



WASHOE COUNTY

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STAFF REPORT

BOARD MEETING DATE: June 28, 2016

DATE: June 1, 2016

TO: Board of County Commissioners

FROM: Dave Solaro, Arch., P.E., Director
Community Services Department, 328-3600, dsolaro@washoecounty.us

THROUGH: Kevin Schiller, Assistant County Manager

SUBJECT: Introduction and first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals), amending Section 50.092 – Unlawful Discharge of Firearms; Exemption; amending Section 50.096 - Greater Truckee Meadows and environs Congested area and incorporating the Old Washoe City Congested area into the Greater Truckee Meadows and environs Congested area; 50.104 - Spanish Springs area Congested area, 50.108 - New Washoe City Congested area; Eliminating 50.110 - Old Washoe City Congested area; to update the congested areas and associated maps; and providing for other matters properly relating thereto; and if supported, set the public hearing for second reading and adoption for July 12, 2016. (All Commission Districts.)

SUMMARY

The Community Services Department has initiated proceedings to amend the Washoe County Code (Chapter 50 – Public Peace, Safety and Morals) as requested by Commissioner Berkbigler and Jung at the June 23, 2015, County Commission meeting to address concerns of public safety related to the current Firearm Congested Area Boundary last updated in 2002.

The proposed County Code amendment will extend the boundary of the Washoe County "congested area" where uncontrolled discharge of firearms is not permitted as it would result in the greatest risk of injury to life and limb. Due to increased construction activity, annexations by the City of Reno, and implementation of planned outdoor recreation trails and roadways, the current congested area boundary has been determined to be inadequate.

Strategic Objective supported by this item: Safe, secure and healthy communities.

PREVIOUS ACTION

July 28, 2015, the Board of County Commissioners (Board) approved a request to initiate proceedings to amend Washoe County Code (Chapter 50 – Public Peace, Safety and

AGENDA ITEM # 14

Morals) pursuant to a request by Commissioner Berkbigler; and directed the County Clerk to submit the request to the District Attorney for preparation of a proposed ordinance, pursuant to Washoe County Code Section 2.030 and 2.040.

August 26, 2014, the Board adopted an ordinance, amending Sections 50.090 and 50.092 of Chapter 50 of the Washoe County Code (Peace, Morals and Public Safety) to remove certain restrictions on the discharge of firearms in portions of Warm Springs.

December 2002 - The Firearm Congested Area Boundary was adjusted by the Board of County Commissioners.

BACKGROUND

Pursuant to Washoe County Code (WCC) section 2.030, amendments to the Washoe County Code must be initiated by a request from the head of a department of the County to the County Clerk. Upon receiving the request, the County Clerk, under WCC 2.040, places the request on an agenda for consideration by the Board who would consider the request (and may hear testimony from the proposer or any other person regarding the proposed changes), and by a majority vote of the members present at the meeting, may approve the request with any changes the Board desires. The Board approved this request on July 28, 2015 and directed the County Clerk to submit the request to the District Attorney for preparation of a proposed ordinance, and, under WCC 2.050, when the District Attorney has completed the proposed ordinance the County Clerk would put the proposed ordinance on the agenda for the next regularly scheduled meeting of the Board in accordance with the adoption procedures set out in NRS 244.100.

Residential areas within Washoe County, and areas annexed by the cities of Reno and Sparks have grown substantially since the last Firearm Congested Area Boundary adjustment in 2002 and need to be adequately captured. Additionally, outdoor recreational opportunities within Washoe County have increased and have created areas of conflict between users of trails and unsafe recreational shooting. These areas of conflict can be mitigated if the Firearm Congested Area Boundary is clear for all users of Washoe County open space. To address this in the most prominent area of the county with trail and recreational shooting conflicts, Peavine Mountain, the proposal includes utilizing the main roadway to the peak as the boundary. It is hoped that by utilizing a landmark as the boundary, not only will shooters now know they are in a legal shooting area, the enforcement of the boundary will be easier.

Along with the change in the congested area boundary it is important that the Washoe County citizens and visitors take steps while recreating to be as safe as possible. It is not only incumbent on shooters to make sure that while shooting in a legal area, that all precautions are made as to not unintentionally harm others in the area, but as a non-shooter how to react when encountering either legal or illegal shooting. Information on shooting regulations can be found on the Washoe County Sheriff's Office website, www.washoesheriff.com

FISCAL IMPACT

The proposed code changes are not expected to increase costs. This ordinance is exempt from the Business Impact Statement pursuant to NRS 237.060 (2)(c).

RECOMMENDATION

It is recommended that The Board of County Commissioners introduce and hold the first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals), amending Section 50.092 – Unlawful Discharge of Firearms; Exemption; amending Section 50.096 - Greater Truckee Meadows and environs Congested area and incorporating the Old Washoe City Congested area into the Greater Truckee Meadows and environs Congested area; 50.104 - Spanish Springs area Congested area, 50.108 - New Washoe City Congested area; Eliminating 50.110 - Old Washoe City Congested area; to update the congested areas and associated maps; and providing for other matters properly relating thereto; and if supported, set the public hearing for second reading and adoption for July 12, 2016.

POSSIBLE MOTION

Should the Board agree with staff's recommendation, a possible motion would be: "Move to introduce and hold the first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals), amending Section 50.092 – Unlawful Discharge of Firearms; Exemption; amending Section 50.096 - Greater Truckee Meadows and environs Congested area and incorporating the Old Washoe City Congested area into the Greater Truckee Meadows and environs Congested area; 50.104 - Spanish Springs area Congested area, 50.108 - New Washoe City Congested area; Eliminating 50.110 - Old Washoe City Congested area; to update the congested areas and associated maps; and providing for other matters properly relating thereto; and if supported, set the public hearing for second reading and adoption for July 12, 2016."



NORTH WASHOE COUNTY

Congested Firearms Boundary

- New
- City
- Previous



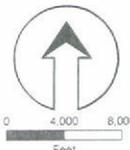
Community Services
Department
WASHOE COUNTY
NEVADA



SOUTHERN WASHOE COUNTY

Congested Firearms Boundary

- New
- Previous
- City



Community Services
Department

**WASHOE COUNTY
NEVADA**

Post Office Box 11130
Reno, Nevada 89520 (775) 328-3600

REGULAR TEXT: NO CHANGE IN LANGUAGE

~~RED STRIKEOUT TEXT: DELETED LANGUAGE~~

RED BOLD TEXT: NEW LANGUAGE

Notice: Per NRS 239B.030, this document does not contain personal information as defined in NRS 603A.040

Summary: An ordinance adding an exemption to unlawful discharge of firearms; and updating the congested area boundaries and maps for the Greater Truckee Meadows and Environs, Spanish Springs area, New Washoe City, and Old Washoe City.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 50 OF THE WASHOE COUNTY CODE (PUBLIC PEACE, SAFETY AND MORALS), AMENDING SECTION 50.092 - UNLAWFUL DISCHARGE OF FIREARMS; EXEMPTION; AMENDING SECTION 50.096 - GREATER TRUCKEE MEADOWS AND ENVIRONS CONGESTED AREA AND INCORPORATING THE OLD WASHOE CITY CONGESTED AREA INTO THE GREATER TRUCKEE MEADOWS AND ENVIRONS CONGESTED AREA; 50.104 - SPANISH SPRINGS AREA CONGESTED AREA, 50.108 - NEW WASHOE CITY CONGESTED AREA; ELIMINATING 50.110 - OLD WASHOE CITY CONGESTED AREA; TO UPDATE THE CONGESTED AREAS AND ASSOCIATED MAPS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

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

SECTION 1. Through NRS 244.364 boards of county commissioners have legislative authorization to regulate through ordinances the unsafe discharge of fire arms. Washoe County has such ordinances (WCC 50.090 - WCC 50.120). The Washoe County Board of County Commissioners adopts this ordinance to add an exemption to unlawful discharge of firearms; and to update the boundaries and map for the Greater Truckee Meadows and environs Congested area, incorporating the Old Washoe City Congested area into the Greater Truckee Meadows and environs Congested area, to update the boundaries and map for Spanish Springs Congested

area, to update the boundaries and map for New Washoe City Congested area, and to eliminate the Old Washoe City congested area and map.

SECTION 2. Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals) is hereby amended by amending section 50.092 which shall read as follows:

50.092 Unlawful discharge of firearms; exemption.

1. It is unlawful for any person to:

(a) Discharge any gun, pistol, rifle, shotgun or other firearm in, on or across any county road or highway.

(b) Discharge in the unincorporated area of the county, except the Warm Springs Defined Area, any gun, pistol, rifle or other firearm, with the exception of shotguns, air rifles or B-B guns, within 5,000 feet of any dwelling occupied by another person or persons.

(c) Discharge in the unincorporated area of the county, except the Warm Springs Defined Area, any shotgun, air rifle or B-B gun within 1,000 feet of any dwelling occupied by another person or persons.

(d) Discharge any gun, pistol, rifle, shotgun or other firearm within any congested area of the county.

(i) Unless in the possession of and while lawfully hunting under authority of a valid big game tag issued by the Nevada Department of Wildlife, and then only further than 5,000 feet from any dwelling occupied by another person or persons.

(e) Hunt by the use of any means up to and including archery equipment within 1,000 feet of any dwelling occupied by another person or persons.

(ef) Discharge any firearm on a parcel in the Warm Springs Defined area within 500 feet of a dwelling located on another parcel.

2. This section does not apply to:

(a) Peace officers in the lawful discharge of duty;

(b) To persons shooting in any regularly established and lawfully authorized and licensed rifle range, gun club or shooting gallery;

(c) To any person lawfully discharging a firearm in protection of life or property.

SECTION 3. Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals) is hereby amended by amending section 50.096 which shall read as follows:

50.096 Greater Truckee Meadows and environs: Congested area. The following described area within the unincorporated area of the county is determined to be a congested area: That area beginning at the section corner common to sections 4 and 5, T. 21 N., R. 19 E., and sections 32 and 33, T. 22 N., R. 19 E., M.D.B.&M.; thence south along the section line to a section corner common to sections 8, 9, 16 and 17, T. 21 N., R. 19 E., M.D.B.&M.; thence east along the section line to a section corner common to sections 11, 12, 13 and 14, T. 21 N., R. 19 E., M.D.B.&M.; thence south along the section line to a section corner common to sections 35 and 36, T. 21 N., R. 19 E., M.D.B.&M.; thence east along the township line to the northern section corner common to sections 1 and 2, T. 20 N., R. 19 E., M.D.B.&M.; thence south along the section line to a section corner common to sections 1, 2, 11 and 12, T. 20 N., R. 19 E.,

