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Underlined material is that portion being added

BILL NO. 8-6-24-1

SUMMARY – An Ordinance creating a Sports and Special Events Department; establish a preliminary review and approval process for special events; and providing for other matters properly relating thereto

ORDINANCE NO. 5168
(of Clark County, Nevada)

AN ORDINANCE TO AMEND TITLE 2 OF THE CLARK COUNTY CODE TO ADD A NEW CHAPTER 2.70 TO CREATE A SPORTS AND SPECIAL EVENTS DEPARTMENT; ESTABLISH A PRELIMINARY REVIEW AND APPROVAL PROCESS FOR SPECIAL EVENTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Title 2 of the Clark County Code is hereby amended to add a new chapter to read as follows:

CHAPTER 2.70 – CLARK COUNTY SPORTS AND SPECIAL EVENTS DEPARTMENT

2.70.010. Definitions.

- A. “Board” means the Board of Clark County Commissioners.
- B. "Clark County Manager" means the County Manager of the County of Clark County or their designee.
- C. "Departmental Services Charges" means the incremental costs which a department of Clark County and Las Vegas Metropolitan Police Department incurs in connection with activities required for a Special Event under this chapter, including, but not limited to, costs associated with fire safety, traffic and/or pedestrian control, water safety, the closure of streets or intersections, the

- diverting of traffic, the salaries of Clark County and Las Vegas Metropolitan Police Department personnel involved in administration or coordination of Clark County services for the event, the cost to the Clark County to provide support personnel, equipment, materials and supplies, and related Clark County costs such as employee overtime.
- D. “Director” means the Director of the Clark County Sports and Special Events Department, or their designee.
- E. "Event Organizer" means any person who conducts, manages, promotes, organizes, aids or solicits attendance at a special event, whether paid or unpaid.
- F. “Neighborhood” means an area where people reside.
- G. "Sidewalk" means that portion of a highway, other than the roadway, set apart by curbs, barriers, markings, or other delineation for pedestrian travel, and includes the area of a sidewalk located on private property where a pedestrian access easement has been granted to Clark County. This definition excludes private sidewalks.
- H. "Special Event" means any event in unincorporated Clark County that requires any of the permits or licenses for the activity as outlined in Section 6.145.010.010 of the Clark County Code, whether the activity is an incidental, ancillary or primary portion of the event and parades as defined in Chapter 6.84. The definition of Special Event as used in this chapter will not be deemed to alter, modify or supersede the term Special Event as used in any other chapter of this code.
- I. “Special Event Approval” means all applicable departments and/or agencies have determined the Special Event has met all requirements and conditions.
- J. "Special Event Preliminary Approval " means the ability to move forward in the Special Event process pursuant to this chapter. All required departmental and/or agency approvals are still required.
- K. "Special Event Venue" means that area for which a Special Event application is submitted.
- L. “Sports and Special Events Department or Department” means the Department responsible for carrying out the responsibilities of this chapter.
- M. "Street" means a way or place of whatever nature, publicly maintained and open to the public for purposes of vehicular travel. Street includes highways and public alleys.

- N. “UAS” means an Unmanned Aircraft System(s) which is defined as an aircraft that is operated without the possibility of direct human intervention from within or on the aircraft.

2.70.020 – Creation of Sports and Special Events Department.

The Department of Sports and Special Events is hereby created as a department within the framework of the county government of the County of Clark, and is authorized and established for the following purposes:

- (a) Receive applications for Special Events.
- (b) May collect application fees for Special Events.
- (c) During the evaluation or bid process, work with the Event Organizer to assess and estimate all Clark County resources necessary to successfully host the event.
- (d) Provide recommendations to the Board regarding Special Event applications.
- (e) Maintain a calendar of Special Events in accordance with chapter 6.145.
- (f) Refer applications to the Board as necessary.
- (g) Provide recommendations to the County Manager regarding long term planning for the Department; and
- (h) Provide such other recommendations to the County Manager concerning the facilities, resources, operation, and management of the Department.

2.70.030 – Director -Powers.

The Director shall be appointed by the County Manager with advice and consent of the Board and serve at the pleasure of the County Manager with consent of the Board. The Director will supervise the Department of special events and have the following functions:

- (a) The Director is responsible for developing, maintaining, and updating the provisions of this chapter.
- (b) The Director is responsible for enforcing the provisions of this chapter including, but not limited to:
 - (1) Recommending approval of an application for a Special Event.
 - (2) Recommending denial of an application for a Special Event.

(3) Assessing all benefits and impacts on Clark County resources and stakeholders; and

(4) Disseminating Special Event applications to applicable Clark County departments and applicable governmental agencies, including but not limited to Las Vegas Metropolitan Police Department.

