

ORDINANCE NO. 3977
(Repeal and Replace Ordinance No. 3810, and Adopt New 2023 Ward Map)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON, NEVADA, REPEALING ORDINANCE NO. 3810 IN ITS ENTIRETY AND SETTING FORTH A NEW ORDINANCE ESTABLISHING THE WARDS WITHIN THE CITY OF HENDERSON, NEVADA, ACCORDING TO POPULATION AS DETERMINED BY THE CITY'S DEMOGRAPHER AND AS REVISED FIGURES ARE PROVIDED BY THE PLANNING DEPARTMENT OF THE CITY AS PROVIDED IN SECTION 1.040 OF THE HENDERSON CITY CHARTER.

WHEREAS, Nevada Revised Statutes 266.095 and City of Henderson Charter, Section 1.040 mandates the City must change the boundaries of its wards to ensure that the population of any ward does not exceed the population in any other ward by more than five (5) percent; and

WHEREAS, the City of Henderson Department of Community Development and Services has calculated the City's population figures using the following data obtained annually in conjunction with all Clark County jurisdictions and the Nevada State Demographer: 1) a physical count of housing units; 2) persons per household data from the U.S. Census Bureau; and 3) occupancy rate data derived from City of Henderson residents' utility account records; and

WHEREAS, the City of Henderson demographer has conducted an analysis based upon the revised population figures provided by the Department of Community Development and Services and has determined the current populations in Ward 2 and Ward 3 exceed the population in Ward 1 by more than five (5) percent; and

WHEREAS, the City of Henderson City Council has determined that the measure used by the City Demographer is reliable; and

WHEREAS, Nevada Revised Statutes 293.209, City of Henderson Charter, Section 1.040, and Henderson Municipal Code, Section 2.08.070 prohibit the changing of any election district boundary in the year of a city general election; and

WHEREAS, the proposed boundary changes meet the required parameters set forth by Nevada Revised Statutes 266.095, and the City of Henderson Charter, Section 1.040; namely, wards must be as nearly equal in population as can be conveniently provided and no one ward exceeds any other by more than five (5) percent of population; no voting precinct has been split, and all precincts within a ward are contiguous; and

WHEREAS, Henderson Municipal Code, Section 2.08.070 prohibits the modification of ward boundaries within six (6) months prior to the deadline for a candidate to file a declaration of candidacy; and

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

SECTION 1. Ordinance No. 3810 is hereby repealed in its entirety. This repealer shall not be construed to revive any ordinance or ordinances heretofore repealed.

SECTION 2. The composition of the Wards, as constituted and aligned upon the passage of this ordinance, are as follows:

PLAN 1, consisting of 130 voting precincts, attached hereto as Exhibit A, consisting of one (1) page.

Ward 1 (36 Precincts) – 1913, 5023, 5024, 5025, 5037, 5530, 5539, 5547, 5550, 5556, 5652, 7039, 7040, 7041, 7042, 7043, 7044, 7045, 7052, 7061, 7352, 7355, 7361, 7430, 7569, 7570, 7582, 7592, 7595, 7601, 7603, 7604, 7745, 7910, 7920, 7924

Ward 2 (39 Precincts) – 1010, 1012, 1384, 1389, 1390, 1394, 1411, 1510, 1514, 1517, 1518, 1525, 1550, 1553, 1606, 1674, 1712, 1715, 1717, 1719, 1922, 6001, 6003, 6004, 6025, 6026, 6027, 6028, 6154, 6377, 6385, 6509, 6528, 6543, 6552, 6741, 6742, 6929, 7611

Ward 3 (26 Precincts) – 7012, 7014, 7015, 7017, 7019, 7024, 7036, 7037, 7060, 7341, 7366, 7378, 7402, 7403, 7413, 7415, 7417, 7500, 7614, 7622, 7624, 7714, 7726, 7730, 7906, 7923

Ward 4 (28 Precincts) – 1000, 1396, 1660, 1672, 1696, 1700, 7056, 7057, 7058, 7059, 7405, 7410, 7411, 7414, 7625, 7634, 7641, 7643, 7651, 7652, 7663, 7665, 7674, 7675, 7683, 7684, 7691, 7715

SECTION 3. If any section, subsection, sentence, clause, phrase, provision or portion of this Ordinance, or the application thereof to any person or circumstances, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or provisions of this Ordinance or their applicability to distinguishable situations or circumstances.

PASSED, ADOPTED, AND APPROVED THIS 1st DAY OF AUGUST, 2023.

Michelle Romero, Mayor

ATTEST:

Jose Luis Valdez, CMC, City Clerk

The above and foregoing Ordinance was first proposed and read in title to the City Council on July 11, 2023, which was a Regular Meeting, and referred to a Committee of the following Councilmen:

“COUNCIL AS A WHOLE”

Thereafter on August 1, 2023, 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 August 1, 2023, the Ordinance was read in title and adopted by the following roll call vote:

Those voting aye:

Michelle Romero, Mayor
Councilmembers:
Carrie Cox
Jim Seebock
Dan K. Shaw
Dan H. Stewart

Those voting nay: None

Those abstaining: None

Those absent: None

Michelle Romero, Mayor

ATTEST:

Jose Luis Valdez, CMC, City Clerk

EXHIBIT A
Plan 1