M.D.B.&M.; thence east along the section line to the 1/4 corner common to sections 6 and 7, T. 20 N., R. 20 E., M.D.B.&M.; thence north along the center section line to the SE corner of the NE 1/4 of the NW 1/4 of section 6, T. 20 N., R. 20 E., M.D.B.&M.; thence east to the SE corner of the NE 1/4 of the NE 1/4 of section 6, T. 20 N., R. 20 E., M.D.B.&M.; thence south along the section line to a section corner common to sections 5, 6, 7 and 8, T. 20 N., R. 20 E., M.D.B.&M.; thence east to the section corner common to sections 4, 5, 8 and 9, T. 20 N., R. 20 E., M.D.B.&M.; thence continuing east to the section corner common to sections 3, 4, 9 and 10, T. 20 N., R. 20 E., M.D.B.&M.; thence south along the east section line of section 9 to the section corner common to sections 9, 10, 15 and 16, T. 20 N., R. 20 E., M.D.B.&M.; thence east along the north section line of section 15 to the section corner common to sections 10, 11, 14 and 15, T. 20 N., R. 20 E., M.D.B.&M.; thence continuing east along the north section line of section 14 to the section corner common to sections 11, 13 and 14, T. 20 N., R. 20 E., M.D.B.&M.; thence east along the north section line of section 13 to the section corner common to sections 12 and 13, T. 20 N., R. 20 E., M.D.B.&M.; thence northerly along the easterly line of Range 20 East, M.D.M. to the NW corner of section 18, T. 20 N., R. 21 E., M.D.M.; thence easterly along the northerly line of section 18, T. 20 N., R. 21 E., M.D.M. to the NE corner of section 18, T. 20 N., R. 21 E., M.D.M.; southerly along the easterly line of section 18, T. 20 N., R. 21 E., M.D.M. to the SE corner of section 18, T. 20 N., R. 21 E., M.D.M.; thence westerly along the southerly line of section 18, T. 20 N., R. 21 E., M.D.M. to the easterly line of Range 20 East, M.D.M.; thence southerly along the easterly line of Range 20 East, M.D.M. to the easterly 1/4 corner of section 36, T. 20 N., R. 20 E., M.D.M.; thence westerly along the east-west centerline of section 36, T. 20 N., R. 20 E., M.D.M. to the center of section 36, T. 20 N., R. 20 E., M.D.M.; thence south along the center section line to the south 1/4 corner of section 36, T. 20 N., R. 20 E., M.D.B.&M.; thence south to the center of section 1, T. 19 N., R. 20 E., M.D.B.&M.; thence west to the 1/4 corner common to sections 1 and 2, T. 19 N., R. 20 E., M.D.B.&M.; thence south along the section line to the SE corner of the NE 1/4 of the NE 1/4 of section 14, T. 19 N., R. 20 E., M.D.B.&M.; thence west to the SW corner of the NW 1/4 of the NE 1/4 of section 14, T. 19 N., R. 20 E., M.D.B.&M.; thence south along the center section line to the center of section 14, T. 19 N., R. 20 E., M.D.B.&M.; thence west to the NW corner of the NE 1/4 of the SW 1/4 of section 14, T. 19 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of the SW 1/4 of the SW 1/4 of section 14, T. 19 N., R. 20 E., M.D.B.&M.; thence east along the section line to the 1/4 corner common to sections 14 and 23, T. 19 N., R. 20 E., M.D.B.&M.; ~~thence south to the 1/4 corner common to sections 26 and 35, T. 19 N., R. 20 E., M.D.B.&M.;~~ **thence southerly along the north-south centerline of section 23, T. 19 N., R20 E., M.D.B.&M. to the center of section 23, T. 19 N., R20 E., M.D.B.&M.;** thence easterly along the east-west centerline of section 23, T. 19 N., R20 E., M.D.B.&M. to the east 1/4 corner of section 23, T. 19 N., R20 E., M.D.B.&M.; thence southerly along the easterly line of sections 23 and 26, T. 19 N., R. 20 E., M.D.B.&M. to the SE corner of section 26, T. 19 N., R20 E., M.D.B.&M., thence westerly along the southerly line of section 26, T. 19 N., R. 20 E., M.D.B.&M. ~~thence west to~~ the NE corner of the NW 1/4 of the NW 1/4 of section 35, T. 19 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of the NW 1/4 of the NW 1/4 of section 35, T. 19 N., R. 20 E., M.D.B.&M.; thence west to the SW corner of the NW 1/4 of the NW 1/4 of section 35, T. 19 N., R. 20 E., M.D.B.&M.; thence south along the section line to the section corner common to sections 34 and 35, T. 19 N., R. 20 E., M.D.B.&M.; **and sections 2 and 3, T. 18 N., R. 20 E., M.D.B.&M.;** thence south along the east line of section 3, T. 18 N., R. 20 E., M.D.B.&M. to a point 765.89 feet north of the 1/4 corner common to sections 2 and 3, T. 18 N., R. 20 E.,

M.D.B.&M; thence west to the west line of the E2 of Lot 1 of the NE 1/4 of section 3, T. 18 N., R. 20 E., M.D.B.&M. to a point 764.19 feet north of the SW corner of the E2 of Lot 1 of the NE 1/4 of section 3, T. 18 N., R. 20 E., M.D.B.&M; thence south to the SW corner of the E2 of Lot 1 of the NE 1/4 of section 3, T. 18 N., R. 20 E., M.D.B.&M; thence east along the south line of the E2 of Lot 1 of the NE 1/4 of section 3, T. 18 N., R. 20 E., M.D.B.&M. to the 1/4 corner common to sections 2 and 3, T. 18 N., R. 20 E., M.D.B.&M; thence west along the township line to the NW corner of the NE 1/4 of the NE 1/4 of section 3, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SW corner of the SE 1/4 of the NE 1/4 of section 3, T. 18 N., R. 20 E., M.D.B.&M.; thence east to the 1/4 corner common to sections 2 and 3, T. 18 N., R. 20 E., M.D.B.&M.; thence south to a section corner common to sections 2, 3, 10 and 11, T. 18 N., R. 20 E., M.D.B.&M.; thence east along the section line to the NE corner of the NW 1/4 of the NW 1/4 of section 11, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of the NW 1/4 of the NW 1/4 of section 11, T. 18 N., R. 20 E., M.D.B.&M.; thence west to the SW corner of the NW 1/4 of the NW 1/4 of section 11, T. 18 N., R. 20 E., M.D.B.&M.; thence south along the section line to a 1/4 corner common to sections 10 and 11, T. 18 N., R. 20 E., M.D.B.&M.; thence east along the center section line to the center of section 11, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of the NE 1/4 of the SW 1/4 of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence east to the SE corner of the NW 1/4 of the SE 1/4 of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence north to the NW corner of the NE 1/4 of the SE 1/4 of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence east to the easterly 1/4 corner of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence west to the southerly 1/4 corner of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence north to the SE corner of the NE 1/4 of the SW 1/4 of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence west to the SW corner of the NE 1/4 of the SW 1/4 of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of the SW 1/4 of the SW 1/4 of section 14, T. 18 N., R. 20 E., M.D.B.&M.; thence continuing southerly along the easterly line of the NW 1/4 of the NW 1/4 of section 23, T. 18 N., R. 20 E., M.D.M. to the SE corner of the NW 1/4 of the NW 1/4 of section 23, T. 18 N., R. 20 E., M.D.M.; thence westerly along the southerly line of the NW 1/4 of the NW 1/4 of section 23, T. 18 N., R. 20 E., M.D.M. to the southeasterly corner of the SW 1/4 of the NW 1/4 of the NW 1/4 of section 23, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SE corner of the SW 1/4 of the SW 1/4 of the NW 1/4 of section 23, T. 18 N., R. 20 E., M.D.B.&M.; thence west along the center section line to the 1/4 corner common to sections 22 and 23, T. 18 N., R. 20 E., M.D.B.&M.; thence south to a section corner common to sections 22, 23, 26 and 27, T. 18 N., R. 20 E., M.D.B.&M.; thence east to the section corner common to sections 23, 24, 25 and 26, T. 18 N., R. 20 E., M.D.B.&M.; thence south to the SE section corner of section 35, T. 18 N., R. 20 E., M.D.B.&M.; thence west to the NE corner of section 3, T. 17 N., R. 20 E., M.D.B.&M.; thence southerly along the easterly line of section 3, T. 17 N., R. 20 E., M.D.M. to the easterly 1/4 corner of section 3, T. 17 N., R. 20 E., M.D.M.; thence westerly along the east-west centerline of section 3, T. 17 N., R. 20 E., M.D.M. to the center of section 3, T. 17 N., R. 20 E., M.D.M.; thence south along the north-south centerline of section 3 to the 1/4 corner common to sections 3 and 10, T. 17 N., R. 20 E., M.D.B.&M.; thence west to the section corner common to sections 3, 4, 9 and 10, T. 17 N., R. 20 E., M.D.B.&M.; thence south to the 1/4 corner common to sections 9 and 10, T. 17 N., R. 20 E., M.D.B.&M.; thence west along the east-west centerline of section 9 to the 1/4 corner common to sections 8 and 9, T. 17 N., R. 20 E., M.D.B.&M.; thence north to the section corner common to sections 4, 5, 8 and 9, T. 17 N., R. 20 E., M.D.B.&M.; thence west to the 1/4 corner common to

sections 5 and 8, T. 17 N., R. 20 E., M.D.B.&M.; thence south to the center of section 8, T. 17 N., R. 20 E., M.D.B.&M.; thence west to the NE corner of the NW 1/4 of the SW 1/4 of section 8, T. 17 N., R. 20 E., M.D.M.; thence southerly to the SE corner of the NW 1/4 of the SW 1/4 of section 8, T. 17 N., R. 20 E., M.D.M.; thence westerly to the SW corner of the NW 1/4 of the SW 1/4 of section 8, T. 17 N., R. 20 E., M.D.M.; thence south along the westerly line of section 8 and 17, T. 17 N., R. 20 E., M.D.M. to the section corner common to sections 17, 18, 19 and 20, T. 17 N., R. 20 E., M.D.B.&M.; thence west to the SW section corner of section 18, T. 17 N., R. 20 E., M.D.B.&M.; thence westerly along the northerly line of section 24, T. 17 N., R. 19 E., M.D.M. to the N1/4 corner of section 24, T. 17 N., R. 19 E., M.D.M.; thence southerly along the north-south centerline of section 24, T. 17 N., R. 19 E., M.D.M. to the center of section 24, T. 17 N., R. 19 E., M.D.M.; thence westerly along the east-west centerline of section 24, T. 17 N., R. 19 E., M.D.M. to the 1/4 corner common to sections 23 & 24, T. 17 N., R. 19 E., M.D.M.; thence southerly along the easterly line of section 23, T. 17 N., R. 19 E., M.D.M. to the SE corner of section 23, T. 17 N., R. 19 E., M.D.M.; thence westerly along the southerly line of section 23, T. 17 N., R. 19 E., M.D.M. to the SW corner of section 23, T. 17 N., R. 19 E., M.D.M.; thence northerly to the section corner common to sections 14, 15, 22 & 23, T. 17 N., R. 19 E., M.D.M.; thence north to the NW section corner of section 7, T. 17 N., R. 20 E., M.D.B.&M.; thence east to the SW corner of the SE 1/4 of the SE 1/4 of section 6, T. 17 N., R. 20 E., M.D.M.; thence northerly to the NW corner of the SE 1/4 of the SE 1/4 of section 6, T. 17 N., R. 20 E., M.D.M.; thence easterly to the NE corner of the SE 1/4 of the SE 1/4 of section 6, T. 17 N., R. 20 E., M.D.M.; thence continuing easterly along the northerly line of the southerly half of the southerly half of section 5, T. 17 N., R. 20 E., M.D.M. to the westerly line of section 4, T. 17 N., R. 20 E., M.D.M.; thence northerly along the westerly line of section 4, T. 17 N., R. 20 E., M.D.M. to the southerly line of Township 18 North, M.D.M.; thence west along the southerly line of Township 18 North, M.D.M. to the NW section corner of section 1, T. 17 N., R. 19 E., M.D.B.&M.; thence south to the section corner common to sections 1, 2, 11 and 12, T. 17 N., R. 19 E., M.D.B.&M.; thence westerly along the northerly line of section 12, T. 17 N., R. 19 E., M.D.M. to the NE corner of the NW 1/4 of the NW 1/4 of section 12, T. 17 N., R. 19 E., M.D.M.; thence southerly along the easterly line of the westerly half of the westerly half of section 12, T. 17 N., R. 19 E., M.D.M. to east-west centerline of section 12, T. 17 N., R. 19 E., M.D.M.; thence easterly along the east-west centerline of section 12, T. 17 N., R. 19 E., M.D.M. to the center of section 12, T. 17 N., R. 19 E., M.D.M.; thence southerly along the north-south centerline of section 12, T. 17 N., R. 19 E., M.D.M. to the southerly line of the northerly half of the southerly half of the SW 1/4 of section 12, T. 17 N., R. 19 E., M.D.M.; thence westerly along the southerly line of the northerly half of the southerly half of the SW 1/4 of section 12, T. 17 N., R. 19 E., M.D.M. to the easterly line of section 11, T. 17 N., R. 19 E., M.D.M.; thence southerly along the easterly line of section 11 and 14, T. 17 N., R. 19 E., M.D.M. to the easterly 1/4 corner of section 14, T. 17 N., R. 19 E., M.D.M., thence west along the center section line of section 14, T. 17 N., R. 19 E., M.D.M. to the center of section 14, T. 17 N., R. 19 E., M.D.M.; thence southerly along the centerline of section 14, T. 17 N., R. 19 E., M.D.M. to the southerly 1/4 corner of section 14, T. 17 N., R. 19 E., M.D.M.; thence westerly along the southerly line of sections 14 and 15, T. 17 N., R. 19 E., M.D.M. to the SW corner of SE 1/4 of the SE 1/4 of section 15, T. 17 N., R. 19 E., M.D.M.; thence northerly along the westerly line of the easterly half of the easterly half of section 15, T. 17 N., R. 19 E., M.D.M. to the east-west centerline of section 15, T. 17 N., R. 19 E., M.D.M.; thence westerly along the east-west centerline of section 15, T. 17 N., R. 19 E., M.D.M. to the center of section 15, T. 17 N., R. 19 E., M.D.M.; thence

