IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF LAS VEGAS, A POLITICAL SUBDIVISION OF THE STATE OF NEVADA.

Appellant,

vs.

180 LAND CO., LLC, A NEVADA LIMITED-LIABILITY COMPANY; AND FORE STARS, LTD., A NEVADA LIMITED-LIABILITY COMPANY,

Respondents.

180 LAND CO., LLC, A NEVADA LIMITED-LIABILITY COMPANY; AND FORE STARS, LTD., A NEVADA LIMITED-LIABILITY COMPANY.

Appellants/Cross-Respondents,

vs.

CITY OF LAS VEGAS, A POLITICAL SUBDIVISION OF THE STATE OF NEVADA,

LAW OFFICES OF KERMITT L. WATERS

Respondent/Cross-Appellant.

No. 84345

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AMENDED JOINT APPENDIX VOLUME 78, PART 8

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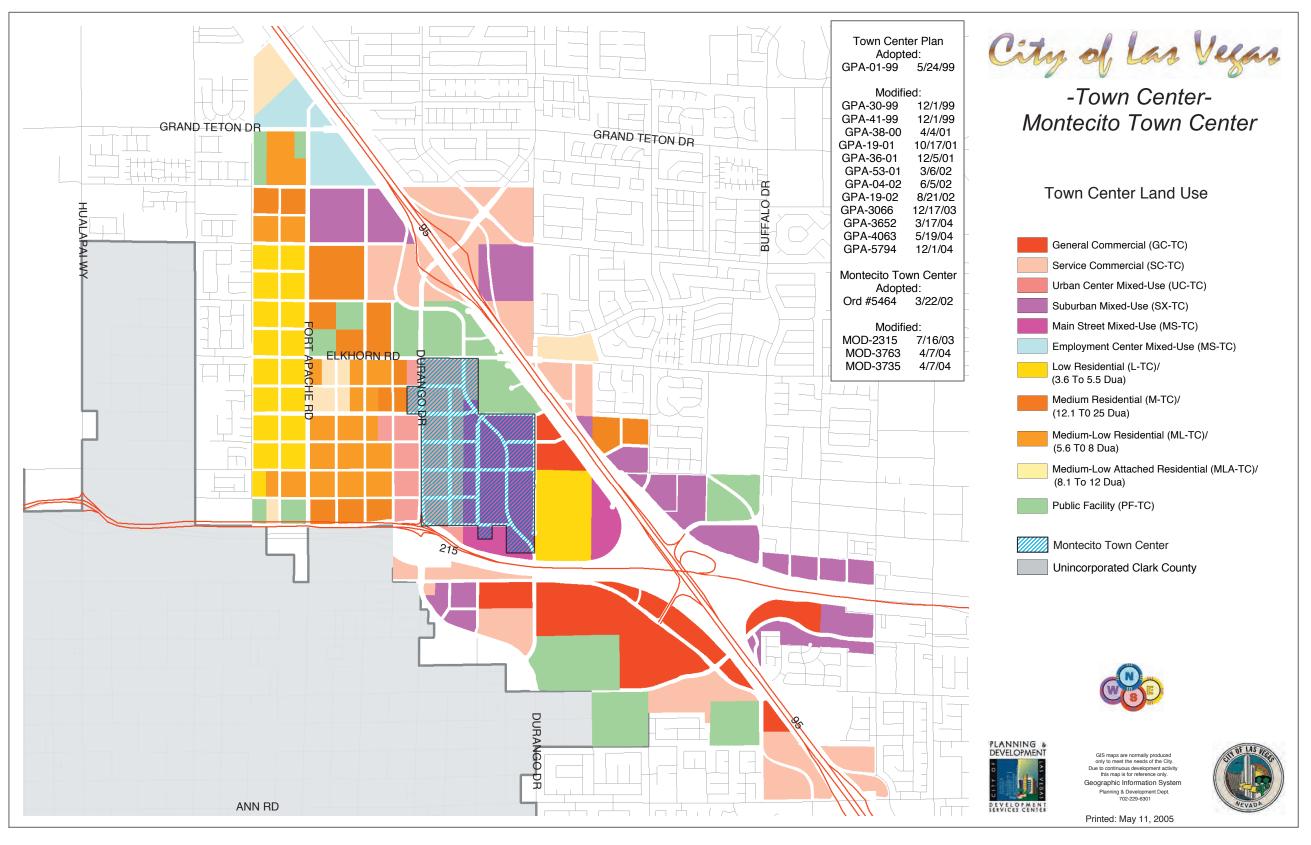
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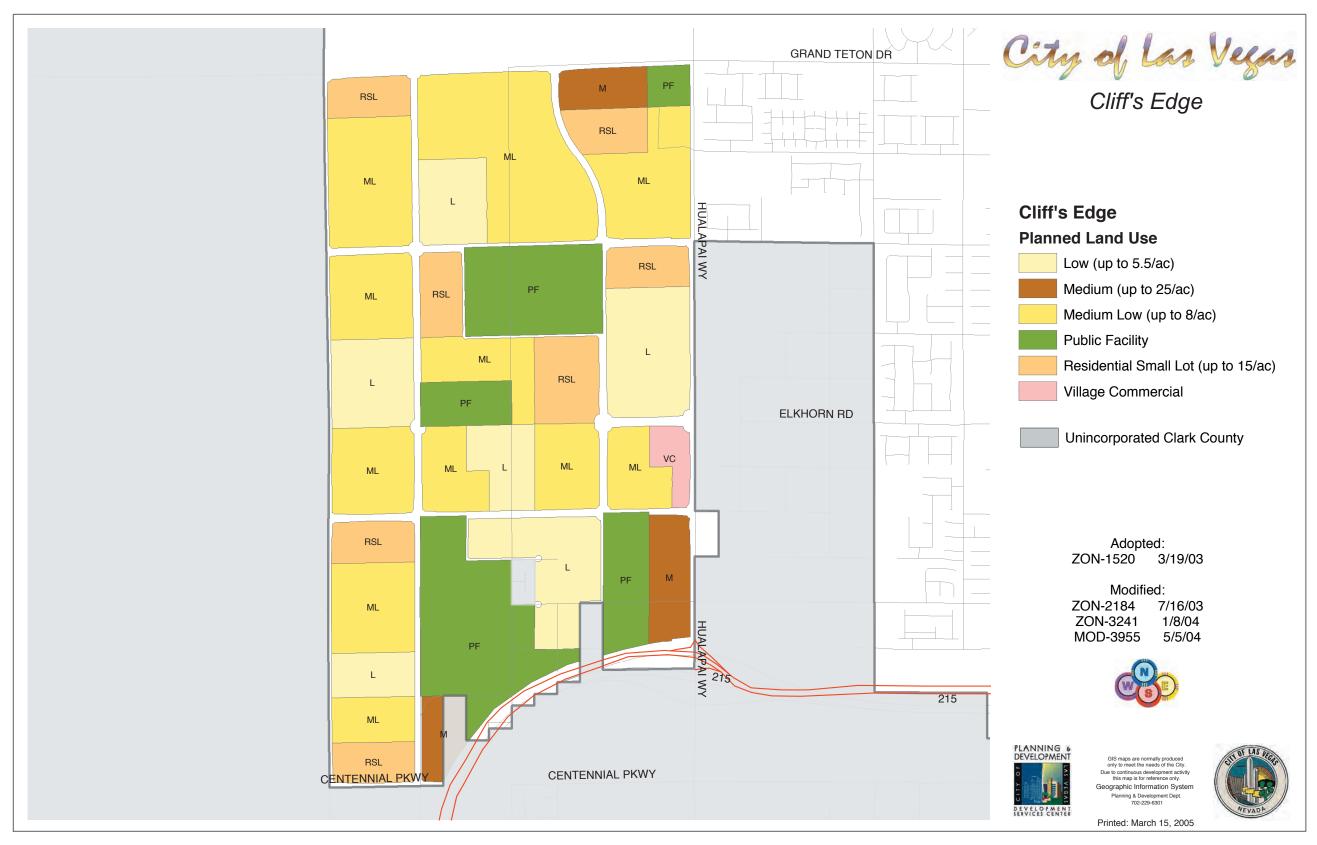
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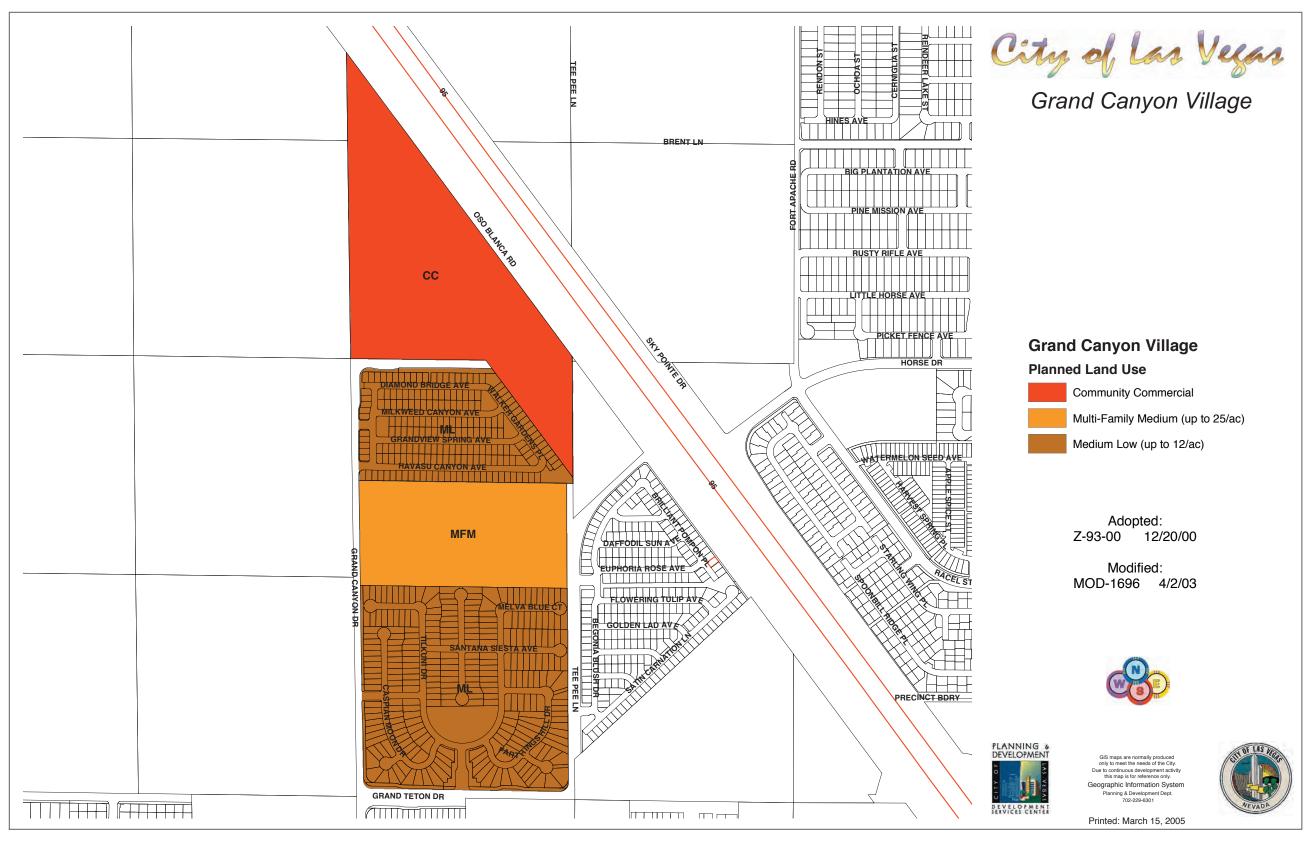
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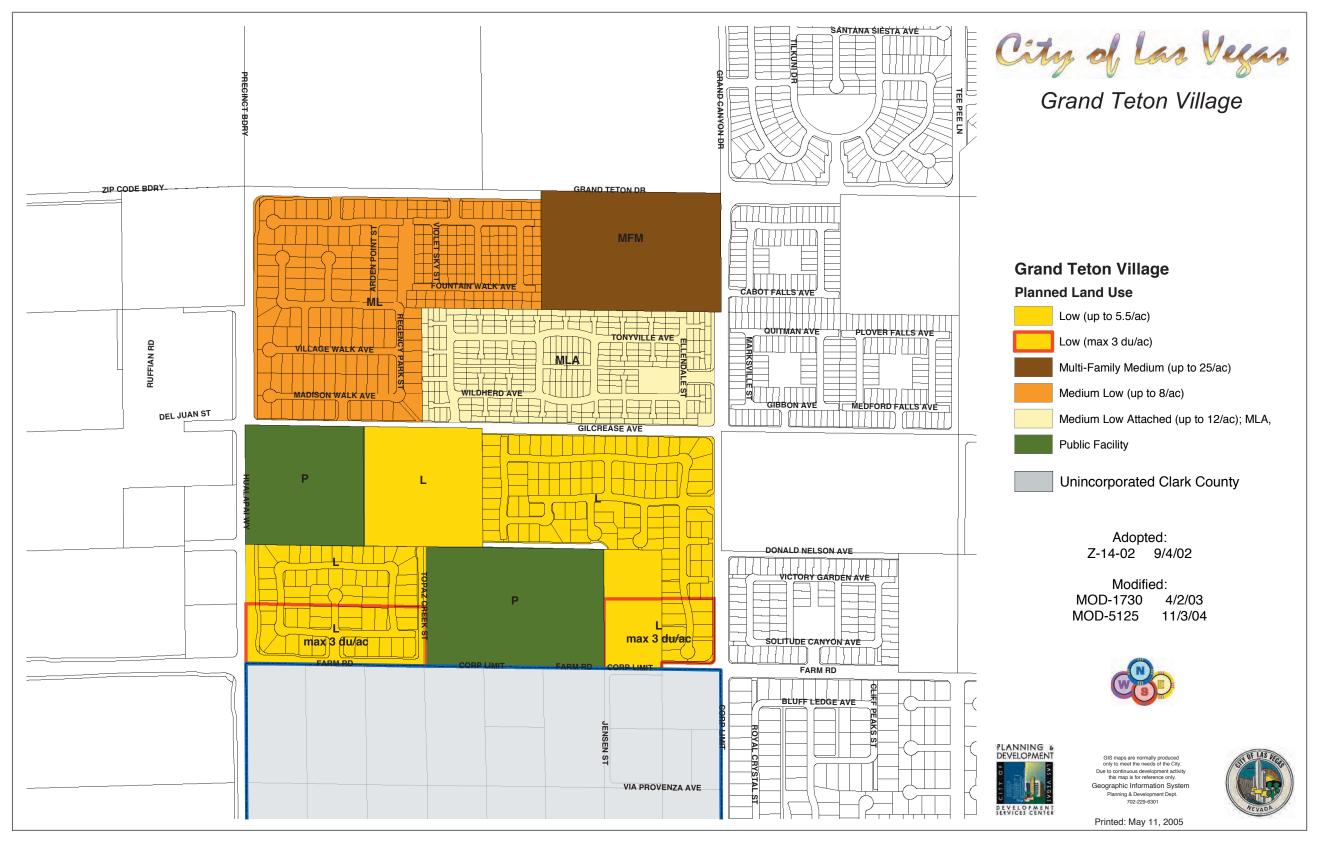


