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Notice: Per NRS 239B.030, this document does not contain personal information as defined in NRS 603A.040

Summary: Amends the Washoe County Code, Chapter 110 (Development Code) Article 505, to allow the construction and operation of Electronic Message Displays, which display only the current price of fuel, and no other information is able to be changed electronically, subject to the approval of an Administrative Review in accordance with in accordance with WCC Section 110.809.

BILL NO. _____

ORDINANCE NO. _____

Title:

An ordinance amending the Washoe County Code, Chapter 110 (Development Code), Article 505, to allow the construction and operation of Electronic Message Displays, which display only the current price of fuel, and no other information is able to be changed electronically, subject to the approval of an Administrative Review in accordance with in accordance with WCC Section 110.809; and other matters necessarily connected therewith and pertaining thereto.

WHEREAS:

- A. This Commission desires to amend Article 505 of the Washoe County Development Code (Chapter 110) in order allow the construction and operation of Electronic Message Displays, which display only the current price of fuel, and no other

information is able to be changed electronically, subject to the approval of an Administrative Review in accordance with in accordance with WCC Section 110.809. and,

- B. The Washoe County Planning Commission initiated the proposed amendments to Washoe County Code Chapter 110, Development Code, by Resolution Number _____ on **[Insert Date]**, 2020; and,
- C. The amendments and this ordinance were drafted in concert with the District Attorney, and the Planning Commission held a duly noticed public hearing for WDCA20-0004 on **[Insert Date]**, 2020, and adopted Resolution Number 20-17 recommending adoption of this ordinance; and,
- D. Following a first reading and publication as required by NRS 244.100 (1), and after a duly noticed public hearing, this Commission desires to adopt this Ordinance; and,
- E. This Commission has determined that this ordinance is being adopted pursuant to requirements set forth in Chapter 278 of NRS, therefore it is not a "rule" as defined in NRS 237.060 requiring a business impact statement.

THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY DOES HEREBY ORDAIN:

SECTION 1. Article 505 of the Development Code, Chapter 110 of the Washoe County Code, is hereby amended to read as follows:

Section 110.505.30 Electronic Message Display Signs. All electronic message display (EMD) signs shall require the approval of an administrative permit by the Board of Adjustment; a special use permit by the Board of County Commissioners if the EMD is a Regional Recreation, Travel and Tourism sign over 300 square feet in size **or an Administrative Review if the EMD is for a fuel price sign.** An EMD shall meet the following criteria unless otherwise approved by the Board of County Commissioners by means of a special use permit:

(o) **An EMD which displays only the current price of fuel, and no other information is able to be changed electronically, shall comply with the following standards.**

(1) **The approval of an Administrative Review (in accordance with WCC Section 110.809 is required.**

- (2) The EMD shall be located at least 100 feet from any residential regulatory zone.
- (3) The EMD must be located on the same parcel of land where fuel is sold.
- (4) The EMD shall meet all other applicable standards of this section.
- (5) The EMD shall be included in all overall calculations for number and size of signs on the subject site.

SECTION 2. General Terms.

- 1. All actions, proceedings, matters, and things heretofore taken, had and done by the County and its officers not inconsistent with the provisions of this Ordinance are ratified and approved.
- 2. The Chairman of the Board and officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance. The District Attorney is authorized to make non-substantive edits and corrections to this Ordinance.
- 3. All ordinances, resolutions, bylaws and orders, or parts thereof, in conflict with the provisions of this Ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, resolution, bylaw or order, or part thereof, heretofore repealed.
- 4. Each term and provision of this Ordinance shall be valid and shall be enforced to the extent permitted by law. If any term or provision of this Ordinance or the application thereof shall be deemed by a court of competent jurisdiction to be in violation of law or public policy, then it shall be deemed modified, ipso facto, to bring it within the limits of validity or enforceability, but if it cannot be so modified, then the offending provision or term shall be excised from this Ordinance. In any event, the remainder of this Ordinance, or the application of such term or provision to circumstances other than those to which it is invalid or unenforceable, shall not be affected.

Passage and Effective Date

Proposed on _____ (month) _____ (day), 2020.

Proposed by Commissioner _____.

Passed on _____ (month) _____ (day), 2020.

Vote:

Ayes:

Nays:

Absent:

Bob Lucey, Chair
Washoe County Commission

ATTEST:

Nancy Parent, County Clerk

This ordinance shall be in force and effect from and after the
_____ day of the month of _____ of the year _____.