northerly along the north-south centerline of section 15, T. 17 N., R. 19 E., M.D.M. to the northerly 1/4 corner of section 15, T. 17 N., R. 19 E., M.D.M.; thence west along the northerly section line of sections 15 and 16, T. 17 N., R. 19 E., M.D.M. to the easterly right-of-way of Mt. Rose Highway; thence northerly along said easterly right-of-way to the westerly line of section 3, T. 17 N., R. 19 E., M.D.M.; thence northerly along the westerly line of section 3, T. 17 N., R. 19 E., M.D.M. to the southerly line of Township 18 North, M.D.M.; thence easterly along the southerly line of Township 18 North, M.D.M. to the westerly line of the easterly half of the westerly half of section 34, T. 18 N., R. 19 E., M.D.B.&M.; thence north to the southerly line of section 27, T. 18 N., R. 19 E., M.D.B.&M.; thence east to the southerly 1/4 corner of section 27, T. 18 N., R. 19 E., M.D.M.; thence northerly along the north-south centerline of sections 27, 22, 15, 10 and 3, T. 18 N., R. 19 E., M.D.M. to the center of section 3, T. 18 N., R. 19 E., M.D.M.; thence west to the center of section 5, T. 18 N., R. 19 E., M.D.B.&M.; thence north to the center of section 32, T. 19 N., R. 19 E., M.D.B.&M.; thence west to the center of section 31, T. 19 N., R. 19 E., M.D.B.&M.; thence northerly along the north-south centerline of section 31, T. 19 N., R. 19 E., M.D.B.&M. to the 1/4 corner common to sections 30 & 31, T. 19 N., R. 19 E., M.D.B.&M.; thence westerly along the southerly line of section 30, T. 19 N., R. 19 E., M.D.B.&M.; to the SW corner of section 30, T. 19 N., R. 19 E., M.D.B.&M.; thence northerly along the westerly line of sections 30 & 19, T. 19 N., R. 19 E., M.D.B.&M. to the center of section 19, T. 19 N., R. 19 E., M.D.B.&M.; thence west to the E 1/4 corner of section 24, T. 19 N., R. 18 E., M.D.B.&M.; thence north to the SE corner of the NE 1/4 of the NE 1/4 of section 24, T. 19 N., R. 18 E., M.D.B.&M.; thence west to the SW corner of the NE 1/4 of the NW 1/4 of section 24, T. 19 N., R. 18 E., M.D.B.&M.; thence north to the NW corner of the NE 1/4 of the SW 1/4 of section 13, T. 19 N., R. 18 E., M.D.B.&M.; thence west to the center of section 14, T. 19 N., R. 18 E., M.D.B.&M.; thence south to the 1/4 corner common to sections 14 and 23, T. 19 N., R. 18 E., M.D.B.&M.; thence west to the section corner common to sections 14, 15, 22 and 23, T. 19 N., R. 18 E., M.D.B.&M.; thence south to the SE corner of the NE 1/4 of the NE 1/4 of section 22, T. 19 N., R. 18 E., M.D.B.&M.; thence west to the SW corner of the NW 1/4 of the NW 1/4 of section 22, T. 19 N., R. 18 E., M.D.B.&M.; thence north to the section corner common to sections 15, 16, 21 and 22, T. 19 N., R. 18 E., M.D.B.&M.; thence west to the 1/4 corner common to sections 17 and 20, T. 19 N., R. 18 E., M.D.B.&M.; thence south to the 1/4 corner common to sections 29 and 32, T. 19 N., R. 18 E., M.D.B.&M.; thence west to the section corner common to sections 29, 30, 31 and 32, T. 19 N., R. 18 E., M.D.B.&M.; thence south to the SE corner of section 31, T. 19 N., R. 18 E., M.D.B.&M.; thence west along the township line to the intersection with the Nevada-California state boundary line; thence north along the state line to the section line common to sections 6 and 7, T. 19 N., R. 18 E., M.D.B.&M.; thence east along the section line to the section corner common to sections 4, 5, 8 and 9, T. 19 N., R. 18 E., M.D.B.&M.; thence northerly along the westerly line of section 4, T. 19 N., R. 18 E., M.D.M. and section 33, T. 20 N., R. 18 E., M.D.M. to the section corner common to sections 28, 29, 32 and 33, T. 20 N., R. 18 E., M.D.B.&M.; thence easterly along the northerly line of sections 33, ~~and 34 and 35~~, T. 20 N., R. 18 E., M.D.M. to the SW corner of section 265, T. 20 N., R. 18 E., M.D.M.; thence northerly along the westerly line of section 26, T. 20 N., R. 18 E. M.D.B.&M., to the NW corner of section 26, T. 20 N., R. 18 E. M.D.B.&M.; thence easterly along the northerly line of section 26, T. 20 N., R. 18 E. M.D.B.&M. to an intersection with the centerline of Peavine Peak Road; thence easterly and northerly along the centerline of Peavine Peak Road to an intersection with the westerly line of section 18, T. 20 N., R. 19 E. M.D.B.&M; thence northerly along the

westerly line of section 18, T. 20 N., R. 19 E. M.D.B.&M ~~thence north to the 1/4 corner common to sections 25 and 26, T. 20 N., R. 18 E., M.D.B.&M.; thence easterly along the east-west centerline of section 25, T. 20 N., R. 18 E., M.D.M. and sections 29 and 30, T. 20 N., R. 19 E., M.D.M. to the easterly 1/4 corner of section 29, T. 20 N., R. 19 E., M.D.M.; thence north along the westerly line of sections 28 and 21, T. 20 N., R. 19 E., M.D.M. to the SE corner of section 17, T. 20 N., R. 19 E., M.D.M.; thence west to the section corner common to sections 17, 18, 19 and 20, T. 20 N., R. 19 E., M.D.B.&M.; thence north to the section corner common to sections 7, 8, 17 and 18, T. 20 N., R. 19 E., M.D.B.&M.; thence west to the section corner common to sections 7 and 18, T. 20 N., R. 19 E., and sections 12 and 13, T. 20 N., R. 18 E., M.D.B.&M.; thence north along the range line common to section 12, T. 20 N., R. 18 E., and section 7, T. 20 N., R. 19 E., to an intersection with the southerly right-of-way of the Western Pacific Railroad; thence westerly along the southerly right-of-way of the Western Pacific Railroad to an intersection with the north-south center section line of section 11, T. 20 N., R. 18 E., M.D.B.&M.; thence north to an intersection with the southerly right-of-way of U.S. Highway 395; thence northwesterly along the southerly right-of-way of U.S. Highway 395 to an intersection with the section line common to sections 29 and 32, T. 21 N., R. 18 E., M.D.B.&M.; thence west to an intersection with the state boundary line of Nevada and California; thence north along the state boundary line to an intersection with the section line common to sections 18 and 19, T. 21 N., R. 18 E., M.D.B.&M.; thence east to a section corner common to sections 17, 18, 19 and 20, T. 21 N., R. 18 E., M.D.B.&M.; thence north to the NW corner of the SW 1/4 of the SW 1/4 of section 17, T. 21 N., R. 18 E., M.D.B.&M.; thence east to the NW corner of the SE 1/4 of the SE 1/4 of section 17, T. 21 N., R. 18 E., M.D.B.&M.; thence north to the NW corner of the SE 1/4 of the NE 1/4 of section 17, T. 21 N., R. 18 E., M.D.B.&M.; thence east to the NE corner of the SE 1/4 of the NE 1/4 of section 17, T. 21 N., R. 18 E., M.D.B.&M.; thence northerly along the westerly line of sections 16 and 9, T. 21 N., R. 18 E., M.D.M. to the NW corner of section 9, T. 21 N., R. 18 E., M.D.M.; thence easterly along the northerly line of section 9, T. 21 N., R. 18 E., M.D.M. to the NE corner of section 9, T. 21 N., R. 18 E., M.D.M.; thence easterly along the northerly line of section 10, T. 21 N., R. 18 E., M.D.M. to the NE corner of section 10, T. 21 N., R. 18 E., M.D.M.; thence southerly along the easterly line of sections 10, 15 & 22, T. 21 N., R. 18 E., M.D.M. to the NE corner of section 27, T. 21 N., R. 18 E., M.D.M., thence westerly along the northerly line of section 27, T. 21 N., R. 18 E., M.D.M. to the NW corner of the E2 of the NE 1/4 of section 27, T. 21 N., R. 18 E., M.D.M.; thence southerly along the westerly line of the E2 of the NE 1/4 of section 27, T. 21 N., R. 18 E., M.D.M. to the SW corner of the E2 of the NE 1/4 of section 27, T. 21 N., R. 18 E., M.D.M.; thence westerly along the northerly line of the S2 of section 27, T. 21 N., R. 18 E., M.D.M. to the SW corner of the E2 of the NW 1/4 of section 27, T. 21 N., R. 18 E., M.D.M.; thence southerly along the easterly line of section 9, T. 21 N., R. 18 E., M.D.M. to the NW corner of section 15, T. 21 N., R. 18 E., M.D.M.; thence easterly along the northerly line of section 15, T. 21 N., R. 18 E., M.D.M. to the NE corner of section 15, T. 21 N., R. 18 E., M.D.M.; thence southerly along the easterly line of section 15, T. 21 N., R. 18 E., M.D.M. to the SE corner of section 15, T. 21 N., R. 18 E., M.D.M.; thence westerly along the southerly line of section 15, T. 21 N., R. 18 E., M.D.M. to the NE corner of section 21, T. 21 N., R. 18 E., M.D.M.; thence south to the section corner common to sections 21, 22, 27 and 28, T. 21 N., R. 18 E., M.D.B.&M.; thence east to the NE corner of the NW 1/4 of the NW 1/4 of section 27, T. 21 N., R. 18 E., M.D.B.&M.; thence south to an intersection with the northerly right-of-way of U.S. Highway 395; thence southeasterly along the northerly right-of-way of U.S. Highway 395~~

