

ORDINANCE NO. 3095

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS DOES ORDAIN:

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

Annexation #166

A portion of the Northwest Quarter (NW 1/4) of Section 34, Township 18 South, Range 63 East, M.D.M., Clark County, Nevada, more particularly described as follows:

APN 103-34-010-005

See attached Exhibit “A” & “B”.

Area encompassed approximately 7.77 acres.

SECTION TWO: Said City Council has determined and does hereby determine that said described territory meets the requirement provided by law for annexation to the City of North Las Vegas for the following reasons:

- A. The area to be annexed was contiguous to the City's boundaries at the time the annexation proceedings were instituted.
- B. At least one-eighth (1/8) of the aggregate external boundaries of the area are contiguous to the boundaries of the City of North Las Vegas.
- C. The territory proposed to be annexed is not included within the boundaries of another incorporated city as those boundaries existed on July 1, 1983.
- D. The territory proposed to be annexed is not included within the boundaries of any unincorporated town as those boundaries existed on July 1, 1983.
- E. The City of North Las Vegas is eligible to annex the area described in this report because the land owner has signed a petition requesting annexation to the City, said petition contains the signature of one hundred percent (100%) of the owners of record, by themselves or their authorized representatives, of the individual lot or parcel of land within the annexation area.
- F. The petition for annexation was accepted by the City Council of the City of North Las Vegas on October 20, 2021.

SECTION THREE: The City of North Las Vegas will provide police protection, fire protection, street maintenance, and library services immediately upon annexation. Garbage collection by the company franchised by the City will also be provided immediately. The City water and sanitary sewer system will serve the proposed annexation area, **but such service is conditioned upon compliance with the City's water and sewer policy in force at the time of application for such services.** Any connection to or extension of this water or sewer line to serve the annexation area shall be at the expense of the landowners. Other services, such as participation in the City's recreation program, special educational classes/programs, public works planning, building inspections, and other City Hall services will also be available

immediately. Utilities such as gas, electricity, and telephones are provided by private utility companies and other services to the area will not be affected by annexation. Street paving, curbs and gutters, sidewalks and streetlights which are not in place at the time of annexation will be installed in the presently developed areas upon the request of the property owners and at their expense by means of special assessment districts. Such improvements will be extended into the undeveloped areas as development takes place and the need therefor arises, and will be located according to the needs of the area at that time.

Such installations will also be made at the expense of the property owners, either by means of special assessment districts or as prerequisites to the approval of subdivisions plats or the issuance of building permits, rezonings, zone variances, or special use permits.

SECTION FOUR: Said described territory, together with the inhabitants and property thereof shall, from and after the effective date of this Ordinance, be subject to all debts, laws, ordinances, and regulations in force in the City of North Las Vegas and shall be entitled to the same privileges and benefit as other parts of said City, and shall be subject to municipal taxes levied by the City of North Las Vegas.

SECTION FIVE: The Director/City Engineer of the Department of Public Works of the City of North Las Vegas is hereby instructed to cause to be prepared an accurate map or plat of said described territory and to record the same, together with a certified copy of this Ordinance, in the Office of the County Recorder of Clark County, Nevada, which said recording shall be done at least one day prior to the effective date of this Ordinance.

SECTION SIX: Said described territory which is currently zoned M-2 (Industrial) zoning district within the jurisdiction of Clark County shall be given its **equivalent zoning** of **M-2, General Industrial District**, when officially annexed into the City of North Las Vegas.

SECTION SEVEN: Said described territory shall become part of the Apex Overlay District when officially annexed into the City of North Las Vegas.

SECTION EIGHT: Said described territory shall be given the Comprehensive Plan, Land Use Designation of Heavy Industrial when officially annexed into the City of North Las Vegas.

SECTION NINE: The property owner or owners, as a condition of approval of this annexation, are required to dedicate those public rights-of-way as required by the Department of Public Works.

SECTION TEN: NON-INFRINGEMENT OF RIGHTS. The City Council of the City of North Las Vegas has been informed by its City Attorney's Office 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 ELEVEN: 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 TWELVE: EFFECTIVE DATE. This Ordinance shall become effective November 7, 2021, after its passage by the City Council of the City of North Las Vegas and, after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time, and recordation of an accurate map or plat of the herein described territory together with a certified copy of this Ordinance in the Office of the Clark County Recorder pursuant to NRS 268.600.

