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STATE OF NEVADA
COUNTY OF WASHOE

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 referenced below has published in each regular and entire issue of said newspaper between the dates: **06/16/2006 - 06/23/2006**, for exact publication dates please see last line of Proof of Publication below.

Subscribed and sworn to before me

Signed: _____

Julia K...

JUN 23 2006



Tana Ciccotti

Proof of Publication

NOTICE OF ADOPTION WASHOE COUNTY ORDINANCE NO. 1302 BILL NO. 1482
ORDINANCE NO. 1302 AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF
LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER
REMEDICATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN
FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO.
PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and
entitled ordinance are available for inspection by the interested parties at the office of the County
Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court
Streets, Reno, Nevada; and that said ordinance was proposed by Commissioner Galloway on
May 23, 2006, and following a public hearing, was passed and adopted without amendment at a
regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular
meeting on June 13, 2006, by the following vote of the Board of County Commissioners: Those
Voting Aye: Jim Galloway Dave Humke Pete Sferrazza Bonnie Weber Those Voting Nay:
Those Absent: Robert M. Larkin This ordinance shall be in full force and effect from and after
June 23, 2006, i.e., the date of the second publication of such ordinance by its title only. IN
WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has



caused this ordinance to be published by title only. Dated June 13, 2006 /s/ Bonnie Weber,
Vice Chairman Board of County Commissioners Washoe County, Nevada (SEAL) Attest: /s/
Amy Harvey County Clerk No. 265360 June 16, 23, 2006

Fee Adoption Ordinance

Summary - An ordinance levying a fee in Washoe County, Nevada District No. 24 (Groundwater Remediation), ratifying action taken by County officers, and providing other matters related thereto.

BILL NO. 1482

ORDINANCE NO. 1302

AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, Washoe County in the State of Nevada (the "County" and "State", respectively), is a county organized and operating under the laws of the State of Nevada(the "State"); and

WHEREAS, subsection 1 of Nevada Revised Statutes ("NRS") § 540A.250 provides that the Board of County Commissioners (the "Board") shall create a district for the remediation of the quality of water if the county or district health officer (the "Health Officer") or Administrator of the Division of Environmental Protection of the State Department of Conservation and Natural Resources (the "Division") certifies in writing to a Board that a condition exists in an area of the region which is affecting or will affect the quality of water that is available for municipal, industrial and domestic use within the region; and

WHEREAS, the Board has received certifications in writing (the "Certification") as described to in subsection 1 of NRS § 540A.250; and

WHEREAS, subsection 2 of NRS § 540A.250 provides that on receipt of the Certification, the Board must proceed in cooperation with the County or District Health Officer and the Division to verify the existence and extent of the condition and establish the appropriate boundaries of a district for the remediation of the quality of water (the "District"); and

WHEREAS, subsection 3 of NRS § 540A.250 provides that:

"The District created pursuant to this section must include, without limitation:

(a) The area where the condition which requires remediation is determined by the Board to be present, or for which remediation is determined by the Board to be necessary, including any area to which the condition is expected to migrate unless remediation is carried out; and

(b) If the Board determines that the condition which requires remediation affects the quantity or quality of drinking water within the region, the wholesale and retail service area of any provider of water that has used or uses for any portion of its supply wells located in the area described in paragraph (a); and

WHEREAS, pursuant to NRS § 540A.250 and the Certification so received, the Board has proceeded in cooperation with the County Health Officer and the Division of Environmental Protection to verify the existence of the condition and establish appropriate boundaries of the District; and

WHEREAS, pursuant to NRS § 540A.250 of the Board has had prepared for it a plan for remediation designated the "Central Truckee Meadows Remediation District Final Work Plan February 22, 1996" as updated by the "Central Truckee Meadows Remediation District Remediation Management Plan" dated October 28, 2002 (as updated, the "Plan for Remediation"); and

WHEREAS, the Plan for Remediation (including the update) has been submitted to the Division of Environmental Protection of the State of Nevada (the "Division") and approved by the Division pursuant to Subsection 1 of NRS §540A.260; and

WHEREAS, the Plan for Remediation indicates that, and based upon such plan the Board has determined that, the condition which requires remediation affects the quality of drinking water within the region; and

