



WASHOE COUNTY

Integrity Communication Service

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STAFF REPORT BOARD MEETING DATE: April 11, 2017

DATE: Wednesday, March 29, 2017
TO: Board of County Commissioners
FROM: Nancy Parent, Washoe County Clerk
784-7287, nparent@washoecounty.us
THROUGH: Nancy Parent, Washoe County Clerk
SUBJECT: Acknowledge the communications and reports received by the Clerk on behalf of the Board of County Commissioners.

SUMMARY

This matter is brought to the Board's attention to publicly set forth on the record various communications and reports received by the Clerk on behalf of the Board of County Commissioners.

Washoe County Strategic Objective supported by this item:
Regional and Community Leadership

PREVIOUS ACTION

None.

BACKGROUND

None.

FISCAL IMPACT

None.

RECOMMENDATION

Acknowledge receipt of the communications and reports as set forth on the attached list dated April 11, 2017.

POSSIBLE MOTION

"Move to acknowledge receipt of the communications and reports as set forth on the attached list dated April 11, 2017."

AGENDA ITEM # 5.A

COMMUNICATIONS AND REPORTS

April 11, 2017

The following communications and reports were received, duly noted, and ordered placed on file with the Clerk:

COMMUNICATIONS:

- A. Regulations of the Washoe County District Board of Health Governing Public Swimming Pool and Spa Operator Certification Program, which was approved by the Washoe County District Board of Health (DBOH) on August 25, 2011 and by the Nevada State Board of Health on March 10, 2017.

- B. Regulations of the Washoe County District Board of Health Governing Invasive Body Decoration Establishments, which was adopted by the Washoe County District Board of Health on January 26, 2017 and by the Nevada State Board of Health on March 10, 2017.

WASHOE COUNTY HEALTH DISTRICT

ENHANCING QUALITY OF LIFE

REGULATIONS
OF
THE WASHOE COUNTY DISTRICT BOARD OF HEALTH
GOVERNING

**PUBLIC SWIMMING POOL AND SPA OPERATOR
CERTIFICATION PROGRAM**

WASHOE COUNTY DISTRICT HEALTH DEPARTMENT
1001 EAST NINTH STREET
P.O. BOX 11130
RENO, NEVADA 89520
(775) 328-2434

APPROVED BY THE WASHOE COUNTY DISTRICT BOARD OF HEALTH (DBOH) ON AUGUST 25, 2011

Requirements in effect as of December 31, 2011

AMENDED BY THE DBOH ON MARCH 28, 2013

AMENDED BY THE DBOH ON FEBRUARY 23, 2017

APPROVED BY THE NEVADA STATE BOARD OF HEALTH ON MARCH 10, 2017

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PUBLIC SWIMMING POOL AND SPA OPERATOR CERTIFICATION PROGRAM

GENERAL PROVISIONS

PURPOSE AND INTENT

- Purpose** The purpose of this section is to attain a uniform standard of training and certification for public pool and spa operation and management.
- Intent** There shall be a Public Swimming Pool and Spa Operator Certification Program administered under the direction of the Health Authority. Such a program will have as its primary goal, the assurance that persons operating public pools and spas understand the principles of water chemistry, disinfection, safety hazards and comply with the provisions set forth in these regulations.

CERTIFIED POOL OPERATOR CERTIFICATE REQUIRED

As of December 31, 2011, all public pools and spas, as defined in Sections 444.058 and 444.385 of these regulations and issued permits by the Health Authority, shall be under the direct supervision of a Certified Pool Operator (CPO). The CPO is not required to be physically present at all hours of operation; however the CPO must be available at any time required for the operation of the pool and/or spa and when requested by the Health Authority and at a minimum via telephone communication.

SECTION 010

DEFINITIONS

As used in this regulation, unless the context otherwise requires, the words and terms defined in Sections 010.005 through 030.030 inclusive have the meanings ascribed to them in those sections.

- 010.005** **CERTIFIED POOL/SPA OPERATOR (CPO)** means an individual who has successfully completed the National Swimming Pool Foundation CPO course or renewal process and; any person who voluntarily or for remuneration performs pool services at a public pool and/or spa and other duties associated with the operation of a public pool and/or spa and who is certified pursuant to these regulations.
- 010.010** **HEALTH AUTHORITY** means the District Health Officer of the Washoe County Health District or their authorized representatives.
- 010.015** **NATIONAL SWIM POOL FOUNDATION (NSPF)** means the national group that coordinates and administers the Certified Pool/Spa Operator (CPO) Course and certification process.

- 010.020** **PERSON** means a natural person, any form of business or social organization and any other non-governmental legal entity including, but not limited to, a corporation, partnership, limited liability company, association, trust or unincorporated organization.
- 010.025** **PRIVATE SWIMMING POOL** means any swimming pool at a single family private residence controlled by the owner of the residence, and use of which is limited to the owner's family or invited guests of the owner.
- 010.030** **PUBLIC SWIMMING POOL AND SPA** means any artificial swimming lagoon, isolation floatation tank, mineral bath, therapeutic pool or similar facility, spa, special purpose pool, spray pool, swimming pool, wading pool, or water recreation attraction that is used by the public for swimming or bathing. "Public swimming pool and spa" or "public pool and spa" does not include "private swimming pool" as defined above.
- 010.035**
- 010.040** **WASHOE COUNTY DISTRICT BOARD OF HEALTH** means the governing Board of the Washoe County Health District as comprised under the authority of the Nevada Revised Statutes (NRS) Chapter 439.390 and organized pursuant to NRS 439.370.
- 010.045** **WASHOE COUNTY HEALTH DISTRICT** means all of the geographical area in both the incorporated and unincorporated parts of Washoe County, Nevada.

SECTION 020

SWIMMING POOL AND SPA OPERATOR REQUIREMENTS

020.005 **REQUIREMENTS FOR CERTIFIED POOL AND SPA OPERATOR CERTIFICATION**

Public Swimming Pool and Spa Operator Certification shall be accomplished by:

- A. Successful completion of the National Swim Pool Foundation (NSPF) Certified Pool/Spa Operator (CPO) examination, and obtaining a certificate of completion from the NSPF as a CPO;

020.010 **QUALIFICATIONS AS CERTIFIED POOL AND SPA OPERATOR**

- A. Fully understand the technical aspects of swimming pool water disinfection, equipment and materials used in connection therewith;
- B. Is fully competent to service, clean and maintain swimming pools and appurtenances;
- C. Has knowledge of the effects and hazards of chemicals used in swimming pool water;

- D. Has an understanding of testing procedures for determination of pH, disinfectant residual, cyanuric acid concentration, total alkalinity, calcium hardness, and acid demand;
- E. Has an understanding of basic water chemistry including, but not limited to, free and combined chlorine, superchlorination, pH, total alkalinity, and hardness;
- F. Has a knowledge of disinfectant feeding devices, filters, pumps, motors and heaters; and
- G. Has knowledge of applicable laws, regulations, local requirements, and standards relating to swimming pool and spa maintenance.

020.035 RESPONSIBILITIES OF A CERTIFIED PUBLIC SWIMMING POOL AND SPA OPERATOR

The CPO in charge of a public pool or spa shall:

- A. Ensure that all employees and any other staff comply with the Regulations of the Washoe County District Board of Health Governing Public Bathing Places and Spas;
- B. Be responsible for identifying and correcting safety hazards in the day-to-day operation of the pool and/or spa and related facilities;
- C. Ensure that employees are effectively cleaning the pool and/or spa and related facilities;
- D. Maintain complete and accurate daily records of the pool and/or spa water chemistry, flow rate, chemical additions, and all other testing and information required by the Health Authority;
- E. Suspend all use of any pool and/or spa if conditions arise that may present a threat to public health, personal safety, or a threat to the environment;
- F. Maintain a current NSPF CPO certification while operating or overseeing all pool and/or spa duties;
- G. Post the current NSPF certificate in a conspicuous location in the pump room or other area of the pool and/or spa and provide their complete name, and valid phone number to contact regarding all pool and/or spa operations.. The form must be posted at either the pool or spa, or in the pump room, and must be provided upon request by the Health Authority. The information posted must remain current at all times while the pool and/or spa are in operation;
- H. Develop and implement specific policies, procedures and standards aimed at ensuring the pools and spas are operated in a manner that protects health and safety and prevents the spread of disease and water borne illness; and
- I. Conduct in-house self-inspections of daily operations on a periodic basis to ensure that procedures, operations, and safety are properly addressed.

020.040 MAINTENANCE STANDARDS

- A. Any Certified Pool Operator who provides pool or spa services at a public swimming pool or spa within the jurisdiction of the Health Authority, shall provide these services in accordance with the standards and requirements set forth in the provisions of Nevada Administrative Code Chapter 444 relating to the clarity of pool or spa water, disinfection, pH, cyanuric acid concentration, total alkalinity, cleanliness of the pool, repair or modification of pool, and repair or replacement of pool equipment and piping.
- B. If the Certified Pool Operator is unable to provide services at a public pool or spa in accordance with the requirements of these regulations because of any defect or deficiency in pool and/or spa equipment or appurtenances which are the responsibility of the pool owner; the pool or spa operator shall promptly deliver to the pool owner a written notice which describes any such defect in sufficient detail to enable the pool owner to determine what repair or replacement of equipment or accessories are necessary in order to provide for adequate servicing of the pool. The pool or spa operator shall retain a dated copy of any such notice in their regular business records which shall be available for inspection by the Health Authority.