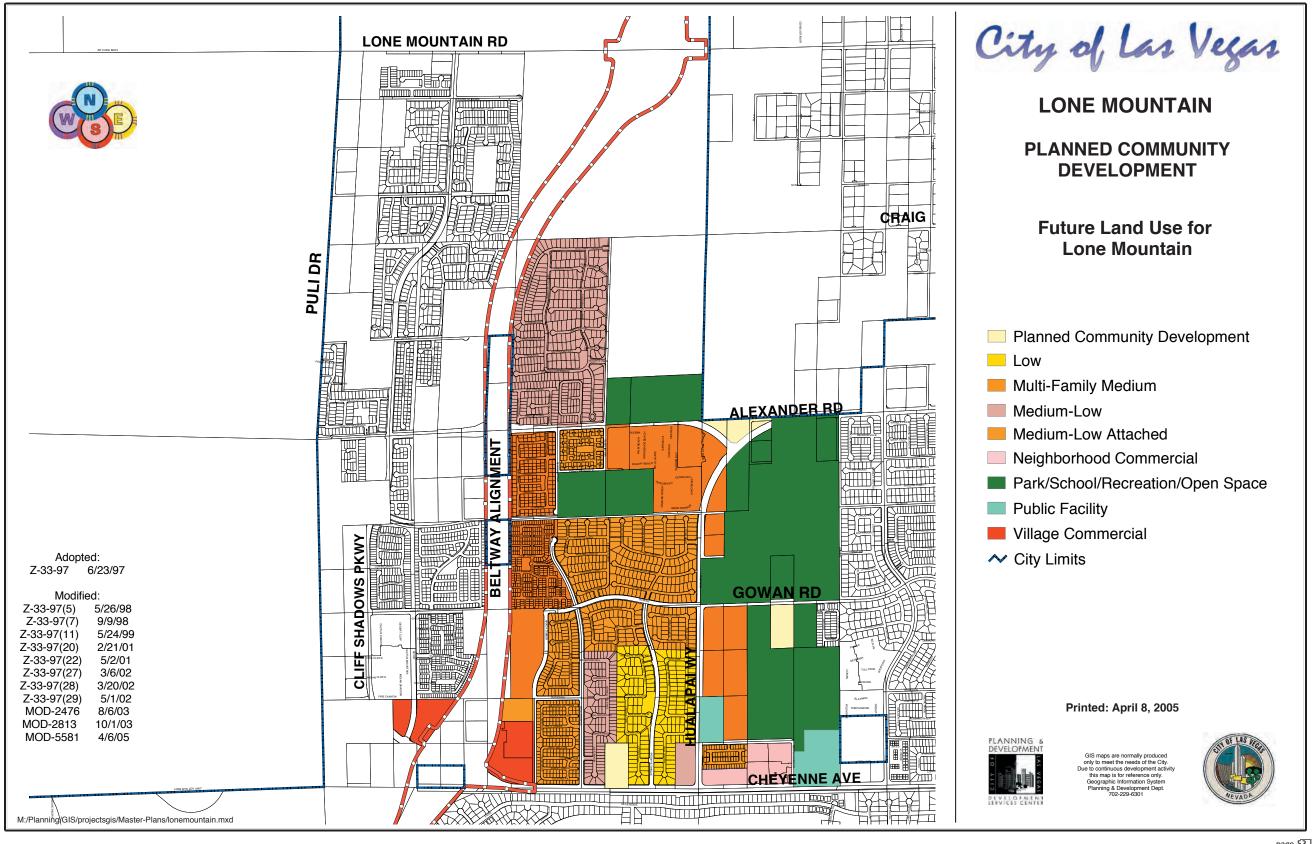


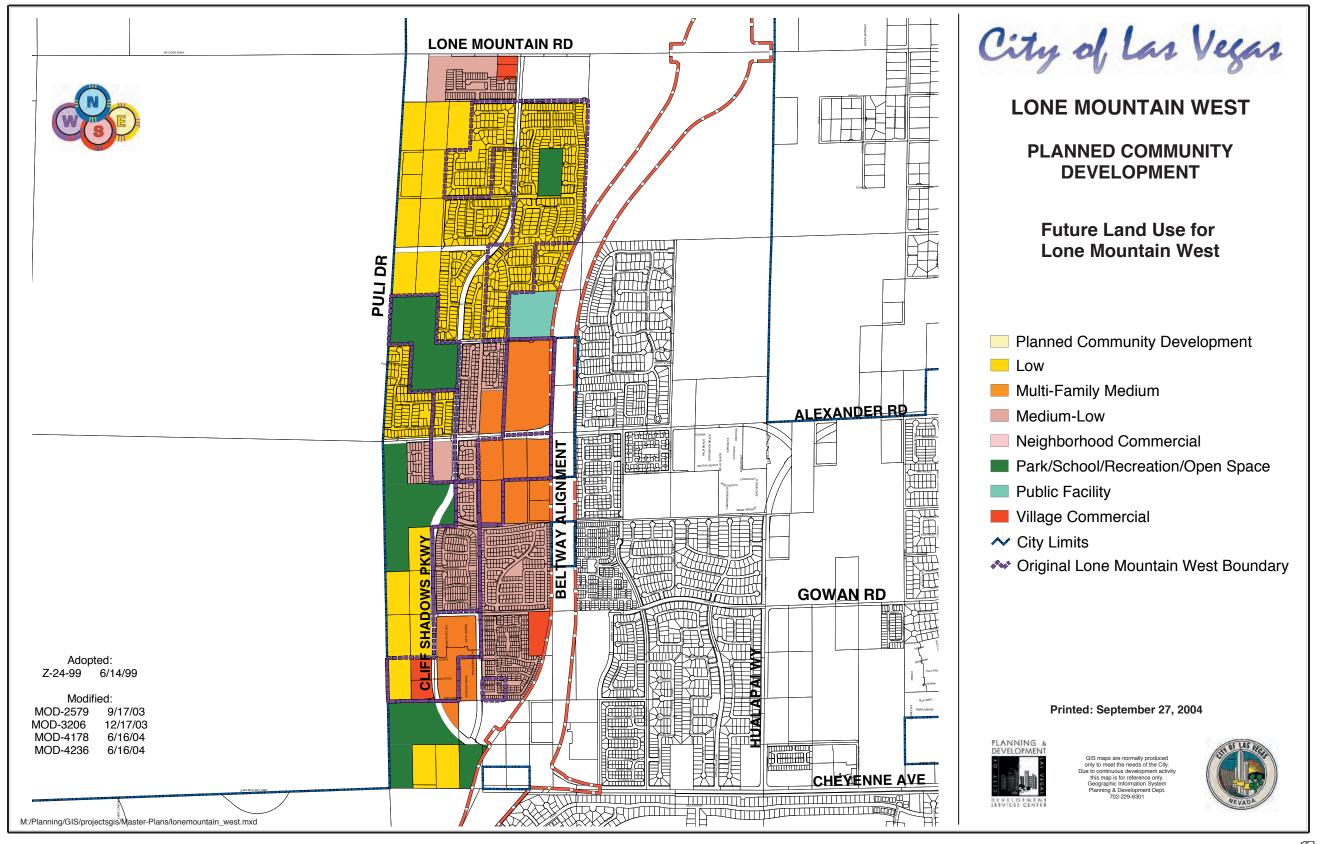