WHEREAS, the Plan for Remediation indicates that, and based upon such plan the Board has determined that, the condition which requires remediation affects the quality of drinking water within the region; and

WHEREAS, the Board pursuant to Ordinance No. 1000 adopted and approved on November 14, 1997, as amended by ordinances adopted and approved on June 16, 1998, June 8,

1999, June 13, 2000, June 12, 2001, June 11, 2002, June 10, 2003, June 8, 2004, June 14, 2005 and June 13, 2006 (as amended, the "Creation Ordinance"), created a district (the "District" or "District No. 24") for the remediation of the quality of water pursuant to NRS §540A.250 through § 540A.285 (the "Act") whose boundaries in accordance with NRS §540A.250 include the wholesale and retail water service area of Sierra Pacific Power Company (herein "Sierra Pacific") and its successors in the water business, the Truckee Meadows Water Authority ("TMWA"), which was in the case of Sierra Pacific and is in the case of TMWA, a provider of water service that has used and uses for a portion of its water supply, wells located in the area in which the condition that requires remediation is hereby determined by the Board to be present, based upon the Plan for Remediation; and

WHEREAS, the Board has heretofore determined does hereby declare that a portion of the cost of developing and carrying out the plan for remediation is to be deferred with the proceeds of bonds (the "Bonds"); and

WHEREAS the Board has also determined that a portion of the costs of developing and carrying out the plan for remediation is to be paid from certain cash on hand and that a portion of such cost is also to be paid with a portion of the fee collected in 2006-2007; and

WHEREAS, the Board has heretofore determined that the cost of debt service on the bonds and operation and maintenance in connection with carrying out the Plan for Remediation is to be paid by a fee imposed on the properties in the District; and

WHEREAS, in the Creation Ordinance, the Board determined that the condition which requires remediation affects the quality of drinking water within the region; and therefore, pursuant to subsection 1(a) of NRS §540A.265 the fee apportioned must be based on a percentage of the total amount billed in the preceding calendar year to each parcel of property within the District for water by the provider of retail water service to the parcel of property; and

WHEREAS, the Board has determined and hereby determines that the estimated amount required to pay one year's principal and interest on the Bonds ("debt service") is \$395,722.50; and

WHEREAS, the Board has determined and hereby determines that the estimated amount required to pay TMWA for one year's operation and maintenance ("O & M") costs as provided in the County's agreement with Sierra Pacific to which TMWA succeeded is \$495,000;

and

WHEREAS, the Board has determined and hereby determines that the annual amount necessary to pay the one year's cost of additional capital expenses and monitoring, administration, collection and other continuing costs in furtherance of and in connection with developing and carrying out the Plan for Remediation (collectively, "Ongoing Costs") is \$1,610,277.50; and

WHEREAS, it is therefore necessary to raise \$2,501,000 in fiscal year 2006-2007 (the Fiscal Years' Amount) to pay one year's Debt Service, O & M and Ongoing Costs; and

WHEREAS, the Board has determined at this time that considering the nature of the capitol projects currently being funded with the Bonds and the nature of the Ongoing Costs being collected at this time, it is appropriate to weight or adjust the amount billed pursuant to paragraph (b) of subsection 1 of NRS §540A.265, and consequently that the methods of weighting or adjusting outlined in paragraphs (b) and (c) of such subsection are being applied to the fee being apportioned by this ordinance and the Board hereby finds and declares that such apportionment is just and equitable; and

WHEREAS, there has been submitted to staff of the County a list of all parcels of land in the District (excluding all property owned by the federal government), together with the amount billed for water to those parcels in calendar year ending December 31, 2005, in which, in the cases of properties within the District where retail water service was not provided for a full calendar year, or where a full calendar year's billing was not available, the estimated amount billed for water for a full calendar year was provided or developed, taking into account a partial year's billing extended to 12 months, or an average of fees on parcels of property within comparable zonings or uses; and