to an intersection with the north-south center of section line of section 2, T. 20 N., R. 18 E., M.D.B.&M.; thence north to the N 1/4 corner of section 2, T. 20 N., R. 18 E., M.D.B.&M.; thence west to the S 1/4 corner of section 35, T. 21 N., R. 18 E., M.D.B.&M.; thence north to the N 1/4 corner of section 26, T. 21 N., R. 18 E., M.D.B.&M.; thence west to the section corner common to sections 22, 23, 26 and 27, T. 21 N., R. 18 E., M.D.B.&M.; thence northerly along the westerly line of sections 23 and 14, T. 21 N., R. 18 E., M.D.M. to the NE corner of section 14, T. 21 N., R. 18 E., M.D.M.; thence easterly along the northerly line of section 14, T. 21 N., R. 18 E., M.D.M. to the southerly 1/4 corner of section 11, T. 21 N., R. 18 E., M.D.B.&M.; thence northerly along the north-south centerline of sections 11 and 2, T. 21 N., R. 18 E., M.D.M. to the N 1/4 corner of section 2, T. 21 N., R. 18 E., M.D.B.&M.; thence east to the section corner common to sections 4 and 5, T. 21 N., R. 19 E., and sections 32 and 33, T. 22 N., R. 19 E., M.D.B.&M.; and being the point of beginning.

SECTION 4. Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals) is hereby amended by amending section 50.104 which shall read as follows:

50.104 Spanish Springs area: Congested area. The following described area within the unincorporated area of the county is determined to be a congested area: All of sections **4, 9, 13, 14, 16, 21, 22, 23, 24, 25, 26, 27, 33, 34, 35** and 36; **all that portion of section 1 lying westerly of State Route 445; all that portion of Section 2 lying westerly of State Route 445 and easterly of the elevation contour line representing an elevation of 4800' above mean sea level (NAVD 88); all that portion of the E2 of section 10 lying easterly of the elevation contour line representing an elevation of 4800' above mean sea level (NAVD 88); all that portion of section 11 lying westerly of State Route 445 and easterly of the elevation contour line representing an elevation of 4800' above mean sea level (NAVD 88); all that portion of section 15 lying easterly of the elevation contour line representing an elevation of 4800' above mean sea level (NAVD 88); and all those portions of sections 17, 20, 28 and 29 lying easterly and northerly of Eagle Canyon Drive, and the east 2 of section 22, T. 21 N., R. 20 E., M.D.B.&M., and all of sections 1, 2, 3, 4, 10, 11 and 12, T. 20 N., R. 20 E., M.D.B.&M., and all of section 6 and the west 2 of section 7, T. 20 N., R. 21 E., M.D.B.&M.; and the southwest 1/4 of the northwest 1/4 and the northwest 1/4 of the southwest 1/4 section 30, T. 21 N., R. 21 E., M.D.B.&M., and the south 2 of the north 2 and the south 2 of section 25, T. 21 N., R. 21 E., M.D.M.**

SECTION 5. Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals) is hereby amended by amending section 50.108 which shall read as follows:

50.108 New Washoe City: Congested area. The New Washoe City area is determined to be a congested area and is specifically described as: All that portion of section 25, T. 17 N., R. 19 E., M.D.B.&M., lying easterly of East Lake Boulevard; all of sections 30, 31 and 32, T. 17 N., R. 20 E., M.D.B.&M.; all of sections **4, 5** and 6, T. 16 N., R. 20 E., M.D.B.&M.

SECTION 6. Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals) is hereby amended by eliminating section 50.110 as follows:

~~50.110 Old Washoe City: Congested area. The Old Washoe City area is determined to be a congested area and is specifically described as: The NW 1/4 of section 24 and all of section 23, T. 17 N., R. 20 E., M.D.B.&M.~~

SECTION 7. If any section of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

Section 8. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases, or sentences contained in the Washoe County Code in conflict herewith are hereby repealed.

Section 9. This ordinance shall be published by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Washoe County, Nevada, at least once a week for a period of two (2) weeks, and shall be in force and effect thereafter.

[Business Impact Note: The Board of County Commissioners hereby finds that this ordinance does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

This ordinance was proposed on the ____ day _____, _____, by Commissioner _____.

This ordinance was passed on the ____ day _____, _____.

Those voting "aye" were _____.

Those voting "nay" were _____.

Those absent were _____.

Those abstaining were _____.

Kitty K. Jung, Chair
Washoe County Commission

ATTEST:

Nancy Parent, County Clerk

This ordinance shall be in force and effect from and after the _____ day of _____, 2016.



Congested Shooting Area

Introduction and first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals):

Amending the following sections:

- 50.092 – Unlawful Discharge of Firearms; Exemption
- 50.096 – Greater Truckee Meadows and Environs area Congested area
- 50.104 – Spanish Springs area Congested area
- 50.108 – New Washoe City area Congested area
- 50.110 – Old Washoe City area Congested area





Congested Shooting Area

Introduction and first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals):

Facts to Consider:

- Community Services Department creates the meets and bounds survey description within Chapter 50.
- Sheriff's Office enforces the congested area.
- City limits are governed by City Code which prohibit discharge within those limits.
- Shooting on public lands is governed by County Code, and the pertinent Federal Agency rules.
- Updates to the Congested Boundary last occurred in 2002.
- In 2014 the Board removed certain restrictions on the discharge of firearms specific to portions of Warm Springs.



Congested Shooting Area

Changes being introduced for possible action:

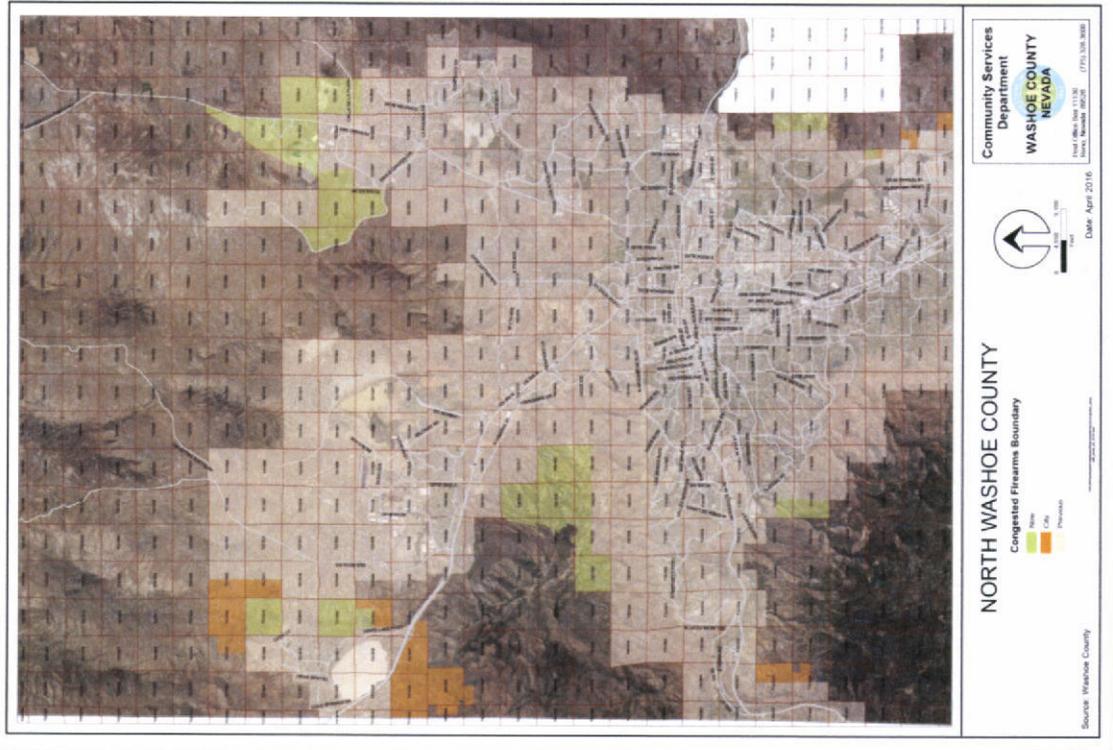
50.092 – Unlawful Discharge of Firearms; Exemption

- At the request of the State of Nevada, Department of Wildlife (NDOW), an exemption is being proposed for discharge within the congested area.
- Additional language specific to archery is being added.
 - Proposed exemptions:
 - 50.092-1-(d)-(i) – Unless in the possession of and while lawfully hunting under authority of a valid big game tag issued by the Nevada Department of Wildlife, and then only further than 5,000 feet from any dwelling occupied by another person or persons.
 - 50.092-1-(e) – Hunt by the use of any means up to and including archery equipment within 1,000 feet of any dwelling occupied by another person or persons.

A lawful hunter is required to attend a hunter safety class prior to being issued a hunting license or big game tag, enforced by NDOW.



Congested Shooting Area North





Congested Shooting Area South





Community Services Department CONTACT:

www.washoecounty.us/csd

Main number : (775)328-3600

QUESTIONS?

The attached document was submitted to the **Washoe**
County Board of Commissioners during the meeting
held on 6-28-16

by Constituent Services

for Agenda Item No. 14

and included here pursuant to NRS 241.020(7) as
amended by AB65 of the 2013 Legislative Session.



**Congested Area Shooting
Resident Comments**
www.washoecounty.us/contactus

Request #6570

"Public comment for BCC 6/28 agenda item 14"

Wendy Firestone, Reno. I have lived in Horizon Hills for more than 20 years. When I first moved to the area, I could walk my dogs and rarely see another person. I remember a 4x4 er asking me if I needed help it was so strange to see a person walking alone on Peavine. Now I rarely walk the dogs that I don't see other people hiking, running, mt. biking, riding ATV's and motorcycles and yes, target shooting. I love to see people out and about enjoying the great outdoors. Target shooting has been a part of the Peavine recreation landscape for generations. I don't want to take that away from them, just confine it to smaller designated areas further away from housing developments. Thank you for considering my public comment.

Wendy Firestone, wendy.k.firestone@gmail.com

Request #6567

I respectfully submit this written testimony to the Board of Commissioners regarding the June 18 meeting agenda item #14, reading of ordinance amending Chapter 50; subsections 50.092, 50.096, 50.104, 50.108, and eliminating 50.110. My husband and I moved to the Horizon Hills neighborhood in August 2015 from New Mexico upon my acceptance of position at UNR as a professor. We fell in love with Reno and the neighborhood upon first sight. A key to our home purchase was the location next to Peavine Mountain and the surrounding foothills where mountain biking and hiking with our dogs fits our lifestyles very well.

We moved in on a weekday and by the first weekend noticed the target shooting, more specifically the proximity and frequency. My husband, a NRA member since 1984 and avid hunter, notably expressed concern about our safety soon after. The problem as he explained it to me, was that shooters line-of-sight and non-shooters locations in valleys below or on hillsides was "simply an accident waiting to happen" regardless of distance. Recently we learned about shooter/hiker incidents from the Facebook group "Promoting Safety on Peavine" and the proposed ordinance changes you are considering.

