

## RESORT CORRIDOR WORKGROUP RECOMMENDATIONS

See separate tables for:

**Recommendations agreed to on Dec. 15, 2011 (begins on page 1)**

**Recommendations agreed to on Jan. 5, 2012 (begins in the middle of page 4)**

**Recommendations agreed to on Jan. 19, 2012 and Unfinished Business Items for Feb. 2, 2012 (begins on page 6)**

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS - December 15, 2011
<p><b>Public Sidewalks - Newsracks</b></p>	<p>Per County Code Chapter 16.08, newsracks are regulated within the H-1 zoning district in Clark County with the regulations administered by Clark County Public Works. Permits are issued through a lottery process. Public Works has identified 579 newsracks on Las Vegas Blvd at about 100 different locations (maximum of 6 newsracks per location). The cost of the permit for each newsrack is \$65 annually. Currently, County Code establishes the standards for the installation and maintenance of permitted newsracks. Permittees are required to maintain newsracks including the removal of graffiti and other markings and are subject to citation, revocation of permit, and impoundment for Code violations.</p> <p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>o Lack of uniformity in style of newsracks on Las Vegas Blvd.</li> <li>o Poorly maintained newsracks</li> <li>o Trash accumulating around newsracks on Las Vegas Blvd.</li> </ul>	<ol style="list-style-type: none"> <li>1. The County should continue the periodic review of the number and location of newsracks in the resort corridor especially on Las Vegas Blvd.</li> <li>2. To provide for uniformity of newsracks on Las Vegas Blvd., the County should replace the current system that provides for installation and maintenance of newsracks by permittees with a county-owned and maintained system of newsracks. The County should evaluate different newsrack styles (freestanding and modular) to determine the most appropriate style(s) for use on Las Vegas Blvd.</li> <li>3. The County should also attempt to purchase newsracks that use an anti-graffiti or graffiti-resistant coating and/or material that would help with maintenance issues.</li> <li>4. The County should continue to enforce code provisions on maintenance of and standards for newsracks installed by permittees through regular inspections in the resort corridor and to take corrective actions when necessary.</li> <li>5. The County should provide a trash can at each newsrack location on Las Vegas Blvd.</li> </ol>
<p><b>Public Sidewalks &amp; Pedestrian Bridges - Litter &amp; Cleanliness</b></p>	<p>Clark County provides trash cans for the Spring Mtn and Flamingo pedestrian bridges and the Harmon intersection, NDOT provides cans for the Tropicana pedestrian bridge, RTC franchisees provide cans at bus shelters, and resort properties provide cans on their</p>	<p><b>TRASH CANS:</b></p> <ol style="list-style-type: none"> <li>1. The County should continue to make sure that trash cans are the same style at specific county-maintained locations (each pedestrian</li> </ol>

