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JUL 0 8 2003

STATE OF NEVADA
COUNTY OF WASHOE

ss: Julia Ketcham

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the dates: **06/13/03 - 06/20/03**, for exact publication dates please see last line of Proof of Publication below.

Signed: *Julia Ketcham*

JUN 24 2003

Subscribed and sworn to before me

 TANA CICCOTTI
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 02-78259-2 - Expires May 16, 2006
Tana Ciccotti

Proof of Publication

NOTICE OF ADOPTION WASHOE COUNTY ORDINANCES NOTICE IS HEREBY GIVEN THAT the following Ordinances, listed below by title and containing the vote of the Commission members, were adopted by the Washoe County Board of Commissioners on June 10, 2003. These Ordinances shall be in full force and effect from and after June 20, 2003. Bill No. 1380, Ordinance No. 1204 An Ordinance amending Ordinance No. 1000 creating the Washoe County, Nevada, District No. 24 (Ground Water Remediation) in order to change the boundaries of the District; ratifying, approving and confirming all action previously taken directed thereto; and providing the effective date hereof. AYES: Humke, Shaw, Galloway, Sferrazza, and Weber Bill No. 1381, Ordinance No. 1205 An Ordinance concerning the Washoe County, Nevada, District No. 24 (Ground Water Remediation); providing for the payment of a portion of the costs of developing and carrying out a plan for remediation; imposing a fee to pay such costs on the parcels of land in such District No. 24; describing the manner for the collection and payment of the fee; ratifying, approving and confirming all action previously taken directed toward those purposes; and prescribing other matters relating thereto. AYES: Humke, Shaw, Galloway, Sferrazza, and Weber Bill No. 1387, Ordinance No. 1206 An Ordinance adopting and ratifying an Interlocal Agreement by and between Washoe County,

the City of Reno and the City of Sparks regarding the consolidation of animal control services in Washoe County as provided herein; providing that so long as this Ordinance remains in force and effect the Interlocal Agreement will be in force and effect; and providing notice be given in the event Washoe County takes action to introduce or otherwise act upon an Ordinance repealing this Ordinance. AYES: Humke, Shaw, Galloway, Sferrazza, and Weber Bill No. 1388, Ordinance No. 1207 An Ordinance amending the Washoe County Code by repealing Chapter 55 relating to animals and fowl and enacting provisions regarding animal control in Washoe County, including the incorporated City of Sparks; establishing congested areas of Washoe County, including the City of Sparks, for the purpose of animal control; creating an animal control board to hear and decide kennel permit appeals and exotic animal permits; describing the duties of animal control officers; prohibiting the running at large of certain animals in congested areas; enacting provisions relating to cruelty to animals and other provisions regarding the control and protection of animals; requiring the licensing of dogs in congested areas and establishing fees therefore; setting forth requirements for rabies control, including vaccination and quarantine requirements; establishing kennel permitting requirements for keeping more than three dogs in congested areas; setting forth conditions for the impoundment of animals; prohibiting livestock to be at large in congested areas; requiring permits for exotic animals and prescribing required enclosures for exotic animals; establishing procedures in making dangerous dog determinations and requiring their registration and setting forth unlawful acts relating thereto; prescribing penalties for violations of the animal control provisions; and providing other matters properly relating thereto. AYES: Humke, Shaw, Galloway, Sferrazza, and Weber Typewritten copies of the ordinances are available for inspection by all interested persons at the office of the County Clerk, 75 Court Street, Reno, Nevada. AMY HARVEY, Washoe County Clerk and Clerk of the Board of County Commissioners No.774660 June 13, 20, 2003

Fee Adoption Ordinance

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

BILL NO. 1381

ORDINANCE NO. 1205

AN ORDINANCE CONCERNING THE WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION); PROVIDING FOR THE PAYMENT OF A PORTION OF THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; IMPOSING A FEE TO PAY SUCH COSTS ON THE PARCELS OF LAND IN SUCH DISTRICT NO. 24; DESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF THE FEE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THOSE PURPOSES; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

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

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

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

WHEREAS, subsection 2 of NRS § 540A.250 provides that on receipt of the Certification, the Board must proceed in cooperation with the County or District Health Officer

and the Division to verify the existence and extent of the condition and establish the appropriate boundaries of a district for the remediation of the quality of water (the "District"); and