While my husband and I support the proposed ordinance changes, we both encourage the Washoe County Board of Commissioners to consider restricting target shooting to areas even further away. This primary reason is because the off-roading community (i.e. motorcyclists, ATV's, 4x4 trucks) that wear helmets and cannot hear shooters while operating motorized vehicles arrive on weekends, as do shooters. We believe the off-road community is avoiding hikers/bicyclists in the foothill areas by operating vehicles in areas dangerously close to the shooting areas. Public safety is the heart of the matter; this issue is not an affront upon our second amendment right to bear arms, the issue is seemingly an unintended consequence of Reno's growth and success.

jelucero@gmail.com

Request #6565

Patricia Fager

RE: BCC6/28 agenda item 14

I urge you to approve Congested Area Ordinance for Peavine Mtn. I frequently hike on Peavine, my grandkids ride bikes up there. I am amazed that someone has not been injured with the shooting so close to homes and trails.

Some have referenced some historical right to shoot on Peavine. 20 Years ago I went target shooting in Golden Valley and Sun Valley. Now there are hundreds of homes there. Those are no longer "uncongested areas" and neither is Peavine. Regarding shared use of Peavine, the difference is; I don't place anyone in danger by hiking on Peavine,

Request #6564

Public comment for BCC 6/28 item 14. Protecting a widely used trail system within (or just outside?) city limits from shooting is a no brainer. Hiking and mountain biking are more marketable uses for the city as well. Please pass the Congested Area ordinance. Sincerely, Alex DioDato

6/27/2016 1:20 PM

- 6-28-16 BCC #14
Constituent Services

Request #6559

Denise Stevens – djstev333@aol.com

Please consider closing the Peavine area to shooting. Indiscriminate shooting has become a problem in many areas in Washoe County, including in the Silver Knolls area.

Request #6573

Joy Anhold - donjoyanhold@prodigy.net

We live on the main artery to the hole. Lots of shooting and dumping of trash. We have lived here since 1979. My husband regularly takes dumped trash to the dump because it becomes targets for shooters. We pay. We have dodged bullets several times and made several reports. Please help Peavine Mountain.

Request #6574

Joy Anhold - donjoyanhold@prodigy.net

Peavine Congested Area ordinance' and 'BCC 6/28 agenda Item 14'. I submitted a previous comment without this information. There are also two golden eagle nests that have been there since before we lived on this mountain, 1979. Both of those nests are within the hole. There are shooting between and underneath both of the nests. Distressing the eagles.

Request #6577

Robb Lugg - rhughlugg@yahoo.com

While on a run over Easter weekend I heard gunshots and saw someone shooting near "Three Trees" just off the Halo Trail. I alerted the gunman to my presence but whomever it was kept blasting away so I had to book it out of there. It was a little unnerving so I stayed away from heading too far into the 'Vine for a while after that, which is a bummer--it's supposed to be a shared space. I work at Reno Running Company, and many of our customers ask for trail recommendations. Would be great to send customers to Peavine knowing they'll be safe from stray bullets. Please pass the Congested Area ordinance.

Request #6578

Norm Delorme - normdelorme@gmail.com

My name is Norm DeLorme. I will attend the Tuesday meeting in reference to comment on Item 14, Peavine Mountain Trail System with Mr. Buck Sampson, Reno Native Americans. As Native Paiute Indians, we need access to our Inherent Sacred Sites on Peavine Mountain. During the Springtime, the Summertime, and the Fall Time, we go to pray, to make offerings and to gather our traditional medicines and minerals. Peavine Mountain is our central beacon landmark in our creation story. We ask the Commissioners to pass the Congested Area ordinance.

Promoting Safety on Peavine Trails



June 2016

Peavine Non-Motorized Trails Continued from page 45

HALO TRAIL

The trail climbs from the West Keystone trailhead and then contours a prominent north-south trending ridge just west of Keystone Canyon. It connects to the existing Keystone Canyon Trail (once a toll road to the historic town of Poeville); the trail makes 8- or 12-mile loop opportunities from either of the Keystone trailheads.

Length/elevation gain: 5.5 miles/1,100 ft.

Allowed use: Hiking, mountain biking

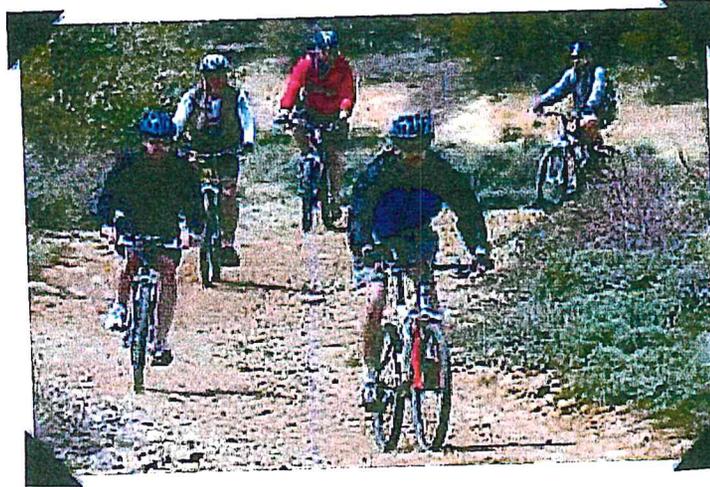
Management: U.S. Forest Service

Surface type: Natural

Amenities: Kiosk, parking, trailhead

ADA accessibility: No

Dogs: Yes, on leash



RANCHO CONNECTOR

The trail connects Rancho San Rafael Regional Park to the East Keystone Trail System for numerous loop opportunities.

Length/elevation gain: 1.4 miles/310 ft.

Allowed use: Hiking, mountain biking

Management: Washoe County

Surface type: Natural

ADA accessibility: No

Dogs: Yes, on leash

KEYSTONE CANYON TRAIL

This northwest Reno trail is popular with mountain bikers. The East Keystone Trailhead is non-motorized. The trail has some challenging sections for intermediate riders. There is a significant trail network throughout the Peavine area.

Length: 1.8 miles

Allowed use: Hiking, mountain biking, non-motorized (eastern area of trail)

Management: Washoe County/U.S. Forest Service

Surface type: Natural

Amenities: Parking, restroom, trailhead

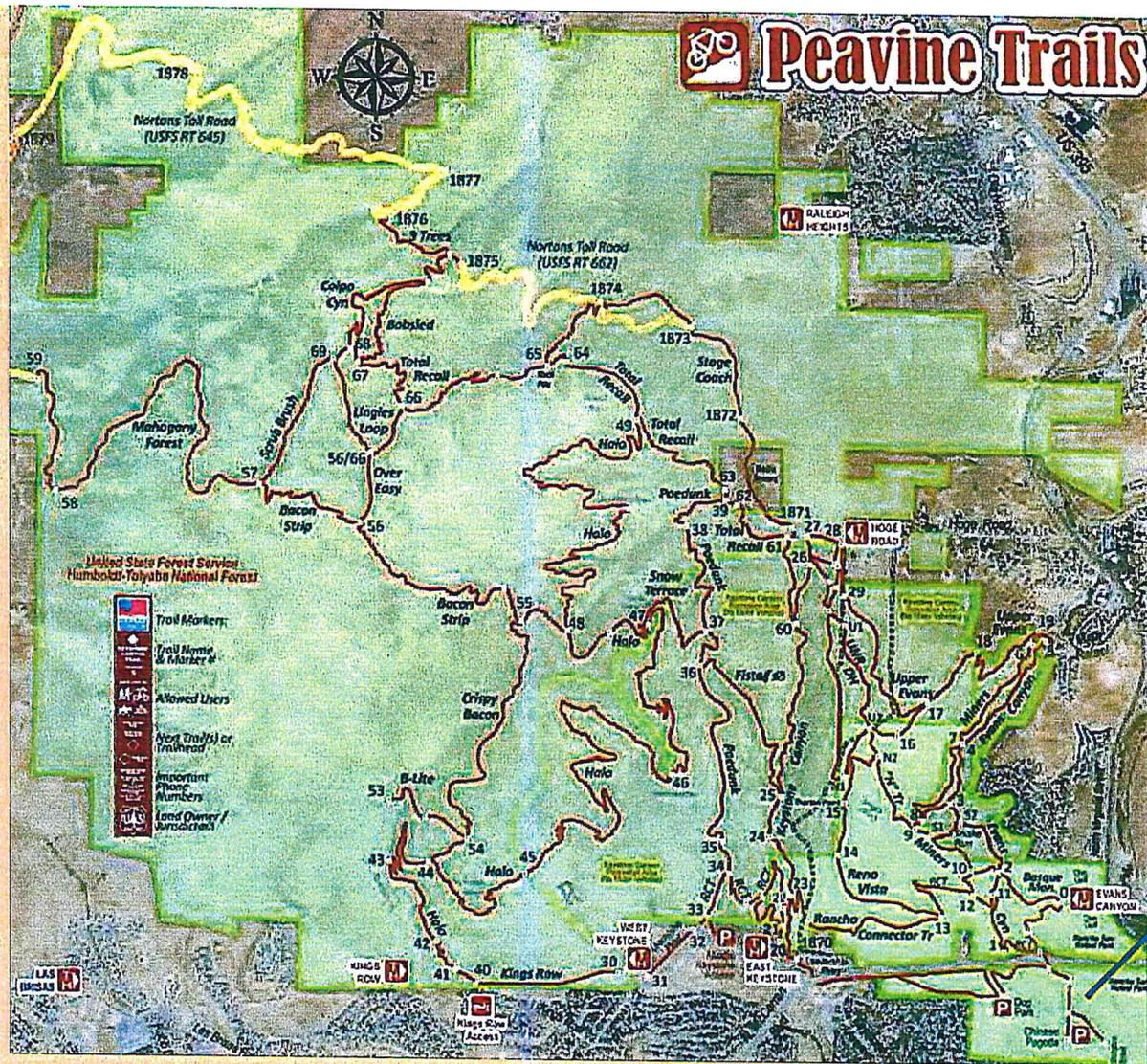
ADA accessibility: No

Dogs: Yes, on leash



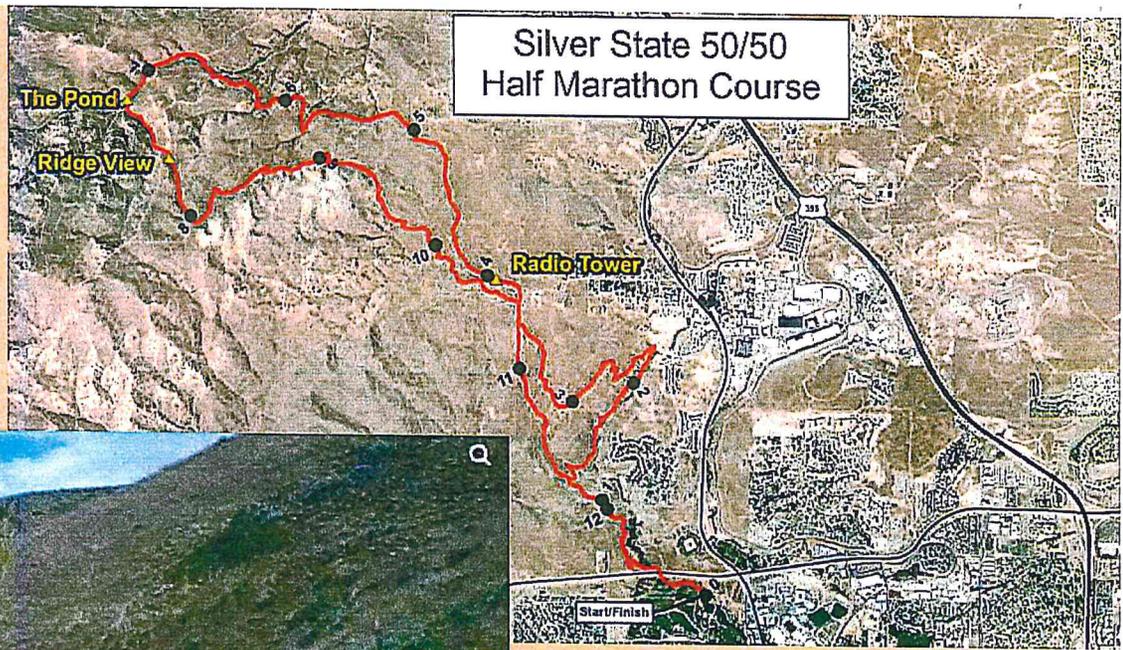
Truckee Meadows Trails — Your guide to trails in Reno, Sparks and Washoe County

Trails and roads on Peavine Mountain are an outstanding multi-use recreational resource promoted by Washoe County



Rancho San Rafael

Non-motorized trails built and designated over the past 15 years have separated hikers, mountain bikers, and runners from dirt-bikers and 4x4ers, for the greater safety and enjoyment of everyone.



