

ORDINANCE NO. XXXX

AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-03-2022); BY AMENDING VARIOUS PROVISIONS INCLUDING BUT NOT LIMITED TO PARKING OF RECREATIONAL VEHICLES, PERMITTED USES, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the amendment is consistent with the Comprehensive Plan; and

WHEREAS, the Council determines that the amendment will not adversely affect the health and general welfare; and,

NOW THEREFORE, the City Council of the City of North Las Vegas does ordain:

SECTION 1: Chapter 20, Section 010, Table 17.20-1, of Title 17 of the North Las Vegas Municipal Code is hereby amended by replacing the existing table in its entirety with the following:

TABLE 17.20-1: PERMITTED USE TABLE

[illegible]

TABLE 17.20-1: PERMITTED USE TABLE[illegible]

TABLE 17.20-1: PERMITTED USE TABLE

Use Category		Residential										Business				Redevelopment				Special Purpose				Obsolete		Additional Requirements				
Use Type		O-L	R-E	R-EL	R-1	R-CL	R-2	R-3	R-4	C-P	C-1	C-2	M-1	M-2	R-A/R-2	R-A/R-3	R-A/R-4	R-A/DC	R-A/PSP	PSP	PUD/PID	MUD			C-3	M-3				
Use Category	Telecommunication Towers and Facilities	S	S	S	S	S	S	S	S	S	S	S	P	P	P	S	S	S	S	C	C	P	P	S	S	S	C	C	17.20.020 B.8	
	Telecommunication Towers and Facilities – Multiple Tower Facilities												C	C	C												P	P	17.20.020 B.8	
	Airport														S				S			P					S		17.20.020 B.1	
	Automobile Parking Lot or Parking Garage										P	P	P	P	P				P	P	P	P	P	P	P	P	P	P		
Transportation	Bus Terminal											S						S				P	P		P	P	P	P	17.20.020 B.2	
	Freight Terminals													S	P												S			
	Helipad														S							P	P				S		17.20.020 B.1	
COMMERCIAL AND OFFICE USES																														
Adult Uses	Sexually Oriented Business													P															17.20.020 C.19	
Agriculture and Agricultural Support Services	Agricultural Activity	P																			P	P							17.20.020 C.1	
	Feed Store (Including Yard)	S												S	P												P	P		
	Nursery Sales												S	P	P	P											P	P		
	Stable, Commercial	S	S																									P		17.20.020 C.20
Animal Care	Community Garden	C	C	C	C	C	C	C	C									C	P	P	P	P	P	P	P					17.20.020 C.8
	Animal Hospital or Clinic																										P		17.20.020 C.2	
	Pet Care and Boarding Facility												C	C	C	C					P	P	P	P	P	P			17.20.020 C.2	
	Child Care - Group Home	S	S	S	S		S		S		S	S	S	S		S					P	P	P	P	P				17.20.020 C.7	
Day Care	Child Care Center									S	S	S	S		S	S	S				P	P	P	P	P				17.20.020 C.7	
Eating and Drinking Establishments	Delicatessen and Catering Establishment												C	C	P						P	P	P	P	P				Storage of vehicles not permitted in C-1, C-2 & RA /DC	
	Establishment Requiring an "Off-Sale" Liquor License												C	C				€ S			P	P	P	P	P	P			17.20.020 C.14	

