

ORDINANCE NO. 2939  
(Title 19 – Development Code - Zoning)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON NEVADA, REPEALING ) TITLE 19 - DEVELOPMENT CODE (ZONING) OF THE HENDERSON MUNICIPAL CODE (HMC) IN ITS ENTIRETY AND ADOPTING BY REFERENCE THE CITY OF HENDERSON DEVELOPMENT CODE TO BE CONTAINED IN A NEW HMC TITLE 19 AND OTHER MATTERS RELATING THERETO.

WHEREAS, it is the intent of the City of Henderson to maintain a zoning ordinance for the safe and orderly development of property; and

WHEREAS, the City of Henderson adopted a new zoning ordinance on January 19, 2010; and

WHEREAS, it is necessary to make minor corrections, revisions, and updates to the adopted zoning ordinance; and

WHEREAS, it is in the best interest of the citizens of Henderson that those changes to the Development Code be made as expeditiously and as cost effectively as possible; and

NOW, THEREFORE, the City Council of the City of Henderson, Nevada, does ordain:

SECTION 1. Title 19 – Development Code (Zoning) of the Henderson Municipal Code is repealed in its entirety.

SECTION 2. The Henderson Municipal Code is hereby amended by adding thereto a new Title 19 consisting of that certain document entitled “City of Henderson Development Code” which is hereby adopted by reference as a specialized code of the city of Henderson. The City of Henderson Development Code will not be published as a physical part of the Henderson Municipal Code, but it shall be considered part of the Henderson Municipal Code and shall be numbered and subdivided accordingly. Copies of the City of Henderson Development Code shall be maintained in the City Clerk’s Office and in the Community Development department.

SECTION 3. The City of Henderson Development Code may be amended from time to time by the adoption of an ordinance specifying the amendments to be made. Amendments may be accomplished as described in the City of Henderson Charter.

SECTION 4. Henderson Municipal Code Chapter 19 – Development Code (Zoning), is hereby amended as follows:

Chapter 19.01 – Development Code (Zoning)

The City of Henderson adopts by reference the City of Henderson Development Code as a specialized code. Copies of this Code are on file in the Office of the City Clerk.

- SECTION 5. If any section, subsection, paragraph, clause or provision of this Ordinance shall for any reason be held invalid or unenforceable, the invalidity or unenforceability of such section or subsection, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.
- SECTION 6. All ordinances, or parts of ordinances, sections, subsection, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Henderson, Nevada, in conflict herewith are repealed and replaced as appropriate.
- SECTION 7. A copy of this Ordinance shall be filed with the office of the City Clerk, and notice of such filing shall be published once by title in the Review Journal, a newspaper having general circulation in the City of Henderson, at least ten (10) days prior to the adoption of said Ordinance, and following approval shall be published by title (or in full if the Council by majority vote so orders) together with the names of the Councilmen voting for or against passage for at least one (1) publication before the Ordinance shall become effective. This Ordinance is scheduled for publication on November 5, 2011, in the Review Journal.

PASSED, ADOPTED, AND APPROVED THIS 2<sup>nd</sup> DAY OF NOVEMBER, 2011.

  
\_\_\_\_\_  
Andy Hafen, Mayor

ATTEST:

  
\_\_\_\_\_  
Sabrina Mercadante, CMC, City Clerk

The above and foregoing Ordinance was first proposed and read in title to the City Council on October 18, 2011, which was a Regular Meeting, and referred to a Committee of the following Councilmen:

“COUNCIL AS A WHOLE”

Thereafter on November 2, 2011, said Committee reported favorably on the Ordinance and forwarded it to the Regular Meeting with a do-pass recommendation. At the Regular Meeting of the Henderson City Council held November 2, 2011, the Ordinance was read in title and adopted by the following roll call vote:

Those voting aye: Mayor Andy Hafen  
Councilmembers:  
Gerri Schroder  
Debra March  
Kathleen Vermillion

Those voting nay: None  
Those abstaining: None  
Those absent: Sam Bateman

  
\_\_\_\_\_  
Andy Hafen, Mayor

ATTEST:

  
\_\_\_\_\_  
Sabrina Mercadante, CMC, City Clerk