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

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

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

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

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

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

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

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

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

WHEREAS, the Board pursuant to Ordinance No. 1000 adopted and approved on November 14, 1997, as amended by ordinances adopted and approved on June 16, 1998, June 8, 1999, June 13, 2000, June 12, 2001, June 11, 2002, and June 10, 2003 (as amended, the "Creation Ordinance"), created a district (the "District" or "District No. 24") for the remediation of the quality of water pursuant to NRS §540A.250 through § 540A.285 (the "Act") whose boundaries in accordance with NRS §540A.250 include the wholesale and retail water service area of Sierra Pacific Power Company (herein "Sierra Pacific") and its successors in the water business, the Truckee Meadows Water Authority ("TMWA"), which was in the case of Sierra Pacific and is in the case of TMWA, a provider of water service that has used and uses for a portion of its water supply, wells located in the area in which the condition that requires remediation is hereby determined by the Board to be present, based upon the Plan for Remediation; and

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

WHEREAS the Board has also determined that a portion of the costs of developing and carrying out the plan for remediation is to be paid from certain cash on hand and that a portion of such capital cost is also to be paid with a portion of the fee collected in 2003-2004; and

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

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

WHEREAS, the Board has determined and hereby determines that the estimated amount required to pay one year's principal and interest on the Bonds ("debt service") is \$397,713; and

WHEREAS, the Board has determined and hereby determines that the estimated amount required to pay TMWA for one year's operation and maintenance ("O & M") costs as provided in the County's agreement with Sierra Pacific to which TMWA succeeded is \$400,000; and

WHEREAS, the Board has determined and hereby determines that the annual amount necessary to pay the one year's cost of additional capital expenses and monitoring, administration, collection and other continuing costs in furtherance of and in connection with developing and carrying out the Plan for Remediation (collectively, "Ongoing Costs") is \$1,601,951; and

WHEREAS, it is therefore necessary to raise \$2,399,664 in fiscal year 2003-2004 to pay one year's Debt Service, O & M and Ongoing Costs; and

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

WHEREAS, there has been submitted to staff of the County a list of all parcels of land in the District (excluding all property owned by the federal government), together with the amount billed for water to those parcels in calendar year ending December 31, 2002, in which, in the cases of properties within the District where retail water service was not provided for a full calendar year, or where a full calendar year's billing was not available, the estimated amount billed for water for a full calendar year was provided or developed, taking into account a partial year's billing extended to 12 months, or an average of fees on parcels of property within comparable zonings or uses; and

WHEREAS, there has been prepared and filed with the County Clerk on May 13, 2003 a list, entitled "District No. 24 (Groundwater Remediation) 2003 Fee Apportionment List"

(the "Fee Apportionment List"), of each parcel of property within the District (excluding parcels owned by the United States) and an apportionment of the \$2,399,664 to be raised by the fees described above to each parcel of land in the District, which apportionment is based on the amount billed to that parcel for water, weighted and adjusted as described in paragraphs (b), (c) and (d) of subsection 1 of NRS § 540A.265; and

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

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

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

Section 2. For the purpose of paying the cost of developing and carrying out the Plan for Remediation, there is hereby imposed against each of the lots, tracts and parcels of land in the District (except property owned by the Federal Government), the amount shown for that tract or parcel of land in the Fee Apportionment List as filed in the office of the County Clerk on May 13, 2003. The Board hereby finds and determines and to impose and apportion the fee in the amounts shown in the Fee Apportionment List, all in accordance with the Act.

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

Section 4. The officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance, including without

limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings and other items necessary or desirable for the issuance of the Bonds.

Section 5. All ordinances, resolutions, bylaws and orders, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, resolution, bylaw or order, or part thereof, heretofore repealed.