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Use Category		Residential								Business				Redevelopment				Special Purpose				Obsolete		Additional Requirements			
		O-L	R-E	R-EL	R-1	R-CL	R-2	R-3	R-4	C-P	C-1	C-2	M-1	M-2	R-A/R-2	R-A/R-3	R-A/R-4	R-A/DC	R-A/PSP	PSP	PUD/PID	MUD			C-3	M-3	
P = Permitted C = Conditional S = Special Blank = Prohibited																											
Use Category	Establishment Requiring an "On-Sale" Liquor License											S	S	S	S			S			P	P	C	C	C	S	17.20.020 C.14
	Restaurant											S	P	P	C	C		P	C		P	P	P	P	P		17.20.020 C. 28
	Restaurant, Fast Food											S	P	P	C	C		P	C		P	P	P	P	P		17.20.020 C.17
	Private Club or Lodge												P		P			RA			A	A	S	P	P	P	
Indoor Recreation and Entertainment	Bowling Alley												P		P			P			P	P	S	P	P	P	
	Dancing or Theatrical Studio											P	P					P			P	P	S	P	P	P	
	Game Rooms or Pool Hall											P	P				P				P	P	S	P	P	P	
	Health and Fitness Center											S	P	P		C		C									Not to exceed 3,000 sq. ft. in C-P & RA/DC
	Recreation Center											S	S	P		S		S			P	P	S	P	P	P	
Offices	Skating Rink (Ice or Roller)												S		S		S				P	P	S	P	P	P	
	Theater, Movie												P				P				P	P	S	P	P	P	
	Video Arcade											S	S				P				P	P	P	P	P	P	
	Auto Title Loan Establishment												S	S	S			RA			P	P	P	P	P	S	17.20.020 C.4
	Bank or Financial Institution											C	C	C	C			P				P	P	P	P	P	S
	Deferred Deposit Loan or Short Term Loan Establishment												S	S	S			RA			P	P	P	P	P	S	17.20.020 C.10
	Medical, Dental, or Health Clinic											P	P	P	P			P			P	P	P	P	P	P	
	Professional Office											P	P	P	P	P		P			P	P	P	P	P	P	
Outdoor Recreation and Entertainment	Amusement Park or Water Park												S		S			S			P	P		S	P		
	Athletic Clubs (Outdoors)											S	S	S				S						S	P	S	17.20.020 C.3
	Golf Course	S	S	S	S	S	S	S	S	S						S				P	P	P		S	P		17.20.020 C.12
	Golf Driving Range or Miniature Golf Course											P	P	P	P			S			P	P	S	P	P	P	

TABLE 17.20-1: PERMITTED USE TABLE

		Residential										Business				Redevelopment				Special Purpose						Obsolete		Additional Requirements
		O-L	R-E	R-EL	R-1	R-CL	R-2	R-3	R-4	C-P	C-1	C-2	M-1	M-2	R-A/R-2	R-A/R-3	R-A/R-4	R-A/DC	R-A/PSP	PSP	PUD/PID	MUD			C-3	M-3		
																					P	P	S	S	S			
Use Category	Use Type	Recreational Use									S	S	S	S				S			P	P	S	S	S			17.20.020 C.21
		Theater, Drive-In										S																
	Appliance Repair Facility										P	P	P	P				P			P	P			P			17.20.020 C.5
	Bakery for On-Site Sales										P	P	P					P			P	P	P	P	P	P		17.20.020 C.9
	Convenience Food Store										P S	P S						P S € S			P	P	P	P	P	P	P S	17.20.020 C.9
	Convenience Food Store with Gas Pumps										S	S		S				S			P	P	P	P	P	S	S	17.20.020 C.9
	Exterior Storage of Goods and Materials												P	P							P	P		S	S	P		17.20.020 C.11
	Funeral Home and Mortuary											S		S				P S			P	P	P	P	P	P		
	Garden Supply Store										P	P	P				P				P	P				P		
	Heavy Equipment Rental Facility													P							P	P	P			S		
	Laundromat, Self-Service										P	P						C			P	P	P	P	P	P		
	Laundry and Dry Cleaning Establishment										P	P						C				P	P	P	P	P	P	17.20.020 C.13
Retail Sales and Service	Light Equipment Rental with Exterior Storage and Display										S	S	P	P							P	P						
	Light Equipment Rental with No Exterior Storage and Display										P	P	P	P								P	P			P		
	Massage Establishment										S	S	S					S				S	S	S	S			
	Marijuana Dispensary or Retail Marijuana Store										S	S	S	S	S			S										17.20.020 C.29
	Pawshop											S	S					S								S		17.20.020 C.15
	Personal Service Establishment										S	P	P					P	C		P	P	P	P	P	P		17.20.020 C.28
	Retail Sales Establishment											P	P					P	C	S	S	P	P	P	P	P		17.20.020 C.18
	Swap Meet or Flea Market (Outdoor)														S											S	P	

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Blank = Prohibited

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Use Type		O-L	R-E	R-EL	R-1	R-CL	R-2	R-3	R-4	C-P	C-1	C-2	M-1	M-2	R-A/R-2	R-A/R-3	R-A/R-4	R-A/DC	R-A/PSP	PSP	PUD/PID	PCD	MUD			C-3	M-3								
	Tattoo Establishment										S	S									P	P													
	Wholesale Sales Establishment											S	P	P							P	P				P			17.20.020 C.27						
Tourism	Casino											S						S				S	S			S									
	Hotel or Motel											S	S	S				S				S	S	S	S	S									
	Racetracks (Dog, Horse, or Vehicle)													S													S								
	Recreational Vehicle Park and Overnight Campground										S		S								P	P			S			17.20.020 C.16							
	Vehicle, Boat, or Recreational Vehicles Sales, and Rental Lot (indoor)											P	P	P	P							P	P			S									
Vehicle Sales and Services	Vehicle, Boat, or Recreational Vehicles Sales, and Rental Lot (outdoor)											S	S	S								P	P					17.20.020 C.22							
	Vehicle Impound Yard/Automobile Impound Yard													S													S		17.20.020 C.23						
	Vehicle, Boat, and RV Repair Facility											S	S	C	C						P	P	P			S	P		17.20.020 C.24						
	Vehicle, Boat and RV Service Facility											S	C	S	P			\$			P	P	P			S	P		17.20.020 C.25						
	Vehicle Washing Establishment										S	S	S	C	C						P	P	P			S	S		17.20.020 C.26						
	Fuel Sales										S	S		S											S	S									
	Tire Sales, Repair, and Mounting										S	C	S	C	C				S		P	P	P			P			17.20.020 C.30						
	Truck Stop/Truck Wash													P	P						S	S	S				S								
INDUSTRIAL AND RELATED USES																																			