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS – December 15, 2011
<p><b>Public Sidewalks &amp; Pedestrian Bridges – Litter &amp; Cleanliness (cont.)</b></p>	<p>properties. County is responsible for cleaning the pedestrian bridges under its jurisdiction and for maintaining certain public sidewalks.</p> <p>Concerns of Workgroup: Litter and cleanliness of sidewalks and pedestrian bridges is an issue all along the Strip.</p> <ul style="list-style-type: none"> <li>o Appearance of trash cans</li> <li>o Trash cans often overflowing</li> <li>o Too few trash cans</li> <li>o Sticky sidewalks</li> <li>o Cleanliness of pedestrian bridges</li> <li>o Specific litter resulting from the discarding of handbills.</li> </ul>	<p>bridge, Harmon intersection, etc.) The County will review the style of trash cans it uses to determine whether the style should be changed in an effort to maintain a cleaner appearance for the can and the sidewalk area surrounding it (i.e. should all cans be required to have some type of covering or should all cans be off the ground). The number of trash cans at pedestrian bridges and on sidewalks seems to be sufficient except that:</p> <ul style="list-style-type: none"> <li>o County will install a trash can at each bank of newsracks; and</li> <li>o County will install additional trash cans where the right-of-way exists at locations selected by the County.</li> </ul> <p>2. The County should notify resort properties if it observes containers being used as trash cans on their properties especially vacant properties (example, 50 gallon drums being used as trash cans).</p> <p>3. RTC of Southern Nevada should require that the franchisee for a bus stop shelter use the same style of can for a specific shelter (if shelter contains multiple cans) with the style chosen to blend with the shelter if desired. RTC of Southern Nevada should also ensure that the trash cans are emptied on a regularly scheduled basis.</p> <p>4. Resort properties, as well as other properties, should establish a regular schedule for the emptying of trash cans on those properties.</p> <p><b>SIDEWALKS AND PEDESTRIAN BRIDGES (for which the County is responsible) – See also recommendation #4 under Graffiti/Unauthorized Advertising relating to "hotline" to the County for use outside of normal Public Works office hours</b></p> <p>5. The County should maintain 24 hr. custodial service on the pedestrian bridges.</p> <p>6. The County should modify its currently established Monday/Wednesday/Friday morning schedule for sidewalk cleaning and maintenance to a Tuesday/Thursday/Saturday/Sunday morning schedule (between the hours of 5 a.m. and 9 a.m.) and provide for an additional cleaning and maintenance, if warranted, on any Monday</p>

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS - December 15, 2011
<p><b>Public Sidewalks &amp; Pedestrian Bridges - Litter &amp; Cleanliness (cont.)</b></p>		<p>following a special event.</p> <p>7. The County should modify the maintenance contract on the pedestrian bridges to provide for the pressure wash no earlier than 5:00 a.m. every Saturday morning and Sunday morning during the months of April-October.</p> <p><b>LITTER SPECIFICALLY FROM HANDBILLERS</b></p> <p>8. The County should consider, based on available information concerning the source of litter, whether to make the companies that employ the handbillers responsible for cleaning up discarded handbills in a specific area around the location of the handbiller.</p> <p>9. In order to identify the companies that employ handbillers, the County should also research whether companies can be required to include their name and identifying information on each handbill.</p>
<p><b>Graffiti/ Unauthorized Advertising</b></p>	<p>Graffiti abatement responsibilities:</p> <ul style="list-style-type: none"> <li>o Clark County Public Works for public property within the graffiti maintenance area (traffic signal poles and cabinets, light poles, pedestrian bridges, traffic signs, etc.) through private contract</li> <li>o RTC franchisees for bus stop shelters</li> <li>o NV Energy and the Las Vegas Valley Water District for the above-ground utility features.</li> <li>o Commercial entities for their own properties.</li> </ul> <p>Public Works is also responsible for removal of unauthorized advertising and other materials placed in the median on Las Vegas Blvd.</p> <p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>o Graffiti (paint and markers as well as stickers) results in the appearance that the Strip is dirty and unkept.</li> <li>o Graffiti needs to be cleaned up as quickly as possible.</li> <li>o Offenders are not being identified and punished.</li> </ul>	<p>1. The County should continue to provide for the cleaning of graffiti on public property in the resort corridor through its graffiti abatement contract.</p> <p>2. The County should investigate the use of anti-graffiti or graffiti resistant coatings on public property within the resort corridor and consider a pilot program to determine the impact on graffiti removal costs. If determined appropriate, the County, with respect to bids relating to public property in the resort corridor, should include as a bid requirement, the use of anti-graffiti or graffiti resistant coatings.</p> <p>3. The County, through Code Chapter 11.12, should enforce provisions on the covering and removal of graffiti on nonresidential property, especially vacant property, in the resort corridor and cooperate on the removal of graffiti on bus shelters maintained by RTC of Southern Nevada franchisees and above-ground utility features maintained by NV Energy and LVVWD.</p>