Registration closes: Wed, May 13 @ 12:00AM



Peavine trails attract visitors to mountain biking and running events

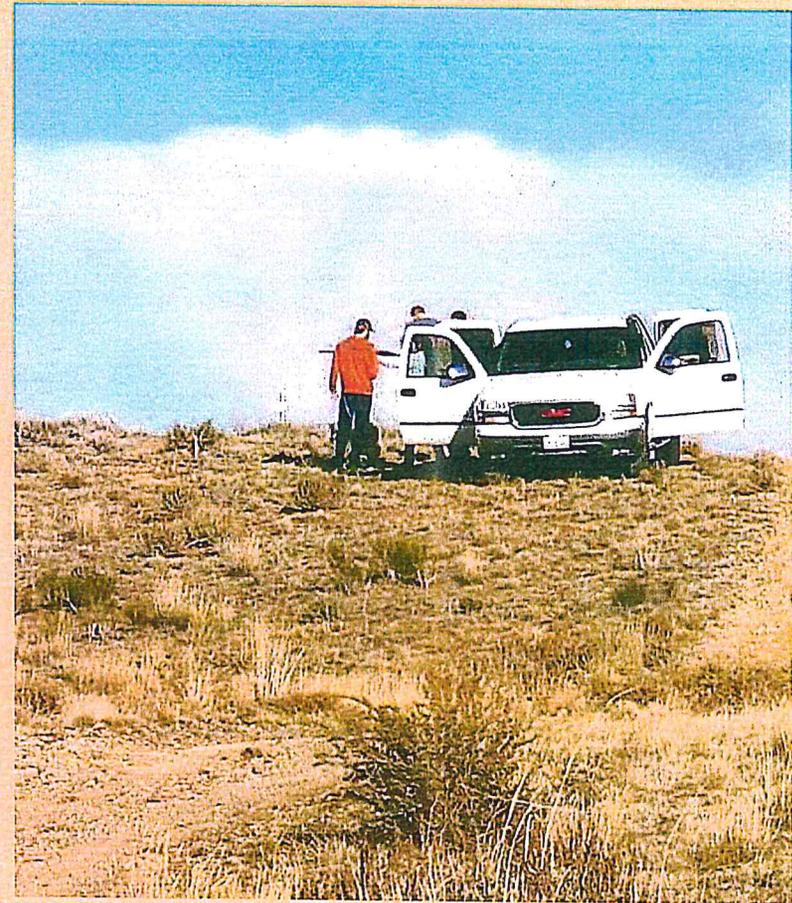


But there is a serious public safety issue on Peavine Mountain with irresponsible shooting on, over, and toward trails, roads, and OHV tracks and in Congested Area.

Frequent shooting without regard for location of trails and roads or Congested Areas

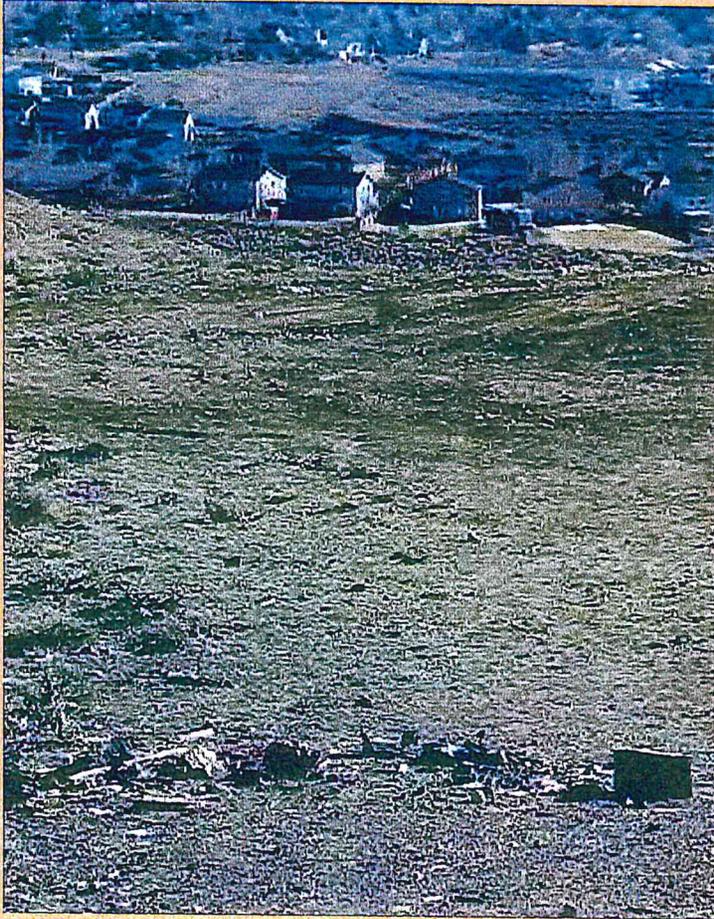


Shooters on the Total Recall Trail in Congested Area (illegal):
"shooting gallery"



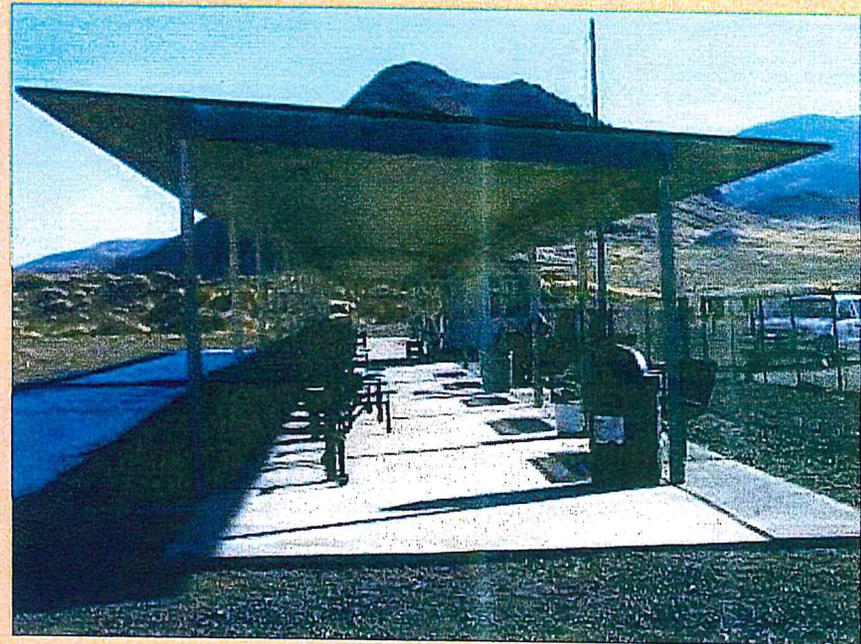
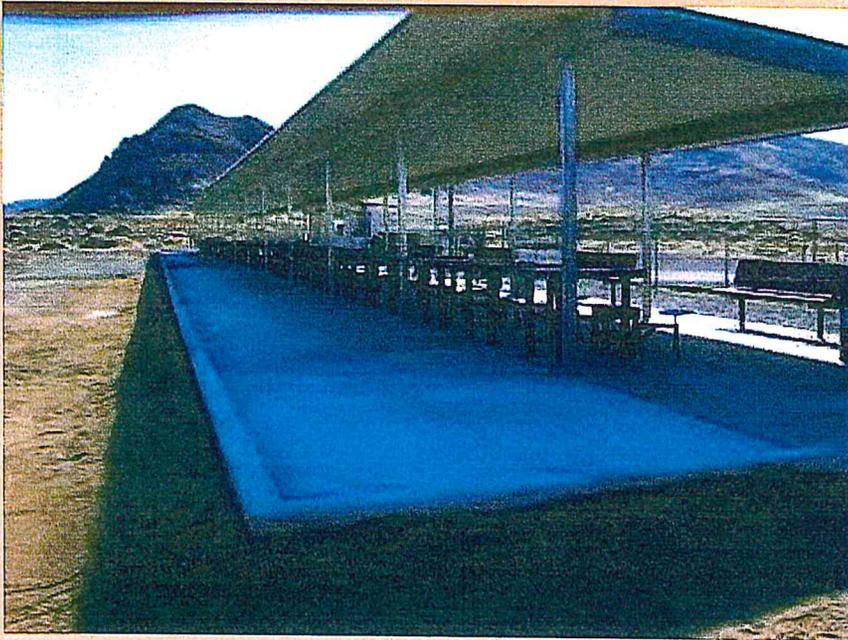
Shooting out from ridge above Halo Trail (600 ft away), near Bacon Strip Trail (800 ft). Legal zone, but no backstop and near trails.