SECTION 030

ENFORCEMENT ACTIONS

030.005 CERTIFIED POOL OPERATOR SUSPENSION; HEARING

- A. Whenever the Health Authority finds an unsanitary or other condition in the operation of a public pool and/or spa which, in their professional judgment, constitutes a substantial hazard to the public health or environment, or for serious and/or repeated violations of any of the requirements of these regulation, the permit to operate the pool and/or spa may be suspended without warning, notice or hearing. The Health authority shall immediately issue and serve a written order specifying the deficiencies upon which the suspension is based. Any person to whom such an order is issued shall comply with the terms within the time period set forth by the Health Authority.
- B. Any person with a Certified Pool Operator Certification that has been suspended may, at any time; submit an application for a reinstatement of their Certified Pool Operator Certification. The application for reinstatement shall address how all deficiencies and conditions causing suspension of the Certified Pool Operator Certification have been corrected. Upon review by the Health Authority a written response will be provided within ten (10) calendar days.
- C. Certified Pool Operator Certificate suspension does not allow the operator to function as the Certified Pool Operator for any and all facilities, and will subsequently require the permit to operate for all associated facilities to be suspended until such a time as a new operator with a current Certified Pool Operator Certification has been identified.
- D. Any person with a Certified Pool Operator Certification that has been suspended may request a hearing before the District Board of Health. All requests for hearing to the District Board of Health shall be initiated by the filing of a petition or written notice of

appeal to the Health Authority. This must be done within ten (10) working days after the operator receives the order of suspension from the Health Authority.

030.015 HEARING PROCEDURES

- A. The hearings provided for in this section must be conducted by the District Board of Health at a time and place designated by the District Health Officer. Based upon the record of the hearing, the District Board of Health shall make a finding and may sustain, modify or rescind any official notice or order considered in the hearing. A written report of the hearing decision must be furnished to the Certified Pool Operator certificate holder by the Health Authority within ten (10) days of the decision. The decision of the District Board of Health is final.
- B. Service of notices and orders shall be made by either one of the following:
 - 1. Personal service on the Certified Pool Operator Certificate holder(s); or,
 - 2. Registered or certified mail addressed to the Certified Pool Operator Certificate holder(s) at their address, identified with the required information to be posted. Service shall be completed at the time of deposit into the United States Mail.
- C. At the time and place stated in the suspension of Certified Pool Operator Certificate holder hearing, the District Board of Health shall hear and consider all relevant evidence, objections, or protests and shall receive sworn testimony of owners, witnesses, Health District personnel, and interested persons. The hearing may be continued from time to time.

030.020 PENALTIES

- A. Any person who violates any of the provisions of these regulations is guilty of a misdemeanor and may be subject to prosecution.
- B. Each day or part of a day during which such violation is continued and/or repeated constitutes a separate violation.

030.025 ADDITIONAL REGULATIONS

- A. The Health Authority is hereby authorized to make additional rules and regulations as may be necessary for the proper and orderly administration of these regulations.
- B. These regulations shall be in full force upon approval by the Washoe County District Board of Health.

030.030 SEVERABILITY

- A. If any provision of these regulations is held invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions which can be given effect without the invalid provision and to this end, the provisions of these regulations are declared to be severable.

WASHOE COUNTY HEALTH DISTRICT

ENHANCING QUALITY OF LIFE

REGULATIONS
OF
THE WASHOE COUNTY DISTRICT BOARD OF HEALTH
GOVERNING

INVASIVE BODY DECORATION ESTABLISHMENTS

**Washoe County Health District
1001 East Ninth Street
PO Box 11130
Reno, NV 89520
(775) 328-2434**

**ADOPTED BY THE WASHOE COUNTY DISTRICT BOARD OF HEALTH ON JANUARY 26, 2017
APPROVED BY THE NEVADA STATE BOARD OF HEALTH ON MARCH 10, 2017**



Public Health
Prevent. Promote. Protect.

**HEALTH REGULATIONS GOVERNING INVASIVE BODY DECORATION
ESTABLISHMENTS**

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HEALTH REGULATIONS GOVERNING THE APPROVAL, INSPECTION, AND OPERATION OF INVASIVE BODY DECORATION ESTABLISHMENTS

SECTION 010

DEFINITIONS

As used in this regulation, unless the context otherwise requires, the words and terms defined in Sections 010.005 through 010.170 inclusive have the meanings ascribed to them in those sections.

- 010.005 AFTERCARE INSTRUCTION** means written, post-procedure instructions given to the client, specific to the care and healing of invasive body decoration procedure(s) rendered. These instructions shall include information regarding when to seek medical treatment, if necessary.
- 010.010 ANTISEPTIC** means a substance that inhibits growth of bacteria and other microorganisms when applied to the skin. It should not be used to decontaminate inanimate objects.
- 010.015 APPRENTICE** means any person who is engaged in learning the occupation of invasive body decoration procedures in a permitted invasive body decoration establishment.
- 010.017 BLOOD BORNE PATHOGEN TRAINING** means an employee education program for the control of blood borne pathogens in the invasive body decoration establishment.
- 010.020 BODY MODIFICATION** means any method, other than performing tattoos or body piercing methods used to alter the appearance, sensation, or function of the human body for decorative or cultural purposes not approved by the Health Authority.
- 010.022 BRANDING** means the process in which a mark or marks are burned into human skin tissue with a hot iron or other instrument, with the intention of leaving a permanent scar.
- 010.023 CLIENT** means any person other than an employee, responsible person, invasive body decoration operator, or visiting artist, either paying or non-paying, that uses the services of an invasive body decoration establishment and/or with whom an invasive body decoration operator or visiting artist has an agreement to provide tattooing services. Anyone, including an employee of the invasive body decoration establishment who is undergoing an invasive body decoration procedure, is considered a client.
- 010.025 CONTAMINATION** means to make unfit for use by the introduction or potential introduction of blood, infectious materials or other types of impure materials.

- 010.027 CUTTING** means a method of extreme body modification and scarification which creates scars on the skin by using a sharp object, such as a scalpel or knife, to cut into the skin. Cutting is differentiated from a method called “skin peeling” in that no tissue is removed to create the scar during the cutting method.
- 010.030 DISINFECTANT** means an EPA registered antimicrobial agent, such as a chemical, or heat that destroys, neutralizes, or inhibits the growth of pathogenic microorganisms. All disinfectant substances to be used in Invasive Body Decoration (IBD) establishments must be effective against the Human Immunodeficiency Virus (HIV), Hepatitis B Virus and Mycobacterium tuberculosis.
- 010.035 DISINFECTION** means to destroy or inhibit pathogenic microorganisms on inanimate objects or surfaces.
- 010.040 DISTRICT BOARD OF HEALTH** means the Washoe County District Board of the Washoe County Health District to administer activities of the Washoe County Health District within the Health District, pursuant to the authority of the state and local health laws, ordinances and regulations.
- 010.045 DISTRICT HEALTH OFFICER** means the person appointed by the District Board of Health of the Washoe County Health District to administer activities of the Washoe County Health District within the Health District, pursuant to the authority of the state and local health laws, ordinances and regulations
- 010.050 GLOVES** means those which are disposable and single use, and are labeled for surgical or examination purposes. Gloves for instrument cleaning shall be heavy-duty, multi-use and waterproof.
- 010.055 HAND SINK** means a sink used solely for washing hands, arms or other portions of the body.
- 010.060 HEALTH AUTHORITY** means the officers and agents of the Washoe County District Board of Health.
- 010.065 HEALTH DISTRICT** means the Washoe County Health District created pursuant to Chapter 439 of the Nevada Revised Statutes and interlocal agreement of the City of Reno, City of Sparks and the County of Washoe, Nevada, and includes all the incorporated cities and unincorporated areas within the geographical boundaries of Washoe County, Nevada.
- 010.066 INFECTION CONTROL PLAN** means a written document that describes the formal procedures the invasive body decoration establishment will follow to prevent the spread of pathogens, according to the provisions of this section.
- 010.070 INVASIVE BODY DECORATION** means any invasive technique used to permanently or temporarily adorn, stretch or decorate the body including, but not

limited to, tattooing, permanent make-up, body piercing, surface anchors, and any other forms of skin, tissue, cartilage or mucosal alteration.

- 010.075 INVASIVE BODY DECORATION ESTABLISHMENT** means any location; either temporary or permanent where invasive body decoration techniques are performed.
- 010.080 INVASIVE BODY DECORATION OPERATOR** means any individual who performs invasive body decoration procedures including, but not limited to, employees of an invasive body decoration establishment, apprentices and visiting artists.
- 010.085 JEWELRY** means any ornament inserted into the body, which must be made of metals, alloys, plastic, glass or natural products.
- 010.087 MICRODERMAL** (see SURFACE ANCHOR).
- 010.090 PATRON** means any person other than an employee, responsible person, Invasive Body Decoration operator, or visiting artist, either paying or non-paying, that uses the services of a tattoo establishment and/or with whom a tattoo operator or visiting artist has an agreement to provide tattooing services. Anyone, including an employee of the tattoo establishment who is undergoing a tattoo procedure, is considered a patron.
- 010.095 PERMIT** means written approval by the Washoe County Health District to operate an invasive body decoration establishment. Approval is given in accordance with these regulations and is separate from any other licensing requirements that may exist within communities or political subdivisions comprising Washoe County Health District.
- 010.100 PERSON** means a natural person, any form of business or social organization and any other non-governmental legal entity including, but not limited to, a corporation, partnership, limited liability company, association, trust or unincorporated organization.
- 010.105 PERMANENT MAKEUP** means cosmetic tattooing and includes the application of permanent eyeliner, eyebrows, lip liner, full lip color, re-pigmentation or camouflage using tattooing techniques of placing pigments under the skin.
- 010.110 PIERCING** means puncturing or penetration of the skin, tissue, cartilage or mucosa of a person and the insertion of jewelry or other adornment in the opening, except that puncturing of the outer perimeter or lobe of the ear with sterilized stud—and—clasp ear piercing system shall be excluded.
- 010.115 PREMISES** means the property and/or building, either owned, rented, leased or otherwise used by an organization as the principle place where the activities of the organization are conducted.