Section 6. In accordance with NRS § 244.100, this ordinance when first proposed is to be read by title to the Board, immediately after which several copies of the proposed ordinance are to be filed with the office of the County Clerk for public examination; thereafter, the County Clerk is authorized and directed to give notice of the filing together with the title of the ordinance and an adequate summary of the ordinance, and the date upon which a public hearing will be held on such ordinance by publication at least once in the Reno Gazette-Journal, i.e., a newspaper published and having general circulation in the County, at least ten (10) working days before the date set for such hearing, i.e., at least ten (10) working days before the 10th day of June, 2003, such publication to be in substantially in the following form:

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

Bill No. _____

Notice of Public Hearing Before

The Washoe County Board of County Commissioners

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, at 5:30 p.m., on Tuesday, the 10th day of June 2003, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The ordinance is entitled:

BILL NO. _____

ORDINANCE NO. _____

(of Washoe County, Nevada)

AN ORDINANCE CONCERNING THE WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION); PROVIDING FOR THE PAYMENT OF A PORTION OF THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; IMPOSING A FEE TO PAY SUCH COSTS ON THE PARCELS OF LAND IN SUCH DISTRICT NO. 24; DESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF THE FEE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THOSE PURPOSES; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

An adequate summary of the ordinance is as follows:

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

The ordaining clause is then set forth.

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

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

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

Sections 6, 7 and 8 provide for notice by publication of the June 10, 2003 hearing on the ordinance, and for this summary of the provisions of the ordinance; provide that the ordinance shall be in effect from and after its publication for two weeks following its final adoption on June 10, 2003; provide the form for such publication which includes the names of the Commissioners voting for and against the adoption of the ordinance; and provide a severability clause.

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

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

Dated this May 13, 2003.

/s/ Amy Harvey
County Clerk

(SEAL)

(End of Form for Publication)

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

(Form for Publication After Final Adoption of Ordinance)

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE WASHOE COUNTY, NEVADA DISTRICT NO. 24 (GROUNDWATER REMEDIATION); PROVIDING FOR THE PAYMENT OF A PORTION OF THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; IMPOSING A FEE TO PAY SUCH COSTS ON THE PARCELS OF LAND IN SUCH DISTRICT NO. 24; DESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF THE FEE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THOSE PURPOSES; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; and that said ordinance was proposed by Commissioner _____ on May 13, 2003, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on June 10, 2003, by the following vote of the Board of County Commissioners:

Those Voting Aye:

Jim Galloway
David Humke
Pete Sferrazza
Jim Shaw
Bonnie Weber

Those Voting Nay:

Those Absent:

This ordinance shall be in full force and effect from and after June __, 2003, i.e., the date of the second publication of such ordinance by its title only.

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

Dated June 10, 2003.

/s/ Dave Humke
Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

/s/ Amy Harvey
County Clerk

(End of Form of Publication)

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

Proposed on the 13th day of May, 2003.

Proposed by Commissioner GALLOWAY.

Passed the 10th day of June, 2003.

Those Voting Aye: Jim Galloway
David Humke
Pete Sferrazza
Jim Shaw
Bonnie Weber

Those Voting Nay: (none)

Those Absent: (none)

David Humke
Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:
Amy Harvey
County Clerk

This ordinance shall be in force and effect from and after the 20th day of June, 2003, i.e., the date of the second publication of such ordinance by its title only.

STATE OF NEVADA)
 :ss.
COUNTY OF WASHOE)

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

1. The foregoing pages are a full and correct copy of an ordinance introduced and read by title at the Board of County Commissioners of the County (the "Board") held on May 13, 2003, and adopted on June 10, 2003 which relates to District No. 24 (Groundwater Remediation). Minutes of the hearing on such ordinance held on June 10, 2003 are attached as Exhibit A. The copy of such ordinance is true, correct, compared copy of the original proposed and adopted at such meetings.

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

Those Voting Aye: Jim Galloway
David Humke
Pete Sferrazza
Jim Shaw
Bonnie Weber

Those Voting Nay: _____

Those Absent: _____

3. On June 11, 2003, after final adoption of the ordinance, I certified a copy of the District No. 24 (Groundwater Remediation) 2002-2003 Fee Apportionment List, as approved by the Board in the ordinance, to the County Treasurer.