TABLE 17.20-1: PERMITTED USE TABLE[illegible]

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Use Category	Use Type										S	S	S	P						P	P		S	S	S			
	Mini-Warehousing Establishment																										17.20.020 D.4	
	Production of Edible Marijuana Products or Marijuana-Infused Products												S	S													17.20.020 C.29	
	Research Laboratory												S	P	P						P	P			S	P		
	Recycling Center (Indoor)												S	P	P						P	P				P	17.20.020 D.5	
	Recycling Center (Outdoor)													S												S	17.20.020 D.5	
	Warehouse													P	P					P	P				P	P	17.20.020 D.6	
OTHER USES																												
Other Uses	Interim Uses Established after July 1, 1991														S	S			S									
	Interim Uses Established after August 2, 1995																	S										
	Live /Work Units																						P	P	P	P		17.20.020 E.1
	Vertical Mixed Use											S	P					P			P	P	P	P	P	P		17.20.020 E.2

SECTION 2: Chapter 20, Section 020, Subsection C, subsection 11 of Title 17 of the North Las Vegas Municipal Code is hereby amended as follows:

11. Exterior Storage of Goods and Materials

Exterior storage of goods and materials may be permitted provided that all goods and materials are screened from view from adjacent property and rights-of-way in accordance with Section 17.24.070.EF of the development standards.

SECTION 3: Chapter 20, Section 020, Subsection C, Subsection 14, of Title 17 of the North Las Vegas Municipal Code is hereby amended as follows:

14. Establishment Requiring an “On Sale” or “Off-Sale” Liquor License

a. Purpose and Intent

The purpose of this section is to provide a procedure for the regulations of liquor licenses as they relate to land uses within the City. These regulations are related to the licensing requirements in Section 5.26 of the North Las Vegas Municipal Code and provide all land use regulations for liquor licenses.

b. Permit Required

All liquor license uses within the City of North Las Vegas require a conditional or special use permit. All proposed “Off-Sale” liquor locations are required to obtain a conditional use permit. All proposed sites that need an “On-Sale” license or a Restricted Gaming Liquor License are required to obtain a special use permit.

c. Distance Separation Requirements

(i) Proximity Distance Requirements

Table 17.20-2 establishes minimum separation distances between certain uses requiring a liquor license and other specified uses.

TABLE 17.20-2: PROXIMITY DISTANCE REQUIREMENTS FOR CERTAIN LIQUOR LICENSES				
Liquor License	Separation from Schools and Daycare (feet) [1]	Separation from Churches and Parks (feet)	Separation Between Like Uses (feet)	Separation from Developed Residential (feet) [2]
Restricted Gambling Gaming [5]	1,500	1,500	2,500	500
Non-Profit Club	400 [3]	400 [3]	--	--
Full “On-Sale”	400 [3]	400 [3]	--	--
Beer-Wine-Spirit Based Products “On-Sale”	400 [3]	400 [3]	--	--
Full “Off-Sale”	400	400	1,500 [4]	--
Beer-Wine “Off-Sale”	400	400	--	--
NOTES:				
[1] For the purposes of this section, schools shall be defined as kindergarten through 12th grade. Other post-secondary schools shall not be included.				
[2] For the purposes of this section, developed residential shall be defined as a parcel of land zoned for residential use in which construction for at least one residential unit has begun on the date the applicant				

applied for the special use permit.

[3] A waiver of the 400 foot proximity distance requirement may be considered with approval of a special use permit from the appropriate governing body for the proposed use.

[4] This distance only affects package liquor stores as defined in Chapter 17.32, *Definitions*.

[5] Within the RA / DC Subdistrict a restaurant is required with all restricted gaming licenses. The restaurant must have the same operating hours and occupy a minimum of 50% of the total floor area of the facility.