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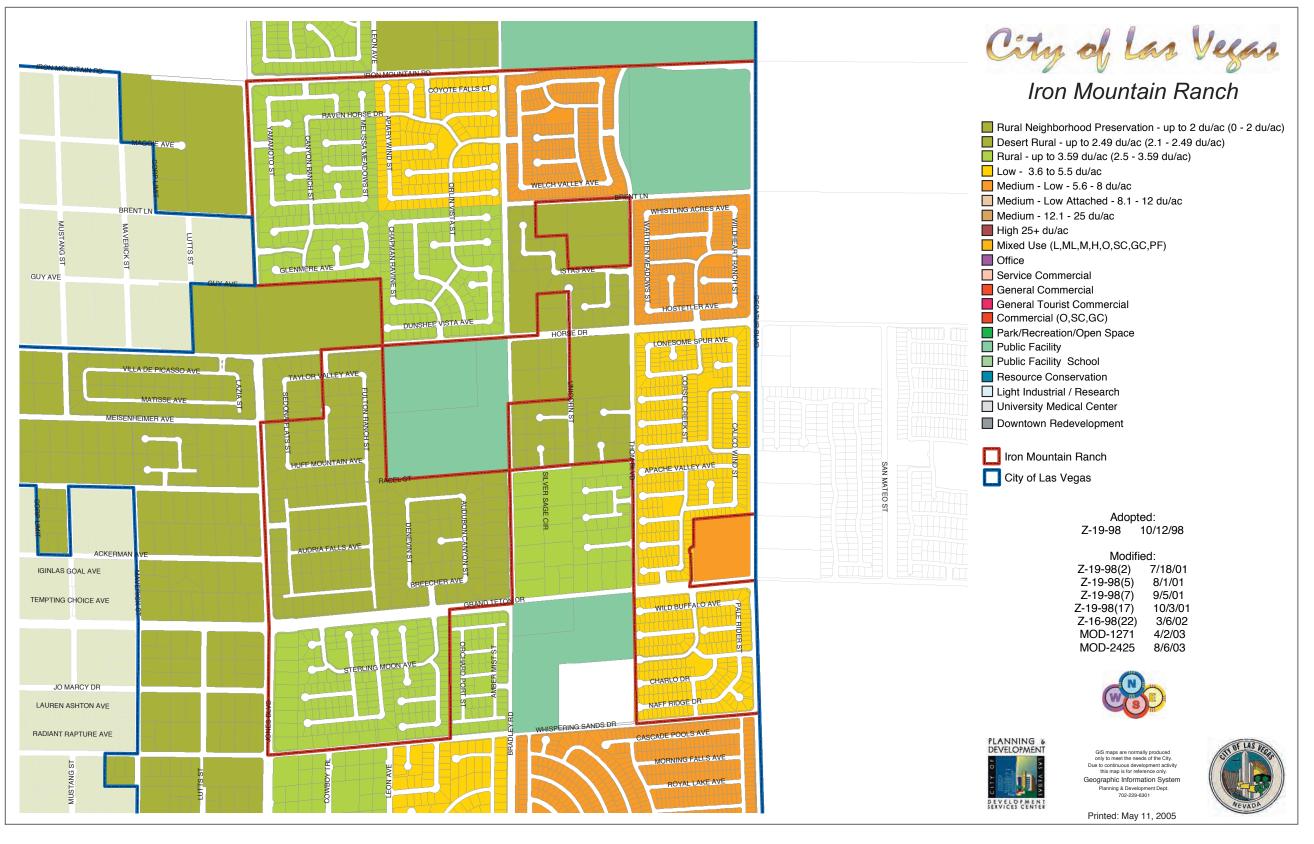