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

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

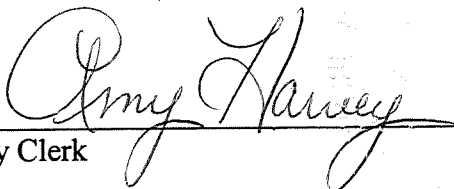
(b) By posting a copy of the notice at the principal office of the Board, or if there is no principal office, at the building in which the meeting was held, and at least three other separate, prominent places within the jurisdiction of the Board, to wit:

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

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of Washoe County, Nevada, this June 11, 2003.


County Clerk

(SEAL)

EXHIBIT "A"

(Attach Minutes of June 10, 2003 Hearing on Ordinance)

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JUNE 10, 2003

PRESENT:

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

Amy Harvey, County Clerk
Nancy Parent, Chief Deputy Clerk
Katy Singlaub, County Manager
Madelyn Shipman, Legal Counsel

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

03-628 WORK CARD PERMIT APPEAL - FILIMONE TUAVAO

The appeal by Filimone Tuavao of the Sheriff's denial of his work card permit application was considered on Monday, June 9, 2003 prior to the Caucus meeting.

On motion by Commissioner Weber, seconded by Commissioner Shaw, which motion duly carried, the Board convened in closed session to hear testimony as to why the work card should or should not be granted.

The appellant Filimone Tuavao was present, along with his daughter, Lavinia Tuavao, to offer testimony during the closed session.

Also present were Maureene Thomas, Chief Records Clerk, Washoe County Sheriff's Office, and Alice LeDesma, Washoe County Social Services, Child Care Licensing Division.

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, the Board reconvened in open session and the following action was taken:

On motion by Commissioner Shaw, seconded by Commissioner Weber, which motion duly carried by a vote of 3 to 2 with Commissioners Galloway and Humke voting "no," the Board ordered that the work card permit be granted to Filimone Tuavao upon the following conditions: (1) that upon any future report of domestic violence, the

(GROUNDWATER REMEDIATION) IN ORDER TO CHANGE THE BOUNDARIES OF THE DISTRICT; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF," be approved, adopted and published in accordance with NRS 244.100.

03-650 ORDINANCE NO. 1205 - BILL NO. 1381 - DISTRICT NO. 24 - FEES

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on May 30, 2003 to consider second reading and adoption of Bill No. 1381. Proof was made that due and legal Notice had been given.

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

On motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, Chairman Humke ordered that Ordinance No. 1205, Bill No. 1381, entitled, "AN ORDINANCE CONCERNING THE WASHOE COUNTY, NEVADA, DISTRICT NO. 24 (GROUNDWATER REMEDIATION); PROVIDING FOR THE PAYMENT OF A PORTION OF THE COSTS OF DEVELOPING AND CARRYING OUT A PLAN FOR REMEDIATION; IMPOSING A FEE TO PAY SUCH COSTS ON THE PARCELS OF LAND IN SUCH DISTRICT NO. 24; DESCRIBING THE MANNER FOR THE COLLECTION AND PAYMENT OF THE FEE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THOSE PURPOSES; AND PRESCRIBING OTHER MATTERS RELATING THERETO," be approved, adopted and published in accordance with NRS 244.100.

03-651 ORDINANCE NO. 1206 - BILL NO. 1387 - ADOPTING AND RATIFYING INTERLOCAL AGREEMENT - CONSOLIDATION OF ANIMAL CONTROL SERVICES

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on May 30, 2003 to consider second reading and adoption of Bill No. 1387. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance.

Garth Elliott, Sun Valley resident, spoke in support of the ordinance.

There being no one else wishing to speak, the public hearing was closed.

EXHIBIT "B"

(Attach Copy of Notice of May 13, 2003 Meeting)

COUNTY COMMISSIONERS

David Humke, Chairman
 Jim Shaw, Vice Chairman
 Galloway
 Sferrazza
 Bonnie Weber

COUNTY MANAGER

Katy Singlaub

ASSISTANT
 DISTRICT ATTORNEY

Madelyn Shipman

AGENDA

MEETING OF

WASHOE COUNTY BOARD OF COMMISSIONERS

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

May 13, 2003

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

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

An Agenda **CAUCUS** Meeting will be held in the Commission Caucus Room (1001 E. 9th St., 2nd Floor, Reno) on **MONDAY, May 12, 2003**, following the *Work Card Permit Appeal*, in order to review agenda items for the regular meeting of the Washoe County Board of Commissioners, as described below. Said review, if requested by the Commission, is limited to brief staff presentation of issue and may include review of background information and questions to be answered at the joint and regular meetings. The Commission, at the Caucus Meeting, may also consider possible items for placement on the April 22, 2003 Commission Agenda.

