IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF LAS VEGAS, A POLITICAL SUBDIVISION OF THE STATE OF NEVADA, Appellant, vs.		No. 84345 Electronically Filed Sep 29 2022 04:53 p.m. Elizabeth A. Brown Clerk of Supreme Court
180 LAND CO., LLC, A NEVADA LIMI LIABILITY COMPANY; AND FORE S' LTD., A NEVADA LIMITED-LIABILIT COMPANY, Respondents.	ΓARS,	
180 LAND CO., LLC, A NEVADA LIMI LIABILITY COMPANY; AND FORE S' LTD., A NEVADA LIMITED-LIABILIT	ΓARS,	No. 84640
COMPANY, Appellants/Cross-Responde vs.		AMENDED JOINT APPENDIX VOLUME 58, PART 1
CITY OF LAS VEGAS, A POLITICAL SUBDIVISION OF THE STATE OF NEVADA, Beanendent/Cross Appeller	.+	
Respondent/Cross-AppellarLAW OFFICES OF KERMITT L. WATERSKermitt L. Waters, Esq.Nevada Bar No. 2571kermitt@kermittwaters.comJames J. Leavitt, Esq.Nevada Bar No. 6032jim@kermittwaters.comMichael A. Schneider, Esq.Nevada Bar No. 8887michael@kermittwaters.comAutumn L. Waters, Esq.Nevada Bar No. 8917autumn@kermittwaters.com704 South Ninth StreetLas Vegas, Nevada 89101Telephone: (702) 733-8877	LAS V Bryan Nevad <u>bscott@</u> Philip <u>pbyrn@</u> Nevad Rebecc <u>rwolfs@</u> Nevad 495 S. Las V@ Teleph	EGAS CITY ATTORNEY'S OFFICE K. Scott, Esq. a Bar No. 4381 <u>@lasvegasnevada.gov</u> R. Byrnes, Esq. <u>es@lasvegasnevada.gov</u> a Bar No. 166 ea Wolfson, Esq. <u>on@lasvegasnevada.gov</u> a Bar No. 14132 Main Street, 6th Floor egas, Nevada 89101 none: (702) 229-6629 eys for City of Las Vegas
Attorneys for 180 Land Co., LLC and Fore Stars, Ltd.		

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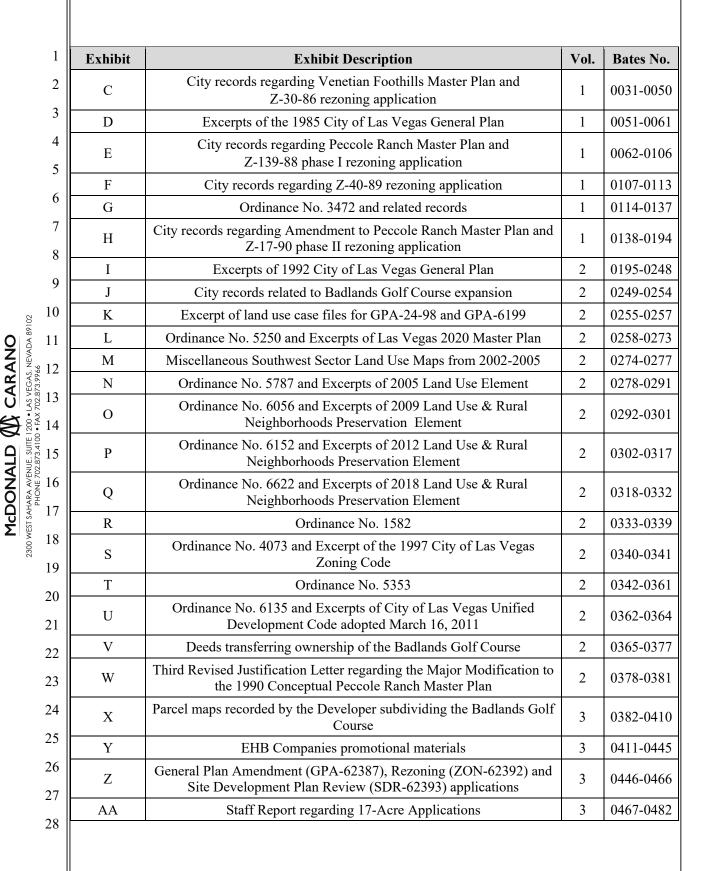
SHUTE, MIHALY & WEINBERGER, LLP Andrew W. Schwartz, Esq. <u>schwartz@smwlaw.com</u> California Bar No. 87699 (admitted pro hac vice) Lauren M. Tarpey, Esq. <u>ltarpey@smwlaw.com</u> California Bar No. 321775 (admitted pro hac vice) 396 Hayes Street San Francisco, California 94102 Telephone: (415) 552-7272

Attorneys for City of Las Vegas

1 2 3 4 5 6 7 8 9	Philip R. By Rebecca Wc LAS VEGA 495 South M Las Vegas, I Telephone: (Facsimile: (bscott@lasv pbyrnes@lasv rwolfson@la (Additional)	ott (NV Bar No. 4381) rnes (NV Bar No. 166) Ilfson (NV Bar No. 14132) S CITY ATTORNEY'S OFFICE Iain Street, 6th Floor Nevada 89101 702) 229-6629 702) 386-1749 egasnevada.gov svegasnevada.gov svegasnevada.gov svegasnevada.gov	8/25/203 Steven CLERK	nically Fil 21 4:47 PI D. Grierse OF THE O	M on
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10 11 12 12 13 14 15 16 17 18 19 20 21 22 23	company, Fe limited liabi ACRES, LL company, D CORPORA' LIABILITY v. CITY OF L. the State of ENTITIES I ROE INDIV LIABILITY GOVERNM	CLARK COUN CO LLC, a Nevada limited liability ORE STARS, LTD., a Nevada lity company and SEVENTY C, a Nevada limited liability OE INDIVIDUALS I-X, DOE TIONS I-X, and DOE LIMITED COMPANIES I-X, Plaintiffs, AS VEGAS, a political subdivision of Nevada; ROE GOVERNMENT -X; ROE CORPORATIONS I-X; TIDUALS I-X; ROE LIMITED- COMPANIES I-X; ROE QUASI- IENTAL ENTITIES I-X, Defendants. City of Las Vegas ("City") submits the	CASE NO.: A-17-758528-J DEPT. NO.: XVI APPENDIX OF EXHIB SUPPORT OF CITY'S OPI TO PLAINTIFF'S MOT DETERMINE TAKE AN SUMMARY JUDGMENT FIRST, THIRD, AND FO CLAIMS FOR RELIED COUNTERMOTION FOR S JUDGMENT VOLUME 2	POSITION ION TC ND FOR ON TH DURTH F AND SUMMA	ARY f the City's
23 24		Claims for Relief and its Countermotion		on the f	irst, Inira,
25	Exhibit	Exhibit Descr	iption	Vol.	Bates No.
26	А	City records regarding Or (Annexing 2,246 acres to the		1	0001-0011
27 28	В	City records regarding Pecco Z-34-81 rezoning a	le Land Use Plan and	1	0012-0030

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Case Number: A-17-758528-J



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1	Exhibit	Exhibit Description	Vol.	Bates No.
	BB	Major Modification (MOD-63600), Rezoning (ZON-63601), General Plan Amendment (GPA-63599), and Development Agreement (DIR- 63602) applications	3	0483-0582
	CC	Letter requesting withdrawal of MOD-63600, GPA-63599, ZON- 63601, DIR-63602 applications	4	0583
	DD	Transcript of February 15, 2017 City Council meeting	4	0584-0597
	EE	Judge Crockett's March 5, 2018 order granting Queensridge homeowners' petition for judicial review, Case No. A-17-752344-J	4	0598-0611
	FF	Docket for NSC Case No. 75481	4	0612-0623
	GG	Complaint filed by Fore Stars Ltd. and Seventy Acres LLC, Case No. A-18-773268-C	4	0624-0643
	HH	General Plan Amendment (GPA-68385), Site Development Plan Review (SDR-68481), Tentative Map (TMP-68482), and Waiver (68480) applications	4	0644-0671
	II	June 21, 2017 City Council meeting minutes and transcript excerpt regarding GPA-68385, SDR-68481, TMP-68482, and 68480.	4	0672-0679
	JJ	Docket for Case No. A-17-758528-J	4	0680-0768
	KK	Judge Williams' Findings of Fact and Conclusions of Law, Case No. A-17-758528-J	5	0769-0793
	LL	Development Agreement (DIR-70539) application	5	0794-0879
	MM	August 2, 2017 City Council minutes regarding DIR-70539	5	0880-0882
	NN	Judge Sturman's February 15, 2019 minute order granting City's motion to dismiss, Case No. A-18-775804-J	5	0883
	00	Excerpts of August 2, 2017 City Council meeting transcript	5	0884-0932
	PP	Final maps for Amended Peccole West and Peccole West Lot 10	5	0933-094
	QQ	Excerpt of the 1983 Edition of the Las Vegas Municipal Code	5	0942-095
	RR	Ordinance No. 2185	5	0952-095
	SS	1990 aerial photograph identifying Phase I and Phase II boundaries, produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0957
	TT	1996 aerial photograph identifying Phase I and Phase II boundaries, produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0958
	UU	1998 aerial photograph identifying Phase I and Phase II boundaries, produced by the City's Planning & Development Department, Office	5	0959

l Ex	hibit	Exhibit Description	Vol.	Bates No.
V	/V	2015 aerial photograph identifying Phase I and Phase II boundaries, retail development, hotel/casino, and Developer projects, produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0960
W	W	2015 aerial photograph identifying Phase I and Phase II boundaries, produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0961
Х	ΚX	2019 aerial photograph identifying Phase I and Phase II boundaries, and current assessor parcel numbers for the Badlands property, produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0962
Y	ſΥ	2019 aerial photograph identifying Phase I and Phase II boundaries, and areas subject to inverse condemnation litigation, produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0963
Z	ZZ	2019 aerial photograph identifying areas subject to proposed development agreement (DIR-70539), produced by the City's Planning & Development Department, Office of Geographic Information Systems (GIS)	5	0964
A	AA	Membership Interest Purchase and Sale Agreement		0965-098
B	BB	Transcript of May 16, 2018 City Council meeting	6	0982-099
С	CC	City of Las Vegas' Amicus Curiae Brief, Seventy Acres, LLC v. Binion, Nevada Supreme Court Case No. 75481	6	0999-100
D	DD	Nevada Supreme Court March 5, 2020 Order of Reversal, <i>Seventy Acres, LLC v. Binion</i> , Nevada Supreme Court Case No. 75481	6	1010-101
E	EE	Nevada Supreme Court August 24, 2020 Remittitur, Seventy Acres, LLC v. Binion, Nevada Supreme Court Case No. 75481	6	1017-101
F	FF	March 26, 2020 Letter from City of Las Vegas Office of the City Attorney to Counsel for the Developer Re: Entitlements on 17 Acres	6	1019-102
G	GG	September 1, 2020 Letter from City of Las Vegas Office of the City Attorney to Counsel for the Developer Re: Final Entitlements for 435- Unit Housing Development Project in Badlands	6	1021-102
H	ΗH	Complaint Pursuant to 42 U.S.C. § 1983, <i>180 Land Co. LLC et al. v. City of Las Vegas, et al.</i> , 18-cv-00547 (2018)	6	1027-112
I	III	9th Circuit Order in 180 Land Co. LLC; et al v. City of Las Vegas, et al., 18-cv-0547 (Oct. 19, 2020)	6	1123-112
J	IJ	Plaintiff Landowners' Second Supplement to Initial Disclosures Pursuant to NRCP 16.1 in 65-Acre case	6	1128-113
L	LL	Bill No. 2019-48: Ordinance No. 6720	7	1138-114

