R-E
20 (County of Clark classification), is hereby classified as U (RNP) (City of Las Vegas
21 classification), which is deemed to be the City equivalent of the County classification.

22 SECTION 8: If any section, subsection, subdivision, paragraph, sentence,
23 clause of phrase in this ordinance or any part thereof, is for any reason held to be
24 unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such
25 decision shall not affect the validity or effectiveness of the remaining portions of this
26 ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that
27 it would have passed each section, subsection, subdivision, paragraph, sentence, clause or
28 phrase thereof irrespective of the fact that any one or more sections, subsections,

1 subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid
2 or ineffective.

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

6 PASSED, ADOPTED and APPROVED this ____ day of _____,
7 2006.

8 APPROVED:

9
10 By OSCAR B. GOODMAN, Mayor

11 ATTEST:
12
13 BARBARA JO RONEMUS, City Clerk

14 APPROVED AS TO FORM:
15 VM Steep 3-23-06
16 Date

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1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 ____ day of _____, 2006, and referred to the following committee
3 composed of _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2006, which was a _____ meeting of said Council; that
6 at said _____ meeting, the proposed ordinance was read by title to the City
7 Council as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

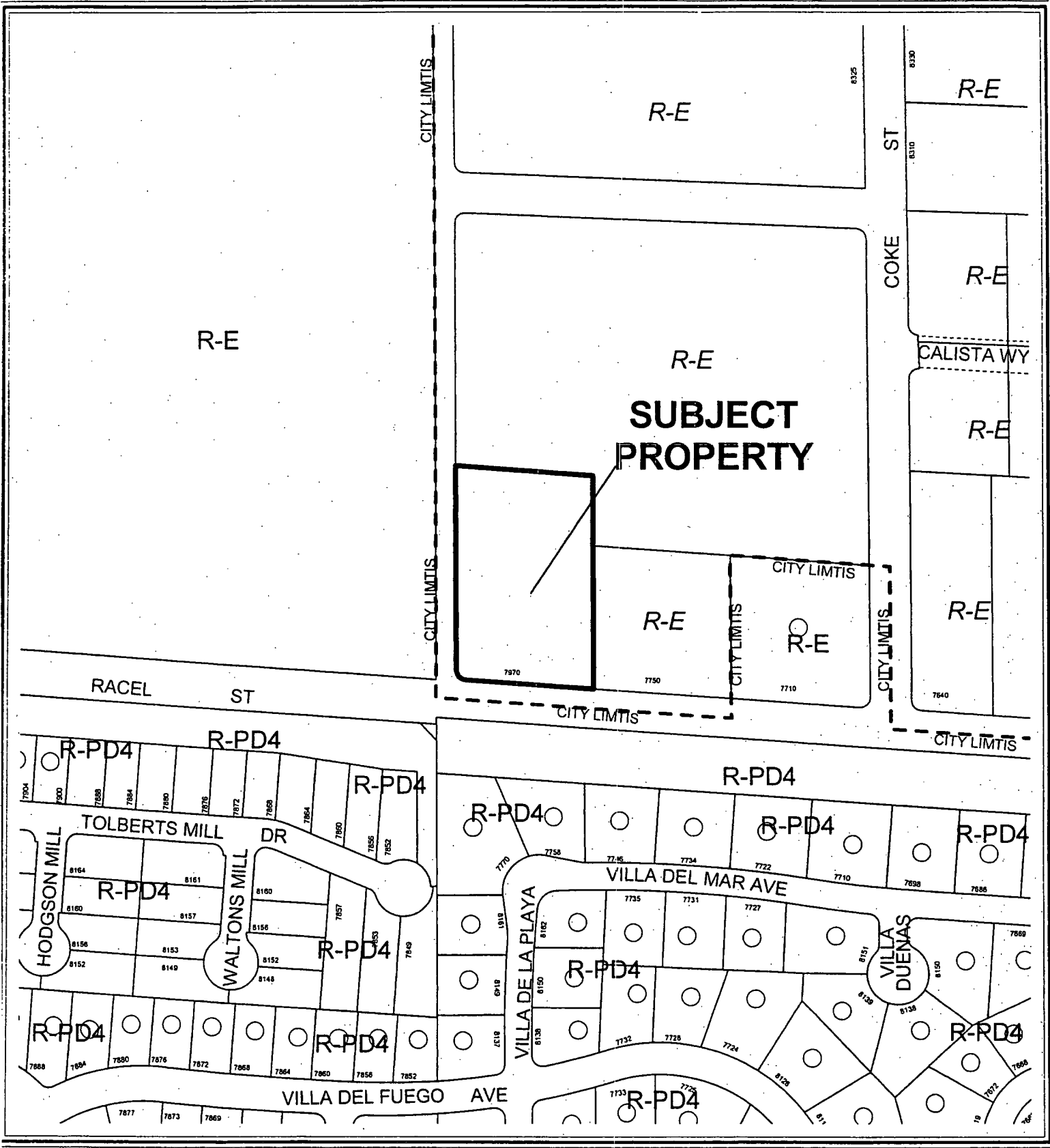
10 ABSENT: _____

11 APPROVED:

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BARBARA JO RONEMUS, City Clerk
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HARBER INVESTMENTS, LLC
4615 No. Lamb Blvd.
Las Vegas, NV 89115-1824

RECEIVED
CITY CLERK

2006 APR 11 P 3: 25

April 11, 2006

City of Las Vegas
Planning & Development
731 So. Fourth Street
Las Vegas, NV 89101

RE: ANX 11204 – ANANEXATION - 7970 Racel St.

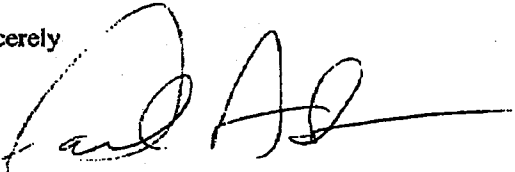
Dear Mr. Leobold:

At this time we would like to put a hold or stop on the annexation of the subject property.

If you have any questions or need anything else to accomplish this, please give me a call at (702) 334-5935

Thank you for your consideration of this matter.

Sincerely



Paul Harber
Harber Investments, LLC

Copy faxed to: Adele Wright – 382-4803
Linda Hartman – 474-7463

Submitted after final agenda

Date 4/11/06 Item #1