NOTE: The Board of County Commissioners, on **MONDAY, May 12, 2003**, at **1:30 p.m.**, will take action on a **WORK CARD PERMIT APPEAL** for Peter van Peborgh. The **HEARING** will be a **CLOSED SESSION** to discuss the applicant's character or other matters under NRS 241.030(1) and will take place in the Commission Caucus Room (1001 E. 9th St., 2nd Floor, Reno).

Public Comment: Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

AT THE CAUCUS MEETING (May 12, 2003), the following *workshop* will be held:

Presentation on Rapid Transit (presented by Greg Krause, Executive Director, Regional Transportation Commission).

Legislative Briefing--this item may be discussed at Monday's Caucus Meeting and/or Tuesday's Board Meeting and may involve discussion by the Commission and direction to staff on various bills and bill draft requests (BDR). Current bills the County is tracking that may be reported on or discussed are listed under ***Legislative Affairs*** at "www.co.washoe.nv.us". Due to time constraints inherent in the legislative process, a list of specific bills that staff will seek direction from the Commission on during ***Legislative Briefing*** will be posted on the web site by 6:30 p.m. the Friday before the Monday Caucus and will be posted in the County Manager's Office, and at other locations where the agenda is posted, by 9 a.m. on Monday.

5. p.m. 26. E. Comprehensive Plan Amendment Case No. CP02-015 - Cadjew and Coyne Residences--Community Development.

To consider a request to amend the Southwest Truckee Meadows Area Plan, being a part of the Washoe County Comprehensive Plan. The amendment request would redesignate Assessor's Parcel Numbers 44-384-12 (2.13 acres) and 44-384-11 (1.00 acre) and a 1.3 acre portion of 44-384-10 (10.63 acres) from the land use designation of General Commercial (GC) to the land use designation of Low Density Suburban (LDS). The parcels considered for the land use change total 4.43+/- acres and are located to the east of Sierra Manor Drive and west of South Virginia Street and north of Vera Drive. The parcels are located within the Southwest Truckee Meadows Area Plan, in a portion of Sections 7 and 8, T18N, R20E, MDM. To reflect changes requested within this application the table of land uses and the land use map will be revised. The request will require a conformance review by the Regional Planning Agency.

F. Special Assessment District 24 (Groundwater Remediation)--Water Resources.

- (1) To consider proposed amendments to the boundaries of District No. 24 (Groundwater Remediation).

AND

- (2) First reading of an Ordinance amending Ordinance No. 1000 creating the Washoe County, Nevada, District No. 24 (Ground Water Remediation) in order to change the boundaries of the District; ratifying, approving and confirming all action previously taken directed thereto; and providing the effective date hereof.

AND

- (3) First reading of an Ordinance concerning the Washoe County, Nevada, District No. 24 (Ground Water Remediation); providing for the payment of a portion of the costs of developing and carrying out a plan for remediation; imposing a fee to pay such costs on the parcels of land in such District No. 24; describing the manner for the collection and payment of the fee; ratifying, approving and confirming all action previously taken directed toward those purposes; and prescribing other matters relating thereto.

G. Special Assessment District No. 32 (Spanish Springs Valley Ranches Roads)--Public Works (continued from April 22, 2003 Commission meeting).

- (1) Gather testimony in support of or opposition to formation of Special Assessment District No. 32. (To be heard before Agenda Item 26G (2).)