- 010.120 PRE-STERILIZED INSTRUMENTS** means those that are commercially sterilized by the manufacturer.
- 010.125 PROCEDURE AREA** means the approved physical area in the permitted facility or location where the Invasive Body Decoration procedures are performed.
- 010.130 RESPONSIBLE PERSON** means any individual designated by the invasive body decoration establishment as being responsible for compliance with these regulations.
- 010.132 SCARIFICATION** means a form of extreme body modification that uses methods or techniques to produce scars on the human body for decorative purposes. Examples of scarification methods include branding, cutting and skin peeling.
- 010.135 SHARPS** means an object contaminated, likely to be contaminated, or may become contaminated with a pathogen through handling or during transportation and also capable of cutting or penetrating skin or a packaging material. Sharps includes, but is not limited to, needles, syringes, scalpels, broken glass, culture slides, culture dishes, broken capillary tubes, broken rigid plastic, Pasteur pipettes, and similar items having a point or sharp edge or that are likely to break during transportation and result in a point or sharp edge.
- 010.140 SHARPS CONTAINER** means a commercially manufactured rigid, puncture-resistant container with required labeling that, when sealed, is leak-resistant and cannot be reopened without great difficulty.
- 010.142 SKIN PEELING** means a technique of extreme body modification and scarification which consists of cutting on the human body the outline of a design and removing the center, thereby creating a scar where the skin was removed.
- 010.145 SINGLE-USE** means products or items that are disposed of after use on each client including, but not limited to; cotton swabs or balls; tongue depressors; disposable grips and tips; tissues or paper products; paper or plastic cups; gauze or sanitary coverings; razors; needles; stencils and ink cups.
- 010.150 SINGLE-USE STENCIL**, also called a hectograph, means a copy made from a prepared gelatin surface to which the original document has been transferred.
- 010.052 SURFACE ANCHOR** means a tiny specialized jewelry inserted in the skin tissue utilizing a piercing needle.
- 010.155 STERILIZATION** means a process which results in the total destruction of all forms of microbial life, including highly resistant bacterial spores.
- 010.160 STERILIZER** means an autoclave that is designed and labeled by the manufacturer as a medical instrument sterilizer and is used for the destruction of microorganisms and their spores.

010.165 TATTOOING means the insertion of pigment under the surface of the human skin or mucosa by pricking with a needle or other means, to permanently change the color or appearance of the human skin or to produce an indelible mark or figure visible through the human skin.

010.170 ULTRASONIC CLEANERS means any medical grade machine that utilizes ultrasonic wavelengths and aqueous solutions to remove contamination from instruments used in medical, tattooing and/or piercing procedures. Approved ultrasonic cleaners must be designed for the cleaning of medical equipment.

SECTION 020

PERMITS

- 020.005** It shall be unlawful for any person to operate an invasive body decoration establishment in Washoe County without having first obtained a permit to operate from the Health District in accordance with **Section 020** of these regulations.
- 020.008** Permits must be prominently displayed in the invasive body decoration establishment and shall not be defaced or altered in any manner.
- 020.010** No permits to operate shall be issued to private residences, including apartments, condominiums, multi-family or single-family dwellings.
- 020.015** The permit holder shall pay a fee in accordance with the approved fee schedule established by the Washoe County Health District.
- 020.020** Any person desiring to operate an invasive body decoration establishment is required to submit an application for review prior to obtaining a permit to operate.
- 020.025** All pre-operational inspections shall be conducted by the Washoe County Health District.
- 020.030** New permits to operate shall be issued; existing permits shall be renewed annually, and shall be conditioned upon full compliance with these regulations.
- 020.035** Permits shall be non-transferable from person to person or place to place.

Exemptions

- 020.040** A physician, or a person working under the direct supervision of a physician, performing tattooing, piercing, or tattoo removal procedures in the physician's office or clinic, is exempt from these regulations.
- 020.045** This regulation shall not apply to individuals who pierce only the lobe of the ear with a pre-sterilized single-use stud-and clasp ear-piercing system. Individuals who use ear-piercing systems must conform to the manufacturers' directions on use and applicable U.S. Food and Drug Administration requirements. The Health District retains authority to investigate consumer complaints relating to alleged misuse or improper disinfection of ear-piercing systems.

Facility Design & Construction

- 020.050** Plans and proposed materials must be submitted to the Washoe County Health District for review and approval prior to any construction, work or remodeling.

- 020.055** A completed application and set of plans for the proposed facility is required to be submitted for review and approval prior to any facility inspection or issuance of any permit to operate.
- 020.060** The permit holder shall pay a plan review fee at the time of submittal in accordance with the approved fee schedule established by the Washoe County Health District.
- 020.065** A copy of the invasive body decoration facility floor plan is required to be submitted at the time of application.
- A. The floor plan must indicate at a minimum:
1. All work stations and procedure areas proposed;
 2. Any proposed sterilization areas;
 3. All hand sinks, service sinks, and bathrooms existing and/or proposed;
 4. Proposed break and/or waiting area;
 5. All proposed floor, wall, and light fixture changes; and
 6. All proposed finished materials.
- 020.070** All procedure areas and instrument cleaning areas shall have floors, walls, and ceilings constructed of smooth non-absorbent and easily cleanable material. Outer opening shall provide protection against contamination against dust and other contaminants. Public areas may use alternative flooring upon approval by the Health District.
- 020.075** A minimum of forty-five (45) square feet of floor space is required for each invasive body decoration operator or work station in any permitted establishment.
- 020.080** Each establishment is required to provide an area which may be blocked from public view for clients requesting privacy.
- 020.085** The invasive body decoration establishment must be well-ventilated and provide an artificial light source at the level where the invasive body decoration procedure is performed, and where instruments and tools are cleaned, sterilized and assembled.
- 020.090** All overhead lights and lights used in the procedure area in the facility shall be shielded or constructed of shatterproof materials.
- 020.095** Hand sinks must be conveniently located and easily accessible. Hand sinks must have hot and cold running water, liquid soap and disposable paper towels.

- A. One (1) single hand sink is required for up to four (4) Invasive Body Decoration stations in any permitted facility. Any facility proposing more than four (4) work stations will be required to add additional hand sinks according to the above.
- B. Bathroom sinks and any other sinks utilized to clean and/or scrub IBD tools cannot be utilized as a hand sink.

- 020.100** All surfaces, including, but not limited to, counters, tables, equipment, chairs, recliners, shelving and cabinets in the procedure area and instrument cleaning room shall be made of smooth, nonabsorbent materials to allow for easy cleaning and disinfection.
- 020.110** All facilities shall have a waiting area that is separate from the body art procedure area, and from the instrument cleaning, sterilization, and storage areas.
- 020.115** Distinct, separate areas shall be used for cleaning equipment, wrapping/packaging equipment, and for the handling and storage of sterilized equipment.
- 020.120** Instrument cleaning sinks, hand washing sinks and, where provided, utility sinks shall be separate and shall only be used for their designated purpose.
- 020.125** Water shall be supplied from a source approved by the Health District.
- 020.130** Sewage, including liquid wastes, shall be discharged to a sanitary sewer or to a sewage system constructed, operated and maintained according to law.

Sterilization & Storage Room Requirements

- 020.135** Two (2) basin sink with hot and cold running water.
 - A. A facility may operate with an existing single basin sink with a written procedure approved by the Health District.
 - a. The procedure must be approved and maintained as part of the Infection Control Plan.
- 020.140** All surfaces including but not limited to shelving, floors, walls, ceilings and cabinets are required to be constructed of smooth, nonabsorbent materials to allow for easy cleaning and disinfection.
- 020.145** Must provide enough light to work comfortably and visually inspect tools and materials to be cleaned and/or sterilized.
- 020.150** Must provide the ability to store all materials and equipment in a clean, dry and covered compartment or location.
- 020.155** The room must have a door or separate enclosure from all procedure and/or work areas.

- 020.160** The room must be properly identified with universally accepted biohazardous waste signage and secured to prevent unauthorized persons from entering.
- 020.165** Refuse, excluding infectious wastes, shall be placed in a lined waste receptacle and disposed of at a frequency that does not create a health or sanitation hazard.

SECTION 030

INVASIVE BODY DECORATION OPERATOR REQUIREMENTS AND PROFESSIONAL STANDARDS

Management & Personnel

- 030.001** An Invasive Body Decoration establishment must have a person(s) in charge during the hours of operation or when an invasive body decoration is being performed who is responsible for the operation.
- A. Person(s) in charge or establishment employees must refuse service to any person who, in the opinion of the invasive body decoration operator, is under the influence of alcohol or drugs.
 - B. Person(s) in charge must ensure the IBD procedure(s) are conducted in a manner consistent with these regulations, and all IBD operators and employees comply with all regulations as required.
- 030.005** All operators performing invasive body decoration procedures must be a minimum of eighteen (18) years of age.
- 030.006** All operators working in an IBD establishment must complete a blood borne pathogen training course within 10 days of hire or assignment to sensitive duties, and annually thereafter.
- A. All records must be retained in the Infection Control Plan.
- 030.007** Hepatitis B vaccination status and/or applicable records as required in 29 CFR 1910.1030, including, but not limited to:
- A. Vaccination records for each does in the series according to the most current recommendations of the United States Centers for Disease Control and Prevention or;
 - B. Declination form and healthcare records pertinent to the employee's immune status or ability to receive the Hepatitis B vaccine.
 - C. All records must be retained in the Infection Control Plan.
- 030.008** All operators performing invasive body decoration procedures shall wear clean clothes and maintain good personal hygiene when performing invasive body decoration procedures. Before performing invasive body decoration procedures, the invasive body decoration operator must thoroughly wash their hands in hot running water with liquid soap then rinse hands and dry with disposable paper towels.

030.009 The invasive body decoration operators or apprentices may ask the client, before any invasive body decoration procedure is begun, if the client has a history of any blood borne infectious disease.

