

ORDINANCE NO. 1930

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO AMEND ORDINANCE NO. 1805, BEING CHAPTER 13.08 ENTITLED WATER CONSERVATION AND DROUGHT, TO REFLECT CHANGES MADE IN THE SOUTHERN NEVADA WATER AUTHORITY DROUGHT PLAN IN REGARD TO RESIDENTIAL VEHICLE WASHING AND MISTING SYSTEMS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

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

SECTION 1: Section 13.08.010 of Chapter 13.08 of Title 13 of the North Las Vegas Municipal Code (NLVMC) is hereby amended by revising the following definitions as follows:

“Director” means the Director of Utilities for the City of North Las Vegas.

“Spray irrigation” or “Spray irrigate” means the use of a sprinkler irrigation nozzle that delivers water in a fixed pattern, extending droplets farther than one foot from the sprinkler head.

SECTION 2: Sections A and B of Section 13.08.070 of Chapter 13.08 of Title 13 of the NLVMC are hereby amended to read as follows:

Section 13.08.070 Mist Systems

- A. During Drought Watch and Drought Alert, residential mist cooling systems used for human comfort will not be restricted; however, commercial use mist cooling systems are only allowed from June 1st to August 31st and only between noon and midnight.
- B. During Drought Watch and Drought Alert mist cooling systems for animal safety are permitted.

SECTION 3: Section C of Section 13.08.070 of Chapter 13.08 of Title 13 of the NLVMC is hereby deleted:

SECTION 4: Section B of Section 13.08.080 of Chapter 13.08 of Title 13 of the NLVMC is hereby amended as follows:

13.08.080 Other Outdoor Water Use Restrictions

B. Vehicle Washing.

1. Under Drought Watch and Drought Alert:
 - a. Washing of personal vehicles upon residential properties is limited to once per week per vehicle and requires a positive shut-off nozzle
 - b. Commercial vehicles may be washed at a commercial facility where water is discharged to the sanitary sewer through City approved methods, or by a high-pressure, low volume sprayer using less than ten (10) gallons of water per vehicle.

SECTION 5: Section B (2) of Section 13.08.080 of Chapter 13.08 of Title 13 of the NLVMC is hereby deleted:

SECTION 6: Section 13.08.100 of Chapter 13.08 of Title 13 of the NLVMC is hereby amended to add the following subsection E:

Section 13.08.100 Operation of Man-Made Decorative Water Features

- E. During Drought Watch and Drought Alert, the City Manager can issue an exemption permitting the operation of a man-made decorative water feature upon the completion of either of the following requirements:
 1. Removal of turf by the applicant from the property where the man-made decorative water feature is located, at a 50:1 ratio of turf to man-made decorative water feature surface area. For every square foot of man-made decorative water feature surface area, 50 square feet of turf must be removed. Surface area shall be determined by the City Manger or designee.
 2. Implementation by the applicant of some other measure acceptable to the City Manager or designee that results in water savings equivalent to the water savings that would be achieved by the 50:1 ratio of turf removal as defined under Subsection E (1).

SECTION 7: NON-INFRINGEMENTS OF RIGHTS. The City Council of the City of North Las Vegas has been informed by its City Attorney as to the constitutionality of this ordinance and based upon such information is 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 8: 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 9: EFFECTIVE DATE. This Ordinance shall become effective April 22, 2004, 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 NRS, as amended from time to time.

SECTION 10: PUBLICATION. The City Clerk shall cause this Ordinance, immediately following its adoption, to be published once by title, together with the names of the Councilmen 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 _____ 2004.

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED:

Michael L. Montandon, Mayor

ATTEST:

Karen Storms, CMC, Acting City Clerk