	Exhibit	Exhibit Description	Vol.	Bates No.
	MMM	Bill No. 2019-51: Ordinance No. 6722	7	1143-1150
	NNN	March 26, 2020 Letter from City of Las Vegas Office of the City Attorney to Counsel for the Developer Re: Entitlement Requests for 65 Acres	7	1151-1152
	000	March 26, 2020 Letter from City of Las Vegas Office of the City Attorney to Counsel for the Developer Re: Entitlement Requests for 133 Acres	7	1153-1155
	PPP	April 15, 2020 Letter from City of Las Vegas Office of the City Attorney to Counsel for the Developer Re: Entitlement Requests for 35 Acres	7	1156-1157
	QQQ	Valbridge Property Advisors, Lubawy & Associates Inc., Appraisal Report (Aug. 26, 2015)	7	1158-1247
_	RRR	Notice of Entry of Order Adopting the Order of the Nevada Supreme Court and Denying Petition for Judicial Review	7	1248-1281
	SSS	Letters from City of Las Vegas Approval Letters for 17-Acre Property (Feb. 16, 2017)	8	1282-1287
	TTT	Reply Brief of Appellants 180 Land Co. LLC, Fore Stars, LTD, Seventy Acres LLC, and Yohan Lowie in <i>180 Land Co LLC et al v</i> . <i>City of Las Vegas</i> , Court of Appeals for the Ninth Circuit Case No. 19-16114 (June 23, 2020)	8	1288-1294
	UUU	Excerpt of Reporter's Transcript of Hearing on City of Las Vegas' Motion to Compel Discovery Responses, Documents and Damages Calculation and Related Documents on Order Shortening Time in 180 Land Co. LLC v. City of Las Vegas, Eighth Judicial District Court Case No. A-17-758528-J (Nov. 17, 2020)	8	1295-1306
	VVV	Plaintiff Landowners' Sixteenth Supplement to Initial Disclosures in 180 Land Co., LLC v. City of Las Vegas, Eighth Judicial District Court Case No. A-17-758528-J (Nov. 10, 2020)	8	1307-1321
	WWW	Excerpt of Transcript of Las Vegas City Council Meeting (Aug. 2, 2017)	8	1322-1371
	XXX	Notice of Entry of Findings of Facts and Conclusions of Law on Petition for Judicial Review in <i>180 Land Co. LLC v. City of Las</i> <i>Vegas</i> , Eighth Judicial District Court Case No.A-17-758528-J (Nov. 26, 2018)	8	1372-1399
	YYY	Notice of Entry of Order <i>Nunc Pro Tunc</i> Regarding Findings of Fact and Conclusion of Law Entered November 21, 2019 in <i>180 Land Co.</i> <i>LLC v. City of Las Vegas</i> , Eighth Judicial District Court Case No.A- 17-758528 (Feb. 6, 2019)	8	1400-1405
	ZZZ	City of Las Vegas Agenda Memo – Planning, for City Council Meeting June 21, 2017, Re: GPA-68385, WVR-68480, SDR-68481, and TMP-68482 [PRJ-67184]	8	1406-1432

	Exhibit	Exhibit Description	Vol.	Bates No.
	AAAA	Excerpts from the Land Use and Rural Neighborhoods Preservation Element of the City's 2020 Master Plan adopted by the City Council of the City on September 2, 2009	8	1433-1439
	BBBB	Summons and Complaint for Declaratory Relief and Injunctive Relief, and Verified Claims in Inverse Condemnation in 180 Land Co. LLC v. City of Las Vegas, Eighth Judicial District Court Case No.A-18- 780184-C	8	1440-1477
	CCCC	Notice of Entry of Findings of Fact and Conclusions of Law Granting City of Las Vegas' Motion for Summary Judgment in 180 Land Co. LLC v. City of Las Vegas, Eighth Judicial District Court Case No.A- 18-780184-C (Dec. 30, 2020)	8	1478-1515
	DDDD	Peter Lowenstein Declaration	9	1516-1522
	DDDD-1	Exhibit 1 to Peter Lowenstein Declaration: Diagram of Existing Access Points	9	1523-1526
	DDDD-2	Exhibit 2 to Peter Lowenstein Declaration: July 5, 2017 Email from Mark Colloton	9	1527-1531
	DDDD-3	Exhibit 3 to Peter Lowenstein Declaration: June 28, 2017 Permit application	9	1532-1533
	DDDD-4	Exhibit 4 to Peter Lowenstein Declaration: June 29, 2017 Email from Mark Colloton re Rampart and Hualapai	9	1534-1536
	DDDD-5	Exhibit 5 to Peter Lowenstein Declaration: August 24, 2017 Letter from City Department of Planning	9	1537
	DDDD-6	Exhibit 6 to Peter Lowenstein Declaration: July 26, 2017 Email from Peter Lowenstein re Wall Fence	9	1538
	DDDD-7	Exhibit 7 to Peter Lowenstein Declaration: August 10, 2017 Application for Walls, Fences, or Retaining Walls; related materials	9	1539-1546
	DDDD-8	Exhibit 8 to Peter Lowenstein Declaration: August 24, 2017 Email from Steve Gebeke	9	1547-1553
	DDDD-9	Exhibit 9 to Peter Lowenstein Declaration: Bill No. 2018-24	9	1554-1569
]	DDDD-10	Exhibit 10 to Peter Lowenstein Declaration: Las Vegas City Council Ordinance No. 6056 and excerpts from Land Use & Rural Neighborhoods Preservation Element	9	1570-1577
]	DDDD-11	Exhibit 11 to Peter Lowenstein Declaration: documents submitted to Las Vegas Planning Commission by Jim Jimmerson at February 14, 2017 Planning Commission meeting	9	1578-1587
	EEEE	GPA-72220 application form	9	1588-1590
	FFFF	Chris Molina Declaration	9	1591-1605
	FFFF-1	Fully Executed Copy of Membership Interest Purchase and Sale Agreement for Fore Stars Ltd.	9	1606-1622

Exhib	Exhibit Description	Vol.	Bates No.
FFFF-	Summary of Communications between Developer and Peccole family regarding acquisition of Badlands Property	9	1623-1629
FFFF-	Reference map of properties involved in transactions between Developer and Peccole family	9	1630
FFFF-	Excerpt of appraisal for One Queensridge place dated October 13, 2005	9	1631-1632
FFFF-	Site Plan Approval for One Queensridge Place (SDR-4206)	9	1633-1636
FFFF-	Securities Redemption Agreement dated September 14, 2005	9	1637-1654
FFFF-	Securities Purchase Agreement dated September 14, 2005	9	1655-1692
FFFF-	Badlands Golf Course Clubhouse Improvement Agreement dated September 6, 2005	9	1693-1730
FFFF-	Settlement Agreement and Mutual Release dated June 28, 2013	10	1731-1782
FFFF-	June 12, 2014 emails and Letter of Intent regarding the Badlands Golf Course	10	1783-1786
FFFF-	July 25, 2014 email and initial draft of Golf Course Purchase Agreement	10	1787-1813
FFFF-	August 26, 2014 email from Todd Davis and revised purchase agreement	10	1814-1843
FFFF-	August 27, 2014 email from Billy Bayne regarding purchase agreement	10	1844-1846
FFFF-	September 15, 2014 email and draft letter to BGC Holdings LLC regarding right of first refusal	10	1847-1848
FFFF-	5 November 3, 2014 email regarding BGC Holdings LLC	10	1849-1851
FFFF-	November 26, 2014 email and initial draft of stock purchase and sale agreement		1852-1870
FFFF-	7 December 1, 2015 emails regarding stock purchase agreement	10	1871-1872
FFFF-	B December 1, 2015 email and fully executed signature page for stock purchase agreement	10	1873-1874
FFFF-	December 23, 2014 emails regarding separation of Fore Stars Ltd. and WRL LLC acquisitions into separate agreements	10	1875-1876
FFFF-2	February 19, 2015 emails regarding notes and clarifications to purchase agreement	10	1877-1879
FFFF-2	February 26, 2015 email regarding revised purchase agreements for Fore Stars Ltd. and WRL LLC	10	1880
FFFF-2	February 27, 2015 emails regarding revised purchase agreements for Fore Stars Ltd. and WRL LLC	10	1881-1882
FFFF-2	Fully executed Membership Interest Purchase Agreement for WRL LLC	10	1883-1890

