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PROOF OF PUBLICATION

STATE OF NEVADA
COUNTY OF WASHOE

ss Tana Ciccotti

Being first duly sworn, deposes and says:
That as the legal clerk of the RENO
GAZETTE-JOURNAL, a daily newspaper
published in Reno, Washoe County,
State of Nevada, that the notice:
Ordinance 1137

has published in each regular and entire
issue of said newspaper on the following
dates to wit:
Nov. 16, 2001

Signed *T Ciccotti*

Subscribed and sworn to before me this
NOV 16 2001

Susan V. Dummar

Notary Public

NOTICE OF ADOPTION
WASHOE COUNTY
ORDINANCE NO. 1137

NOTICE IS HEREBY GIVEN THAT: Bill No.1311, Ordinance No. 1137 entitled

An Ordinance amending provisions relating to Washoe County Code Chapter 110, Article 906, Fees, by deleting the definition of a charitable organization that is exempt from the submittal of development application fees, deleting the provision for reinitiating a code amendment application and adding a new provision enumerating the process for refunding development application fees, and other matters properly relating thereto.

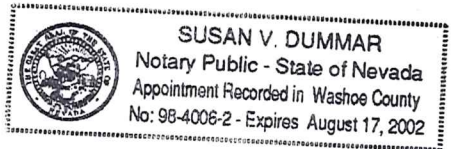
was adopted on November 13, 2001 by Commissioners Shaw, Sferrazza, Galloway, and Short, with Commissioner Bond being absent. This ordinance shall be in full force and effect from and after December 1, 2001.

Typewritten copies of the ordinance are available for inspection by all interested persons at the office of the County Clerk, 75 Court Street, Reno, Nevada.

AMY HARVEY,
Washoe County Clerk

No. 3929 Nov. 16, 2001

NOV 21 2001



SUMMARY: Amends Washoe County Code by deleting the definition of a charitable organization that is exempt from the submittal of development application fees, deleting the provision for reinitiating a code amendment application and adding a new provision enumerating the process for refunding development application fees, and other matters relating thereto

BILL NO. 1311

ORDINANCE NO. 1137

AN ORDINANCE AMENDING PROVISIONS RELATING TO WASHOE COUNTY CODE CHAPTER 110, ARTICLE 906, FEES, BY DELETING THE DEFINITION OF A CHARITABLE ORGANIZATION THAT IS EXEMPT FROM THE SUBMITTAL OF DEVELOPMENT APPLICATION FEES, DELETING THE PROVISION FOR REINITIATING A CODE AMENDMENT APPLICATION AND ADDING A NEW PROVISION ENUMERATING THE PROCESS FOR REFUNDING DEVELOPMENT APPLICATION FEES, AND OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1.

Article 906, "Fees" of Chapter 110 of the Washoe County Code is hereby amended as set forth in Exhibit A which is attached and incorporated by reference.

Proposed on the 23rd day of October, 2001.

Proposed by Commissioner GALLOWAY
passed on the 13th day of November, 2001.

Vote:

Ayes: **Shaw, Short, Galloway and Sferrazza**

Nays:

Absent: **Bond**

James M. Shaw
James M. Shaw, Chairman
Washoe County Commission

ATTEST:

Amy Hawley
County Clerk

This ordinance shall be in force and effect from and after the 1st day of December, 2001

Article 906

FEES

[Section 110.906.15 entitled "Simultaneous Applications" repealed by Ord. 959, provisions eff. 7/26/96.]

Sections:

| | |
|-------------------|-----------------------------------|
| 110.906.00 | Purpose |
| 110.906.05 | Fee Schedule |
| 110.906.10 | Exempt Entities |
| 110.906.20 | Expired Approval |
| 110.906.25 | Amendment to Approval |
| 110.906.30 | Specialists |
| 110.906.35 | Refund of Application Fees |

Section 110.906.00 Purpose. The purpose of this article, Article 906, Fees, is to provide information on fees required for actions pursuant to this Development Code.

Section 110.906.05 Fee Schedule. The fees for processing applications shall be as set forth in the master fee schedule adopted by resolution by the Board of County Commissioners.

Section 110.906.10 Exempt Entities. No fees shall be required pursuant to this article of a governmental entity or agency thereof.

Section 110.906.20 Expired Approval. If an application is made for a Comprehensive Plan Amendment or tentative subdivision map for which application has been previously made and has expired, and if the new application does not increase the scope or size of the change, map, project or the subject of the expired application, the applicant shall pay the application fee minus those amounts required to be paid for each dwelling unit, acre of land, or square foot of floor area.

Section 110.906.25 Amendment to Approval. If an applicant has previously received approval of, or a resolution of intent to approve, a Comprehensive Plan amendment or tentative subdivision map, and the applicant proposed an amendment to the approved Comprehensive Plan amendment or map or an amendment to the conditions contained in the resolutions of intent, the applicant shall submit an application for such amendment and shall pay the following:

- (a) The applicable fee minus the amounts payable for each dwelling unit, acre of land or square foot of floor area which was included in the original application; and
- (b) The applicable fee for each dwelling unit, acre of land or square foot of floor area which exceeds the number of units, acres or square feet included in the original application.

Section 110.906.30 Specialists. Whenever evaluation of any development application requires the use of professional assistance not available within County government, processing of the application may be conditioned upon payment by the applicant of the reasonable cost of obtaining such assistance.

Section 110.906.35 Refund of Application Fees. The Director of the Department of Community Development shall refund development application fees based upon the following criteria:

- (a) One Hundred percent (100%) of the total application fee shall be refunded if the following situations occur:
 - (i) The Director of the Department of Community Development determines that the application is not needed to accomplish the applicant's intent, or
 - (ii) The applicant requests a voluntary withdrawal of the application before the application is circulated to reviewing agencies and/or the citizens' advisory boards, whichever first occurs.
- (b) Fifty percent (50%) of the application fee collected for services provided by the Department of Community Development shall be refunded if the applicant and the Director of the Department of Community Development mutually agree that the application should be withdrawn and that agreement is reached before the planning staff's analysis report for the application is started.
- (c) No refund (0%) of the total application fee, or the fee collected for services provided by the Department of Community Development, shall be granted once the written analysis of the application by the staff has been started.
- (d) The determination to refund, or not refund, fees may be appealed to the Board of County Commissioners within ten (10) days of the decision by the Director of the Department of Community Development.