WHEREAS, there has been prepared and filed with the County Clerk on May 22, 2006 a list, entitled "District No. 24 (Groundwater Remediation) 2006 Fee Apportionment List" (the "Fee Apportionment List"), of each parcel of property within the District (excluding parcels owned by the United States) and an apportionment of the Fiscal Years' Amount to be raised by the fees described above to each parcel of land in the District, which apportionment is based on the amount billed to that parcel for water, weighted and adjusted as described in paragraphs (b), (c) and (d) of subsection 1 of NRS § 540A.265; and

WHEREAS, the Board has determined and hereby determines that the apportionment provided in the list described above is fair, just and equitable and is hereby adopted.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, IN THE STATE OF NEVADA, DO ORDAIN:

Section 1. All actions, proceedings, matters and things heretofore taken, had and done by the County and the officers thereof (not inconsistent with the provisions of this Washoe County, Nevada District No. 24 (Groundwater Remediation) Fee Imposition Ordinance (the "Ordinance")) concerning the District and the Plan of Remediation, and the imposition and apportionment of a fee therefore are ratified, approved and confirmed.

Section 2. For the purpose of paying the cost of developing and carrying out the Plan for Remediation, there is hereby imposed against each of the lots, tracts and parcels of land in the District (except property owned by the Federal Government), the amount shown for that tract or parcel of land in the Fee Apportionment List as filed in the office of the County Clerk on May 22, 2006. The Board hereby finds and determines and to impose and apportion the fee in the amounts shown in the Fee Apportionment List, all in accordance with the Act.

Section 3. In accordance with subsection 2 of NRS § 540A.265, the fee imposed by this ordinance shall be collected by the County Treasurer with the general taxes of the County, and payment therefore must be enforced in the same manner and with the same remedies as provided for the collection of general taxes. The amount of the fee shall be due with the first installment of property taxes and shall be payable in full on that date. There shall not be any option to pay the fee in installments. The Clerk is hereby directed to certify a copy of the Fee Apportionment List to the County Treasurer for collection purposes.

Section 4. The officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings and other items necessary or desirable for the issuance of the Bonds.

Section 5. 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.

Section 6. In accordance with NRS § 244.100, this ordinance when first proposed is to be read by title to the Board, immediately after which several copies of the proposed ordinance are to be filed with the office of the County Clerk for public examination; thereafter, the County Clerk is authorized and directed to give notice of the filing together with the title of the ordinance and an adequate summary of the ordinance, and the date upon which a public hearing will be held on such ordinance by publication at least once in the Reno Gazette-Journal, i.e., a newspaper published and having general circulation in the County, at least ten (10) working days before the date set for such hearing, i.e., at least ten (10) working days before the 13th day of June, 2006, such publication to be in substantially in the following form:

(Form of Publication of Notice of Filing of Bill for an Ordinance)

Bill No. _____

Notice of Public Hearing Before

The Washoe County Board of County Commissioners

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, at 5:30 p.m., on Tuesday, the 13th day of June 2006, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The ordinance is entitled:

BILL NO. _____

ORDINANCE NO. _____

(of Washoe County, Nevada)

AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

An adequate summary of the ordinance is as follows:

The preambles of the ordinance recite that the Board of County Commissioners has created Washoe County, Nevada, District No. 24 (the "District") for the purpose of remediating the quality of water and various other matters in connection therewith, and recite the costs anticipated to be incurred therefore and the appropriation of those costs on the various parcels of land in the District, and make certain findings .

The ordaining clause is then set forth.

Section 1 ratifies the action previously taken and Section 2 imposes and apportions a fee for remediation on each parcel of land in the District except parcels owned by the Federal Government.

Section 3 provides for collection of the fee with general taxes.

Sections 4 and 5 authorize the County officials to take any action necessary to effectuate the ordinance; and provide a repealer clause for conflicting provisions.

Sections 6, 7 and 8 provide for notice by publication of the June 13, 2006 hearing on the ordinance, and for this summary of the provisions of the ordinance; provide that the ordinance shall be in effect from and after its publication for two weeks following its final adoption on June 13, 2006; provide the form for such publication which includes the names of the Commissioners voting for and against the adoption of the ordinance; and provide a severability clause.

Copies of the proposed ordinance are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the ordinance (or the ordinance as amended) within 35 days after the date of the final public hearing.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published.

Dated this May 23, 2006.