EXHIBIT "C"

(Attach copy of Notice of June 10, 2003 Meeting)

COUNTY COMMISSIONERS

David Humke, Chairman
Jim Shaw, Vice Chairman
Galloway
Sferrazza
Bonnie Weber

COUNTY MANAGER

1205

Katy Singlaub

ASSISTANT
DISTRICT ATTORNEY

Madelyn Shipman

AGENDA

MEETING OF

WASHOE COUNTY BOARD OF COMMISSIONERS

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

June 10, 2003

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

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

An Agenda **CAUCUS** Meeting will be held in the Commission Caucus Room (1001 E. 9th St., 2nd Floor, Reno) on **MONDAY, June 9, 2003**, following the *Work Card Permit Appeal*, in order to review agenda items for the regular meeting of the Washoe County Board of Commissioners, as described below. Said review, if requested by the Commission, is limited to brief staff presentation of issue and may include review of background information and questions to be answered at the joint and regular meetings. The Commission, at the Caucus Meeting, may also consider possible items for placement on the June 17, 2003 Commission Agenda.

NOTE: The Board of County Commissioners, on **MONDAY, June 9, 2003**, at **1:30 p.m.**, will take action on a **WORK CARD PERMIT APPEAL** for Filimone Tuavao. The **HEARING** will be a **CLOSED SESSION** to discuss the applicant's character or other matters under NRS 241.030(1) and will take place in the Commission Caucus Room (1001 E. 9th St., 2nd Floor, Reno).

Public Comment: Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

AT THE CAUCUS MEETING (June 9, 2003), the following *workshop* will be held:

Jail Population Management: A statistical review and retrospective examination (presented by David Bennett).

Legislative Briefing--this item may be discussed at Monday's Caucus Meeting and/or Tuesday's Board Meeting and may involve discussion by the Commission and direction to staff on various bills. Current bills the County is tracking that may be reported on or discussed are listed under **Legislative Affairs** at "www.co.washoe.nv.us". Due to time constraints inherent in the legislative process, a list of specific bills that staff will seek direction from the Commission on during **Legislative Briefing** will be posted on the web site by 6:30 p.m. the Friday before the Monday Caucus and will be posted in the County Manager's Office, and at other locations where the agenda is posted, by 9 a.m. on Monday.

5:20 p.m. 18. B. Second Reading and Adoption of Ordinances.

- (1) Amending Ordinance No. 1000 creating the Washoe County, Nevada, District No. 24 (Groundwater Remediation) in order to change the boundaries of the District; ratifying, approving and confirming all action previously taken directed thereto; and providing the effective date hereof. (Bill No. 1380)
- (2) Concerning the Washoe County, Nevada, District No. 24 (Groundwater Remediation); providing for the payment of a portion of the costs of developing and carrying out a plan for remediation; imposing a fee to pay such costs on the parcels of land in such District No. 24; describing the manner for the collection and payment of the fee; ratifying, approving and confirming all action previously taken directed toward those purposes; and prescribing other matters relating thereto. (Bill No. 1381)
- (3) Adopting and ratifying an Interlocal Agreement by and between Washoe County, the City of Reno and the City of Sparks regarding the consolidation of animal control services in Washoe County as provided herein; providing that so long as this Ordinance remains in force and effect the Interlocal Agreement will be in force and effect; and providing notice be given in the event Washoe County takes action to introduce or otherwise act upon an Ordinance repealing this Ordinance. (Bill No. 1387)

AND

Execution of an Interlocal Agreement between the County of Washoe, the City of Reno and the City of Sparks, concerning consolidation of animal control services in Washoe County--Public Works.

- (4) Amending the Washoe County Code by repealing Chapter 55 relating to animals and fowl and enacting provisions regarding animal control in Washoe County, including the incorporated City of Sparks; establishing congested areas of Washoe County, including the City of Sparks, for the purpose of animal control; creating an animal control board to hear and decide kennel permit appeals and exotic animal permits; describing the duties of animal control officers; prohibiting the running at large of certain animals in congested areas; enacting provisions relating to cruelty to animals and other provisions regarding the control and protection of animals; requiring the licensing of dogs in congested areas and establishing fees therefore; setting forth requirements for rabies control, including vaccination and quarantine requirements; establishing kennel permitting requirements for keeping more than three dogs in congested areas; setting forth conditions for the impoundment of animals; prohibiting livestock to be at large in congested

EXHIBIT "D"

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

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STATE OF NEVADA
COUNTY OF WASHOE

ss: Julia Ketcham

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the dates: **05/30/03 - 05/30/03**, for exact publication dates please see last line of Proof of Publication below.

