

SUMMARY: An ordinance amending Chapter 100 of the Washoe County Code by adding thereto a new sub-section 100.102.7 exempting certain structures known as "hoop houses" or "high tunnels" from the building code, and providing other matters necessarily connected therewith and pertaining thereto.

BILL NO. 1772

ORDINANCE NO. 1589

TITLE:

AN ORDINANCE AMENDING CHAPTER 100 OF THE WASHOE COUNTY CODE BY ADDING THERETO A NEW SUB-SECTION 100.102.7 EXEMPTING CERTAIN STRUCTURES KNOWN AS "HOOP HOUSES" OR "HIGH TUNNELS" FROM THE BUILDING CODE, AND PROVIDING OTHER MATTERS NECESSARILY CONNECTED THEREWITH AND PERTAINING THERETO.

WHEREAS:

- A. Pursuant to Washoe County Code (WCC) 2.030, the Washoe County Commission initiated the proposed amendments to WCC Chapter 100, Building Code, on April 26, 2016; the amendments and this ordinance were drafted in conjunction with the District Attorney; and,
- B. Following a first reading and publication as required by NRS 244.100 (1), and after a duly noticed public hearing, this Board of County Commissioners desires to adopt this Ordinance; and
- C. This Board of County Commissioners has determined that this ordinance is being adopted pursuant to requirements set forth in Chapter 278 of NRS, and is therefore not a "rule" as defined in NRS 237.060 requiring a business impact statement.

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

SECTION 1 Section 100.102 of the Washoe County Building Code is hereby amended by adding the following subsection thereto:

100.102.7 Exempted structures. This code, including but not limited to any permitting requirements, does not apply to "hoop houses" or "high tunnels," as defined in section 110.902.15 of the Washoe County Development Code, used exclusively for the production or storage of live plants if they meet all the criteria for hoop houses or high tunnels as outlined in Chapter 110 of the Washoe County Development Code.

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 the 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 it 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.

Proposed on November (month) 15 (day), 2016 (year).

Proposed by Commissioner Hartung.

Passed December (month) 13 (day), 2016 (year).

Vote:

Ayes:	Commissioners	<u>Kitty Jung, Bob Lucey, Marsha Burkbigler Vaughn Hartung and Jeanne Herman</u>
Nays:	Commissioners	<u>none.</u>
Absent:	Commissioners	<u>none.</u>

Attest:

Dorey L. Parent
County Clerk

[Signature]
Chair of the Board

This ordinance shall be in force and effect from and after the 23rd day of the month of December of the year 2016.


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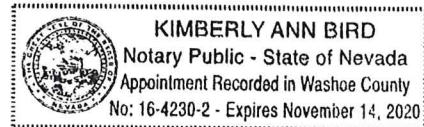
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STATE OF NEVADA
COUNTY OF WASHOE

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper of general circulation 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 date: 12/16/2016 - 12/23/2016, for exact publication dates please see last line of Proof of Publication below.

Signed: 

Subscribed and sworn to before me



**NOTICE OF ADOPTION WASHOE COUNTY ORDINANCE
NO. 1589 BILL NO. 1772 NOTICE IS HEREBY GIVEN
that typewritten copies of the above-numbered and
entitled ordinance ar**

Publish Dates:
12/16/16, 12/23/16


NOTICE OF ADOPTION
WASHOE COUNTY ORDINANCE NO. 1589
BILL NO. 1772

NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties of the office of the County Clerk of Washoe County, Nevada, at her office in the Washoe County Complex, 1001 E. Ninth Street, Building A, Reno, Washoe County, Nevada; and that the ordinance was proposed on November 29, 2016 by Commissioner Hortung and was passed and adopted without amendment at a regular meeting held on December 13, 2016 by the following vote of the Board of County Commissioners: AN ORDINANCE AMENDING CHAPTER 100 OF THE WASHOE COUNTY CODE BY ADDING THERETO A NEW SUB-SECTION 100.102.7 EXEMPTING CERTAIN STRUCTURES KNOWN AS "HOOP HOUSES" OR "HIGH TUNNELS" FROM THE BUILDING CODE, AND PROVIDING OTHER MATTERS NECESSARILY CONNECTED THEREWITH AND PERTAINING THERETO.

Those Voting Aye: Kitty Jung, Bob Lucey, Marsha Berkgigler, Vaughn Hartung and Jeanne Herman.
Those Absent: None.

This Ordinance shall be in full force and effect from and after December 23, 2016. IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has caused this Ordinance to be published by title only. DATED: December 13, 2016.

Nancy Parent, Washoe County Clerk and Clerk of the Board of County Commissioners

No 1799377

December 16, 2016

WCCOMP DEC28*16 9:16

1589 ✓