/s/ Amy Harvey
County Clerk

(SEAL)

(End of Form for Publication)

Section 7. This ordinance shall be in effect from and after its publication as hereinafter provided, and after this ordinance is signed by the Chairman of the Board and attested and sealed by the County Clerk, this ordinance shall be published by title only, together with the names of the Commissioners voting for or against its passage, and with a statement that typewritten copies of said ordinance are available for inspection by all interested parties at the office of the County Clerk, such publication to be made in the Reno Gazette-Journal, a newspaper published and having general circulation in the County, at least once a week for a period of two (2) weeks by two (2) insertions, pursuant to NRS §244.100 and all laws thereunto enabling, such publication to be in substantially the following form:

(Form for Publication After Final Adoption of Ordinance)

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; and that said ordinance was proposed by Commissioner _____ on May 23, 2006, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on June 13, 2006, by the following vote of the Board of County Commissioners:

Those Voting Aye:

Jim Galloway
Dave Humke
Pete Sferrazza
Robert M. Larkin
Bonnie Weber

Those Voting Nay:

Those Absent:

This ordinance shall be in full force and effect from and after June ____, 2006, i.e., the date of the second publication of such ordinance by its title only.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada,
has caused this ordinance to be published by title only.

Dated June 13, 2006.

/s/ Robert Larkin
Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

/s/ Amy Harvey
County Clerk

(End of Form of Publication)

Section 8. If any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

Proposed on the 23rd day of May, 2006.

Proposed by Commissioner GALLOWAY.

Passed the 13th day of June, 2006.

Those Voting Aye:

Jim Galloway
Dave Humke
Pete Sferrazza
~~Robert M. Larkin~~
Bonnie Weber

Those Voting Nay:

(NONE)

Those Absent:

ROBERT LARKIN

Bonnie Heber
VICE Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

Amy Hawley
County Clerk

This ordinance shall be in force and effect from and after the 23rd day of June, 2006, i.e., the date of the second publication of such ordinance by its title only.

STATE OF NEVADA)
 :SS.
COUNTY OF WASHOE)

I, Amy Harvey, am the duly chosen and qualified Clerk of Washoe County, and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages are a full and correct copy of an ordinance introduced and read by title at the Board of County Commissioners of the County (the "Board") held on May 23, 2006, and adopted on June 13, 2006 which relates to District No. 24 (Groundwater Remediation). Minutes of the hearing on such ordinance held on June 13, 2006 are attached as Exhibit A. The copy of such ordinance is true, correct, compared copy of the original proposed and adopted at such meetings.

2. All members of the Board were given due and proper notice of such meetings, and the members of the Board voted on such ordinance as follows:

Those Voting Aye:	Jim Galloway Dave Humke Pete Sferrazza Robert M. Larkin Bonnie Weber
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Those Voting Nay:	<u>(NONE)</u>
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Those Absent:	<u>ROBERT LARKIN</u>
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3. On June 13, 2006, after final adoption of the ordinance, I certified a copy of the District No. 24 (Groundwater Remediation) 2006-2007 Fee Apportionment List, as approved by the Board in the ordinance, to the County Treasurer.

4. Public notice of such meetings was given and such meetings were held and conducted in full compliance with the provisions of NRS § 241.020. Pursuant to NRS §241.020, written notice of such meeting was given by 9:00 a.m. at least three working days before the meetings:

(a) By mailing a copy of the notice to each member of the Board,

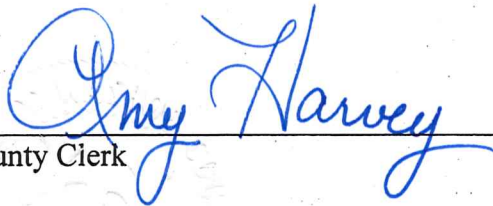
(b) By posting a copy of the notice at the principal office of the Board, or if there is no principal office, at the building in which the meeting was held, and at least three other separate, prominent places within the jurisdiction of the Board, to wit:

1. Washoe County Administration Complex
1001 East Ninth Street
Reno, Nevada
2. Washoe County Courthouse
Virginia and Court Streets
Reno, Nevada
3. Washoe County Library
301 South Center Street
Reno, Nevada
4. Justice Court
630 Greenbrae Drive
Sparks, Nevada

(c) By mailing a copy of the notice to each person, if any, who had requested notice of the meetings of the Board in the same manner in which notice is required to be mailed to a member of the Board.