(c) The County Manager or their designee shall provide direction, supervision, and administrative oversight to the Director for administrative, budgetary, and human resource purposes and for policies and procedures as established by the Board.

2.70.040 - Delegation of Board duties to Department.

The Board may delegate any procedures or duties set forth herein to the Director of the Department to act on its behalf.

2.70.050 - Special Event —Application.

A. The application for a Special Event under this chapter to conduct or engage in any activity which involves a Special Event shall be submitted to the Sports and Special Events Department on forms prescribed by the Department. Each application shall contain full, complete and detailed information including, but not limited to, the following:

1. The name, address, and telephone number of the Event Organizer;
2. A certification that the Event Organizer shall be financially responsible for any Clark County fees, Departmental Service Charges or costs that may lawfully be imposed for the event;
3. A statement of the purpose of the Special Event and the estimated number of attendees;
4. The proposed location of the Special Event including a plot plan depicting the placement of temporary structures or facilities on public property, private property, streets, and sidewalks;
5. The date and times when the Special Event is to be conducted;
6. The approximate times when assembly for, and disbanding of, the Special Event is to take place;
7. Provisions for first aid or emergency medical services, or both, based upon event risk factors;
8. Insurance information, if applicable per chapter 16 of the Clark County Code;

9. A complete conceptual traffic management plan that is in compliance with chapter 16 of the Clark County Code;
10. A public safety plan that is completed in compliance with Clark County Fire Department Public Safety Plan guideline;
11. The applicant may be required to post a security deposit to cover any Departmental Service Charges incurred;
12. If applicable, historical background of the Special Event as outlined in the application; and
13. Any other information reasonably required by the Director.

B. Applications shall be submitted not less than sixty (60) calendar days before the first day of the event. The Board or Director has the authority to adjust this time frame for unforeseen events. A pre-approval or denial will be issued within 15 calendar days unless Board approval is required. Late, incomplete, or insufficient plans may be subject to an additional Departmental Service Charge.

C. The Director may refer the application to such appropriate Clark County departments and partner agencies for review, evaluation, and investigation as deemed necessary from the nature of the application.

D. A Special Event Preliminary Approval shall be issued under this chapter if the Director finds that the following criteria have been met:

1. The Special Event will not substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its location.
2. The Special Event will not have an unmitigable adverse impact upon residential or business access and traffic circulation in the same general Special Event Venue area.
3. The Special Event will not substantially interrupt the safe and orderly movement of aerial navigation.
4. The Special Event will not conflict with construction or development on a public property, private property, streets, and sidewalks.
5. The Special Event will not require the diversion of public safety or other public employees from their normal duties to unreasonably reduce adequate levels of service to any other portion of the Clark County.

6. The concentration of people, animals, or vehicles will not unreasonably interfere with the movement of police, fire, ambulance, and other public safety or emergency vehicles on the streets.
7. The Special Event will not unreasonably interfere with any other Special Event for which a Special Event Preliminary Approval has already been granted or with the provision of Clark County services in support of other scheduled events or scheduled government functions.
8. The proposed use of the property is not governed by or subject to any other permit procedures provided elsewhere in this code or other applicable laws, rules, or regulations.
9. The Special Event will not adversely affect Clark County's ability to reasonably perform municipal functions or furnish Clark County services.
10. The Special Events permit submittal follows the process outlined in the Clark County Fire Department Special Event guideline.
11. The proposed use, Special Event, or activity will not have a significant adverse environmental impact; and
12. The Special Event does not require the altering, covering, paving over, or burying sanitary sewer, storm drain, or water valve/manhole covers. Access to the infrastructure appurtenances must be maintained at all times, unless agreed to by temporary written authorization.

E. The applicant may be required to appear before the Board for a public hearing if any of the following conditions exist:

1. The Special Event will require a road closure of the Las Vegas Boulevard and/or the Special Event will have significant impact on the roadways as determined by the Director.
2. The Special Event will require significant resources from any Clark County Department or other agency, including but not limited to the Las Vegas Metropolitan Police Department and the Southern Nevada Health District.
3. The Special Event estimates the attendance of more than 15,000 participants, attendees, or spectators at one time.
4. The Special Event has the potential to cause disorder, disturbances, excessive loitering, nuisances, or other activities which endanger the health or safety of the patrons or disrupt the peace or order of the neighborhood.
5. The Special Event has multiple activations across Clark County.

6. The Special Event and/or the Event Organizer has had previous compliance issues associated with events; or
7. Any other reason the Board determines the applicant needs to show cause as to why the Special Event should not be denied.

2.70.060 - Special Event Approval —Required.

A. Except as provided by the terms of a Special Event Preliminary Approval, , no person shall conduct or cause to be conducted, participate or engage in, hold, manage, permit or allow another to conduct a Special Event without first having obtained all required approvals from applicable departments and/or agencies.