030.010 No invasive body decoration procedures are to be performed on a client until they have completed a client release form.

030.015 Client release forms must be maintained for a minimum of two (2) years;

A. Client release forms must include the following:

1. Full Name of artist(s) performing IBD procedure(s);
2. Description of the IBD procedure(s) to be performed;
3. Explanation that IBD procedure should be considered permanent;
4. Client's full legal name;
5. Client's date of birth;
6. Client's phone number;
7. Client's mailing address;
8. Copy of client's photo ID;
9. For minors, a copy of parent's or guardian's photo ID;
10. Date when the IBD procedure was performed; and
11. Signature of client and/or legal guardian.

030.020 No person shall perform any invasive body decoration upon a person under the age of eighteen (18) years without the consent and proper identification of a parent, custodial parent or guardian, or under the direct supervision of a physician.

A. An emancipated minor with proper identification shall be treated as an adult.

B. Nothing in this section is intended to require an invasive body decoration operator to perform any invasive body decoration on a person under eighteen (18) years of age with parental or guardian consent.

Aftercare Requirements

030.025 Written aftercare instructions regarding the proper care of the invasive body decoration procedure must be provided to each client following each invasive body decoration procedure. Aftercare instruction must include the following:

- A. Name, address, and phone number of the establishment and the name of the IBD artist who performed the procedure;
- C. Directions on when to consult a physician to include signs of infection, allergic reaction, and expected duration of healing;
- D. Detailed description of how to care for the body art procedure site; and
- E. Possible side effects from the procedure.

030.030 Any bandaging, gauze or other products applied to the procedure area must be single use and manufactured for the sole purpose of wound care, cleaning or medical care.

Infection reporting required Any infection resulting from the tattoo procedure, which becomes known to the operator or the tattoo establishment, shall be immediately reported verbally to the Health Authority and followed up in writing within forty-eight (48) hours of the receipt of the initial information.

Facility Operations & Guidelines

030.040 Tobacco products, electronic cigarettes, smoking, eating or drinking are prohibited within the procedure area or where the contamination of clean work surfaces, equipment, or instruments can result.

030.045 Animals shall not be allowed in the body art procedure areas, or the instrument cleaning, sterilization, or storage areas. Any aquarium(s) and/or service animals shall be allowed in waiting rooms and non-procedural areas only.

030.055 At least one (1) covered waste receptacle must be provided in each invasive body decoration procedure area for disposal of all contaminated waste products.

030.060 The covered waste receptacle may be blocked open and/or uncovered while in use, however it must remain covered while the station and/or operator is no longer performing any IBD procedures.

030.065 Cleaning and maintenance of walls, floors, tables, counters, chairs and other surfaces in the body art procedure area shall be kept clean, disinfected and in good repair.

030.070 Each IBD facility shall have an adequate supply of clean towels and linens which shall be laundered after each use.

- A. All clean towels and linens shall be stored in a closed cabinet.

030.075 Floors shall be cleaned daily with an U.S. Environmental Protection Agency ("EPA") registered disinfectant.

- 030.080** The operator shall clean and disinfect the tables, counters, chairs and other surfaces after each use regardless of whether contamination is visible.
- A. Disinfection shall be carried out using an EPA registered disinfectant and in accordance with the EPA approved label.
- 030.085** All instruments and supplies stored either in the procedure area or in other places in the establishment must be stored in a clean, dry and covered container.
- 030.090** All chemicals shall be labeled with contents, properly stored and used according to the manufacturer's instruction.
- 030.095** All IBD establishments shall be completely separated from areas used for human habitation, food preparation or other such activities that may cause potential contamination of work surfaces.
- 030.100** Prior to any invasive body decoration procedures being performed, disinfectant, as defined in Section 010.030 of these regulations must be applied to all work surfaces that will come into contact with the client or the invasive body decoration operator during the procedure. Manufacturing guidelines for contact time of the disinfectant must be followed.
- 030.105** When performing invasive body procedures, the invasive body decoration operator shall wear gloves as defined in Section 010.050 of these regulations.
- A. Gloves must be used in accordance with manufacturer's recommendations.
- B. The gloves shall be discarded, at a minimum, after the completion of each procedure on an individual client.

Handwashing

- 030.003** IBD operators shall clean their hands and exposed portions of their arms:
- A. Immediately before engaging in any IBD procedure;
- B. During an IBD procedure as often as necessary to remove soil and contamination and to prevent cross-contamination when changing tasks;
- C. When switching between working with soiled and clean equipment;
- D. After engaging in other activities that contaminate the hands.
- 030.006** IBD operators shall clean their hands and arms in a handwashing sink or approved automatic handwashing facility or device and may not clean such appendages in a

sink used for the cleaning of instruments or equipment, or in a service sink or any location used for the disposal of mop water and similar liquid waste.

- 030.110** Skin of the invasive body decoration operator and apprentices must be free of rash, infection or any other visible pathological condition.
- 030.115** If while performing an invasive body decoration procedure, the operator's glove is pierced, torn or otherwise contaminated, the procedure in 030.100 and 030.105 shall be repeated immediately. Any item or other instrument used for invasive body decoration, contaminated during the procedure, shall be discarded or replaced prior to resuming the procedure.

Equipment

- 030.120** A product applied to the skin prior to tattooing or application of permanent cosmetics, including, but not limited to, stencils and marking and transfer agents, including pens, shall be single use and discarded into a waste container at the end of the procedure unless the product can be disinfected for reuse.
- 030.125** Only commercially manufactured inks, dyes, and pigments shall be used.
- 030.130** Inks, pigments, soaps and other products in multiple-use containers shall be dispensed in a manner to prevent contamination of the storage container and its remaining contents through the use of a single-use receptacle.
- 030.135** Inks and pigments shall be placed into a clean, single-use receptacle. The inks and pigments remaining in the receptacle shall be discarded immediately upon completion of the procedure.
- 030.140** If a tray is used for inks or pigments, it shall be decontaminated after each procedure.
- 030.145** Only single-use needles and needle bars shall be used for IBD procedures.
 - A.** Single use needles and materials are required to be in a sealed package, with an expiration date and a proper sterilization indicator from the manufacturer.
- 030.150** Single use items, such as but not limited to tongue depressors, ink caps, gauze, rubber bands, cord sleeves, razors and towels used during an invasive body decoration procedure must be stored in a covered container and must be discarded immediately after use.
- 030.155** Needles, needle bars, grommets, and razors shall be discarded into a sharps waste container immediately upon completion of the procedure.
- 030.160** Any part of a tattooing machine that may be touched by the practitioner during the procedure shall be properly cleaned and sanitized upon completion of the procedure.

- 030.165** A machine used to insert pigments shall be designed with removable tip parts between the tip and motor housing, and in a manner that will prevent backflow into enclosed parts of the motor housing.
- 030.170** A hand tool used to insert pigment shall be disposed of in a sharps container, with the sharps intact, unless the needle can be mechanically ejected from the hand tool.
- 030.175** Source documentation of body jewelry used for invasive body decoration appropriate for the procedure including the correct size of jewelry and its composition. Jewelry must be in good condition and must be free of scratches and nicks.
- A. The following types are materials that are permitted for jewelry:
1. ASTM F-138 or ISO 5832-1 Implant grade surgical steel;
 2. Solid, nickel free 14-karat through 18-karat gold;
 3. Inert metals such as niobium, platinum & titanium;
 4. Fused quartz glass, lead-free borosilicate, lead free soda-lime glass;
 5. High density acrylic and/or platinum for use during healing;
 6. Materials derived from natural sources such as bone, horn and wood;
 7. Or any other material approved by the Health District.

Medical Waste Disposal

- 030.190** Any skin, tissue, cartilage and mucosa surface to receive an invasive body decoration procedure must be free of rash, infection or any other visible pathological condition.
- 030.195** All needles or other applicators utilized for tattooing or permanent cosmetic procedures are considered bio hazardous waste and must be discarded as a whole into an approved sharps container.
- 030.197** All sharps containers must be secured in each individual work station and removed to an approved location for disposal as required in Section 050.010.

Single Use Items

- 030.200** All invasive body decorations stencils shall be single use and disposable.
- 030.205** Single use items shall not be used on more than one client for any reason. After use, all sharps must be immediately disposed of in an approved sharps container.
- 030.210** Disposable razors and tubes may be disposed of as standard waste.

030.215 Any IBD operator proposing to manufacture needles for use in tattoo procedures must complete the following:

- A. Provide a complete written procedure and plan for every portion of the manufacturing process;
- B. Maintain a written record and log for all needles made with a corresponding lot number and sterilization date on the sterilization pack;
- C. Only new and unused bars may be utilized;
- D. Only new and unused needle tips may be utilized;
- E. Lead free solder must be used;
- F. Appropriate Personal Protective Equipment must be worn at all times during the process;
- G. The written procedure must be submitted to the Health District and approved in writing;
- H. All used needles and bars must be discarded in an approved sharps container;
- I. The practice of removing the tips of needle bars and only placing the tips in a sharps container is strictly prohibited. Needle bars used during invasive body decoration procedures must be disposed of in a sharps container in their entirety.

SECTION 035

TATTOO REMOVAL AND COMPLIANCE WITH LAWS/PROHIBITED ACTS

Tattoo Removal

035.005 Any tattoo removal utilizing a laser, tattoo type materials, equipment, or considered by the Health District to be invasive must be permitted as an IBD establishment.

035.010 Solutions intended for the use of tattoo removal utilizing an invasive procedure must be approved by the Food and Drug Administration and the Health District.