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS - December 15, 2011
<p><b>Graffiti/ Unauthorized Advertising (cont.)</b></p>	<ul style="list-style-type: none"> <li>o Unauthorized advertising and other materials placed in the median on Las Vegas Blvd. or on public property needs to be removed as quickly as possible.</li> </ul>	<p>4. Public Works should provide resort properties with a telephone "hotline" number (or other notification process) that can be used to directly notify Public Works of graffiti or other unauthorized advertising/materials on public property within the resort corridor outside of the normal Public Works office hours. Direct notification can speed up abatement in situations that warrant an immediate response.</p> <p>5. LVMPD and the resort properties should establish a procedure for sharing graffiti information (photos of tags or signatures) to help identify and prosecute graffiti offenders.</p>

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS - January 5, 2012
<p><b>Public Sidewalks &amp; Pedestrian Bridges - Safety of Pedestrians</b></p>	<p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>o Obstructions to pedestrians on public sidewalks caused by the storage of traffic cones, etc.</li> <li>o Hazards to pedestrians along areas of the Strip that are not well-lit.</li> <li>o Risk to safety of pedestrians due to items like snakes, swords, knives, etc.</li> </ul>	<p>1. County Public Works should continue to enforce its established policy that prohibits the storing of traffic cones or barricades on sidewalks, in gutters, or in the median when not in use.</p> <p>2. County Public Works should evaluate the lighting along the Strip (specifically along vacant properties) to identify any "dark spots" and take measures with respect to county rights-of-way to address any identified "dark spots". Public Works should also notify owners of "dark spots" on non-public property.</p> <p>3. The County should amend existing county code or adopt a new ordinance that restricts activities on the public sidewalks on the Strip that pose a potential risk to the safety of pedestrians. The ordinance might address the following issues, with exceptions for special events or permitted activities:</p> <ul style="list-style-type: none"> <li>o The use of unicycles, bicycles and other types of cycles, skateboards, roller skates, in-line skates, hula hoops larger than 4 feet in diameter and shopping carts.</li> <li>o The launching or throwing of projectiles or other objects into or through the air.</li> <li>o The use of items or engaging in actions that pose a potential risk to pedestrians.</li> </ul>

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS - January 5, 2012
<p><b>Public Sidewalks &amp; Pedestrian Bridges - Commercial Activities - water vendors, etc.</b></p>	<p>Commercial transactions are subject to regulation by the County's Business License Department. However, no commercial activity is allowed in the public right-of-way. If activity is not commercial, Business License is not involved. Business License works with Metro and property security personnel with respect to illegal commercial activities but time and manpower necessary for consistent enforcement is an issue. Of particular concern are the water vendors.</p> <p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>○ More stringent enforcement of the prohibition on commercial activities in the public right-of-way.</li> <li>○ Need for clear notice to persons that commercial activities in the public right-of-way are prohibited.</li> </ul>	<ol style="list-style-type: none"> <li>1. The County should amend existing county code or adopt a new ordinance that clearly states that it is unlawful to engage in a commercial activity in the public right-of-way.</li> <li>2. (a) The County should continue the program began in June 2011 that provided for the special handling of business license violations by a Deputy District Attorney and monitor the impact of the program. In addition, the County should continue to pursue special handling of business license violations by a single designated Las Vegas Justice of the Peace or JP pro temp.  (b) The County should examine the use of civil penalties as an alternative to the current method of enforcement of business license violations through criminal prosecutions.</li> <li>3. The County should maintain the number of signs relating to commercial activities that are currently mounted at or near the pedestrian bridges. In addition, County Public Works should consult and cooperate with LVMPD in determining the need for additional signage.</li> <li>4. The County and resort properties should consider ways to provide information to visitors concerning prohibited activities on the Strip (i.e., no business activity in the right-of-way, sales vs. solicitations for tips or donations).</li> </ol>