B. The Director reserves the right to require any Event Organizer to appear before the Board for a public hearing regarding the proposed Special Event.

C. The Board may condition any Special Event Preliminary Approval issued pursuant to this chapter with reasonable requirements concerning the time, place, or manner of holding such event as is necessary to coordinate multiple uses of public property, assure preservation of public property and public places, prevent dangerous, unlawful or impermissible uses, protect the safety of persons and property and to control vehicular and pedestrian traffic in and around the Special Event Venue. Conditions may include, but are not limited to, the following:

1. The accommodation of a Special Event's pedestrian and vehicular traffic, including restricting events to Clark County sidewalks, portions of a Clark County Street, sidewalk, or other public right-of-way.
2. 2. Vehicle mitigation measures.
3. 3. Conditions designed to avoid or lessen interference with public safety functions and/or emergency service access.
4. 4. The number and type of vehicles, animals, or structures to be displayed or used in the event.
5. The inspection and approval by Clark County personnel of stages, booths, floats, structures, vehicles, or equipment to be used or operated in the Special Event to ensure that such structures or vehicles are safely constructed and can be safely operated and conform to the requirements of all applicable codes.
6. The establishment of an assembly or disbanding area for a parade or like event.

7. The provision or operation of first aid stations or sanitary facilities, including handicap accessible sanitary facilities.
8. The provision of a waste management plan, and the clean-up and restoration of the site of the Special Event.
9. The use of sound amplification equipment, and restrictions on the amount of noise generated by motors and from other sources during the Special Event.
10. The manner of providing notice of Special Event Preliminary Approval conditions to event participants and those businesses or residents who may be directly affected by the conduct of the Special Event.
11. The provision or use of emergency services;
12. The provision or use of filming; or
13. The use of special effects or UAS that may obstruct and/or impair aircraft operations. Special effects include, but not limited to, light shows, lasers, spotlights, ballons, fireworks/pyrotechnics, and any activity that may affect aviation safety.

Special Events that have received Preliminary Approval of the Board and/or do not require Preliminary Approval of the Board must still meet the requirements of each applicable department/agency.

2.70.070 - Exceptions to the Special Event Preliminary Approval requirement.

The following activities are exempt from the Special Event Preliminary Approval requirement:

1. Activities conducted by a governmental agency acting within the scope of its authority, including any Special Events conducted by Clark County.
2. An event, or an outdoor activation incidental to a primary event, held at a resort hotel, arena, stadium or convention center when the event or the outdoor activation is to be staged by and under the supervision and control of the licensee and on the premises owned or operated by the licensee.

2.70.080 - Special Event Preliminary Approval —Denial or revocation.

A. The Board or Director may deny any application or revoke any Special Event Preliminary Approval if any of the following are found:

1. The Special Event will pose a unique risk to the health, safety, and welfare of the public or public employees, including, but not limited to, negative impacts to traffic, pedestrian safety and mobility, or will interfere with access to police or fire stations, or other public safety facilities.
2. The Special Event or activity will require the diversion of public safety employees that allowing the event would unreasonably deny service to the remainder of Clark County.
3. The application contains incomplete, false or misleading information.
4. The applicant fails to comply with all terms of this chapter including failure to remit all fees and deposits or fails to provide proof of insurance and/or an indemnification agreement as required by this chapter.
5. The Special Event is proposed for a time and place for which another event has been or will be issued to a prior applicant.
6. The proposed area for the assembly or for the set up or dispersal of a parade could not physically accommodate the number of participants expected to participate in the parade.
7. The parade will violate any federal, state or local law or regulation, including other provisions of the Clark County Code.
8. The applicant or the person or entity on whose behalf the application was made has on prior occasions damaged Clark County property and has not paid in full for such damage or has other outstanding and unpaid debts to Clark County.
9. The applicant has not complied or cannot comply with the conditions of the Board's Special Event Preliminary Approval, applicable licensure requirements, ordinances or regulations of the Clark County concerning the sale, offering for sale, or distribution of any goods or services.
10. The proposed use of special effects or UAS will obstruct and/or impair aircraft operations. Special effects include, but not limited to, light shows, lasers, spotlights, ballons, fireworks/pyrotechnics, and any activity that may affect aviation safety.

B. Where a Special Event application is denied or a Special Event Preliminary Approval is revoked, the Director shall mail to the applicant written notice of denial or revocation clearly setting forth the reasons for said denial or revocation. The notice shall be deemed delivered when physically hand-delivered to the applicant or a representative designated as a contact for the Special Event, or on the date that the notification was deposited with the U.S. Postal Service and mailed by certified mail,

return receipt requested, to the address listed on the application. Any person aggrieved by a decision of the Director or Board may obtain judicial review of such decision by filing a petition for writ relief in the Eighth Judicial District Court, Clark County, Nevada within twenty (20) days of the decision or service thereof.