Compliance with laws and regulations/Prohibited Acts

035.015 IBD establishments shall comply with all Federal, State and local laws and regulations and shall not conduct any acts or procedures that they are prohibited by law from conducting, including but not limited to:

- A. Scarification (branding, cutting, and/or skin peeling).
- B. Implantation of jewelry or objects under the skin,
- C. Dermal punching,
- D. Suspension piercing,
- E. Voluntary amputation,
- F. Tongue or penis splitting,
- G. Any other form of unregulated invasive or extreme body modification which may emerge in the future,
- H. The injection into the human body of:
 - 1. Botulinum toxin;
 - 2. Prescription numbing agents; or
 - 3. Any substance other than dyes or pigments approved for tattooing.

SECTION 040

STERILIZATION AND DISINFECTION

- 040.005** A copy of the operational manual for all sterilization and cleaning equipment must be kept on site.
- 040.010** An IBD facility shall conform to the following sterilization procedures:
- A. Clean instruments to be sterilized shall first be sealed in Sterilization packs that contain either a sterilizer indicator or internal temperature indicator; and
 - B. The outside of the pack shall be labeled with the date sterilized, and the initials of the person operating the sterilizing equipment.
- 040.015** Sterilizers shall be loaded, operated, decontaminated and maintained according to manufacturer's directions, and shall meet all of the following standards:
- A. Only equipment manufactured for the sterilization of medical instruments shall be used;
 - B. Sterilization equipment shall be tested using a commercial biological indicator monitoring system after the initial installation, after any major repair and after any service; and at least once per month;
 - C. The expiration date of the monitor shall be checked prior to each use.
- 040.020** Biological indicator monitoring is required to be completed by a third-party certified lab on a monthly basis.
- A. The negative spore destruction test results must be maintained in the Infection Control Plan for a minimum of two (2) years from the date of the completed test.
 - B. If the laboratory results indicate any spore growth, a new Biological Indicator must be submitted to the lab for confirmation testing.
 - C. The sterilizer must be taken out of service until a negative growth spore destruction test result is provided by the lab.
- 040.030** A written log of each sterilization cycle shall be retained on site for two (2) years and shall include all of the following information:
- A. The date of the load;
 - B. A list of the contents of the load;
 - C. The exposure time and temperature; and

D. For cycles where the results of the biological indicator monitoring test are positive, how the items were cleaned and proof of a negative test before reuse.

040.035 Clean instruments and sterilized instrument packs shall be placed in clean, dry, labeled containers, or stored in a labeled cabinet that is protected from dust and moisture.

040.040 Sterilized instruments shall be stored in the intact Sterilization packs or in the sterilization equipment cartridge until time of use.

040.045 Sterile instrument packs shall be evaluated at the time of storage and before use. If the integrity of a pack is compromised, including, but not limited to, cases where the pack is torn, punctured, wet, or displaying any evidence of moisture contamination, the pack shall be discarded or reprocessed before use.

040.050 A body art facility that does not afford access to decontamination and sterilization area that meets the standards described above in Sections 010.155 and 040.010-040.045 or that does not have sterilization equipment, shall use only purchased disposable, single-use, pre-sterilized instruments. In place of the requirements for maintaining sterilization records, the following records shall be kept and maintained for a minimum of ninety (90) days following the use of the instruments at the site of practice for the purpose of verifying the use of disposable, single-use, pre-sterilized instruments:

A. A record of purchase and use of all single-use instruments; and

B. A log of all procedures, including the names of the practitioner and client and the date of the procedure.

040.055 All reusable items used in invasive body decoration procedures must have been previously cleaned, packaged and sterilized in a sterilizer meeting the definition in Section 010.155 prior to use on any clients.

040.060 All reusable items used during invasive body decoration procedures must go through a cleaning process prior to packaging that includes removal of contamination, washing and air drying.

040.065 Employees are required to wear gloves while conducting tool cleaning, sterilization, and packaging procedures, and at all times in the sterilization room.

040.070 Removal of contamination shall be done either by soaking tools in an approved disinfectant solution or by utilizing an ultrasonic cleaner.

A. If reusable items are to be soaked, they must be soaked in a disinfectant and kept in a room as specified in Sections 020.135-020.165 in these regulations.

B. Length of soaking and frequency by which the liquid should be replaced will be dictated by the manufacturer's specifications. Items must be disassembled during the cleaning process through sterilization.

C. If an ultrasonic cleaner is utilized during the cleaning process, it shall be covered to minimize aerosolization of contents.

040.075 Items must be completely dry prior to placement in sterilization packs.

040.080 Packages are not considered sterile after three (3) months or if packaging is compromised or adulterated.

404.085 Sterilization indicators can be used during sterilization, but they do not substitute for the monthly required spore testing as required.

SECTION 050

INFECTION CONTROL PLAN (ICP)

050.005 The IBD facility shall maintain and follow a written Infection Prevention and Control Plan, provided by the owner or established by the practitioners, specifying the procedures to achieve compliance with each item below:

- A. The Infection Prevention and Control Plan shall include all of the following:
 - 1. Artist List identifying all IBD artists and apprentices working at the facility must include the following:
 - a. Full legal name, Date of Birth, and job description.
 - b. Copy of successful completion of a Blood-Borne Pathogen course for each person (employee(s) and apprentice(s)).
 - c. Procedures for decontaminating and disinfecting surfaces.
 - d. Procedures for decontaminating, packaging, sterilizing, and storing reusable instruments.
 - e. Procedures for protecting clean instruments and sterile instrument packs from exposure to dust and moisture during storage.
 - f. A set up and tear down procedure for any form of Invasive Body Decoration performed at the facility.
 - g. Techniques to prevent the contamination of instruments or the procedure site during the performance of an Invasive Body Decoration.
 - h. Procedures for safe handling and disposal of sharps waste.
- B. The Infection Prevention and Control Plan shall be revised when changes are made in infection prevention practices, procedures, or tasks.
- C. Onsite training on the facility's Infection Prevention and Control Plan shall take place when tasks where occupational exposure may occur are initially assigned, any time there are changes in the procedures or tasks, and when new technology is adopted for use in the facility, but not less than once each year.
- D. Records of training required pursuant to this section shall be maintained for three years and shall be available for inspection upon request of the Health District.

- E. A copy of the Regulations of The Washoe County District Board of Health Governing Invasive Body Establishments.
- F. A copy of the approved aftercare instructions.
- G. All spore destruction test results.
- H. All sharps disposal receipts as required in section 050.010.

050.010 Contaminated waste which may release liquid blood or bodily fluids when compressed, or other biohazardous waste, must be labeled and managed in accordance with Washoe County Regulations Governing Biohazardous Waste.

A. Time frames for disposal:

1. Garbage, rubbish and/or trash seven (7) days.
2. Biohazardous waste seven (7) days.
3. Sharps thirty (30) days from when the sharps container is considered full.
4. Containment of bio hazardous waste shall be separate from other wastes.

B. Containers for the storage of biohazardous waste prior to transport by a permitted hauler and shall be marked with prominent warning signs.

C. All sharps waste produced during the process of tattooing, body piercing, or the application of permanent cosmetics shall be disposed by either of the following methods:

1. Removal and disposal by a company,
2. or removal and transportation through a mail-back system

D. Sharps waste shall be stored for no more than thirty (30) calendar days from the date the container becomes filled, and shall be sealed or capped for disposal.

050.025 All sharps shall be segregated from other wastes and aggregated in leak-proof, rigid, puncture-resistant and shatterproof containers, which may be tightly closed or tightly secured to preclude loss of contents.

SECTION 060

TEMPORARY PERMIT REQUIREMENTS

Promoter/Event Coordinator Requirements

- 060.010** The promoter/event coordinator (promoter) is required to submit an application and associated fee for a permit to conduct an IBD event from the Health District. Any promoter who violates this section shall be subject to closure of the IBD event and may be subject to additional enforcement actions.
- 060.020** The promoter application and fee is required to be submitted no less than 30 days prior to the event start date, unless otherwise allowed by the Health District.
- A. The permit may not exceed fourteen (14) calendar days.
 - B. Applications will not be accepted less than fourteen (14) business days prior to the event.
 - C. Applications received less than 30 days prior to the event may be assessed a late fee.
 - D. The promoter of an IBD event shall be responsible for ensuring the availability of support facilities and supplies for practitioners and vendors, including, but not limited to:
 - 1. An event layout approved by the Health District;
 - 2. Access to a potable water supply;
 - 3. An event layout approved by the Health District;
 - 4. Restrooms that have flush toilets supplied with toilet paper, and hand wash sinks supplied with hot and cold potable running water, soap, and single-use paper towels to which practitioners have direct access.
 - 5. Sharps waste containers for each demonstration booth.
 - 6. The use of a licensed medical waste disposal company for removal of all sharps waste containers used during the body art event.
 - 7. Frequent trash pickup from demonstration booths.
 - 8. Handwashing sinks or stations supplied with hot and cold potable water under adequate pressure; the number and location of handwashing sinks or stations must be approved in writing by the Health District.

9. Liquid soap and towels must be stocked and available at each handwashing sink or station.
10. A decontamination and sterilization area approved by the Health District.
11. Provide an approved floor covering for all IBD booths with a material that is smooth, sealed, cleanable, durable, and approved by the Health District.
12. Provide a minimum of 45-square feet of floor space in each procedure area.
13. Adequate backup supplies that are available or can be purchased by practitioners, including, but not limited to:
 - a. Nitrile and latex gloves.
 - b. Absorbent dressing materials.
14. All IBD shops/businesses operating a booth at a temporary IBD are required to submit an application and associated fee for a permit to operate with the Health District and shall display his or her permit to operate at all times.
15. Any artist who is not solely employed at the shop/business identified on the permit application must submit a separate permit application and fee.
16. Copies of all client forms must be provided to the WCHD during and prior to the end of the IBD event. This documentation is maintained for a maximum of two (2) years from the date of the event.

060.005 A temporary artist permit may be issued by the Health District for education, trade show, product demonstration, special event or celebration only. The permit may not exceed fourteen (14) calendar days.

060.010 An artist who wishes to obtain a temporary permit must submit a permit application to the Health District for review, at least fourteen (14) days prior to the event.