5. A copy of the notices so given is attached to this certificate as Exhibit B and C.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of Washoe County, Nevada, this June 13, 2006.


County Clerk

(SEAL)

EXHIBIT "A"

(Attach Minutes of June 13 Hearing on Ordinance)

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JUNE 13, 2006

PRESENT:

Bonnie Weber, Vice Chairman
Jim Galloway, Commissioner
David Humke, Commissioner
Pete Sferrazza, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, Legal Counsel

ABSENT:

Bob Larkin, Chairman

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

06-581 AGENDA

In response to the call for public comment, Sam Dehne objected to the two-minute time limit for speakers. Gary Schmidt stated he was not in favor of the two-minute rule given to public comments.

In response to Vice Chairman Weber, Melanie Foster, Legal Counsel, replied it was within the Board's authority to determine the rules and procedures. She said the Open Meeting Law did not impose a set time limit.

Commissioner Sferrazza stated he did not support the statement read by the County Manager preceding public comments.

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Chairman Larkin absent, Vice Chairman Weber ordered that the agenda for the June 13, 2006 meeting be approved.

06-582 PUBLIC COMMENTS

County Manager Katy Singlaub stated the Open Meeting Law did not require a public body to tolerate comments that were willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, or

Section 7. This Resolution shall be in full force and effect on its passage and approval.

06-644 **ORDINANCE NO. 1300 - BILL NO. 1480 - AMENDING WCC
CHAPTER 15 - CREATION OF AN ACCOUNT - ASSESSOR**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on June 2, 2006 to consider second reading and adoption of Bill No. 1480. Proof was made that due and legal Notice had been given.

The Vice Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

On motion by Commissioner Humke, seconded by Commissioner Sferrazza, which motion duly carried with Chairman Larkin absent, Vice Chairman Weber ordered that Ordinance No. 1300, Bill No. 1480, entitled, "**AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY CREATING AN ACCOUNT IN THE COUNTY GENERAL FUND TO BE DESIGNATED AS THE ACCOUNT FOR THE ACQUISITION AND IMPROVEMENT OF TECHNOLOGY IN THE OFFICE OF THE COUNTY ASSESSOR AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

06-645 **ORDINANCE NO. 1301 - BILL NO. 1481 - AMENDING
ORDINANCE NO. 1000 - DISTRICT NO. 24 (GROUNDWATER
REMEDATION)**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on June 2, 2006 to consider second reading and adoption of Bill No. 1481. Proof was made that due and legal Notice had been given.

The Vice Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

Commissioner Galloway stated this was a routine adjustment, and it was done according to formula.

On motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried with Chairman Larkin absent, Vice Chairman Weber ordered that Ordinance No. 1301, Bill No. 1481, entitled, "**AN ORDINANCE AMENDING ORDINANCE NO. 1000 IN ORDER TO CHANGE THE BOUNDARIES OF DISTRICT NO. 24 (GROUNDWATER REMEDIATION); AND PROVIDING OTHER MATTERS RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

06-646 **ORDINANCE NO. 1302 - BILL NO. 1482 – IMPOSING A FEE ON
PARCELS - DISTRICT NO. 24 (GROUNDWATER
REMEDICATION)**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on June 2, 2006 to consider second reading and adoption of Bill No. 1482. Proof was made that due and legal Notice had been given.

The Vice Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

Commissioner Galloway commented a fee must be imposed when boundary adjustments occurred.

On motion by Commissioner Galloway, seconded by Vice Chairman Weber, which motion duly carried with Chairman Larkin absent, it was ordered that Ordinance No. 1302, Bill No. 1482, entitled, "**AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO,**" be approved, adopted and published in accordance with NRS 244.100.

06-647 **ORDINANCE NO. 1303 - BILL NO. 1483 – DEVELOPMENT
AGREEMENT CASE NO. DA06-001 – WARM SPRINGS RANCH**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on June 2, 2006 to consider second reading and adoption of Bill No. 1483. Proof was made that due and legal Notice had been given.