2.70.090 - Hold harmless.

A. Each applicant shall execute a hold harmless agreement on a form approved by Clark County agreeing to defend, indemnify, and hold harmless Clark County against losses and liabilities incurred from the conduct of applicant or its officers, employees, and agents.

B. The applicant shall procure and maintain in full force and effect during the term of the event insurance as prescribed in Clark County Code 16.06.070 or the insurance required as a condition of the Special Event Preliminary Approval.

2.70.100 – Post-event worksheet.

Within thirty (30) calendar days of the conclusion of a Special Event, upon written request by the Director or as listed as a condition of the Special Event Preliminary Approval by the Board, the organizer may be required to submit a post-event worksheet on a form prescribed by the Director. If the form is not submitted or submitted incomplete, it may impact the approval of the Event Organizer’s future Special Events.

2.70.110 – Confidential information.

Any part of an application or documentation required under this chapter that an applicant or licensee provides to the Department, or which the Department obtains relating to that application or license, which contains financial records or identification numbers, security information, including but not limited to site and operational plans, proprietary or trade information, or personal history information is confidential and must be redacted before complying with any public records request regarding that record.

SECTION 2. If any section of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION 3. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall take effect and be in force on January 1, 2025, after its passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of

two (2) weeks.

PROPOSED on the 6th day of August, 2024.

PROPOSED BY: Commissioner Tick Segerblom

PASSED on the 20th day of August 2024.

AYES: Tick Segerblom

William McCurdy II

James B. Gibson

Justin Jones

Marilyn K. Kirkpatrick

Ross Miller

Michael Naft

NAYS: None

ABSTAINING: None

ABSENT: None

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA

By: 
Tick Segerblom (Aug 27, 2024 16:16 PDT)
TICK SEGERBLOM, Chair

ATTEST: 

Lynn Marie Goya, County Clerk

This ordinance shall be in force and effect on January 1, 2025.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

CC CLERK
ATTN: COMMISSION CLERK
RM 6037
500 S GRAND CENTRAL PKWY
LAS VEGAS NV 89155

Account #
Order ID

104095
320955

Leslie McCormick, being 1st duty sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal/Las Vegas Sun, daily newspaper regularly issued, published and circulated in the Clark County, Las Vegas, Nevada and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal/Las Vegas Sun, in 2 edition(s) of said newspaper issued from 08/27/2024 to 09/03/2024, on the following day(s):

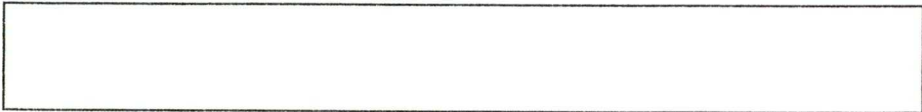
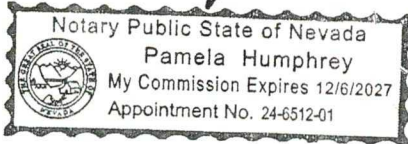
08/27/2024, 09/03/2024

Leslie McCormick

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this September 3, 2024

Notary *Pamela Humphrey*



ORDINANCE NO. 5168

AN ORDINANCE TO AMEND TITLE 2 OF THE CLARK COUNTY CODE TO ADD A NEW CHAPTER 2.70 TO CREATE A SPORTS AND SPECIAL EVENTS DEPARTMENT; ESTABLISH A PRELIMINARY REVIEW AND APPROVAL PROCESS FOR SPECIAL EVENTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

NOTICE IS HEREBY GIVEN that typewritten copies of the above numbered and entitled Ordinance are available for inspection by all interested parties at the Office of the County Clerk of Clark County, Nevada, at her Commission Division Office on the first floor of the Clark County Government Center, 500 South Grand Central Parkway, Las Vegas, Nevada, and that said Ordinance was proposed by Commissioner Tick Segerblom on the 6th day of August 2024 and passed on the 20th day of August 2024, by the following vote of the Board of County Commissioners:

Aye: Tick Segerblom
William McCurdy II
James B. Gibson
Justin Jones
Marilyn K. Kirkpatrick
Ross Miller
Michael Naft

Nay: None
Abstaining: None
Absent: None

This Ordinance shall be in full force and effect from and after the 1st day of January 2025.

(SEAL) LYNN MARIE GOYA,
COUNTY CLERK
and Ex-Officio Clerk of the
Board of County
Commissioners

Dated this 20th day of August
2024.

PUB: Aug. 27, Sept. 3, 2024
LV Review-Journal