- A. Applications will not be accepted less than five (5) business days prior to the event or as approved by the Health District.
- B. Applications received less than fourteen (14) days prior to the event may be assessed a late fee.

060.015 The applicant's temporary event must be contained in a completely enclosed, non-mobile facility (i.e., inside a permanent building).

060.020 The applicant must comply with all of the requirements of Sections 020 through 050 of these regulations, including but is not limited to:

- A. Conveniently located hand washing facilities with liquid soap, paper towels and hot and cold water, under adequate pressure must be provided. Wastewater disposal in accordance with local plumbing codes is to be available in each booth;

- B. A minimum of forty-five (45) square feet of floor space within the procedure area;
- C. IBD procedure areas must be equipped with adequate light available at the level where the artist is performing an IBD procedure.
- D. No animals are allowed within the confines of the IBD procedure area or Booth;
- E. Facilities to properly sterilize instruments with evidence of a spore destruction test performed on sterilization thirty (30) days or less prior to the starting date of the event must be provided; or only single use, prepackaged sterilized equipment obtained from reputable suppliers, manufactures or an operator's approved sterilizer with properly dated packages will be allowed;
- F. Ability to properly clean and disinfect the procedure area and procedure surfaces;
- G. Maintain written records of all persons who have Invasive Body Decoration procedures performed during the temporary event; and
- H. Written and verbal instructions regarding the proper care of the invasive body decoration procedure to each client following each Invasive Body Decoration procedure.

060.025 The facility where the temporary permit is to be issued must be inspected by the Health Authority and a Permit to operate as a Promoter or Artist must be issued prior to any invasive body decoration procedure being performed.

060.030 Temporary permits issued under these regulations may be suspended by the Health Authority for failure of the holder to comply with the regulations as described in Sections 020 through 060.

060.035 All Permits to operate must be prominently displayed in the booth for all persons and Washoe County Health District staff.

SECTION 070

MOBILE PERMIT REQUIREMENTS

In addition to complying with all of the requirements of this Regulation, mobile invasive body decoration establishments and operators working from a mobile invasive body decoration establishment shall also comply with all of the following requirements:

- 070.005** Mobile invasive body decoration establishments are permitted for use only at special events, lasting fourteen (14) calendar days or less. Permits must be obtained at least fourteen (14) days prior to the event, and no invasive body decoration procedures are to be performed prior to a permit being issued.
- A. Applications will not be accepted less than five (5) business days prior to the event or as approved by the Health District.
 - B. Applications received less than fourteen (14) days prior to the event may be assessed a late fee.
- 070.010** Invasive body decoration performed pursuant to this section shall be done only from an enclosed vehicle such as a trailer, mobile home or RV. Invasive body decoration procedures shall not be performed outside of the enclosed vehicle.
- 070.015** The mobile invasive body decoration establishment shall be maintained in a clean and sanitary condition at all times:
- A. Doors shall be tight-fitting.
 - B. Windows shall open and close and have tight-fitting screens.
 - C. Walls and floors must be smooth and easily cleanable, durable, and covered with a material approved by the Health District.
 - D. Hot and cold potable water with adequate pressure and a hand sink stocked with liquid soap and towels.
 - E. Waste water collection and holding tank, or connection to sanitary sewer.
 - F. If a sterilization room is utilized a separate two-compartment service sink is required to be permanently installed.
 - G. Any sterilization room must be completely separate and permanently enclosed with walls separating the area from the IBD procedure area.
- 070.020** Mobile invasive body decoration establishments must have approved sterilization equipment available, in accordance with all requirements of the Section 040, Sterilization and Disinfection.

- 070.025** Any mobile invasive body decoration establishment shall be used only for the purpose of performing invasive body decoration procedures.
- 070.027** No habitation or food preparation is permitted.
- 070.028** No animals are allowed within the confines of the mobile IBD establishment.
- 070.030** The water source and system design must be approved by the Health District.
- A. The water system must be of sufficient capacity to furnish enough hot and cold running water under pressure to accommodate equipment washing and hand washing;
 - B. The water inlet must be located so that it will not be contaminated by waste discharge, road dust, oil and grease, and shall be capped;
 - C. The water filler hose must be equipped with an approved vacuum breaker or check valve;
 - D. The filler hose must be FDA food grade or an approved material and stored with the ends connected or covered when not in use. This hose must not be used for any purpose other than supplying potable water to the mobile invasive body decoration establishment; and
 - E. The filler hose must be identified either by color coding or tagging. The water system must be operable under all climatic conditions, including subfreezing temperatures.
- 070.040** All liquid wastes shall be stored in an adequate storage tank with a capacity of at least fifteen (15) percent greater than the capacity of the onboard potable water supply.
- A. The bottom of the tank must be sloped to drain;
 - B. Liquid waste must be retained on the mobile invasive body decoration establishment until emptied and flushed into an approved dump station, in a manner approved by the Health District;
 - C. The contents of the liquid waste retention tank must be gauged; and
 - D. A tank with an outlet for overflow is prohibited.
- 070.045** All connections on the vehicle used for servicing the mobile invasive body decoration establishment waste disposal facilities must be of a different size or type than those used for supplying potable water to the mobile invasive body decoration establishment.

- 070.050** The waste connection must be located lower than the water inlet connection to prevent contamination.
- 070.055** Restroom facilities must be available within two hundred (200) feet of the mobile invasive body decoration establishment.

SECTION 080
COMPLIANCE AND ENFORCEMENT

Modification of Regulations/Waiver

080.001 The Health Authority may modify or augment the requirements of these regulations to assure public health and safety. Requirements may also be waived by the Health Authority when, in their opinion, no imminent health hazard will result.

Interference with Performance of Duty

080.075 No person shall refuse entry or access to any representative of the Health Authority upon presentation of appropriate credentials, who request to inspect any property, premise or place at which any invasive body decoration establishment is located for the purpose of ascertaining compliance with these regulations. No person shall obstruct, hamper or interfere with any such inspections.

080.080 During hours of operation, the Health Authority shall be permitted access to the invasive body decoration establishment as often as necessary, to determine compliance with these regulations.

Inspection Frequency

The Health Authority shall conduct inspections and reinspections of IBD establishments:

- A. At least once per calendar year; and**
- B. As often as necessary to ensure compliance with any applicable provisions of these regulations.**

Notice of Violation

080.085 Whenever the Health Authority determines that any of these regulations have been violated, they may issue a written Notice of Violation (NOV) to the responsible party.

- A. The notice must specify the details of the violation, what section(s) of the regulations are in violation and the time frame for correcting the violation;**
- B. The NOV must be issued to the person responsible for the violations; and**
- C. Must be on forms approved by the Health Authority for this purpose.**

SECTION 090
SUSPENSION AND REVOCATION

Permit Suspension

090.005 Whenever the Health Authority finds an insanitary or other condition in the operation of the invasive body decoration establishment which, in their judgment, constitutes a substantial hazard to the public health, they may, without warning, notice or hearing:

- A. Suspend the permit and all invasive body decoration operations must be immediately discontinued.
- B. The Health Authority shall immediately issue and serve a written order specifying the deficiencies upon which the suspension is based.
- C. Any person to whom such an order is issued shall comply with it immediately.
- D. Upon written application to the Health Authority, the permit holder must be afforded a hearing within ten (10) days.
- E. Failure to request a hearing within 10 days results in a final order not subject to appeal.

090.010 Any person whose permit has been suspended may, at any time:

- A. Make application for a re-inspection for reinstatement of the permit within ten (10) calendar days following receipt of a written request.
- B. The written request shall include a statement signed by the applicant that in his opinion the conditions causing suspension of the permit have been corrected.
- C. The Health Authority shall make a re-inspection.
- E. If the applicant is in compliance with the requirements of these regulations, the permit shall be reinstated.

Permit Revocation

090.015 For serious or repeated violations of any of the requirements of these regulations or for interference with the Health Authority in the performance of their duties:

- A. The permit may be permanently revoked after an opportunity for a hearing has been provided by the Health Authority.
- B. Before taking such action, the Health Authority shall notify the permit holder in writing:
 - 1. The reason(s) upon which revocation of the permit is sought; and

2. Advising the permit holder of the requirements for filing a request for a hearing.
- C. The Health Authority may permanently revoke a permit after ten (10) calendar days following service of the notice unless a request for a hearing is filed with the Health Authority by the permit holder within said ten (10) calendar days.
- D. The Health Authority may combine a permit holder's suspension and revocation hearing.
- E. Failure to request a hearing within 10 days results in a final order not subject to appeal.

Hearing Procedures

- 090.020** The hearings provided for in this section must be conducted by the Health Authority:
- A. At a time and place designated by the Health Authority;
 - B. Based upon the record of the hearing, the Health Authority shall make a finding and recommendation to sustain, modify or rescind any official notice or order considered in the hearing;
 - C. A written report of the recommendation must be furnished to the permit holder by the Health Authority within ten (10) days.
- 090.025** Service of notices and orders shall be made by either one of the following:
- A. By personal service on the permit holder(s);
 - B. By registered or certified mail addressed to the permit holder(s) at their invasive body decoration establishment; and
 - C. Service shall be completed at the time of deposit into the United States mail.
- 090.030** At the time and place stated in the suspension and/or revocation of permit hearing, the Health Authority:
- A. Shall hear and consider all relevant evidence.;
 - B. Shall receive sworn testimony of owners, witnesses, Health District personnel and interested persons; and
 - C. The hearing may be continued from time to time.
- 090.035** All hearings held shall be recorded by a video or audio recording device unless the Health Authority chooses to use a court recorder. The hearings need not be conducted according to technical rules of evidence.