Subscribed and sworn to before me

Signed: _____



MAY 30 2003



Proof of Publication

NOTICE OF PUBLIC HEARING WASHOE COUNTY ORDINANCES NOTICE IS HEREBY GIVEN that the Washoe County Board of Commissioners will hold a public hearing in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, on Tuesday, June 10 2003, at 5:30 p.m. to consider adoption of the following Ordinances: Bill No. 1380 An Ordinance amending Ordinance No. 1000 creating the Washoe County, Nevada, District No. 24 (Ground Water Remediation) in order to change the boundaries of the District; ratifying, approving and confirming all action previously taken directed thereto; and providing the effective date hereof. **Bill No. 1381** An Ordinance concerning the Washoe County, Nevada, District No. 24 (Ground Water Remediation); providing for the payment of a portion of the costs of developing and carrying out a plan for remediation; imposing a fee to pay such costs on the parcels of land in such District No. 24; describing the manner for the collection and payment of the fee; ratifying, approving and confirming all action previously taken directed toward those purposes; and prescribing other matters relating thereto. Bill No. 1386 An Ordinance amending the Washoe County Code to remove the business license fees from the Washoe County Code; to enable the Department of Community Development to adopt business license fees by resolution; to adopt business license

fees by resolution; to provide for the processing of motion picture film permits and the waiver of fees therefore; and providing other matters relating thereto. (Persons interested in commenting on the Business Impact Statement adopted by the Commission are asked to provide their comments either in person or writing to the County Commission during the public hearing on June 10, 2003.) AND, if adopted, consideration of a resolution adopting a master fee schedule for business licenses under Chapter 25 (Business License Ordinance) of the Washoe County Code. Bill No. 1387 An Ordinance adopting and ratifying an Interlocal Agreement by and between Washoe County, the City of Reno and the City of Sparks regarding the consolidation of animal control services in Washoe County as provided herein; providing that so long as this Ordinance remains in force and effect the Interlocal Agreement will be in force and effect; and providing notice be given in the event Washoe County takes action to introduce or otherwise act upon an Ordinance repealing this Ordinance. Bill No. 1388 An Ordinance amending the Washoe County Code by repealing Chapter 55 relating to animals and fowl and enacting provisions regarding animal control in Washoe County, including the incorporated City of Sparks; establishing congested areas of Washoe County, including the City of Sparks, for the purpose of animal control; creating an animal control board to hear and decide kennel permit appeals and exotic animal permits; describing the duties of animal control officers; prohibiting the running at large of certain animals in congested areas; enacting provisions relating to cruelty to animals and other provisions regarding the control and protection of animals; requiring the licensing of dogs in congested areas and establishing fees therefore; setting forth requirements for rabies control, including vaccination and quarantine requirements; establishing kennel permitting requirements for keeping more than three dogs in congested areas; setting forth conditions for the impoundment of animals; prohibiting livestock to be at large in congested areas; requiring permits for exotic animals and prescribing required enclosures for exotic animals; establishing procedures in making dangerous dog determinations and requiring their registration and setting forth unlawful acts relating thereto; prescribing penalties for violations of the animal control provisions; and providing other matters properly relating thereto. Anyone wishing to protest or affirm may do so by appearing at the above-named time and place. AMY HARVEY, Washoe County Clerk and Clerk of the Board of County Commissioners
No.746120 May 30, 2003

**NOTICE OF PUBLIC HEARING
WASHOE COUNTY ORDINANCES**

NOTICE IS HEREBY GIVEN that the Washoe County Board of Commissioners will hold a public hearing in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, on Tuesday, June 10 2003, at 5:30 p.m. to consider adoption of the following Ordinances:

Bill No. 1380

An Ordinance amending Ordinance No. 1000 creating the Washoe County, Nevada, District No. 24 (Ground Water Remediation) in order to change the boundaries of the District; ratifying, approving and confirming all action previously taken directed thereto; and providing the effective date hereof.

Bill No. 1381

An Ordinance concerning the Washoe County, Nevada, District No. 24 (Ground Water Remediation); providing for the payment of a portion of the costs of developing and carrying out a plan for remediation; imposing a fee to pay such costs on the parcels of land in such District No. 24; describing the manner for the collection and payment of the fee; ratifying, approving and confirming all action previously taken directed toward those purposes; and prescribing other matters relating thereto.