ISSUE	BACKGROUND/CONCERNS	RECOMMENDATIONS – January 19, 2012 UNFINISHED BUSINESS ITEMS for February 2, 2012
<p><b>Public Sidewalks &amp; Pedestrian Bridges – Obstruction Issues due to Congestion</b></p>	<p>Reasons for congestion on sidewalks:</p> <ul style="list-style-type: none"> <li>o Sidewalks being shared by pedestrians, handbill distributors, street performers, other advertisers, etc.</li> <li>o Pedestrians stopping to view attractions like the Volcano and the Fountains.</li> <li>o "Choke points" along the Strip where sidewalks are especially congested.</li> <li>o Persons stopping/standing on pedestrian bridges.</li> </ul> <p>Public sidewalks and public pedestrian bridges are subject to the obstructive use ordinance that was adopted in 1994. Obstructive use ordinance has not been enforced recently. "No obstruction zones" have not been amended since their adoption.</p> <p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>o Need to relieve congestion at "choke points"</li> <li>o Need to provide a public sidewalk while allowing pedestrians to move up and down the Strip with as few obstructions as possible</li> <li>o Need to keep traffic on pedestrian bridges moving</li> <li>o Need to determine any restrictions that should be placed on having animals on the public sidewalks both for the protection of the animals and the protection of pedestrians</li> </ul>	<p>1. In order to provide for pedestrian safety and to eliminate pedestrian congestion, each resort property may work with the County to clarify the boundaries between public and private sidewalks.</p> <p>2. With respect to the provisions of Clark County Code Chapter 16.11 on obstructive uses of public sidewalks, the County should:</p> <p>(I) Revisit the criteria for the current designations of "no obstruction zones" and renew the enforcement of the "no obstruction zones" that still meet the criteria.</p> <p>(II) Review the provisions of Chapter 16.11 that would include a new pedestrian study.</p> <p>(III) Following the completion of the new pedestrian study, update the zones and amend provisions of Chapter 16.11 as necessary.</p> <p>(IV) Amend the relevant provisions of Chapter 16.11 to clarify that pedestrian bridges are for the prompt and safe movement of pedestrians and that, like crosswalks, stopping and standing on pedestrian bridges are prohibited.</p> <p><b>UNFINISHED BUSINESS:</b></p> <p><b>3. RECOMMENDATION ON ORDINANCE RELATING TO ANIMALS ON THE STRIP</b></p> <ul style="list-style-type: none"> <li>o DA will work on redraft</li> </ul>
<p><b>First Amendment Activities</b></p>	<p>Court decisions have held that public sidewalks are public forums for free speech purposes. Restrictions based solely on "content" have not been upheld while courts have allowed "time, place and manner" restrictions under certain circumstances.</p> <ul style="list-style-type: none"> <li>o Public safety is an issue when pedestrian traffic becomes congested and pedestrians are forced into the street in order to avoid the congestion.</li> </ul>	<p>1. Following the completion of the new pedestrian study provided for in the recommendation above and depending on the results of such study, the County may consider adopting an ordinance that establishes time, place and manner restrictions on First Amendment activities on the Strip that would promote public safety and welfare and be within the limits established by 9<sup>th</sup> Circuit Court of Appeals decisions concerning access to public forums. Such an ordinance could address any of the following:</p>