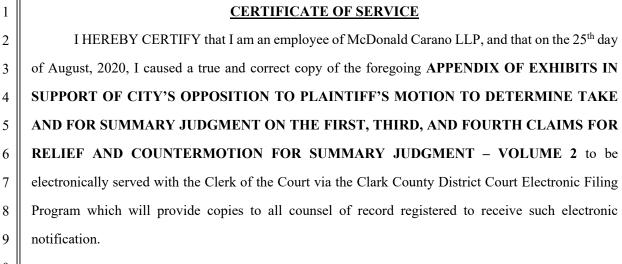
Exhi	Exhibit Description	Vol.	Bates No.
FFFF	June 12, 2015 email regarding clubhouse parcel and recorded parcel map	10	1891-1895
FFFF	Quitclaim deed for Clubhouse Parcel from Queensridge Towers LLC to Fore Stars Ltd.	10	1896-1900
FFFF	6 Record of Survey for Hualapai Commons Ltd.	10	1901
FFFF	7 Deed from Hualapai Commons Ltd. to EHC Hualapai LLC	10	1902-1914
FFFF	Purchase Agreement between Hualapai Commons Ltd. and EHC Hualapai LLC	10	1915-1931
FFFF	City of Las Vegas' First Set of Interrogatories to Plaintiff	10	1932-1945
FFFF	Plaintiff 180 Land Company LLC's Responses to City of Las Vegas' First Set of Interrogatories to Plaintiff, 3 rd Supplement	10	1946-1973
FFFF	City of Las Vegas' Second Set of Requests for Production of Documents to Plaintiff	11	1974-1981
FFFF	Plaintiff 180 Land Company LLC's Response to Defendant City of Las Vegas' Second Set of Requests for Production of Documents to Plaintiff	11	1982-1989
FFFF	September 14, 2020 Letter to Plaintiff regarding Response to Second Set of Requests for Production of Documents	11	1990-1994
FFFF	First Supplement to Plaintiff Landowners Response to Defendant City of Las Vegas' Second Set of Requests for Production of Documents to Plaintiff	11	1995-2002
FFFF	Motion to Compel Discovery Responses, Documents and Damages Calculation, and Related Documents on Order Shortening Time	11	2003-2032
FFFF	Transcript of November 17, 2020 hearing regarding City's Motion to Compel Discovery Responses, Documents and Damages Calculation, and Related Documents on Order Shortening Time	11	2033-2109
FFFF	February 24, 2021 Order Granting in Part and denying in part City's Motion to Compel Discovery Responses, Documents and Damages Calculation, and Related Documents on Order Shortening Time	11	2110-2118
FFFF	April 1, 2021 Letter to Plaintiff regarding February 24, 2021 Order	11	2119-2120
FFFF	April 6, 2021 email from Elizabeth Ghanem Ham regarding letter dated April 1, 2021	11	2121-2123
FFFF	Hydrologic Criteria and Drainage Design Manual, Section 200	11	2124-2142
FFFF	Hydrologic Criteria and Drainage Design Manual, Standard Form 1	11	2143
FFFF	2 Hydrologic Criteria and Drainage Design Manual, Standard Form 2	11	2144-2148
FFFF	Email correspondence regarding minutes of August 13, 2018 meeting with GCW regarding Technical Drainage Study	11	2149-2152

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	Exhibit	Exhibit Description	Vol.	Bates No.
	FFFF-44	Excerpts from Peccole Ranch Master Plan Phase II regarding drainage and open space	11	2153-2159
F	FFFF-45	Aerial photos and demonstrative aids showing Badlands open space and drainage system	11	2160-2163
]	FFFF-46	August 16, 2016 letter from City Streets & Sanitation Manager regarding Badlands Golf Course Drainage Maintenance	11	2164-2166
]	FFFF-47	Excerpt from EHB Companies promotional materials regarding security concerns and drainage culverts	11	2167
	GGGG	Landowners' Reply in Support of Countermotion for Judicial Determination of Liability on the Landowners' Inverse Condemnation Claims Etc. in <i>180 Land Co., LLC v. City of Las Vegas</i> , Eighth Judicial District Court Case No. A-17-758528-J (March 21, 2019)	11	2168-2178
	НННН	State of Nevada State Board of Equalization Notice of Decision, In the Matter of Fore Star Ltd., et al. (Nov. 30, 2017)	11	2179-2183
	IIII	Clark County Real Property Tax Values	11	2184-2199
	JJJJ	Clark County Tax Assessor's Property Account Inquiry - Summary Screen	11	2200-2201
	KKKK	February 22, 2017 Clark County Assessor Letter to 180 Land Co. LLC, re Assessor's Golf Course Assessment	11	2202
	LLLL	Petitioner's Opening Brief, <i>In the matter of 180 Land Co. LLC</i> (Aug. 29, 2017), State Board of Equalization	12	2203-2240
	MMMM	September 21, 2017 Clark County Assessor Stipulation for the State Board of Equalization	12	2241
	NNNN	Excerpt of Reporter's Transcript of Hearing in 180 Land Co. v. City of Las Vegas, Eighth Judicial District Court Case No. A-17-758528-J (Feb. 16, 2021)	12	2242-2293
	0000	June 28, 2016 Letter from Mark Colloton re: Reasons for Access Points Off Hualapai Way and Rampart Blvd.		2294-2299
	РРРР	Transcript of City Council Meeting (May 16, 2018)	12	2300-2375
	QQQQ	Supplemental Declaration of Seth T. Floyd	13	2376-2379
	QQQQ-1	1981 Peccole Property Land Use Plan	13	2380
	QQQQ-2	1985 Las Vegas General Plan	13	2381-2462
	QQQQ-3	1975 General Plan	13	2463-2558
	QQQQ-4	Planning Commission meeting records regarding 1985 General Plan	14	2559-2786
	QQQQ-5	1986 Venetian Foothills Master Plan	14	2787
	QQQQ-6	1989 Peccole Ranch Master Plan	14	2788
	QQQQ-7	1990 Master Development Plan Amendment	14	2789
	QQQQ-8	Citizen's Advisory Committee records regarding 1992 General Plan	14	2790-2807

	Exhibit Description	Vol.	Bates No.
QQQQ-9	1992 Las Vegas General Plan	15-16	2808-325
QQQQ-10	1992 Southwest Sector Map	17	3258
QQQQ-11	Ordinance No. 5250 (Adopting 2020 Master Plan)	17	3259-326
QQQQ-12	Las Vegas 2020 Master Plan	17	3267-334
QQQQ-13	Ordinance No. 5787 (Adopting 2005 Land Use Element)	17	3350-341
QQQQ-14	2005 Land Use Element	17	3417-347
QQQQ-15	Ordinance No. 6056 (Adopting 2009 Land Use and Rural Neighborhoods Preservation Element)	17	3475-347
QQQQ-16	2009 Land Use and Rural Neighborhoods Preservation Element	18	3480-357
QQQQ-17	Ordinance No. 6152 (Adopting revisions to 2009 Land Use and Rural Neighborhoods Preservation Element)		3580-358
QQQQ-18	Ordinance No. 6622 (Adopting 2018 Land Use and Rural Neighborhoods Preservation Element)	18	3590-360
QQQQ-19	2018 Land Use & Rural Neighborhoods Preservation Element	18	3601-370
	Christopher Molina (NV Bar No. 1- 2300 W. Sahara Avenue, Suite 120 Las Vegas, Nevada 89102 LAS VEGAS CITY ATTORNEY Bryan K. Scott (NV Bar No. 4381) Philip R. Byrnes (NV Bar No. 166) Rebecca Wolfson (NV Bar No. 141 495 South Main Street, 6th Floor Las Vegas, Nevada 89101 SHUTE, MIHALY & WEINBERG Andrew W. Schwartz (CA Bar No.	0 S OFFI 132) GER, LI 87699)	.P
	(Admitted <i>pro hac vice</i>) Lauren M. Tarpey (CA Bar No. 32	1//3)	

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/s/ Jelena Jovanovic

An employee of McDonald Carano LLP



EXHIBIT "I"

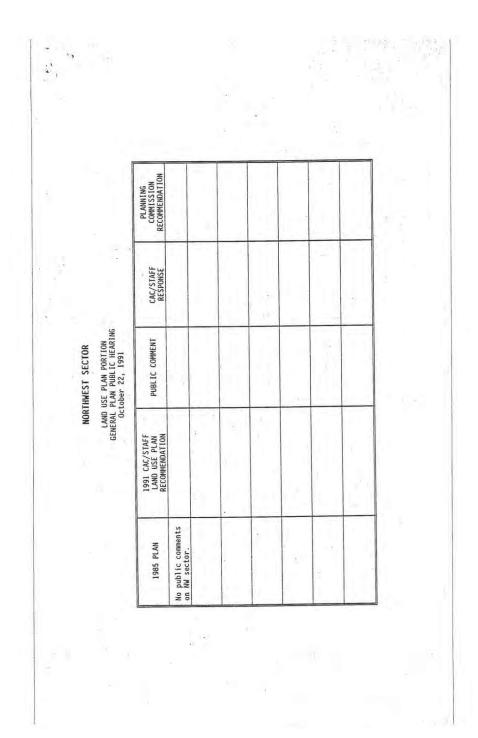
NDA	City of Las	Vegas December 12, 1991
	PLANNING CO	
ITEM	COUNCIL CHAMBERS • 400 EA	COMMISSION ACTION
CALL TO ORDER: 6:00 P.M.	, Council Chambers of City	CHAIRMAN HUDGENS called the
Hall, 400 Vegas, Nev	, Council Chambers of City East Stewart Avenue, Las ada.	meeting to order at 6:10 P.M.
ROLL CALL:		STAFF PRESENT:
Sandra Huc Chairmar Frank Dixk Vice Ch Eric Jord Brian Mofi Marsha Pij Richard Sc Mark Solor	- Present in tirman - Present in - Excused itt - Present ipin - Excused gerblom - Present	Norman Standerfer, Director, Community Planning & Developmen Frank Reynolds, Deputy Director Community Planning & Developmen Howard Null, Administrative Officer, Community Planning & Development Robert Baggs, Chief, Comprehensiv Planning, Community Planning & Development John McNellis, Public Works Val Steed, Chief Deputy City
ANNOUNCEMENT		Val Steed, Chief Deputy City Attorney Linda Owens, Deputy City Clerk
Satisfact Requiremen	on of Open Meeting Law ts.	GENERAL PLAN CITIZENS ADVISOR COMMITTEE MEMBER PRESENT:
NOTICE:		Abe Mayhan, Co-Chairman
This meet and posted	ing has been properly noticed I at the following location:	CHAIRMAN HUDGENS announced this meeting is in compliance with the
Senior Cit Rd. Clark Cour 200 E. Court Cley City Ha	dg., State of Nevada Sahara Avenue itzen Center, 450 E. Bonanza ity Courthouse, arson Avenue *C's Office Bulletin Board, 1 Plaza Plaza, Special Outside Posting 1 Board	Open Meeting Law.
	1 1 m	1
	ION OF THE REVIEW AND ADOPTION ATED CITY OF LAS VEGAS GENERAL	Dixon - ADOPTED UPDATED CITY OF LAS VEGA GENERAL PLAN Unanimous (Jordan and Pippin excused)