The Vice Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

In response to Commissioner Sferrazza, Don Young, Senior Planner, stated the development agreement was for a 750-lot subdivision. He said water would be dedicated at the time of the final map recordation, and water rights were available within the basin. He clarified the applicant was Palomino Valley Associates.

Commissioner Galloway asked why staff was recommending the extension of the subdivision map.

Mr. Young explained the sewer treatment plant that was required for the subdivision had been running into difficulties. He stated the development agreement

land that was available under the Settlement Agreement. He added their recommendation further urged that any additional Ballardini land that became available in the future be acquired.

Commissioner Humke stated the Regional Transportation Commission (RTC) would not be meeting on June 16th, due to a lack of a quorum. He said there would be a breakfast to honor Gary Kelly, CEO of Southwest Airlines, on June 22, 2006. He said the Reno-Sparks Convention and Visitors Authority (RSCVA) meeting would commence after the breakfast.

Commissioner Sferrazza noted that breakfast would be hosted by the Airport Authority.

Vice Chairman Weber announced the Reno Rodeo would begin on June 15, 2006. She said the Washoe County School District Bond Oversight Committee meeting would be held on June 15th.

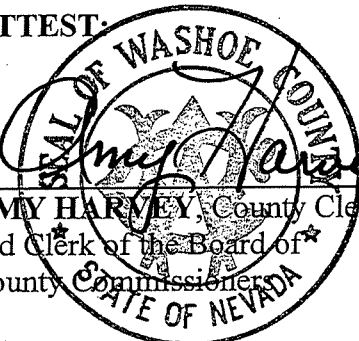
County Manager Katy Singlaub said she would be in Washington D.C. June 16-19, 2006 to meet with Congressional Delegation staff. She asked the Commissioners to forward any issues of concern, and she would convey them.

* * * * *

There being no further business to come before the Board, the meeting adjourned at 8:35 p.m.


BONNIE WEBER, Vice Chairman
Washoe County Commission

ATTEST:


AMY HARVEY, County Clerk
and Clerk of the Board of
County Commissioners

Minutes Prepared by
Stacy Gonzales and Lori Rowe
Deputy County Clerks

EXHIBIT "B"

(Attach Copy of Notice of May 23 Meeting)

COUNTY COMMISSIONERS

Bob Larkin, Chairman
Donnie Weber, Vice-Chairman
Jim Galloway
David Humke
Pete Sferrazza

COUNTY MANAGER

Katy Singlaub

**ASSISTANT
DISTRICT ATTORNEY**

Melanie Foster

AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

**May 23, 2006
2:00 p.m.**

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to or from the Consent Agenda at the beginning of the Board Meeting or may be voted on in a block.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

Public Comment during the Commission Meeting on May 23, 2006 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item: **"*Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda"**.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, as the Board of Fire Commissioners for the Sierra Forest Fire Protection District, and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for the items on the agenda, provided to the Washoe County Board of Commissioners is available to members of the public at the County Manager's Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, Nevada) and on the County's website at www.washoecounty.us.

5:30 p.m. 19. B. Washoe County, Nevada, District Number 24 (Groundwater Remediation) - Boundary Adjustments--Water Resources.

Public hearing to consider all comments concerning proposed amendments to the boundaries of the Washoe County, Nevada, District Number 24 (Groundwater Remediation District - Central Truckee Meadows Remediation District).

AND

Introduction and first reading of an Ordinance amending Ordinance No. 1000 in order to change the boundaries of District No. 24 (Groundwater Remediation); and providing other matters relating thereto.

AND

Introduction and first reading of an Ordinance imposing a fee on the parcels of land in Washoe County, Nevada District No. 24 (Groundwater Remediation) to pay the costs of developing and carrying out a Plan for Remediation; and prescribing other matters relating thereto.

