



AGENDA SUMMARY PAGE
City Council
Meeting of: November 18, 2020

Agenda Item No.:
38

DEPARTMENT: City Attorney
DIRECTOR: Bryan K. Scott

DISCUSSION

SUBJECT:

Discussion for possible action regarding filing a writ petition in the Nevada Supreme Court relating to an Order and Minute Order entered in Nevada CRT, LLC, et al. v. City of Las Vegas and City Council of Las Vegas, Case No. A-20-811525-J in the Eighth Judicial District Court - All Wards

FISCAL IMPACT:

None

PURPOSE/BACKGROUND:

On October 27, 2020, the District Court entered an Order and Minute Order granting in part and remanding a petition for judicial review in Nevada CRT, LLC, et al. v. City of Las Vegas and City Council of Las Vegas. The petition for judicial review challenged the City Council's denial of a special use permit for a marijuana dispensary near Sahara and Ft. Apache. The effect of the Order and Minute Order is that the City Council has been instructed to rehear the request for a special use permit. The City Attorney's Office considers the Court's decision legally improper and thus there exists a legal basis to appeal the matter to the Nevada Supreme Court through a petition for writ relief.

RECOMMENDATION:

Council should discuss and provide direction to the City Attorney.

BACKUP DOCUMENTATION:

1. Submitted at Meeting - Remarks Submitted by Scot Rutledge