<b>ISSUE</b>	<b>BACKGROUND/CONCERNS</b>	<b>RECOMMENDATIONS – January 19, 2012 UNFINISHED BUSINESS ITEMS for February 2, 2012</b>
<b>First Amendment Activities (cont.)</b>	<ul style="list-style-type: none"> <li>○ Congestion is greater in certain areas of the Strip, on certain days, and at certain times.</li> <li>○ There are limits on the ability of government to require street performers to be licensed or registered (per 2009 9<sup>th</sup> Circuit Court of Appeals decision from Seattle). Court did say that an incentive program where licensed persons could perform in designated areas might be okay. If performers ask for money (quid pro quo), it is commercial transaction that is not allowed because Business License does not issue licenses to sell in the public rights-of-way.</li> </ul> <p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>○ Need to establish a balance between the use of the sidewalk for First Amendment activities and the ability of pedestrians to safely use the sidewalk to move from property to property along the Strip.</li> <li>○ Need for reasonable time, place and manner restrictions on First Amendment activities that conform to court-established standards</li> <li>○ Need to ensure that pedestrians are not subjected to aggressive behavior, such as "battery", by handbillers and that children are not subjected to material that is indecent.</li> </ul>	<ul style="list-style-type: none"> <li>○ Designation of certain locations along the Strip where First Amendment activities are allowed and locations where activities are limited or prohibited because of impact on pedestrian traffic.</li> <li>○ Management of the time and manner of use of locations designated for First Amendment activities (hours of operation and types of activities), if justified by the study.</li> </ul> <p><b>UNFINISHED BUSINESS:</b></p> <p><b>2. RECOMMENDATION ON CHANGES RELATING TO AGGRESSIVE BEHAVIOR AND EXPOSURE OF CHILDREN TO INDECENT MATERIAL</b></p> <ul style="list-style-type: none"> <li>○ DA and LVMPD to look at Clark County Code Chapter 12.14 to determine whether the language can be strengthened with respect to minors and indecent material.</li> <li>○ DA to look at whether a business license requirement could be established relating to training of handbill distributors on what types of "aggressive behavior" could be prosecuted as criminal offenses.</li> </ul>
<b>Public Safety Issues</b>	<p>Police activity (sirens, police cars, arrests, etc.) may be perceived by tourists as a sign that the Strip is not a safe place.</p> <ul style="list-style-type: none"> <li>○ A visible police presence reassures tourists while also discouraging criminal activity.</li> <li>○ One of the issues is allocation of limited police resources. Additional issue is the adjudication of offenders in a prompt and expedient manner.</li> <li>○ Metro presence increased over the summer with financial assistance from resort properties and through movement of officers to Strip from other areas of the county.</li> <li>○ Public safety must be ensured through a public/private partnership.</li> </ul> <p>Concerns of Workgroup:</p>	<ol style="list-style-type: none"> <li>1. The LVMPD is encouraged, subject to available funding, to proceed with a proposal to add a closed circuit television system along the Strip including the funding of the necessary resources to monitor the system.</li> <li>2. The County should study the possibility of setting up a "Night Court" on specified nights to handle certain offenses that occur on the Strip. The purpose of the "Night Court" would be to expedite the adjudication of offenders in a prompt and consistent manner. The County District Attorney's Office and LVMPD are encouraged to send representatives to Philadelphia to observe the Night/Nuisance Court used there.</li> <li>3. LVMPD is currently evaluating a program that makes a "trespass and order off" for persons who commit certain offenses on one property applicable to other properties that opt into the program. Each resort</li> </ol>

<b>ISSUE</b>	<b>BACKGROUND/CONCERNS</b>	<b>RECOMMENDATIONS – January 19, 2012 UNFINISHED BUSINESS ITEMS for February 2, 2012</b>
<b>Public Safety Issues (cont.)</b>	<ul style="list-style-type: none"> <li>○ Need for increased LVMPD presence on the Strip especially on weekends.</li> <li>○ Need to handle offenders quickly.</li> <li>○ Need for LVMPD and resort properties to work together</li> </ul>	<p>property should discuss with LVMPD the specific details of the program, including the ability of the resort property to make decisions on "trespass and order offs" on a case-by-case basis, and then make a determination of whether and to what extent such property should participate in the program.</p> <p><b>UNFINISHED BUSINESS:</b></p> <p><b>4. RECOMMENDATION ON INCREASED LVMPD PRESENCE ON THE STRIP – EVALUATION OF OPTIONS PRESENTED BY LVMPD</b></p>
<b>Revenue/Funding Issues</b>	<p>Additional revenue will be needed to fund costs associated with certain recommendations.</p> <p>Concerns of Workgroup:</p> <ul style="list-style-type: none"> <li>○ Need to find a long-term and secure form of funding for any recommendation relating to increased police presence on the Strip</li> <li>○ Need to determine what recommendations may be funded through the existing special improvement district and room tax revenues</li> <li>○ Need to determine what recommendations may be funded through the creation of a new commercial vitalization district and whether there is support for such a new district</li> </ul>	<p><b>UNFINISHED BUSINESS:</b></p> <p><b>1. RECOMMENDATIONS ON FUNDING</b></p>