SECTION THIRTEEN: PUBLICATION. The City Clerk shall cause this Ordinance, immediately following its adoption, to be published once by title, together with the names of the Council Members voting for or against passage, in a newspaper qualified

pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

**PASSED, ADOPTED, AND APPROVED THIS 3RD DAY OF NOVEMBER, 2021.
EFFECTIVE DATE: NOVEMBER 7, 2021.**

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED:

**JOHN J. LEE
MAYOR**

ATTEST:

APPROVED AS TO FORM:

**JACKIE RODGERS
ACTING CITY CLERK**

**MICAELA RUSTIA MOORE
CITY ATTORNEY**

EXHIBIT "A"

EXPLANATION: THIS DESCRIPTION REPRESENTS A PORTION OF LAND TO BE ANNEXED TO THE CITY OF NORTH LAS VEGAS, IN SUPPORT OF THE APEX PROJECT.

DESCRIPTION

PARCEL 1 AS SHOWN IN THAT CERTAIN "GRANT, BARGAIN AND SALE DEED", RECORDED JUNE 18, 2021 IN BOOK 20210618, AS INSTRUMENT NO. 02057, BEING A PORTION OF LOT 1 AS SHOWN IN BOOK 95, PAGE 36 OF PLATS ON FILE AT THE CLARK COUNTY, NEVADA RECORDER'S OFFICE, LYING WITHIN THE NORTHWEST QUARTER (NW 1/4) OF SECTION 34, TOWNSHIP 18 SOUTH, RANGE 63 EAST, M.D.M., CLARK COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER (NW 1/4) OF SAID SECTION 34; THENCE ALONG THE EAST LINE THEREOF, SOUTH 00°21'51" EAST, 2064.15 FEET; THENCE DEPARTING SAID EAST LINE, SOUTH 89°38'06" WEST, 526.20 FEET TO THE SOUTHEAST CORNER OF SAID "GRANT, BARGAIN AND SALE DEED", ALSO BEING THE **POINT OF BEGINNING**; THENCE ALONG THE SOUTH LINE THEREOF, SOUTH 02°00'04" WEST, 490.30 FEET TO THE SOUTHWEST CORNER OF SAID "GRANT, BARGAIN AND SALE DEED"; THENCE DEPARTING SAID SOUTH LINE AND ALONG THE WEST LINE THEREOF, NORTH 90°00'00" WEST, 720.48 FEET TO THE NORTHWEST CORNER OF SAID "GRANT, BARGAIN AND SALE DEED"; THENCE DEPARTING SAID WEST LINE AND ALONG THE NORTH LINE THEREOF, NORTH 08°47'04" EAST, 495.82 FEET TO THE NORTHEAST CORNER OF SAID "GRANT, BARGAIN AND SALE DEED"; THENCE DEPARTING SAID NORTH LINE AND ALONG THE EAST LINE THEREOF, NORTH 90°00'00" EAST, 661.88 FEET TO THE **POINT OF BEGINNING**.

CONTAINS 7.77 ACRES, MORE OR LESS.

BASIS OF BEARINGS

NORTH 89°33'48" EAST, BEING THE BEARING OF THE NORTH LINE OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 34, TOWNSHIP 18 SOUTH, RANGE 63 EAST, M.D.M. AS SHOWN IN BOOK 95, PAGE 36 OF PLATS ON FILE AT THE CLARK COUNTY, NEVADA RECORDER'S OFFICE.

END OF DESCRIPTION.

(SEE EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF)

PAUL BURN, PLS
PROFESSIONAL LAND SURVEYOR
NEVADA LICENSE NO. 11174

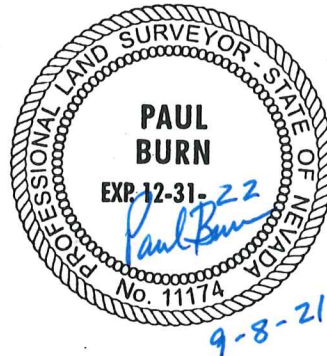


EXHIBIT "B" TO ACCOMPANY DESCRIPTION