COUNCIL CHAMBERS • 400 EAST	COMMISSION ACTION
1. CONTINUATION OF THE REVIEW AND ADOPTION OF THE UPDATED CITY OF LAS VEGAS GENERAL PLAN. (CONTINUED)	NOTE: There was a unanimous vote in the affirmative from the four Commissioners present to hold the public hearing but not vote on the adoption of the General Plan. Commissioner Segerblom arrived after the vote and it was decided to continue the public hearing and
	vote on whether to adopt the updated General Plan. The required majority to adopt the General Plan is five members of the Planning Commission.
	CHAIRMAN HUDGENS called the meeting to order at 6:10 P.M.
	MR. REYNOLDS pointed out there is one revision to the proposed General Plan under Land Use Element, Page II-16, Subsection B., Development Review Requirements, last sentence of paragraph 1 to: "Unless otherwise adopted by the City Council, no level of service shall be established on a designated street or highway which results in a peak hour travel capacity Level of Service D."
	GUY SAWDERS, 1809 South Valley View, appeared to represent homeowners along Valley View in the area south of Oakey to Sahara. The traffic count shows this is a thoroughfare for emergency vehicles, large trucks, private cars, etc. There is a school zone in front of his house and the children have a problem crossing the street. This is not a residential area. Between Meadows Lane south to Tropicana Boulevard there are only 12 houses on Valley View; between Oakey to Sahara only four houses. He submitted pictures of the area and a petition with seven signatures and one letter requesting a zone change from residential to professional office or commercial. He contacted all the houses involved.

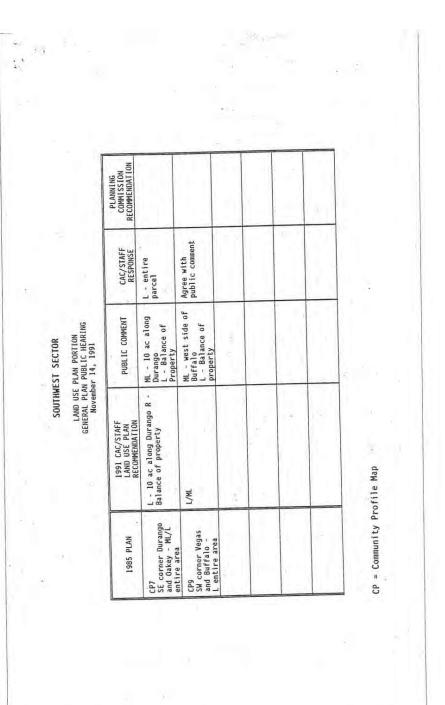
COUNCIL CHAMBERS • 400 EAST	COMMISSION ACTION
1. CONTINUATION OF THE REVIEW AND ADOPTION OF THE UPDATED CITY OF LAS VEGAS GENERAL PLAN. (CONTINUED)	major thoroughfares has increased. Staff recognizes certain areas need more study. In some cases zoning might have to be applied for on a case-by-case basis at a later date.
	GUY SAWDERS said he has his house for sale, but is unable to sell it because of all the traffic on Valley View.
+	COMMISSIONER SEGERBLOM felt there would be the same amount of traffic if this area was developed professional office.
	GUY SAWDERS said there would be enough parking on his property for an office use as well as on the other properties along Valley View.
	CHAIRMAN HUDGENS suggested he appear before the Planning Commission for a zone change and not a change on the General Plan.
	MR. STANDERFER said this is a subdivision that was permitted 20 years ago but now lots on major street frontages back up to those streets. All 12 lots should get together and apply for a zone change.
	COMMISSIONER SOLOMON felt this property should be considered in a zone change.
	MR. STANDERFER said that once this General Plan is adopted, wher requests come in for reaconing there is a section in the Land Use Element that says if this request for reaconing is not consisten with the Plan, then it be published as a request to amene the Plan.
	RILEY CANNON, 1908 Valley View, said due to the heavy traffic nom of the property owners can sel their houses so some have renter them out and moved into another area. This is no longer a residential area.
	COMMISSIONER SOLOMON felt the houses facing Valley View have concern, but not those on side

	City of Las Ve PLANNING CON COUNCIL CHAMBERS • 400 EAST	MISSION Page 4
ITEM		
1.	CONTINUATION OF THE REVIEW AND ADOPTION OF THE UPDATED CITY OF LAS VEGAS GENERAL PLAN. (CONTINUED)	streets. MR. REYNOLDS reviewed the matrix presented at the meeting which described the public and Citizens Advisory Committee/staff comments on land use changes in each of the three City sectors. He indicated that the updated Master Plan of Streets and Highways should also be considered for adoption at this time as part of the General Plan. The matrix shows no citizen comments or changes in the northwest sector. The comments for the southwest and southeast
		sectors are as shown on the attached matrix. Also, a new may was presented at the meeting. JOHN MCNELLIS, Department of Public Works, said in the northwest portion of the city there are numerous County islands. When an annexation comes into the City it has to be determined as to the street classification. There has to be continuity going through County islands. There has been a deletion of Peak Drive between Rainbow and Buffalo. There was an overpass designation for Peal Drive to cross the Oran K. Gragson Highway. When it is taken off the Master Plan, that means it will not be an 80 or 100 foot widd street. Is that giving direction to staff that we may not even want it as a street?
		MR. STANDERFER thought the map- were approved by all the departments that were concerned. MR. REYNOLDS expressed his opinion that this Plan should be adopte- because it includes updates o annexations. Small, fine tuning could be made. He agreed with Mr McNellis that there should b continuity between County and Cit lands. Whatever is adopted a this meeting will be recommendation to the Cit Council, but it can be revised b the City Council for a fina version. COMMISSIONER SEGERBLOM asked wha

	PLANNING COM	MISSION Page 5
ITEM	COUNCIL CHAMBERS • 400 EAST	COMMISSION ACTION
1.	CONTINUATION OF THE REVIEW AND ADOPTION OF THE UPDATED CITY OF LAS VEGAS GENERAL PLAN. (CONTINUED)	JOHN MCNELLIS said it is a road that has some type of drainage channel within its center or along side. One of these roads is Buffalo where there is a channel that goes down the center. MR. STANDERFER explained that it's the responsibility of the Planning Commission to adopt the Plan. That adopted Plan goes before the City Council for review. If they wan to change the Plan, those changes must be referred back to the Planning Commission for review. CHAIRMAN HUDGENS read the General Plan Resolution. CHIEF DEPUTY CITY ATTORNEY STEED amended the Resolution by changing third WHEREAS, the General Plan includes the mandatory and optional subjects described in the 1989 Nevada Revised Statutes (N.R.S.), Chapter 278;" and changed the last paragraph after the words General (Master) Plan to include: "as considered - and amended by the Commission on the date set below."
		The public hearing adjourned at 7:05 P.M.
	ас — 14 14	



CLV65-000200



CLV65-000201

70 	CAC/STAFF PLANNING CAC/STAFF COMMISSION RECOMMENDATION RECOMMENDATION	Agree	Agree			
LAND USE PLAN PORTION GENERAL PLAN PUBLIC HEARING November 26, 1991	PUBLIC COMMENT	L or ML - entire area that is north of C-D zoned lots.	R - Same as 1985 Plan.		-1	
LAND USE GENERAL PLA Novemb	1991 CAC/STAFF LAND USE PLAN RECOMMENDATION	1989	Same as 1985 Plan			
	1985 COMMUNITY PROFILE MAP	CP5 R - NE corner Charleston and Campbell Drive.	CP5 R - second lot north of Charleston on costside of Shetland			

CLV65-000202 RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LAS VEGAS, NEVADA, ADOPTING THE GENERAL (MASTER) PLAN FOR THE CITY OF LAS VEGAS

WHEREAS, the City of Las Vegas has adopted a General Plan to guide the growth and development of the City; and

WHEREAS, the General Plan has been reviewed and amended periodically since its adoption, most recently in 1985; and

WHEREAS, the General Plan includes the mandatory and optional subjects described in the 1989 Nevada Revised Statutes $(N\cdot R\cdot S_{\cdot})$, Chapter 278; and

WHEREAS, the City desires to maintain its proper role in shaping future development within its existing and potential boundaries; and

WHEREAS, the City of Las Vegas has determined that a comprehensive review and assessment of the General Plan is desirable in light of changing fiscal, social and technical and development conditions; and

WHEREAS, a Citizens General Plan Advisory Committee developed and reviewed the future land use plan maps, the Downtown Development Plan Map, and the revised Master Plan of Streets and Highways; and

WHEREAS, a series of public hearings was held before the Planning Commission during the period of October 10 through December 12, 1991, and at the conclusion of said public hearings the Planning Commission adopted the General Plan with the following elements:

Land Use	Economic Development
Community Facilities	Housing
Infrastructure	Urban Design
Circulation	Environmental Quality
Public Finance	Historic Preservation

CLV65-000203 0203

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the City of Las Vegas hereby adopts the General (Master) Plan as considered and amended by the Commission in the date set forth below which includes: all text, including the goals, objectives, policies and programs and the evaluation and implementation matrix; future land use maps; the Downtown Development Plan and the Master Plan of Streets and Highways.

PASSED and ADOPTED this 12th day of December, 1991.

SANDRA HUDGENS, CHAIRMAN

ATTEST: 7 Atthen M. Tighe, fity Clerk

CLV65-000204 0204

10209

City of Las Vegas

CITY COUNCIL MEETING OF FEBRUARY 5, 1992

0432

	COUNCIL CHAMBERS .	400 EAST STEWART AVENUE
TO A	BILLS TO BE REFERRED A STUDY COMMITTEE OR	ACTION
A. Bill No New Gen City of Sponsor	DMMENDING COMMITTEE 0. 92-2 Adopts a heral Plan for the f Las Vegas, Nevada red by: lman Scott Higginson	First Reading and Referred - FULL COUNCIL 2/18/92 Recommending Committee 2/19/92 Agenda
Program Sponsor		First Reading and Referred - COUNCILMAN HIGGINSON AND MAYOR JONES 2/18/92 Recommending Committee 2/19/92 Agenda (11:35-11:42)
1		

CLV65-000205 0205

ANNOTATED AGENDA RECOMMENDING COMMITTEE MEETING 4:00 P.M., COUNCIL CHAMBERS CITY HALL, 400 EAST STEWART AVENUE

a -

FEBRUARY 18, 1992

ATTENDANCE:

Mayor Jones Councilman Nolen Councilman Adamsen Councilman Higginson Councilman Hawkins Bill Noonan, City Manager Tom McPherson, Deputy City Manager Larry Barton, Deputy City Manager Jan Bruner, Assistant City Manager Val Steed, Chief Deputy City Attorney Emmett Lally, Deputy City Attorney Frank Reynolds, Deputy Director, Community Planning and Development Howard Null, Administrative Officer of Special Projects, Community Planning and Development Richard Welch, Director, Economic & Urban Development John Schlegel, Deputy Director, Community Planning and Development Marge Hether, Acting Director, Business Activity Robert Baggs, Chief of Comprehensive Planning, Community Planning and Development Eric King, Development Officer, Economic & Urban Development

CALL TO ORDER: Called to order by Councilman Nolen at 4:15 p.m.