Bill No. 1386

An Ordinance amending the Washoe County Code to remove the business license fees from the Washoe County Code; to enable the Department of Community Development to adopt business license fees by resolution; to adopt business license fees by resolution; to provide for the processing of motion picture film permits and the waiver of fees therefore; and providing other matters relating thereto.

(Persons interested in commenting on the Business Impact Statement adopted by the Commission are asked to provide their comments either in person or writing to the County Commission during the public hearing on June 10, 2003.)

AND, if adopted, consideration of a resolution adopting a master fee schedule for business licenses under Chapter 25 (Business License Ordinance) of the Washoe County Code.

Bill No. 1387

An Ordinance adopting and ratifying an Interlocal Agreement by and between Washoe County, the City of Reno and the City of Sparks regarding the consolidation of animal control services in Washoe County as provided herein; providing that so long as this Ordinance remains in force and effect the Interlocal Agreement will be in force and effect; and providing notice be given in the event Washoe County takes action to introduce or otherwise act upon an Ordinance repealing this Ordinance.

Bill No. 1388

An Ordinance amending the Washoe County Code by repealing Chapter 55 relating to animals and fowl and enacting provisions regarding animal control in Washoe County, including the incorporated City of Sparks; establishing congested areas of Washoe County, including the City of Sparks, for the purpose of animal control; creating an animal control board to hear and decide kennel permit appeals and exotic animal permits; describing the duties of animal control officers; prohibiting the running at large of certain animals in congested areas; enacting provisions relating to cruelty to animals and other provisions regarding the control and protection of animals; requiring the licensing of dogs in congested areas and establishing fees therefore; setting forth requirements for rabies control, including vaccination and quarantine requirements; establishing kennel permitting requirements for keeping more than three dogs in congested areas; setting forth conditions for the impoundment of animals; prohibiting livestock to be at large in congested areas; requiring permits for exotic animals and prescribing required enclosures for exotic animals; establishing procedures in making dangerous dog determinations and requiring their registration and setting forth unlawful acts relating thereto; prescribing penalties for violations of the animal control provisions; and providing other matters properly relating thereto.

Anyone wishing to protest or affirm may do so by appearing at the above-named time and place.

AMY HARVEY, Washoe County Clerk and
Clerk of the Board of County Commissioners
No.746120 May 30, 2003

EXHIBIT "E"

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

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STATE OF NEVADA
COUNTY OF WASHOE

ss: Julia Ketcham

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the dates: **06/13/03 - 06/20/03**, for exact publication dates please see last line of Proof of Publication below.

Signed: *Julia Ketcham*

JUN 24 2003

Subscribed and sworn to before me

TANA CICCOTTI
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 02-78259-2 - Expires May 16, 2006

Tana Ciccotti

Proof of Publication

NOTICE OF ADOPTION WASHOE COUNTY ORDINANCES NOTICE IS HEREBY GIVEN THAT the following Ordinances, listed below by title and containing the vote of the Commission members, were adopted by the Washoe County Board of Commissioners on June 10, 2003. These Ordinances shall be in full force and effect from and after June 20, 2003. Bill No. 1380, Ordinance No. 1204 An Ordinance amending Ordinance No. 1000 creating the Washoe County, Nevada, District No. 24 (Ground Water Remediation) in order to change the boundaries of the District; ratifying, approving and confirming all action previously taken directed thereto; and providing the effective date hereof. AYES: Humke, Shaw, Galloway, Sferrazza, and Weber Bill No. 1381, Ordinance No. 1205 An Ordinance concerning the Washoe County, Nevada, District No. 24 (Ground Water Remediation); providing for the payment of a portion of the costs of developing and carrying out a plan for remediation; imposing a fee to pay such costs on the parcels of land in such District No. 24; describing the manner for the collection and payment of the fee; ratifying, approving and confirming all action previously taken directed toward those purposes; and prescribing other matters relating thereto. AYES: Humke, Shaw, Galloway, Sferrazza, and Weber Bill No. 1387, Ordinance No. 1206 An Ordinance adopting and ratifying an Interlocal Agreement by and between Washoe County,