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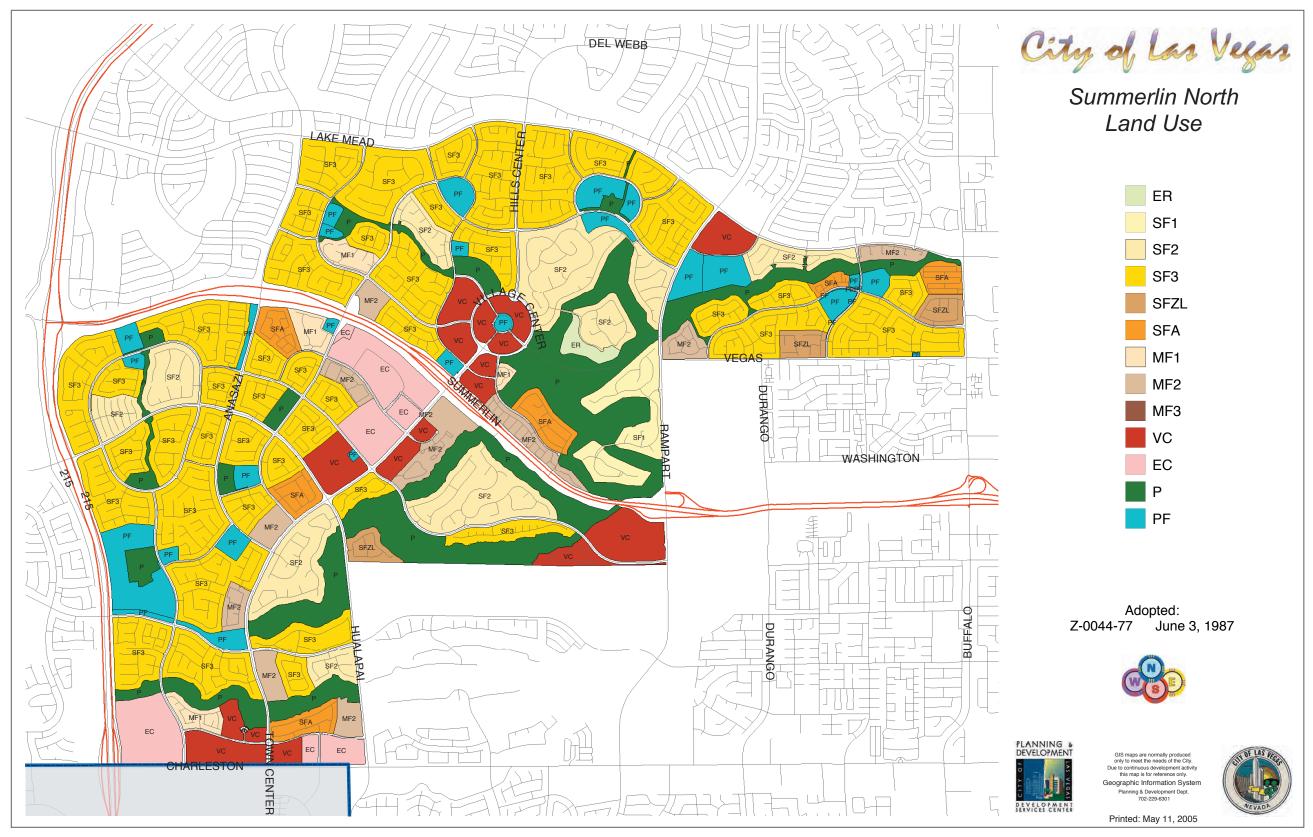