ANNOUNCEMENT MADE: Meeting noticed and posted at the following locations:

Downtown Transportation Center, City Clerk's Board Senior Citizen Center, 450 E. Bonanza Road Election Department, 333 S. Sixth Street Court Clerk's Office Bulletin Board, City Hall Plaza City Hall Plaza, Special Outside Posting Bulletin Board

1.

BILL NO. 92-2 - ADOPTS A NEW GENERAL PLAN FOR THE CITY OF LAS VEGAS, **NEVADA** Committee: Full Council

JOHN SCHLEGEL advised the Council what the General Plan contained.

COUNCILMAN HIGGINSON made several recommended changes to the General Plan.

COUNCILMAN ADAMSEN also recommended some changes to the General Plan.

COUNCILMAN NOLEN said he does not have any concerns with the General Plan.

COUNCILMAN HAWKINS said his concerns have already been incorporated into the General Plan.

RECOMMENDING COMMITTEE MEETING FEBRUARY 18, 1992 PAGE 2

COUNCILMAN HIGGINSON pointed out that the changes can be incorporated into the General Plan, but State Law requires that the changes be reviewed by the Planning Commission.

VAL STEED said after the General Plan is reviewed by the Planning Commission the City Council will have another opportunity to review it.

JAMES McCALL appeared stating he has a concern about a 20 acre parcel that runs 660 feet north by 1320 feet east at the northeast corner of Washington and Buffalo which is designated to be medium to low density. He did not feel it is suitable for medium to low density because of the surrounding area. The Buffalo drainage ditch went through this parcel when the ditch was realigned. He would like this parcel rezoned to commercial.

COUNCILMAN HIGGINSON recommended that parcel be designated as general commercial and medium to low density.

COUNCILMAN NOLEN felt the Gaming Enterprise Zones should be indicated in the General Plan.

COUNCILMAN NOLEN made a motion to refer the General Plan back to the Planning Commission for their review and comments on the changes. Motion carried unanimously.

NOTE: A Verbatim Transcript made a part of these minutes.

2. BILL NO. 92-3 - ADOPTS THE CITY OF LAS VEGAS WATER DISTRIBUTION AUTHORIZATION PROGRAM

Committee: Councilman Higginson and Mayor Jones

COUNCILMAN HIGGINSON said there will be 7,444 acre feet of water available for the City. He felt a process other than a first come first serve basis must be used to allocate that water. The system outlined in this bill insures the least amount of public funds be expended to meet public services by establishing a point system which encourages growth in those areas which will have the least impact on public needs and public services. It does not interfere with the zoning process. This provides legal protection and can respond to changes in the marketplace.

JAMES McCALL brought up the fact that there are a lot of water wells in Las Vegas.

BOB WEIDEN, Commercial Marketing Group, appeared stating he was concerned about the project reservation categories.

RON REISS, Realtor, 3625 South Mojave, appeared stating he was concerned

CLV65-000207 0207

RECOMMENDING COMMITTEE MEETING TUESDAY, FEBRUARY 18, 1992

TRANSCRIPT - Item No. 2 - BILL NO. 92-2 - ADOPTS A NEW GENERAL PLAN FOR THE CITY OF LAS VEGAS, NEVADA

between the low-rise apartment and the single-family attached, what's your response to taking the low-rise apartment back down to 18 and having that spread instead of being approximately 4 units per acre be more realistic for medium density and that would be 6 units per acre and then allow 18 to 25 going from medium to high.

(1)

JOHN SCHLEGEL: That seems reasonable.

COUNCILMAN ADAMSEN:

ABE MAYHAN:

ABE MAYHAN:

COUNCILMAN ADAMSEN:

COUNCILMAN ADAMSEN:

And one more question I have as it relates to something that we did in the Master Plan Amendment back in late '87-'88, Abe, were you going to speak on this as it relates to Westcliff from Cimarron west because I had a question from staff. You have it striped which is low to medium low which if you take in the current development trends of the neighborhood you would see single-family or you'd see a beltway of low along Westcliff and then more of a medium low to the north, so rather than having diagonal stripes have a horizontal stripe along Westcliff from Cimarron almost to Durango and then have the stripe designation north of the low density buffer that we'd have on the north side of Westcliff west of Cimarron.

You're talking about splitting it at the 600 foot marker halfway between Parkway and Westcliff.

Exactly and we have existing development of that nature currently. I would like to see that reflected in this Plan update. Do you -- would you concur with that as the representative of the Westcliff Homeowners' Association, Abe?

Yes, since you're bringing that front section 600 feet down.

Down below and then put the diagonal stripe above it 600 feet back which would be in conformance with what is currently being developed there. I would just like to see some continuity. There was also the question of West Charleston at Fort Apache/Rampart where they intersect. We currently have an ongoing application there. With that application forthcoming would we want to be proactive and take a look at that corner as it relates to commercial and eliminating the residential, low residential, just immediately north of the commercial on the northeast corner of West Charleston?

I don't believe they've come forward totally with that proposal yet. I think we're aware of what they're proposing to do in there but $-\!\!-$

We've taken the first step inasmuch as we're reverted to acreage, the zoning for that reverted to acreage, the classification immediately north of the commercial.

JOHN SCHLEGEL:

Perhaps the land owner ought to step forward and

CLV65-000208 0208

10213

JOHN SCHLEGEL:

COUNCILMAN ADAMSEN: -

Page 6.

TRANSCRIPT - Item No. 2 - BILL NO. 92-2 - ADOPTS A NEW GENERAL PLAN FOR THE CITY OF LAS VEGAS, NEVADA

make -- let us know exactly what the proposal would be for that, that corner.

Okay. So you don't think it would be appropriate at this time to make that reflection in this Master Plan?

Well, that's, that's up to you. I just don't know what we can put on the map since we really don't have anything on a drawing yet to show us what they had in mind.

Well, what I have seen from the developer is commercial and with the first step we've taken of reverting it to acreage it's my understanding that the application is forthcoming. While we're in the process of doing this Master Plan Update, I thought that should be incorporated so that again people that look at the Master Plan as a guide know what is intended for that particular area at the times they may be purchasing or developing homes in that area.

Well, we can do that but we're going to need to get a map from the land owner.

N ADAMSEN:

To incorporate that change into this map.

Let's see if we can do that and do it expeditiously between now and the March 4th meeting.

When may I interject some comment here?

When we're, I imagine --

Okay.

At the end when all these --

I would imagine after all the Council has their comments.

The vast majority now of Ward 2 lies in master planned communities and we're getting to the point where we don't have a lot of infill. We have that County island, John, on West Sahara north up to about Oakey. There's a question in there as whether we wanted to make that Desert Rural or Rural inasmuch as it's almost completely developed. I would prefer to see that in the Desert Rural/Rural category and not have any low density in terms of that County island even though it's not under control in the event that We, at some point in the future, annex that County island that is north of Sahara right around Lindell, Lindell Road.

JOHN SCHLEGEL:

COUNCILMAN ADAMSEN:

All right. John, it's pretty much taken care of but it's something I'd like you to get with me

Councilman, I'm sorry we were distracted on something else.

CLV65-000209 0209

10214

COUNCILMAN ADAMSEN:

JOHN SCHLEGEL:

COUNCILMAN ADAMSEN:

COUNCILMAN ADAMSEN:

JOHN SCHLEGEL :

JOHN SCHLEGEL:

COUNCILMAN ADAMSEN:

JAMES McCALL:

COUNCILMAN ADAMSEN:

JAMES McCALL:

COUNCILMAN HIGGINSON:

COUNCILMAN ADAMSEN:

City of Las Vegas

CITY COUNCIL MEETING OF

FEBRUARY 19, 1992

0353

ITEM	COUNCIL CHAMBERS - 4	00 EAST STEWART AVENUE ACTION
<u>V1.</u>	REPORTS FROM COMMITTEES	
Α.	RECOMMENDING COMMITTEES	
105	BILL ELIGIBLE FOR ADOPTION AT THIS	
1.	BILL NO. 92-1 - CREATES SPECIAL IMPROVEMENT DISTRICT NO.1431 (CRESCENT DRIVE). Committee: Councilmen Higginsor and Adamsen	HIGGINSON - Second Reading and BILL ADOPTED UNANIMOUS Clerk to proceed with second publication ****
	First Reading - 1/22/92	No discussion was held.
	First Publication: 2/5/92	(10:47)
	Recommending Committee - 2/3/92 ADOPTION at the 2/19/92 City Council meeting.	
	<u>City Council</u> - 2/5/92 No Action Taken	6.1
2.	BILLS ELIGIBLE FOR ADOPTION AT A L A T E R M E E T I N G (S E E "RECOMMENDATION" FOR SPECIFIC BILL NO. 92-2 - ADOPTS A NEW GENERAL PLAN FOR THE CITY OF LAS VEGAS, NEVADA Committee: Full Council First Reading - 2/5/92 First Publication: NONE RECommending Committee - 2/18/92 REFERED BACK TO PLANNING COMMISSION	BILL REFERRED back to Planning Commission
k		

CLV65-000210 0210

ro: The City Council		l steed Val fleed ief Civil Deputy Atto	rney
SUBJECT: Bill No. 92-2: Adopts a ne Vegas, Nevada	w General Plan for t	he City of Las	
PURPOSE/BACKGROUND			
This bill will adopt a new Plan was adopted by the Pl The Plan will become effec of this bill, although man the Land Use Element of th ordinances.	anning Commission on tive upon the adopti y of the regulatory-	December 12, 1991. on and publication related aspects of	
Details concerning the Pla Plan will be provided in m	n and how it differs emorandum form by th	from the current e Department of	
Community Planning and Dev	elopment.	a population of	
•			
FISCAL IMPACT			
NONE			
RECOMMENDATIONS			
The second second			
This Bill should be submit review, hearing and recomm action.	ted to a Recommendin endation to the City	Council for final	5.5
		Agenda Ite	<u>"</u>
		VI.A.2	