Leaving shotgun cartridges, shell casings, and target debris behind



Shooting site above Kings Row OHV trailhead, 550 ft from Halo Trail, 1800 ft from homes

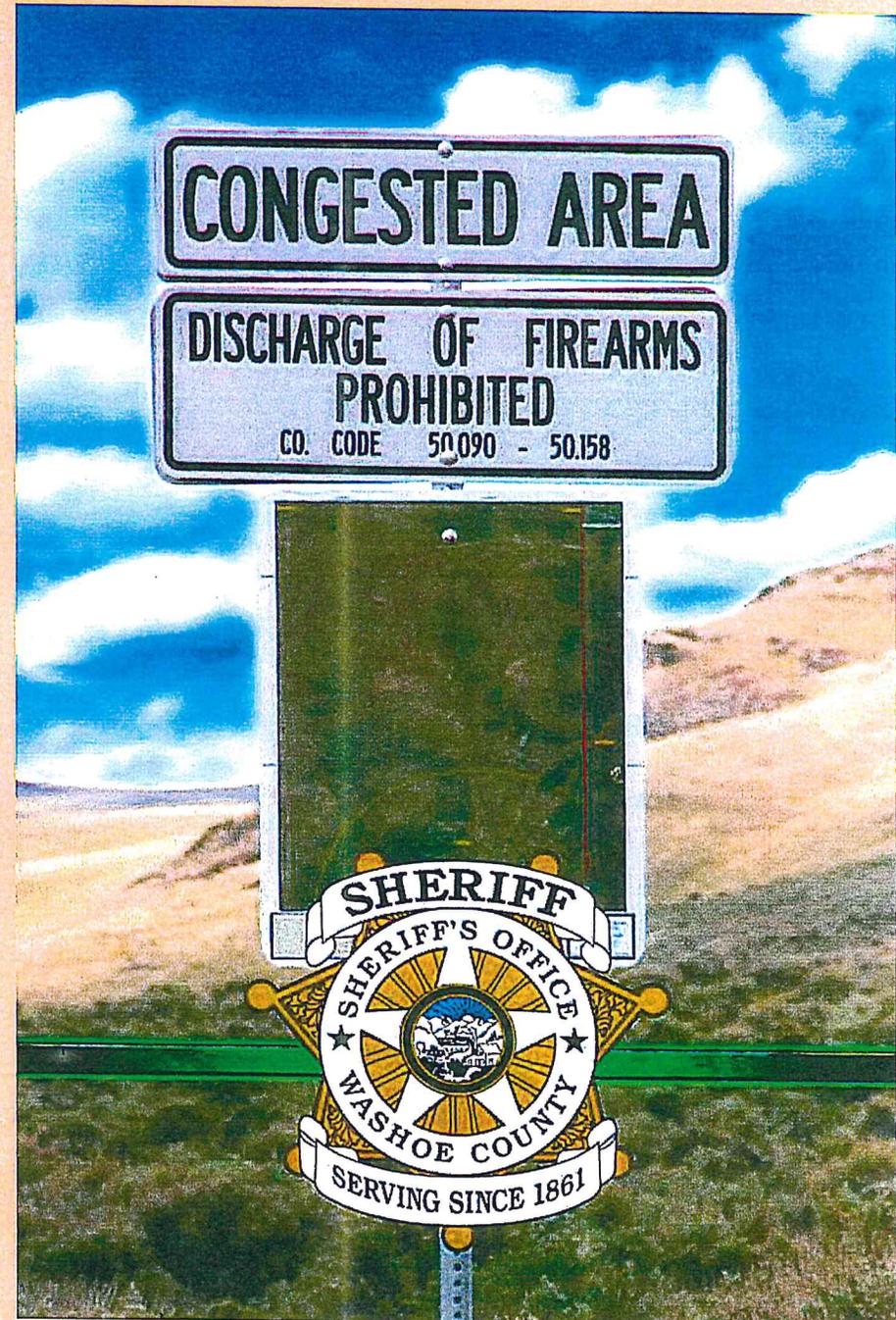
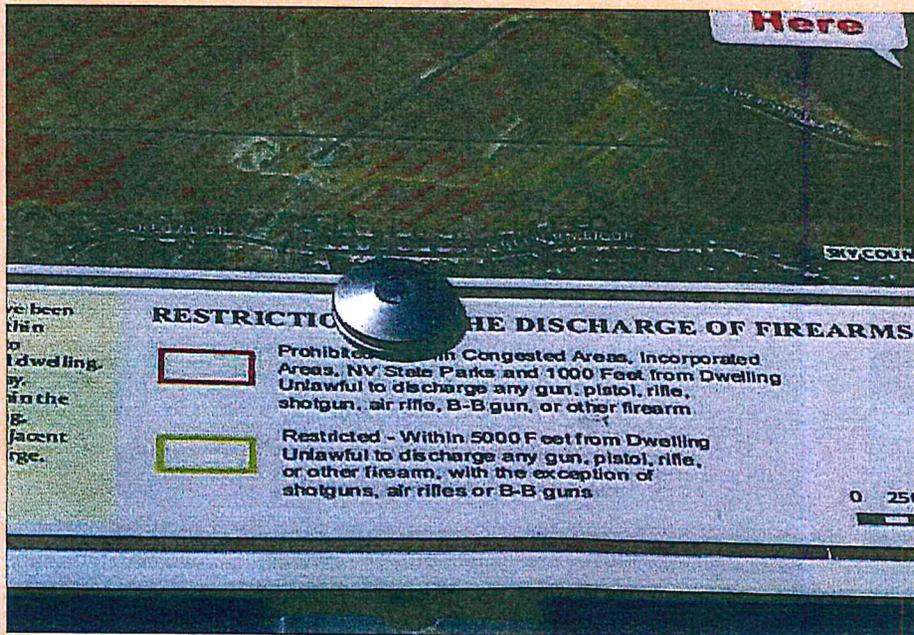
- Shooting in Congested Areas and over or toward trails in unrestricted areas is frequent
 - Testimony at Parks Commission 2/3/2015
 - Reports and photos on [facebook.com/PeavineTrailSafety](https://www.facebook.com/PeavineTrailSafety) (appendix)
 - Other social media reports (appendix)
- Related fire hazards and illegal dumping issues: *#triggertrash*

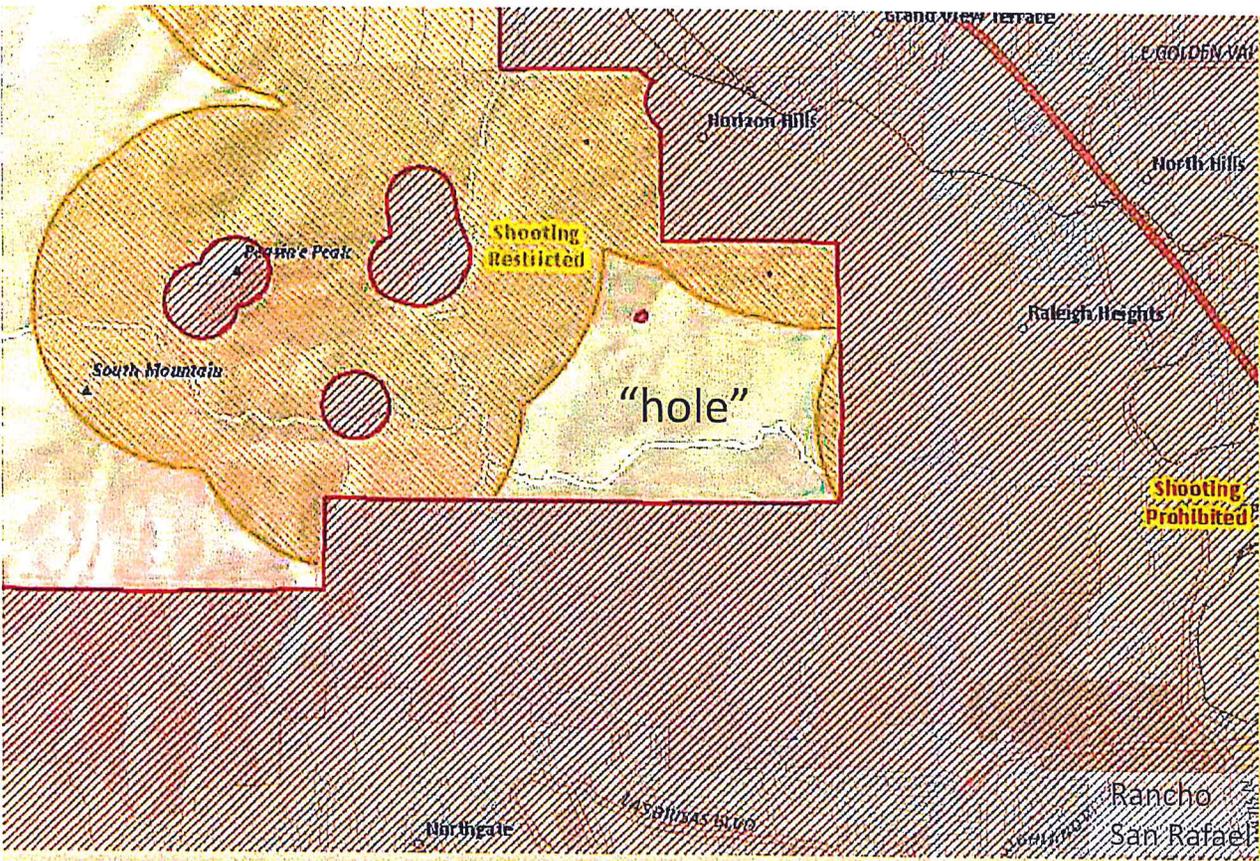


- The Washoe County Regional Shooting Facility on Pyramid Highway is open to the public for a small fee.
- Commercial indoor ranges are available in Reno/Sparks.
- There is also a high demand for free target shooting sites near Reno/Sparks.
- Recreational shooting on public land is a legitimate activity where permitted and when done safely.
- Irresponsible shooters who choose unsafe locations threaten the safety of others.

Washoe Co. Sheriff's Office

- Enforces Congested Area regulations
- Congested area signage
- Brochure on rules
- On-line map
- Press releases





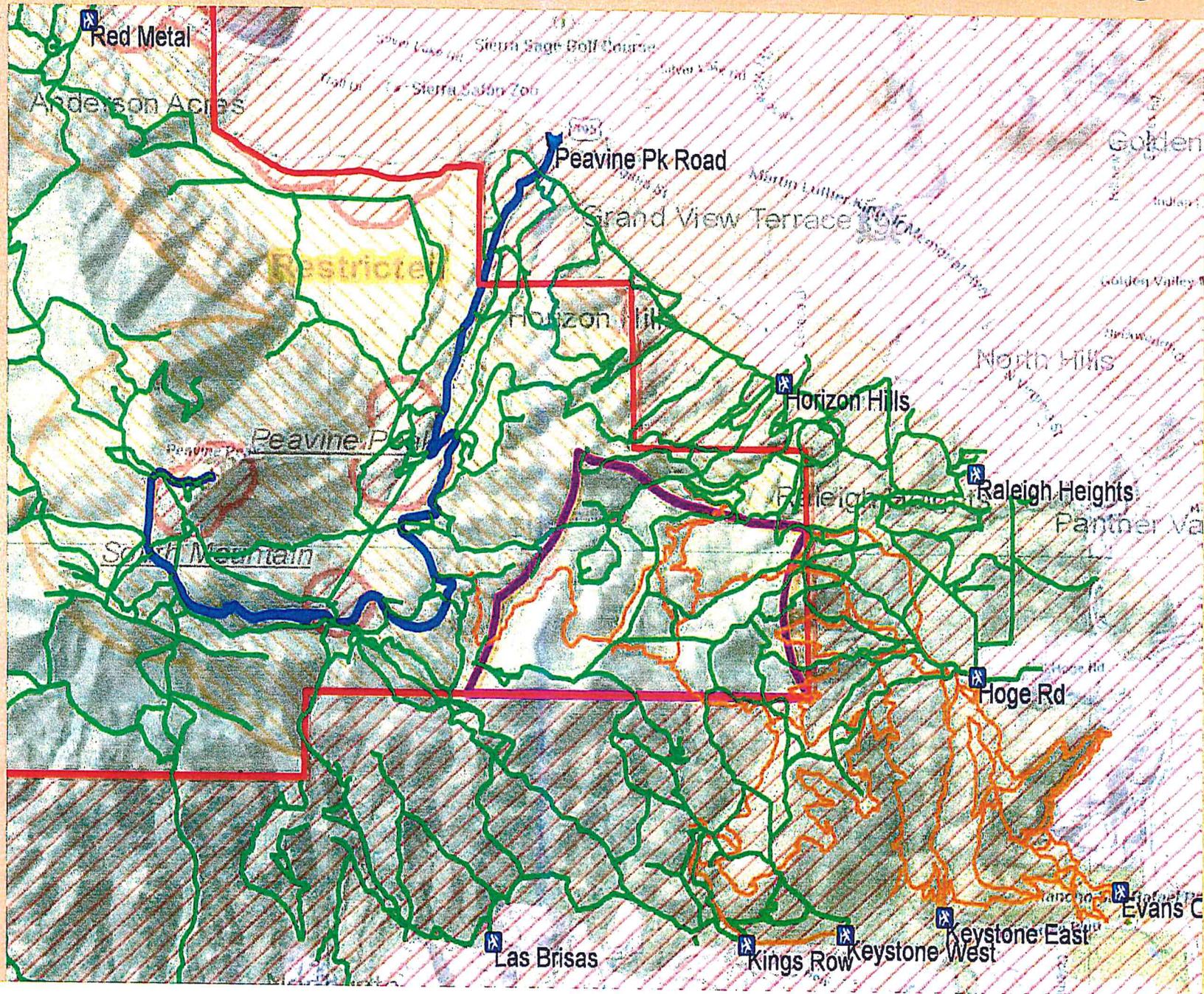
Washoe County Code 50.094 to 50.154 states that it is unlawful to discharge:

- Any gun, pistol, or rifle, with the exception of shotguns, air rifles, or BB guns, within 5000 feet of an occupied dwelling.
- Shotguns, air rifles, or BB guns within 1000 feet of an occupied dwelling.
- A firearm from, upon, over or across any federal or state highway or any county road or highway.
- A firearm within a Nevada State Park, unless otherwise designated by the Administrator.
- Within the jurisdiction of the U.S. Forest Service, it is prohibited to discharge a firearm in or within 150 yards of a residence, building, campsite, developed recreation site or occupied area, or across or on a National Forest System road or a body of water adjacent thereto, or in a manner or place whereby any person or property is exposed to injury or damage as a result in such discharge, or into or within any cave.