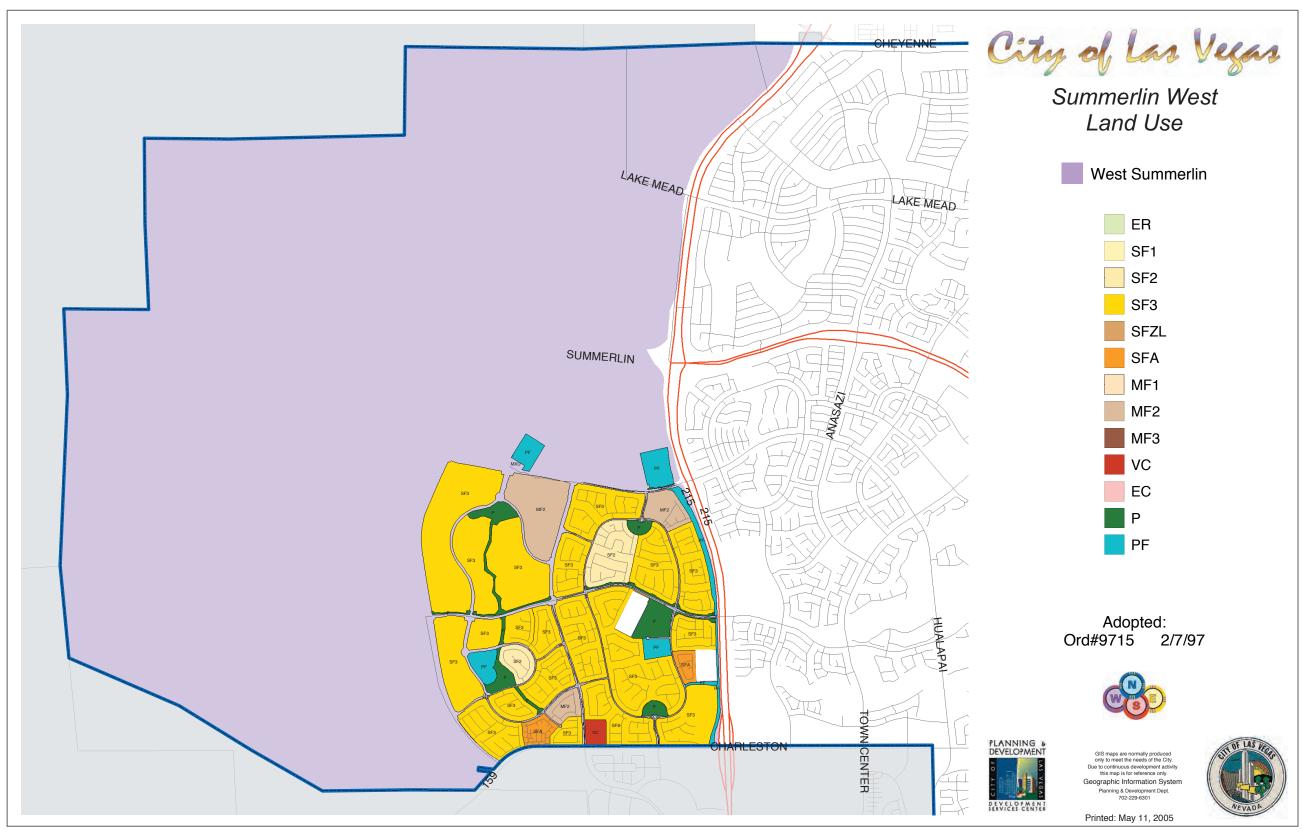








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OVERVIEW OF GENERAL PLAN AMENDMENT / MAJOR MODIFICATION PROCESS

A General Plan Amendment is a requested change of land use or text within the Master Plan. Periodically, the Planning Commission and City Council will review and evaluate the Master Plan to ensure that it remains an accurate statement of the city's land-use goals and policies. In other instances, the owner of a property may wish to change a particular parcel's land use designation in order to allow for a rezoning on the site. This becomes necessary because any zoning request must be in substantial agreement with the Master Plan designation in order to be approved by the City Council. In order to facilitate this process, the property owner must submit a General Plan Amendment (GPA) application for review by city staff, Planning Commission, and City Council.

When a land use change is requested within a master plan area, a Major Modification is required. A Major Modification is similar to a General Plan Amendment, but instead of amending a land use designation within a Sector Plan, the special land use of a parcel within a Master Plan area (Town Center, Lone Mountain, Grand Teton Village, etc.) is amended. In order to facilitate this process, the property owner must submit a Major Modification (MOD) application for review by city staff, Planning Commission, and City Council.