CLV65-000211

City of Las Vo PLANNING COM COUNCIL CHAMBERS • 400 EAST	MISSION Poge 42
DIRECTOR'S BUSINESS: 1. CONSIDERATION OF CHANGES TO GENERAL PLAN PROPOSED BY CITY COUNCIL	Solomon - APPROVED CHANGES TO GENERAL PLAM AS PRESENTED. Unanimous (Segerblom and Pippin excused)
	FRANK REYNOLDS stated the City Council Recommending Committee, or 2/18/92, reviewed the comments and recommendations from the Planning Commission's public hearings. There were several items they would like to revise:
	Map 5 - Northwest Sector Future Land Use:
	 A portion of the parcel at Rainbow and Centennial was revised back from General Commercial to D- R. This area was non-conforming commercial and excessive.
	 Parcel at northeast corner of U.S. 95 and Elkhorn, which is Eikhorn Ranch, was R-PD6. That density needs to be reduced from ML to L.
	 Lone Mountain east of U.S. 99 has been reduced from L-ML to L. It was not felt the buffer of MI needed to be brought around the corner.
	 Parcel at southeast corner or Lone Mountain and Torrey Pines has been reduced from L-ML to L.
	 Parcels north and south or Craig, west of Gragson, reduct from Service Commercial to ML to more properly reflect that area.
	 Parcel at northwest corner o Ann and Buffalo was shown as ML/L The eastern two-thirds of the development is L and the western one-third is R.
	On all three maps on the Residential Land Usic classification under the Development Intensity Level the single family use equivalents they decided to remove the Optional Mobile Home designatio from both the Low and Medium Lo categories and to delete the Congregate Care Bed Facility as a option under the Single Famil Equivalency. Gaming Enterpris Districts have been shown on Map

all a				MISSION Page 43
TEM			-	COMMISSION ACTION
DIRECTOR'S	BUSINESS:			11.
1. CONSI	DERATION OF C	HANGES TO GE	NERAL PLAN	Map 6 - Southwest Sector Future Land Use Map:
INOIC				 The parcel at the northeast corner of Buffalo and Washington, was revised from Medium Low to Medium Low/Service Commercial.
				 Parcel at the northwest corner of Cimarron and Westcliff was revised from Low/Medium Low to Low.
			-	 Parcel in vicinity of Rampart/Durango and Charleston/Alta; revise to conform to revised Peccole Ranch Master Plan (SC and L).
				4. The County island between Jones and Lindell, between Sahara and Charleston, the actual land uses in there were field checked and instead of the Low they are D-R. The General Plan also shows the gaming activities approved for Summerlin and one for Peccole Ranch. This will go back to the Recommending Committee and be approved by the City Council on 4/1/92.
				There was no one present to speak in opposition.
				To be heard by the Recommending Committee on 3/16/92 and City Council on 4/1/92.
			1 30	(8:58-9:11)
				•

A. 1.	COUNCIL CHAMBERS - 4 EPORTS FROM COMMITTEES RECOMMENDING COMMITTEES BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING BILL NO. 92-2 - ADOPTS A NEW GEN-	OO EAST STEWART AVENUE ACTION HIGGINSON - Second Reading and BILL ADOPTED UNANIMOUS (Jones excused)
A. 1.	RECOMMENDING COMMITTEES Bills Eligible for Adoption At This Meeting	
1.	<u>BILLS ELIGIBLE FOR ADOPTION AT</u> THIS <u>meeting</u>	
1.	THIS MEETING	
1.		
i		Clerk to proceed with second publication
	ERAL PLAN FOR THE CITY OF LAS VEGAS, NEVADA	****
	Committee: Full Council	No discussion was held.
	First Reading - 2/5/92	(9:52 to 9:54)
	First Publication: R-J - 3/19/92	
4	Recommending Committee - 2/18/92 REFERRED BACK TO PLANNING COM- MISSION	
1	City Council - 2/19/92 NO ACTION TAKEN	
	Recommending Committee - 3/16/92	
	ADOPTION at the 4/1/92 City Council meeting.	
	VELOPMENT PLAN IN EFFECT FOR THE REDEVELOPMENT AREA BY DELETING THEREFROM AND ADDING THERETO VARI- OUS DEFINITIONS OF DESIGNATED LAND USE PERMITTED IN THE REDEVELOPMENT AREA AND CHANGING SOME OF THE DESIGNATED LAND USES. Committee: Councilmen Nolen and Hawkins	Clerk to proceed with second publication **** NOTE: Previous motion by Nolen to amend BI FAILED with Higginson, Adamsen and Jon voting "NO". NOTE: VERBATIM TRANSCRIPT MADE PART OF FIN
	First Reading: 2/5/92	MINUTES.
	First Publication: R-J - 3/19/92	(9:54 to 9:58)
1	Recommending Committee - 2/18/92 To be adopted at the same time as Bill No. 92-2 which has been referred back to the Planning Commission.	
9	<u>City Council</u> - 2/19/92 NO ACTION TAKEN	
NOTE:	BILL TO BE ADOPTED AT THE SAME TIME AS BILL NO. 92-2.	

CLV65-000214

CITY	COUNCIL	MINUTES	

APR 0 1 1992

332

CITY OF LAS VE	GAS			Date	
INTE	R-OFFICE M	EMORAN		March 13, 19	92
No: Mayor Jan Laver Councilman Bob Councilman Arn Councilman Sco Councilman Fran	Nolen ie Adamsen tt Higginson		FROM: Charles Norman Standerfer Community Plannin	Director ng and Development	
SUBJECT:	IN THUN AMOUNT.	0.0	COPIES TO:		
MEETING OF M.	RECOMMENDING COMM ARCH 16, 1992 ITEM NO. IDOPT A NEW GENERAL DF LAS VEGAS	4: Lai PLAN To Jan	lliam Noonan, City Ma rry Barton, Deputy City m Mc Pherson, Dep. Ci Bruner, Assistant City chard Welch, Director,	Mgr. Val Steed, Chi y Mgr. Bob Sylvain, D y Mgr. Frank Reynold	of Dep. City Atty eputy City Atty s, Deputy Dir.
the City Council unanimously add • Revise Land U on legend of all ° Delete Mob	mmission, at their meeting Recommending Committee opted the General Plan with se Element Table 3, and Res Sector Future Land Use Mi ile Home (7.14) notation fro gregate Care/Bed notation fr	at their February these revisions : sidential Land Use aps, to: om L and ML cate	18, 1992 meeting. The Classification Schedul	y concurred with all re	
° Parcel at Ra ° Parcel at NI ° Parcel at NI ° Parcel at SE ° Parcels at G ° Parcels at N	ctor Future Land Use inbow/Centennial: revise frr S corner US95/Elkhorn (Elk 3 corner US95/Lone Mounta 3 corner Lone Mountain/Tor ragson/W. Craig: revise froi W corner Ann/Buffalc: revis ing Facility", reference	horn Ranch): revis ain: delete segmen rey Pines: revise f m SC to ML	t of ML along Lone Mt rom L/ML to L	n. (to L)	
^o Parcel at NE ^o Parcel at NV ^o Parcel in vie	ctor Future Land Use 3 corner, Buffalo/Washington W corner Cimmaron/Westcli cinity of Rampart/Durango a coole Ranch Master Plan (SO	iff: revise from L/ and Charleston/All	ML to L		
	cinity of Jones/Lindell and S ing Facility" reference	Sahara/Charleston	(County island): revise	to DR	- 10
* Map 7: SE Sec ° No revision	tor Future Land Use is				
• Make new (11' (new Map No.	' x 17") Gaming Enterprise : 11)	Zone Map to inclu	de in Land Use Elemer	ıt as an informational i	tem only
	2				
¥ 7007					
LV 7007					

CLV65-000215 0215

<u>↓</u> + + + ,					
1999 B	and the second sec				
1	BILL NO. 92-2				
2	ORDINANCE No. 3636				
3	AN ORDINANCE TO ADOPT A NEW GENERAL PLAN FOR THE CITY OF LAS VEGAS, NEVADA, INCLUDING MANDATORY AND OPTIONAL ELEMENTS THEREOF				
4	AS REQUIRED BY CHAPTER 278 OF NEVADA REVISED STATUTES; AMENDING TITLE 19, CHAPTER 2, SECTION 20, OF THE MUNICIPAL CODE OF THE				
5	CITY OF LAS VEGAS, NEVADA, 1983 EDITION, TO REFLECT THE ADOPTION OF SAID PLAN; PROVIDING FOR OTHER MATTERS PROPERLY RELATING				
6	THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.				
7					
8	Sponsored By: Summary: Adopts a new General Plan Councilman Scott Higginson for the City of Las Vegas, Nevada.				
9					
10	THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY				
11	ORDAIN AS FOLLOWS:				
12	SECTION 1: The General Plan of the City of Las				
13	Vegas, Nevada, adopted by the Planning Commission on December 12,				
14	1991, and approved for adoption by the City Council on the <u>1st</u>				
15	day of <u>April</u> , 1992, is hereby adopted as the master plan				
16	for the City as required by Chapter 278 of Nevada Revised Stat-				
17	utes (NRS). The General Plan includes mandatory and optional				
18	elements described in NRS Chapter 278 and includes text, future				
19	land use maps, the Downtown Development Plan, and the Master Plan of Streets and Highways. The General Plan shall be on file in				
20	the office of the Department of Community Planning and Develop-				
21	ment.				
22	SECTION 2: Title 19, Chapter 2, Section 20, of the				
23	Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is				
24	hereby amended to read as follows:				
25	19.02.020: (A) This Title is adopted in order to conserve and				
26	promote the public health, safety, morals and general welfare of				
27	the City and the present and future inhabitants of the City.				
28	(B) This Title is adopted in conformity with and in				
29	consonance with the Comprehensive General Master [Plans] Plan of				
30	the City of Las Vegas [as adopted by the City Council on March 2,				
31	1960, and February 5, 1975.], the initial version of which was				
32	00007 0000 0000 000 00 00 00 00 00 00 00				
	-1-				

