

ORDINANCE NO. 2820

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO AMEND CHAPTER 13.24 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO MAKE VARIOUS CHANGES RELATIVE TO DEFINITIONS, FEES, LIENS, AND PROVIDE FOR OTHER MATTERS PROPERLY RELATED THERETO.

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

SECTION 1: Section 13.24.010 of the North Las Vegas Municipal Code (NLVMC) is hereby amended by adding the following definitions:

“Accessory Dwelling Unit” means a subordinate unit not exceeding a gross floor area of eight hundred (800) square feet, which is clearly incidental to and located within the principal building and which is permitted in association with the limited residential use for quarters of security or related personnel, owners of the unit or their immediate family members within the first degree of consanguinity or equivalent affinity.

“Northeast Interceptor Sewer Fee” means a charge to be made, in addition to all other fees, to any user outside the Northern Beltway Commercial Area Special Improvement District 65 that benefits from and contribute flows to the Northeast Interceptor Sewer being assessed through the Northern Beltway Commercial Area Special Improvement District 65.

SECTION 2: Section 13.24.090 of the North Las Vegas Municipal Code (NLVMC) is hereby DELETED IN ITS ENTIRETY AND REPLACED BY THE FOLLOWING:

13.24.090 - Billing, payment, collection and liens.

All bills and fees for services rendered hereunder shall be sent out monthly as a part of the water bill pursuant to Section 13.04.020. All portions of Section 13.04.020 relating to billing procedure, liens, deposits and deposit refunds apply to wastewater bills. In all cases the property owner or owners shall be liable for all wastewater services imposed herein. Bills for water furnished, wastewater service system fees charged pursuant to Section 13.24.080, Pretreatment Program Cost Recovery Fees charged pursuant to Section 13.28.40 and garbage pickup and disposal are jointly billed. Failure to pay for any one of the water services billed shall constitute default on all of the water services. All fees due shall be a debt and obligation for the person or persons using these services, and the fees due for water services billed shall constitute a lien against the premises served. Such person using these services or property owner whose property is furnished these services shall be liable therefore in any action commenced by the City for the recovery of such fees in any court of competent jurisdiction.

SECTION 3: Section 13.24.070 of the North Las Vegas Municipal Code (NLVMC) is hereby amended by adding a new paragraph G as follows:

G. Northeast Interceptor Sewer Fee

1. Any customer located within the corporate limits of the City of North Las Vegas benefitting from and contributing wastewater to the Northeast Interceptor Sewer and is outside the boundaries created under the Northern Beltway Commercial Area Special

Improvement District 65 shall be charged a Northeast Interceptor Connection Fee in addition to all other fees. Said fee shall be \$15,773.00 per acre plus a percentage increase equivalent to any CPI computed increase from the sale date of the Northern Beltway Commercial Area Special Improvement District 65 bonds and shall be computed on the total acreage of the parcel being connected. Fee is due and payable at the same time the Sewer Connection Permit is issued.

2. Any customer located outside the corporate limits of the City of North Las Vegas benefitting from and contributing wastewater to the Northeast Interceptor Sewer and is outside the boundaries created under the Northern Beltway Commercial Area Special Improvement District 65 shall be charged a Northeast Interceptor Connection Fee in addition to all other fees. Said fee shall be \$31,896.00 per acre plus a percentage increase equivalent to any CPI computed increase from the sale date of the Northern Beltway Commercial Area Special Improvement District 65 bonds and shall be computed on the total acreage of the parcel being connected. Fee is due and payable at the same time the Sewer Connection Permit is issued.

SECTION 4: Section 13.24.080 of the North Las Vegas Municipal Code (NLVMC) is hereby amended by adding a paragraph 4 as follows:

4. Unless metered separately, Accessory Dwelling Units shall be billed at the same rate as the primary building use.

SECTION 5: 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 6: EFFECTIVE DATE. This ordinance shall become effective 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.

SECTION 7: PUBLICATION. The City Clerk shall cause this ordinance, immediately following its adoption, to be published once by title, together with 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 AND ADOPTED ON THE _____ DAY OF _____, 2017.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED:

John J. Lee, Mayor

ATTEST:

Catherine A. Raynor, MMC
City Clerk