Description of Land Use Categories



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Land Use Ele;Plans-MPlan;indd;rs6/07/05

GAMING ENTERPRISE DISTRICTS

A Gaming Enterprise District is an area that has been deemed by a city, county, or town as a suitable location for the operation of an establishment with a non-restricted gaming license as allowed by the Nevada Revised Statutes. A non-restricted gaming license allows for gaming operations that consist of sixteen or more slot machines, or any number of slot machines together with any other game, gaming device, race book or sports pool at that establishment. The state legislature has found that while the gaming industry is vital to the economy of the State and Clark County, it is necessary to manage its growth in a planned and predicable manner. To ensure compatibility with surrounding areas, Nevada Revised Statues 463.308 prohibits the approval of a new non-restricted gaming license for establishments outside of a gaming enterprise district ⁴. In order to petition a city, county, or town for the establishment of a new Gaming Enterprise District, the following criteria must be met:

- The roads, water, sanitation, utilities and related services for the location must be adequate.
- The proposed establishment will not unduly impact public services, consumption of natural resources, and the quality of life enjoyed by residents of the surrounding neighborhoods.
- The proposed establishment will enhance, expand and stabilize employment and the local economy.
- The proposed establishment will be located in an area planned or zoned for that purpose pursuant to NRS 278.010 to 278.630, inclusive.
- The proposed establishment will not be detrimental to the health, safety or general welfare of the community or be incompatible with the surrounding area.

Establishments with a valid non-restricted license that are outside a designated gaming enterprise district may not increase the number of games or slot machines operated at the establishment beyond the number of games or slot machines authorized by local ordinance on December 31, 1996. Nevada Revised Statutes requires the city to provide a map that depicts the location of each Gaming Enterprise District established after July 16, 1997.

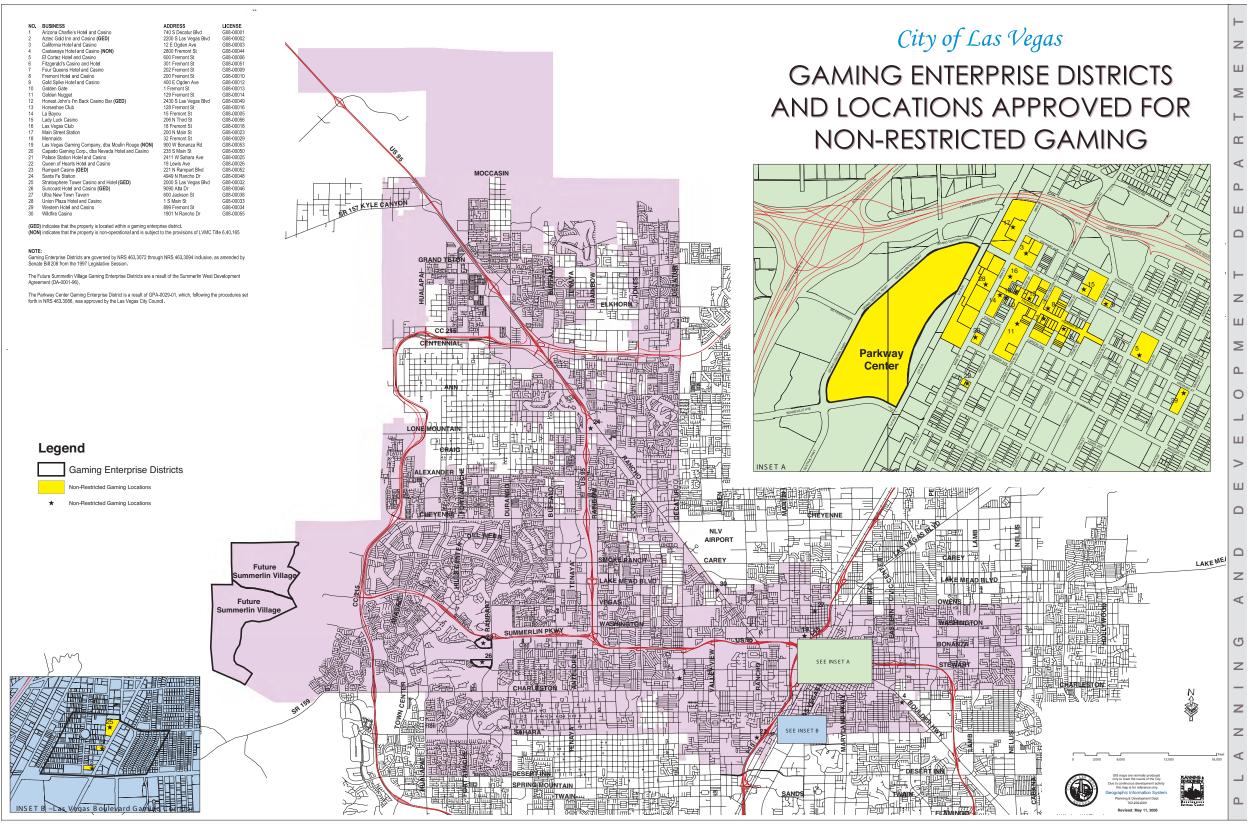
4 In counties with a population of over 400,000 people.



Land Use Ele; Plans-MPlan; indd; rs6/07/05

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Overview of General Plan Amendment



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Gaming Enterprise

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