Appeal Procedure

090.040 Any person aggrieved by a decision of the Health Authority may bring an appeal to the District Board of Health in one or more of the following situations:

- A. When any permit, as required by these regulations, has been issued, denied, renewed, suspended after hearing or revoked after hearing, and said action has adversely affected said person in any manner.
- B. When the Health Authority has taken any other action pursuant to the authority of these regulations, which action has adversely affected said person in any manner.
- C. No person may bring an appeal to the District Board of Health based solely upon issuance of a misdemeanor citation.
- D. All appeals to the District Board of Health shall be initiated by the filing of a petition or written notice of appeal in the office of the Director of Environmental Health Services Division, or any other office designated by the District Health Officer. This must be done within ten (10) working days after the appellant has received an order or been the subject of any action, or has had the required permit denied, or had a permit suspended or revoked by the Health District.
- E. In making its decision, the District Board of Health may receive additional evidence and testimony and may affirm, modify or reverse the decision of the Health Authority.

Variances

090.045 The District Board of Health may, upon petition, grant a variance or waiver of the requirements of these regulations.

- A. The District Board of Health may, in granting a variance or waiver may:
 - 1. Impose appropriate conditions upon any applicant for said waiver or variance; and
 - 2. Revoke the variance for failure of said applicant to comply with the approved conditions.

Application for Variance

090.050 Any person who applies for a variance must pay a non-refundable fee as set forth by the District Board of Health.

- A. To request a variance, a person must file a completed variance application on forms approved by the Health Authority
 - 1. The application must specify all sections of these regulations for which the person seeks a variance; and
 - 2. The application must include such information that the District Board of Health deems necessary to facilitate the equitable and speedy determination of the matter presented.
- B. In addition to any other information which may be required by these regulations, all variance applications shall state briefly the following:
 - 1. The section(s) of the regulations from which the variance is sought;
 - 2. A brief summary of the facts indicating why compliance with said section or sections is not possible;
 - 3. If compliance ultimately will be possible, the period of time for which the variance is sought;
 - 4. The requirements which the petitioner is able to meet, and the date on which the petitioner can comply with the requirements (i.e., schedule of compliance); and
 - 5. An application will not be considered complete until all information specified in this section and the required fees have been received by the Health Authority.
- C. Upon receipt of the completed application by the Health Authority, a time, date and place will be established for the variance hearing.
- D. Within sixty (60) working days of the date on which an application for a variance is filed, the District Board of Health will conduct a hearing to consider the variance request.

Variance Hearing

090.055 The District Board of Health, upon receipt of the application for variance specified in Section 080.020, will hold a hearing.

- A. The District Board of Health may receive additional evidence and testimony from any person during the hearing; and
- B. May affirm, modify or reverse staff recommendations.

Variance: Action by District Board of Health

090.060 The District Board of Health may approve a variance only if, after a hearing on due and proper notice, it finds from a preponderance of evidence that:

A. Compliance with these regulations would produce serious hardship on the petitioner without equal or greater benefits to the public; and

B. Owners of the property in the general vicinity of the proposed variance would not be adversely affected.

090.065 Once the District Board of Health has made its decision, the basis of the decision and any conditions imposed by the decision will be specified in writing and provided to the applicant within thirty (30) days of the hearing.

090.070 If a variance is approved by the District Board of Health:

A. The applicant shall immediately comply with any condition imposed thereon; and

B. The variance expires eighteen (18) months from the date on which it was approved unless the District Board of Health specifies otherwise or the variance has been renewed prior to the expiration date.

SECTION 100

CRIMINAL SANCTIONS

- 100.005** Pursuant to NRS 439.410 and 439.580, any person violating any of the provisions of these regulations, shall be guilty of a misdemeanor. No staff member who acts as an investigator or inspector regarding an invasive body decoration establishment may take any part in the hearing of a suspension or revocation regarding such establishment, except as a witness.

SECTION 110

SEVERABILITY AND AMENDMENT

- 110.005** If any provision of these regulations or any application thereof to any person, thing or circumstances is held invalid, the Washoe County District Board of Health intends that such invalidity not affect the remaining provisions of application to the extent that they cannot be effective.
- 110.010** By affirmative vote of the Washoe County District Board of Health these regulations governing the operation of Invasive Body Decoration Establishments are adopted this 17th day of October, 1972.
- 110.015** By affirmative vote of the Washoe County District Board of Health these revised regulations governing the operation of Invasive Body Decoration Establishments are adopted this 7th day of May, 1975.
- 110.020** By affirmative vote of the Washoe County District Board of Health these revised regulations governing the operation of Invasive Body Decoration Establishments are adopted this 24th day of July, 1996.
- 110.025** By affirmative vote of the Washoe County District Board of Health these revised regulations governing the operation of Invasive Body Decoration Establishments are adopted this 22nd day of August 2001.
- 110.030** By affirmative vote of the Washoe County District Board of Health the revised regulations governing the operation of Invasive Body Decoration establishments adopted the 22nd day of August 2001 are repealed and these revised regulations governing the operation of Invasive Body Decoration Establishments are adopted this 26th day of January, 2017.

COUNTY COMMISSIONERS

Chair, Bob Lucey, District 2
Vice-Chair, Marsha Berkgigler, District 1
Kitty Jung, District 3
Vaughn Hartung, District 4
Jeanne Herman, District 5

COUNTY MANAGER

John Slaughter

ASSISTANT DISTRICT ATTORNEY

Paul Lipparelli

COUNTY CLERK

Nancy Parent

NOTICE OF MEETING AND AGENDA

**WASHOE COUNTY BOARD OF COMMISSIONERS
COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada**

**April 11, 2017
10:00 a.m.**

NOTE: Items on the agenda may be taken out of order; combined with other items; removed from the agenda; moved to the agenda of another meeting; moved to or from the Consent section; or may be voted on in a block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later. The Consent is a single agenda item and is considered as a block and will not be read aloud. The Board of County Commissioners may take breaks approximately every 90 minutes.

Accessibility. The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, call the Office of the County Manager, (775) 328-2000, 24-hours prior to the meeting.

Public Transportation. Public transportation is available to this meeting site: RTC Routes 2, 2S, 5 and 15 serve this location. For eligible RTC ACCESS reservations call (775) 348-5438.

Time Limits. Public comments are welcomed during the Public Comment periods for all matters, whether listed on the agenda or not, and are limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individually numbered 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. Persons may not allocate unused time to other speakers.

Forum Restrictions and Orderly Conduct of Business. The Board of County Commissioners conducts the business of Washoe County and its citizens during its meetings. The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

Responses to Public Comments. 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 listed or 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-Second Judicial District Court (75 Court Street), Washoe County - Reno Downtown Library (301 South Center Street); Sparks Justice Court (1675 East Prater Way); www.washoecounty.us/bcc/board_committees/ and <https://notice.nv.gov>.

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) Marilyn Kramer, Assistant to the County Manager, (775) 328-2000 and on Washoe County's website www.washoecounty.us/bcc/board_committees/

- 10:00 a.m.**
1. Salute to the flag.
 2. Roll call.
 3. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
 4. Commissioners'/County Manager's announcements, reports and updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Consent Items (for possible action)

- 5.A. Acknowledge receipt of the communications and reports received by the Clerk on behalf of the Board of County Commissioners. Clerk. (All Commission Districts.)
- 5.B. Approve a Resolution calling a public hearing (to be set for May 9, 2017) on the amendment of the boundaries of District No. 24 (Groundwater Remediation/Central Truckee Meadows Remediation District) in Washoe County, Nevada; providing for a notice of hearing, and providing other matters properly related thereto. Community Services. (All Commission Districts.)
- 5.C. Approve to appoint Brian Bonnenfant as one of Washoe County's appointees to the Truckee River Fund Advisory Committee. Community Services. (All Commission Districts.)
- 5.D. Approve acceptance of supplemental funding for second and third year funding of a grant award [\$2,857.35, no match required] from the Las Vegas Metropolitan Police Department on Behalf Of The Washoe County Sheriff's Office for reimbursement of expenses associated with Internet Crimes Against Children investigations for the retroactive grant period of 10/1/14 through 6/30/17, and if approved, direct Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 5.E. Approve the Independent Contractor Agreement for Services between Martin-Ross Security Services and Washoe County Sheriff's Office to provide inmate transport to hospital and guard services for an estimated 6-month cost of [\$20,000.00] for the retroactive period of January 25, 2017 to June 30, 2017, and if approved, authorize Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)

- 5.F. Approve Sheriff's Security Agreement between the Lake Tahoe Visitors Authority/Local Organizing Committee and the County of Washoe on behalf of Washoe County Sheriff's Office to provide traffic control assistance for the AMGEN Pro Women's Bicycle Race [costs to be reimbursed by LTVA] on May 11, 2017 within Incline Village, Washoe County, Nevada. Sheriff. (Commission District 1.)
- 5.G. Accept funding for reimbursement [\$17,415.00, no County match required] from the Office of Criminal Justice Assistance through the Sparks Police Department for reimbursement of overtime costs associated with the Regional Sex Offender Task Force activities involving the Adam Walsh Compliance project for the retroactive grant period of 10/1/16 - 9/30/17; and authorize Comptroller's Office to make the necessary budget amendments. Sheriff. (All Commission Districts.)
- 5.H. Approve a two year Interlocal Contract between Washoe County and the State of Nevada acting by and through the Nevada Division of Forestry Department of Conservation and Natural Resources [in the amount of \$50,000 per fiscal year, not to exceed \$100,000] for the purpose of resources, equipment and financial assistance in the mitigation of emergency fire incidents; and authorize the Chair to sign the interlocal contract. Manager. (Commission District 5.)
- 5.I. Approval of Notices of Intent to request funding from the State of Nevada Disaster Relief Account, for damages incurred to public infrastructure and costs associated with the January 6, 2017 and February 23, 2017 declared flooding disasters. Manager. (All Commission Districts.)