SECTION 4: Chapter 24, Section 010, Subsection A, of Title 17 of the North Las Vegas Municipal Code is hereby amended as follows:

A. Site Dimensional Standards for Residential Zone Districts

The following sections establish the basic district density and site dimensional standards for the O-L, R-E, R-EL, R-1, R-2, R-3, R-4, and R-CL ~~(Obsolete)~~ districts.

SECTION 5: Chapter 24, Section 040, Subsection C, Subsection 3, Subsection b of Title 17 of the North Las Vegas Municipal Code is hereby amended as follows:

b. Parking of Motor Homes or Recreational Vehicles in Residential Setbacks

- (i) A motor home, vehicle (not including a commercial use vehicle) or recreational vehicle shall be parked on a paved surface. Parking areas shall be paved with concrete, brick, pavers or other similar materials.
- (ii) No more than three vehicles of any kind may be parked upon the property. Furthermore, no more than one motor home, or one recreational vehicle may be parked upon the property.
- (iii) No parked vehicle of any kind may be utilized for storage of items for personal property.
- ~~(iv) Lots shall have a minimum width of 60 feet.~~
- ~~(v) A minimum access way of 10 feet in width shall be provided between the house and side yard property line where the motor home, vehicle or recreational vehicle will be parked.~~
- (vi) Motor homes or recreational vehicles shall only be parked in the rear yard, side yard, or in the corner side yard. ~~adjacent to the garage. See Figure 17.24.040-A.~~
- ~~(vii) Sight visibility zones shall be maintained, subject to review and approval by the Department of Public Works.~~
- (viii) **Access to the vehicle parking area shall be provided on concrete, brick, pavers, decomposed granite, or other similar materials.** ~~If located on the side yard opposite the garage, two (2) strips of decorative pavers with a maximum width of thirty (30) inches for each strip shall be provided from the front yard to the area where the motor home, vehicle or recreational vehicle is parked.~~ Furthermore, access shall only be allowed from rolled curbing, unless otherwise approved by the Department of Public Works.
- (ix) Access shall not be allowed over any utility box, unless otherwise allowed by the Utilities Department.
- ~~(x) A landscaping plan shall be provided to staff demonstrating the integration of the decorative paver strips into the front yard landscaping.~~
- (xi) A minimum six (6) foot high wall with decorative gates shall be provided to screen the parking of the motor home, vehicle or recreational vehicle.

SECTION 6: Chapter 24, Section 040, Subsection C, Subsection 7, Subsection f, of Title 17 of the North Las Vegas Municipal Code is hereby amended as follows:

- f. Sidewalks that abut 90-degree parking spaces must be a minimum of eight feet in width in instances where vehicle wheel stops are not used between the parking space and the sidewalk curb, and five feet in width when vehicle wheel stops are installed. **Additionally, in Commercial areas, sSuch side**walks shall be located at least three feet from the facade of the building to provide planting beds for foundation landscaping.

SECTION 7: Chapter 24, Section 070, Subsection B, Subsection 1, Subsection e, Subsection ii, of Title 17 of the North Las Vegas Municipal Code is hereby created as follows:

- ii. Unless otherwise approved as part of an overall development plan, the following materials shall not be considered to be acceptable for use for screening or perimeter walls:
 - (A) Chain-link or open wire fencing (except as temporary construction fencing);
 - (B) Razor wire or barbed wire ~~(unless approved as an additional security measure in accordance with this Code);~~
 - (C) Corrugated metal;
 - (D) Bright colored plastic;
 - (E) Untextured or unfinished concrete or block (CMU) walls

SECTION 8: NON-INFRINGEMENT OF RIGHTS. The City Council of the City of North Las Vegas has been informed by the City Attorney as to the constitutionality of this ordinance and based upon such information we are adopting this ordinance in good faith with a reasonable belief that the actions taken by the City of North Las Vegas are not in violation of any rights, privileges, or immunities secured by the laws providing for equal rights of citizens or persons.

SECTION 9: SEVERABILITY. If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no way affect the validity and enforceability of the remaining provisions of this Ordinance.

SECTION 10: EFFECTIVE DATE. This Ordinance shall become effective after its passage by the City Council of the City of North Las Vegas. Publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

SECTION 11: PUBLICATION. The City Clerk shall cause this Ordinance, immediately following its adoption, to be published once by title, together with the names of the Councilmembers voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

PASSED AND ADOPTED THIS _____ day of _____, 2022.

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED:

JOHN J. LEE, MAYOR

ATTEST:

JACKIE RODGERS, CITY CLERK