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CLV65-000216 0216

adopted in 1960 and the most recent version of which was adopted 1 April 1 , 1992. In this regard this Title is 2 on 3 designed to improve the safety and convenience and lessen congestion in the public streets, to provide adequate protection 4 against fire, panic and other dangers, to provide adequate light 5 and air, to prevent the overcrowding of land, to avoid undue con-6 centration of population, to facilitate the adequate provision of 7 transportation, water, sanitary sewerage, storm drainage, 8 schools, parks, recreation and other public conveniences and 9 necessities, to maintain the character of land uses in the 10 various property districts, to conserve the value of land and 11 buildings and protect investment in same, and to encourage the 12 [utmost property] most desirable uses of the land. 13 (C) This Title is adopted to protect the character, 14 social advantages and economic stability of the residential, com-15 mercial, industrial and other areas within the City and to assure 16 the orderly, efficient and beneficial development of such areas. 17 SECTION 3: The adoption of the General Plan referred 18 to in this Ordinance shall not be deemed to modify or invalidate 19 any proceeding, zoning designation, or development approval that 20 occurred before the adoption of the Plan nor shall it be deemed 21 to affect the Zoning Map adopted by and referred to in LVMC 99 19.02.040. 23 SECTION 4: The General Plan adopted by this Ordi-24 25

nance and any of its constituent elements may be amended by resolution of the City Council, subject to applicable procedures and requirements set forth in Nevada Revised Statutes; provided, however, that any repealer, replacement, or comprehensive amendament of or to the General Plan shall be by means of ordinance. SECTION 5: 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

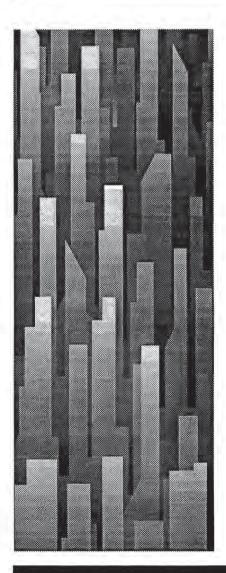
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invalid or ineffective by any court of competent jurisdiction, 1 such decision shall not affect the validity or effectiveness of 2 the remaining portions of this ordinance or any part thereof. 3 The City Council of the City of Las Vegas, Nevada, hereby 4 declares that it would have passed each section, subsection, sub-5 division, paragraph, sentence, clause or phrase thereof irrespec-6 tive of the fact that any one or more sections, subsections, sub-7 divisions, paragraphs, sentences, clauses or phrases be declared 8 unconstitutional, invalid or ineffective. 9 SECTION 6: All ordinances or parts of ordinances, 10 sections, subsections, phrases, sentences, clauses or paragraphs 11 contained in the Municipal Code of the City of Las Vegas, Nevada, 12 1983 Edition, in conflict herewith are hereby repealed. 13 PASSED, ADOPTED AND APPROVED this 1st day of April 14 1992. 15 APPROVED: 16 17 laan By 18 LAVERTY JONES MAYOR TAN 19 ATTEST: 20 21 CLERK KATH 22 23 24 25 26 27 28 29 30 31 32 -3-

CLV65-000218 0218

GENERAL PLAN



Land Use Community Facilities Infrastructure Circulation Public Finance Economic Development Housing Urban Design Environmental Quality Historic Preservation

City of Las Vegas



400 E. Stewart Las Vegas, NV 89101

Adopted by City Council April 1, 1992 Effective Date April 5, 1992

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1. Relationship of Land Use Planning and Circulation Planning

2.1 Background

Land Use is the central element of the General Plan. The Land Use Plan is an expression of the City's goals for what its future pattern of development should be. It identifies the areas that are to be devoted to various land use types, including residential, commercial, industrial and various public land uses. The Land Use Plan also identifies the densities (for residential land uses) and intensities (for commercial and industrial land uses) which are desired, and the principles and standards which should be applied in implementation of land use decisions.

2.1.1 Relationship to Other Elements

In addition to being an important individual component, the Land Use Element is the keystone that ties together the following elements of the General Plan, as briefly described below:

Community Facilities Element

Land use impact considerations are essential to decisions for the location and physical needs of the following community facilities:

- · Parks, Recreation and Cultural Facilities
- · Police, Courts and Detention Facilities
- · Fire Protection Facilities
- Education Facilities
- · Library Facilities

The types of community facilities required vary with the types of land uses in various locations throughout the City. For example in the rural/agricultural Northwest area, the primary interest in parks, recreation and cultural facilities is equestrian trails. These trails will allow permanent access to the large public land (BLM and Floyd Lamb State Park) areas, in lieu of the

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Land Use

altogether too common practice of the past of gradual urbanization surrounding equestrian developments and cutting off such access. A series of parks can be developed as nodes along these trails. In contrast, more urban type park facilities are desired in higher density areas of the City.

Circulation Element

Land use considerations are related directly to the circulation systems (street, road and highway systems; rail systems; and pedestrian/bike/equestrian trail systems) which serve and link the various land parcels of the City. Land use forecasting (planning the distribution of residential and employment areas and activity centers) and travel demand forecasting (forecasting trip generation and distribution, and modal split) are closely interrelated and interdependent, as illustrated below in Figure 1, Relationship of Land Use Planning and Circulation Planning.

Infrastructure Element

The City's infrastructure system needs are directly related to the land uses which they serve. Principal among these are:

- the sanitary sewer system (sewage treatment and distribution)
- the water supply system (from the Colorado River and groundwater sources)
- the flood control system (detention basins and connecting channels and controls)
- solid waste disposal facilities (land fill and collection/distribution sites)

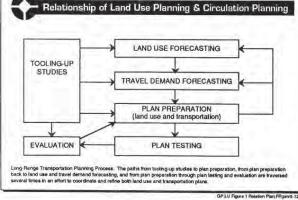
Other infrastructure elements include public utilities (natural gas and electric systems). A balance must be maintained between infrastructure programming and land use to ensure the adequacy of facilities and service for all segments of the population, and to achieve a more energy-efficient and environmentally acceptable pattern of development.

Public Finance Element

A major share of public funds is expended for infrastructure projects to support land uses. These projects range from acquisition of right-of-way and construction for roads and highways, wastewater treatment facilities, and

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Figure I



acquisition of land and construction for public buildings, facilities, parks and open space.

Economic Development Element

The use and re-use of land is a critical factor in the development and redevelopment of a growing and vigorous economy. A stable and diversified economy requires commercial and industrial employment sites which are accessible to the worker, energy-efficient in location, environmentally suitable for development, cost-effective to serve with infrastructure, and compatible with surrounding areas and neighborhoods.

Housing Element

Residential land use is a major issue in the General Plan. It includes anticipation of the amount and location of a variety of housing types which provide: a choice of housing for households of diverse economic background, accessibility to employment centers and recreation areas, and site development and densities that are energy and water-efficient, cost-effective and visually attractive.

Urban Design Element

Urban design provides physical transitions between land uses of differing types and intensities. This is accomplished by urban design through the use of: building forms and massing, including height and setback requirements; landscape buffering, including plant materials and massing, and land forms (berms); hardscape details, including paving, walls and planters; circulation systems, including vehicular and pedestrian/bike/equestrian systems; and infrastructure systems, including drainage corridors as part of an open space system.

Environmental Quality and Natural Resource Conservation Element The major environmental planning activities (air quality planning and management, solid-waste management and open-space planning to list the

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most obvious) consider land use as part of the problem, and land use planning and management as part of the solution. Land use decisions on the location and size of automobile-dependent facilities are critical in maintaining acceptable ambient air quality standards. The density and intensity of land use in close proximity to critical natural resources and endangered species is a significant planning issue.

Historic Preservation Element

Historic preservation is now an important part of urban land use planning. More than being just a museum for historic architecture, historic preservation includes the adaptive reuse and rehabilitation of buildings, and the revitalization and redevelopment of older areas.

2.1.2 Existing Land Use Conditions

Accurate assessment of existing land use is an essential step in developing the recommended future land use patterns in a General Plan. A major task accomplished in the General Plan update was documentation of existing land use conditions throughout the City. This included the preparation of Existing Land Use Maps, by sector, as noted on the following maps for the Northwest, Southwest and Southeast sectors of the City. The process involved measuring the number of acres of each (generalized) land use category, including vacant land, as noted on Table 1 on the following page.

Northwest Sector Generalized Existing Land Use (Map 1). This sector has an established rural/agricultural lifestyle in the area north of Cheyenne Avenue and west of Decatur Boulevard. It is concurrently experiencing active and continuing development pressure, including non-residential uses along the commercially zoned US-95 corridor. This sector has several large planned residential communities, Painted Desert, Los Prados, and Rancho Alta Mira which are shown on Map 4, Planned Communities.

Southwest Sector Generalized Existing Land Use (Map 2). This sector is the area west of Decatur Boulevard and south of Cheyenne Avenue. This sector contains many excellent examples of planned communities, including: The Lakes at West Sahara, Peccole Ranch, Canyon Gate Country Club, Desert Shores, South Shores, and the 23,180 acre (5,267 acres presently annexed) Summerlin satellite new town, with its first residential "village", Sun City Summerlin. These planned communities are also shown on Map 4.

Southeast Sector Generalized Existing Land Use (Map 3). This sector encompasses the more mature area of the City, east of Decatur Boulevard. As it is more fully built out, future growth in this area will include more extensive "infill" development. This sector includes the Downtown Las Vegas area, the world renowned entertainment and gaming center, which also functions as a regional commercial and office activity center, for which a comprehensive Downtown Development Plan has been completed, as discussed in Section 2.5.1.

2.1.3 Relationship of Zoning to Land Use Planning

Zoning is the major implementation tool of the General Plan. It is the process whereby a specific Zoning District classification is assigned to a land parcel by the City Council, following recommendation by the Planning Commission. Zoning is based on the "police powers" of the community: health, safety and welfare, and in more recent years, the aesthetic" impact of the land use. The use of land as well as the density, intensity, height, bulk, setback and associated parking needs of buildings are regulated by the Zoning District requirements. The relationship of the Zoning District classification to the General Plan Future Land Use classification is shown in the following Table 2. Based upon Nevada Case Law (Nova Horizon, Inc., v. The City of Reno) the courts have held that the Master Plan is "a standard that commands deference and a presumption of applicability." The Nevada Supreme Court has held that Master Plans in Nevada must be accorded "substantial compliance," while Nevada statutes require that the zoning authority must adopt zoning regulations that are in substantial agreement with the Master Plan.