End of Consent Items

- 6. Appearance: Frank Flavin, Washoe County Executive Educator
Washoe County Cooperative Extension
Presentation and update on FY17/18 budget. [10 minutes]
- 7. Appearance: Amy Cummings, Director of Planning
Regional Transportation Commission
Presentation and update on 2040 Regional Transportation Plan. [10 minutes]
- 8. Recommendation to accept a Notice of Sub-Grant Award in the amount of [\$518,349; no County match] from the State of Nevada Division of Public and Behavioral Health (DPBH) retroactive from March 1, 2017 through February 28, 2019, to provide crisis and jail diversion services through a Mobile Outreach Safety Team (MOST Team) to individuals with a mental health condition who have come into contact with law enforcement; and authorize the creation of 2.0 FTE Mental Health Counselor II positions funded 100% by the DPBH grant MOST grant award; direct the Human Resources Department to make the necessary staffing adjustments subject to the approval of the Job Evaluation Committee; authorize the Department to execute the award; and, direct the Comptroller's Office to make the necessary budget amendments. Social Services. (All Commission Districts.) FOR POSSIBLE ACTION

9. Recommendation to approve a one year extension of the Investment Management Services agreement between Washoe County and PFM Asset Management LLC and Hobbs, Ong and Associates, Inc., and to authorize future renewal options to be executed by the Treasurer upon approval of the Washoe County Investment Committee. The estimated annual cost is [\$315,000] which is allocated among the funds and agencies who participate in the Washoe County Investment Pool. Treasurer. (All Commission Districts.) FOR POSSIBLE ACTION
10. Discussion and possible action to approve and direct the Washoe County Manager to sign the Nevada Shared Radio System Contract by and between the State of Nevada acting through its Department of Transportation, NV Energy and Washoe County, Nevada, as recommended by the Joint Operating Committee (JOC) of the Washoe County Regional Communications System (WCRCS). Technology Services. (All Commission Districts.) FOR POSSIBLE ACTION
11. Recommendation to award Washoe County Bid No. 3012-17 for Harley Davidson Police Motorcycles to Chester's Reno Harley-Davidson for the purchase of nine replacement motorcycles on behalf of the Equipment Services Division of the Community Services Department and the Washoe County Sheriff's Office, [net amount \$253,350] including options and accessories. Comptroller. (All Commission Districts.) FOR POSSIBLE ACTION
12. Recommendation to approve the Interlocal Contract between Public Agencies: the Washoe County Sheriff's Office Forensic Science Division and the State of Nevada, Department of Public Safety, Office of the Director for Forensic Services including Forensic analysis, DNA testing for Parole and Probation and Toxicology Laboratory analysis for the term of July 1, 2017 through June 30, 2021 with an income not to exceed [\$1,873,144.00] for FY 2018 through 2021. Sheriff (All Commission Districts.) FOR POSSIBLE ACTION
13. Recommendation to approve the Interlocal Contract between Public Agencies: the Washoe County Sheriff's Office Forensic Science Division and the State of Nevada, Department of Public Safety, Office of the Director for Forensic Services - Breath Alcohol Program for the term of July 1, 2017 through June 30, 2021 with an income of [\$355,486; \$373,260; \$391,923; and \$411,519] for FY 2018; 2019; 2020; and FY 2021, respectively. Sheriff. (All Commission Districts.) FOR POSSIBLE ACTION
14. Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Washoe County or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board to be of critical significance to Washoe County. (Including but not limited to AB39) Manager. (All Commission Districts.) FOR POSSIBLE ACTION
15. Discussion and direction to staff regarding legislation or legislative issues proposed by legislators, by Truckee Meadows Fire Protection District or by other entities permitted by the Nevada State Legislature to submit bill draft requests, or such legislative issues as may be deemed by the Chair or the Board of Fire Commissioners to be of critical significance to Truckee Meadows Fire Protection District. Truckee Meadows Fire Protection District. (All Commission Districts.) FOR POSSIBLE ACTION

Public Hearing. (Note: Due to public testimony and discussion, time expended on the item in this category can vary.)

16. For possible action, public hearing and discussion to affirm, modify or reverse the Planning Commission's approval of Tentative Subdivision Map Case Number WTM16-003 (Bailey Creek Estates), a 56-lot single-family residential subdivision on two parcels totaling ±28.76 acres. The site is located immediately south of the intersection of Geiger Grade Road and Shadow Hills Drive within Sections 27 and 34, T18N, R20E, MDM, Washoe County, NV. The parcels (APNs: 017-520-03 and 017-480-02) are ±23.63-acres and ±5.125-acres in size and within the boundaries of the Southeast Truckee Meadows Area Plan. The Master Plan Categories are Suburban Residential and Rural, and the Regulatory Zones are Medium Density Suburban (2 dwelling units per acre in SETM) and General Rural (1 dwelling unit per 40 acres). The property owner is Charles Maddox, the tentative subdivision map applicant is Silver Crest Homes, and the appellant is Kathleen Pfaff. Community Services. (Commission District 2.) FOR POSSIBLE ACTION
17. For possible action, public hearing, and discussion on appeal of the Board of Adjustment's modified approval of Variance Case No. WPVAR16-0003 (Snyder), which approved a 7 foot front yard setback from the edge of the roadway to facilitate the construction of a garage with living space below it. The possible actions to be taken are to affirm, reverse, or modify the decision of the Board of Adjustment. The appellant is requesting that the Board of County Commissioners modify the variance by allowing a 1.74 foot setback rather than the 7 foot setback that was approved by the Board of Adjustment. The .563 acre property is owned by Patrick and Filomena Snyder and is held by the Snyder 1998 Family Trust. The property address is 540 Gonowabie Road in Crystal Bay, and the APN is 123-101-04; it is in the territory covered by the Tahoe Area Plan of the Washoe County Master Plan. The property has a regulatory zone of Medium Density Suburban (MDS). Community Services. (Commission District 1.) FOR POSSIBLE ACTION
18. For possible action and public hearing to approve an Outdoor Festival business license application (pursuant to Washoe County Code chapter 25 and related provisions) and associated License Conditions for the Red, White and Tahoe Blue 2017 Outdoor Festival, scheduled to be held from July 1 through July 4, 2017, in Incline Village at the following locations: Village Green (APN:127-010-07), Aspen Grove (APN:127-010-04), Incline's Main Firehouse (APN:132-223-07), Susie Scoops, 869 Tahoe Blvd. (APN:132-240-02), Potlach, 930 Tahoe Blvd. (APN:132-012-02), Incline Middle School (APN 127-030-16), and Incline Beach (APN:127-280-01). Off-site parking will be available at Diamond Peak Ski area (APN: 126-010-60), Incline High School (APN: 124-071-52) and Sierra Nevada College (APN: 127-040-10). Event set-up is proposed to begin on June 29, 2017, and event takedown and dismantle is proposed to end on July 5, 2017. Event organizers estimate that each event will have between 100 and 1,500 participants and spectators in attendance, except for the fireworks display, which is expected to draw between 8,000 and 10,000 spectators. The event also proposes to hold a parade on July 1, 2017, that will require closing a section of Tahoe Boulevard, Southwood Boulevard and Incline Way to traffic at 10:00 a.m. for approximately 2 hours. If approved, authorize the Director of the Planning and Development Division, Community Services Department to issue the license when all pre-event conditions have been met. Community Services. (Commission District 1.) FOR POSSIBLE ACTION
19. Discussion and update pursuant to Commissioners' previous requests and/or topics for future agendas. FOR POSSIBLE ACTION

20. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Commission agenda. The Commission will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Commission as a whole.
21. Commissioners’/County Manager’s announcements, reports and updates, requests for information or topics for future agendas. (No discussion among Commissioners will take place on this item.)

Adjournment.

Various boards/commissions the Washoe County Commissioners may be a member of or liaison to:

Chair Lucey

EDAWN (Economic Development Authority of Western Nevada) (alternate)
Nevada Association of Counties Board of Directors (NACO)
Nevada Commission for the Reconstruction of the V&T Railway (alternate)
Regional Transportation Commission
Reno-Sparks Convention & Visitors Authority
Tahoe Regional Planning Agency Governing Board (alternate)
Tahoe Transportation District Board of Directors (alternate)
Tahoe Transportation Commission (alternate)
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Debt Management Commission
Washoe County Investment Committee
Washoe County Stadium Authority (alternate)
Western Regional Water Commission

Vice-Chair Berkbigler

Economic Development Authority of Western Nevada (EDAWN)
Nevada Tahoe Conservation District Board of Supervisors
Regional Transportation Commission
Tahoe Prosperity Center Board of Directors
Tahoe Regional Planning Agency Governing Board
Tahoe Transportation District Board of Directors
Tahoe Transportation Commission
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Legislative Liaison
Washoe County Stadium Authority

Commissioner Jung

Community Assistance Center Transitional Governing Board
District Board of Health
Nevada Works (alternate)
Truckee Meadows Water Authority Board (alternate)
Truckee River Flood Management Authority (alternate)
Washoe County Criminal Justice Advisory Committee
Washoe County Internal Audit Committee
Washoe County Investment Committee
Washoe County Open Space and Regional Parks Commission Liaison
Washoe County Senior Services Advisory Board Liaison
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority

Commissioner Hartung

Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Washoe County Senior Services Advisory Board Liaison (alternate)
Washoe County Stadium Authority (alternate)
Western Regional Water Commission

Commissioner Herman

Nevada Association of Counties Board of Directors (NACO)
Nevada Commission for the Reconstruction of the V&T Railway
Nevada Works
State Land Use Planning Advisory Council (SLUPAC)
Truckee Meadows Regional Planning Agency Governing Board
Truckee Meadows Water Authority Board
Truckee River Flood Management Authority
Vya Conservation District
Washoe County School District Capital Funding Protection Committee
Washoe County School District Oversight Panel
Washoe County Stadium Authority (alternate)
Western Nevada Development District
Western Regional Water Commission