C. Appeal Case No. AX06-005 (Carl Barney)--Community Development.

Conduct a Public Hearing to consider Appeal Case No. AX06-005 (Carl Barney) - Appeal of the Board of Adjustment's approval of Variance Case No. VA06-003 (William and Margaret Eadington) to reduce the front yard setback from 30 feet to 2 feet 2 inches, in order to replace the detached one-car garage with a two-car attached garage and increase the living area of the exiting home, as authorized in Article 406 of the Washoe County Development Code. The project is identified as Lot 1-3, Block C of the Nevada Vista Subdivision and is located at 25 Somers Drive, at the top of Somers Loop in Crystal Bay, Nevada. The ±0.47-acre parcel is designated Low Density Suburban (LDS) in the Tahoe Area Plan, and is situated in a portion of Section 30, T16N, R18E, MDM, Washoe County, Nevada. The property is located in the Incline Village/Crystal Bay Citizen Advisory Board boundary and Washoe County Commission District No. 1. (APN 123-031-03)

EXHIBIT "C"

(Attach copy of Notice of June 13 Meeting)

COUNTY COMMISSIONERS

Bob Larkin, Chairman
Donnie Weber, Vice-Chairman
Jim Galloway
David Humke
Pete Sferrazza

COUNTY MANAGER

Katy Singlaub

**ASSISTANT
DISTRICT ATTORNEY**

Melanie Foster

AGENDA

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

**June 13, 2006
2:00 p.m.**

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to or from the Consent Agenda at the beginning of the Board Meeting or may be voted on in a block.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

Public Comment during the Commission Meeting on June 13, 2006 will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

The County Commission can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Commission. However, responses from Commissioners to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Commission will consider, Commissioners may choose not to respond to public comments, except to correct factual inaccuracies, ask for County staff action or to ask that a matter be listed on a future agenda. The Commission may do this either during the public comment item or during the following item: "*Commissioners'/Manager's Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda".

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, as the Board of Fire Commissioners for the Sierra Forest Fire Protection District, and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for the items on the agenda, provided to the Washoe County Board of Commissioners is available to members of the public at the County Manager's Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, Nevada) and on the County's website at www.washoecounty.us.

- 5:30 p.m.** 28. Discussion and possible direction to staff on creating an administrative enforcement process and/or on developing nuisance regulations--Community Development.

5:30 p.m. **Public Hearings.** (*Note: Items listed under this heading only will be heard at or after the noted time. In no case will they be heard before the stated time. Due to public testimony and discussion, time expended on the items in this category can vary.*)

29. Interfund Loan from Water Resources Construction Fund – Spanish Springs Stormwater Detention Project Fund--Water Resources.

Conduct a public hearing in order to make certain determinations in connection with an interfund loan from the County's Department of Water Resources Construction Fund (the "Construction Fund") to the Department of Water Resources Spanish Springs Stormwater Detention Project Fund (the "Spanish Springs Fund") in the maximum principal amount of \$4,600,000 (the "Loan") to effect the Project. The County expects to reimburse itself for expenditures relating to the Project with the proceeds of general obligation sewer bonds.

AND

Consider adoption of a Resolution making certain determinations in connection with an Interfund Loan up to \$4,600,000 to be made for the purpose of constructing a Spanish Springs Storm Sewer Project; and providing the effective date hereof and if adopted, authorize the Chairman to execute the Resolution direct the Finance Department to make the appropriate adjustments.

30. Second reading and adoption of an Ordinance amending the Washoe County Code by creating an account in the County General Fund to be designated as the account for the acquisition and improvement of technology in the office of the County Assessor and providing other matters properly relating thereto. (Bill No. 1480)
31. Second reading and adoption of an Ordinance amending Ordinance No. 1000 in order to change the Boundaries of District No. 24 (Groundwater Remediation); and providing other matters relating thereto. (Bill No. 1481)
32. Second reading and adoption of an Ordinance Imposing a Fee on the Parcels of land in Washoe County, Nevada District No. 24 (Groundwater Remediation) to pay the costs of developing and carrying out a Plan for Remediation; and prescribing other matters relating thereto. (Bill No. 1482)
33. Second reading and adoption of an Ordinance pursuant to Nevada Revised Statutes 278.0201 through 278.0207 approving the initial Development Agreement Case No. DA06-001 for Warm Springs Ranch – Tentative Subdivision Map Case No. TM04-005 approved by the Planning Commission of Washoe County on June 29, 2004. (Bill No. 1483)

EXHIBIT "D"

(Attach Affidavit of Publication of Notice of Filing of Fee Ordinance)

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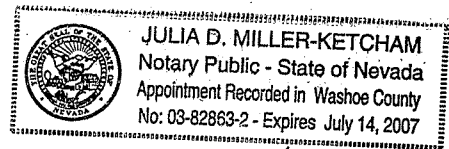
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STATE OF NEVADA
COUNTY OF WASHOE

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 referenced below has published in each regular and entire issue of said newspaper between the dates: **06/02/2006 - 06/02/2006**, for exact publication dates please see last line of Proof of Publication below.