2.1.4 Development Intensity Level Land Use Classification

As outlined in Element I, Introduction, a new approach to the categorization of land uses is being implemented which uses Development Intensity Levels (DIL) by traffic generation and impact, rather than the traditional land use designations for all land parcels.

Variations of intensity systems have been successfully applied in other metropolitan areas. They involve analysis of existing city development patterns in terms of density (dwelling units per acre) for residential parcels, and in terms of intensity of floor area ratios or the maximum floor area of building permitted on a lot (FAR/1000 square feet of building) for all nonresidential land uses.

* Berman vs. Parker, 348 US 26, 75 Supreme Court 98, Ed. 27 (1954): "The concept of the public welfare is broad and inclusive. The values it represents are spiritual as well as physical, aesthetic as well as monetary. It is within the power of the legislature to determine that the community should be beautiful as well as healthy, spacious as well as clean, and well-balanced as well as carefully patrolled.

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C.P.*	Resid SFan	dential n MFam	Public Fac	Commercial	Light Industry/ Research	R of W	Vacant	Total
North	west Las	s Vegas						
11			127	101	0	612	1,030	3,064
12			233	40	0	4,795	19,159	26,639
15	\sim		72	78	0	563	1,410	2,813
Total	4188 12.88%	108 0.33%	432 1.33%	219 0.67%	0 0.00%	5,970 18.36%	21,599 66.43%	32,516 100.00%
South	iwest La	s Vegas		1 5			1.	
7	-		185	202	0	530	1,100	2,647
8			57	141	0	561	301	2,808
9		÷.	273	53	57	972	2,546	4,858
10A-D		+	94	126	0	667	719	3,337
13	-	-	190	68	0	783	1,861	3,913
16		-	127	0	0	768	2,458	3,840
Total	4,469 20.88%	2,095 9.79%	926 4.33%	590 2.76%	57 0.27%	4,281 20.00%	8,985 41.98%	21,403 100.00%
South	neast La	s Vegas	í - L-			<u></u>		
1	4	*	330	252	54	752	659	3,974
2	-		175	309	170	647	80	2,051
3	3	1.1	67	224	17	470	124	1,743
4	-		180	159	213	695	648	3,139
5		÷.	361	310	203	444	227	2,630
6	+		73	343	434	761	138	3,253
10E	1	•	0	20	0	134	157	504
Total	3,939 22.78%	3,525 20.39%	1,186 7%	1,617 9%	1,091 6%	3,903 23%	2,033 12%	17,294 100%
City 1	otals							
	12,596	5 728	2,544	2,426	1,148	14,154	32,617	71,213

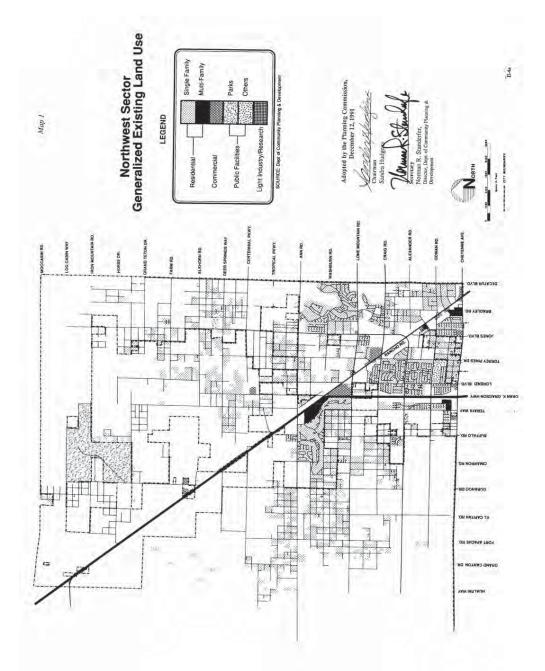
Table 1

Source: City of Las Vegas Dept. of Community Planning & Development GP.LU Table 1 CLV existing:FR;pm/4-14-92

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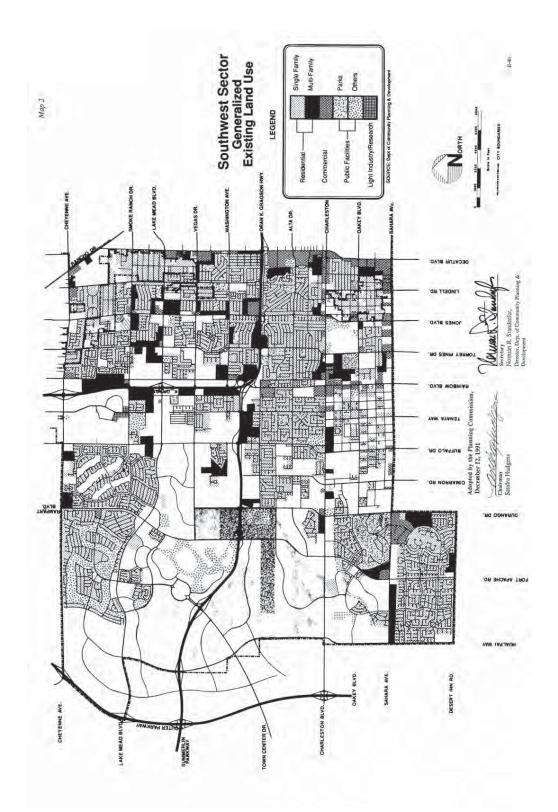
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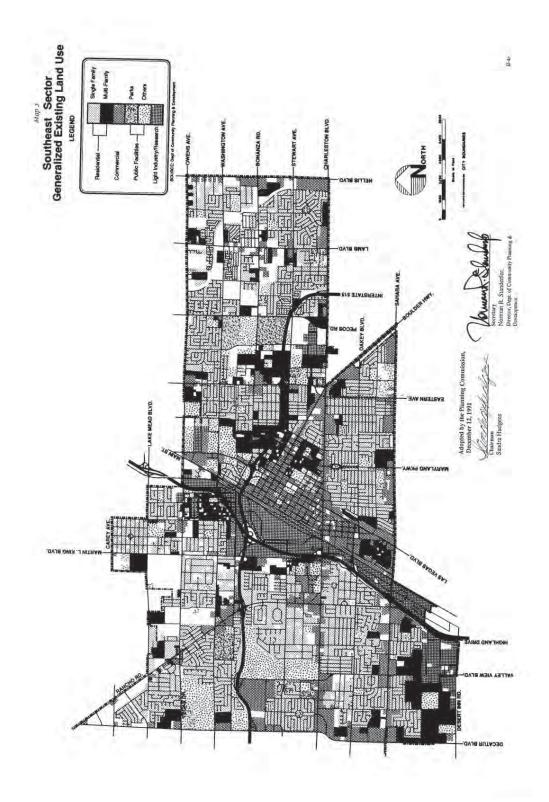


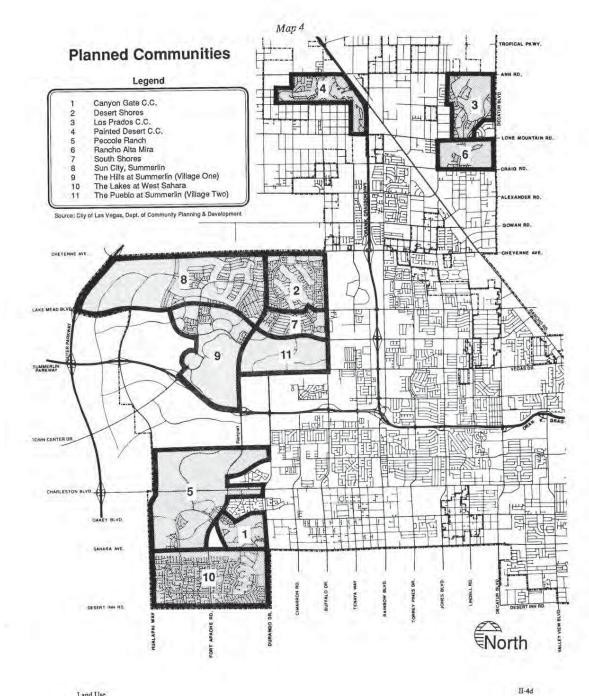
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Land Use Catego Zoning District to General				
The following table converts the Zoning Dist Vegas Zoning Ordinance into the comparabl General Plan				
ZONING DISTRICT CLASSIFICATION	COMPARABLE GENERAL PLAN LAND USE DESIGNATION			
R-A (1 Du/Acre) (Banch Acres) R-E (2 Du/Acre) (Residential Estates)	D-R (Desert Rural) ≤ 2.18 SFUE*/net Acre			
R-E (2 Du/Acre) (Residential Estates) R-D (3 Du/Acre max.) (Single Family District) R-PD (3.96 Du/Acre) (Res.Planned Development)	R (Rural Density Residential) ≤ 0-3.96 SFUE*/net Acre			
R-1 (4-5 Du/Acre) (Single Family) R-D (4 Du/Acre max.) (Single Family District) R-PD (3-6.7 Du/Acre) (Res. Planned Development) R-MH (4-5 Du/Acre) (Mobile Home Residential) R-CL (3-6.7 Du/Acre)	L (Low Density Residential) ≤ 6.70 SFUE*/net Acre			
R-CL (Single Family Compact Lot Residential) R-2 (Two Family Residential) R-PD (9 SFUE) (Res. Planned Development) R-MHP (Residential Mobile Home Park)	ML (Medium Low Density Residentia ≦9 SFUE/Gross Acre			
R-3 (Limited Multiple Residence) R-PD (13.27 SFUE) (Residential Planned Dev.)	M (Medium Density Residential) ≦ 13.27 SFUE/Gross Acre			
R-4 (Apartment Residence) R-5 (Downtown Apartment) R-6 (High-rise Apartment) R-PD (16.58 SFUE) (Res. Planned Development)	H (High Density Residential) ≤ 16.58 SFUE/Gross Acre			
P-R (Professional Offices & Parking) C-D (Designed Commercial) C-1 (Limited Commercial)	SC (Service Commercial/Office)			
C-2 (General Commercial)	GC (General Commercial)			
C-2 (General Commercial)	TC (Tourist Commercial)			
C-M (Commercial/Industrial) C-PB (Planned Business Park) M (Industrial)	LI/R (Light Industry/Research)			
C-V (Civic)	P (Parks/Recreation) S (School) PF (Public Facility)			

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Table 2