Subscribed and sworn to before me

Signed: *[Signature]*



Julia D. Miller-Ketcham 6/2/06

Proof of Publication

Bill No. 1482 NOTICE OF PUBLIC HEARING BEFORE The Washoe County Board of County Commissioners NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, at 5:30 p.m., on Tuesday, the 13th day of June 2006, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The ordinance is entitled: BILL NO. 1482 ORDINANCE NO. (of Washoe County, Nevada) AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO. An adequate summary of the ordinance is as follows: The preambles of the ordinance recite that the Board of County Commissioners has created Washoe County, Nevada, District No. 24 (the "District") for the purpose of remediating the quality of water and various other matters in connection therewith, and recite the costs anticipated to be incurred therefore and the appropriation of those costs on the various parcels of land in the District, and make certain findings. The ordaining clause is

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then set forth. Section 1 ratifies the action previously taken and Section 2 imposes and apportions a fee for remediation on each parcel of land in the District except parcels owned by the Federal Government. Section 3 provides for collection of the fee with general taxes. Sections 4 and 5 authorize the County officials to take any action necessary to effectuate the ordinance; and provide a repealer clause for conflicting provisions. Sections 6, 7 and 8 provide for notice by publication of the June 13, 2006 hearing on the ordinance, and for this summary of the provisions of the ordinance; provide that the ordinance shall be in effect from and after its publication for two weeks following its final adoption on June 13, 2006; provide the form for such publication which includes the names of the Commissioners voting for and against the adoption of the ordinance; and provide a severability clause. Copies of the proposed ordinance are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the ordinance (or the ordinance as amended) within 35 days after the date of the final public hearing. IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published. Dated this May 23, 2006. /s/ Amy Harvey County Clerk
No. 256666 June 2, 2006

EXHIBIT "E"

(Attach Affidavit of Publication of Title of Fee Ordinance Twice)

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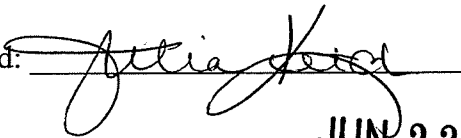
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STATE OF NEVADA
COUNTY OF WASHOE

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 referenced below has published in each regular and entire issue of said newspaper between the dates: **06/16/2006 - 06/23/2006**, for exact publication dates please see last line of Proof of Publication below.

Subscribed and sworn to before me

Signed:



JUN 23 2006



Proof of Publication

NOTICE OF ADOPTION WASHOE COUNTY ORDINANCE NO. 1302 BILL NO. 1482
ORDINANCE NO. 1302 AN ORDINANCE IMPOSING A FEE ON THE PARCELS OF
LAND IN WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER
REMEDICATION) TO PAY THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN
FOR REMEDIATION; AND PRESCRIBING OTHER MATTERS RELATING THERETO.
PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and
entitled ordinance are available for inspection by the interested parties at the office of the County
Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court
Streets, Reno, Nevada; and that said ordinance was proposed by Commissioner Galloway on
May 23, 2006, and following a public hearing, was passed and adopted without amendment at a
regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular
meeting on June 13, 2006, by the following vote of the Board of County Commissioners: Those
Voting Aye: Jim Galloway Dave Humke Pete Sferrazza Bonnie Weber Those Voting Nay:
Those Absent: Robert M. Larkin This ordinance shall be in full force and effect from and after
June 23, 2006, i.e., the date of the second publication of such ordinance by its title only. IN
WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has



caused this ordinance to be published by title only. Dated June 13, 2006 /s/ Bonnie Weber,
Vice Chairman Board of County Commissioners Washoe County, Nevada (SEAL) Attest: /s/
Amy Harvey County Clerk No. 265360 June 16, 23, 2006