- Complicated rules and congested area boundaries
- Unrestricted “hole” on southeast flank of Peavine Mountain—shotgun, handgun, rifle, machine gun discharge allowed
- Dense network of roads and trails in the “hole” (about 20 miles)
- Irregular boundaries cut through trails and terrain without regard for safety
- Boundaries hard for users to find and Sheriff to enforce
- No point in “hole” farther than 1000 ft from a road or trail

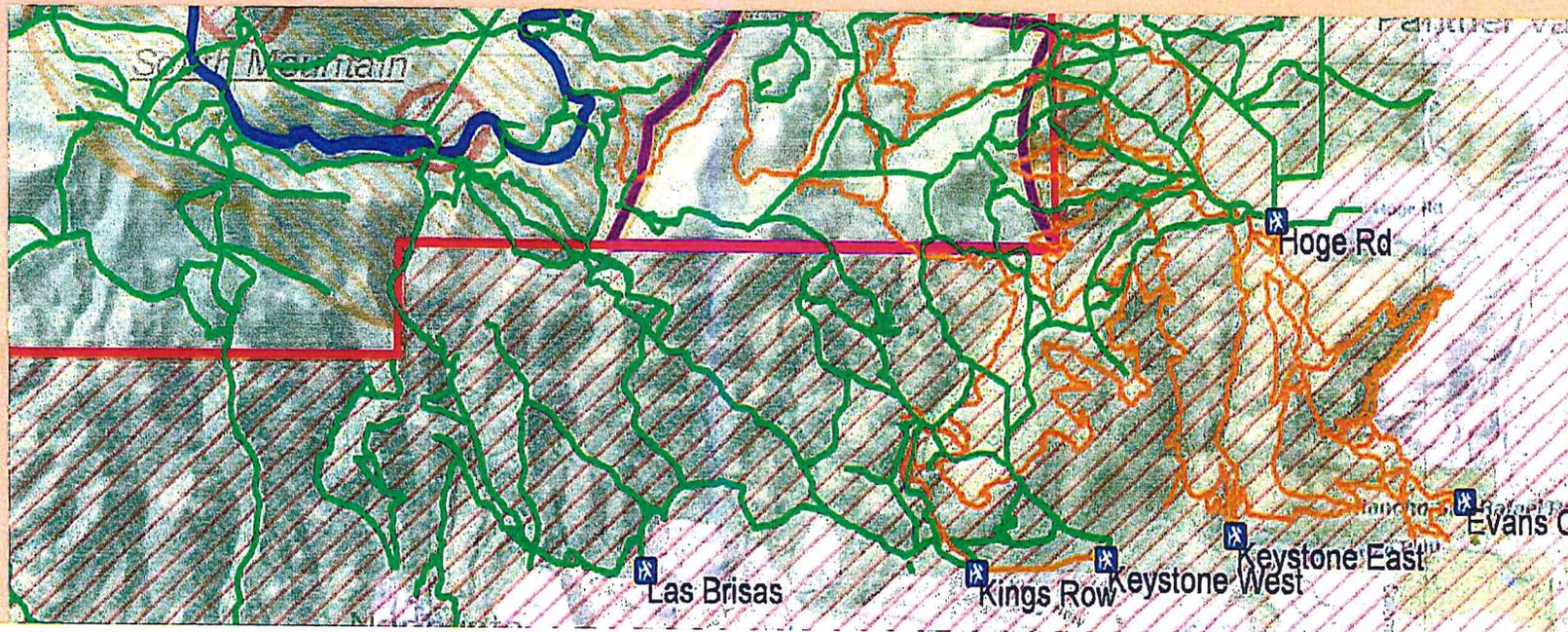
Map of East Peavine Mountain including most roads (green) and non-motorized trails (orange)



- Most of Peavine is USFS land, but Washoe County regulates shooting through its Congested Areas ordinance (W.C.C. 50)
- Congested Area boundaries were last adjusted by the Washoe County Commission in Oct. 2002:

Citizens advocated expansion of Congested Area 'up to the ridge,' but a more limited expansion was approved. **Commissioner Galloway "said he believes the expansion is adequate, but if it proves not to be, action could be taken later to address the situation."**

- Boundaries based on distances from developments and structures
- Trails and usage have increased greatly since 2002
- Boundaries don't make sense with locations and current usage of trails and roads



Action Plan

- Past and current efforts have failed to ensure safety
- Need to improve safety and meet the needs of responsible hikers, bikers, runners, dirt-bikers, 4x4ers, and target shooters
- Multi-prong effort:
 - **More Education**
 - **Better Enforcement**
 - **Smarter Regulation**

More Education

- Improve signage with a consistent and **simple** message about where shooting is restricted and where it is allowed.
- Continue efforts by the Sheriff's Office and user groups to educate the public about the Congested Areas and restricted shooting areas.
- Need effort to train shooters on basic firearms safety.
- Educate trail users on protocols to protect their safety when they encounter shooting that is too close for comfort.

Better Enforcement

- Increase patrols in the area by an OHV officer
 - OHV ranger previously funded by USFS
 - authority to enforce shooting regulations
 - focus on education and warnings rather than citations for most
 - Citations for repeat offenders and those in open defiance of regulations
- Promote accurate and timely reporting of illegal and unsafe shooting
 - outreach to trail users on keeping safe and reporting protocols

Smarter Regulation

- Adjust and simplify Congested Area and Restricted Shooting boundaries
 - Protect areas with dense trail and road networks
 - Provide safe legal shooting areas to attract shooters away from trails and Congested Areas
 - Boundaries should follow easily identified geographic features or roads

Smarter Regulation

(continued)

- Prohibit shooting over and toward **trails and roads**
 - Carson City District of BLM currently has this regulation
 - USFS, County, and State regulations prohibit shooting from or over official roads and highways, but do not explicitly mention “trails”
- Establish mechanism for an organized group of responsible shooters to adopt and maintain safe, sustainable shooting areas

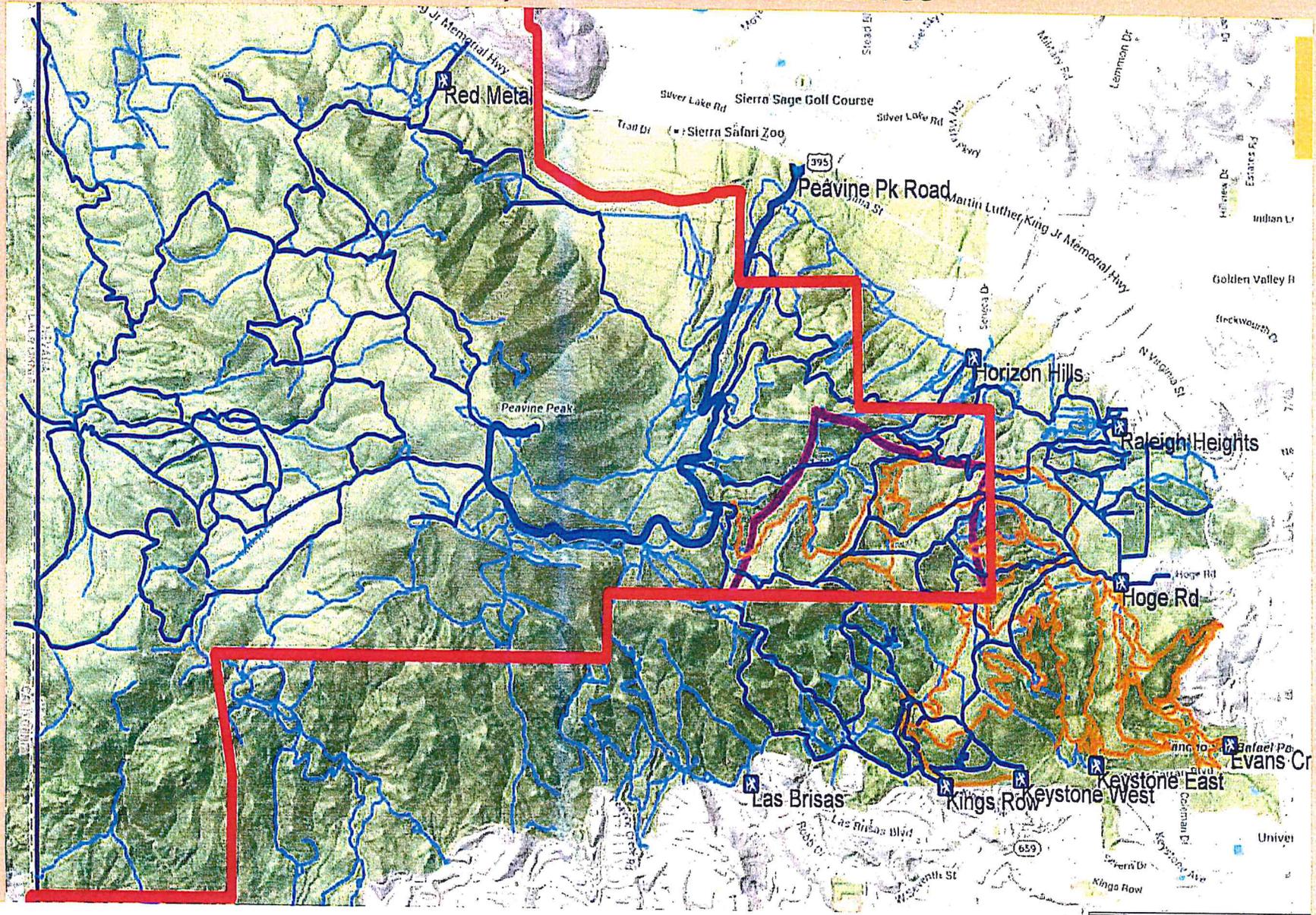
Action Now

- County staff and Sheriff's Office can work with Peavine Trail Safety and other user groups
- Washoe County Board of County Commissioners (BCC) needs to act to **change Congested Area boundaries and shooting restrictions**

Policy recommendations?

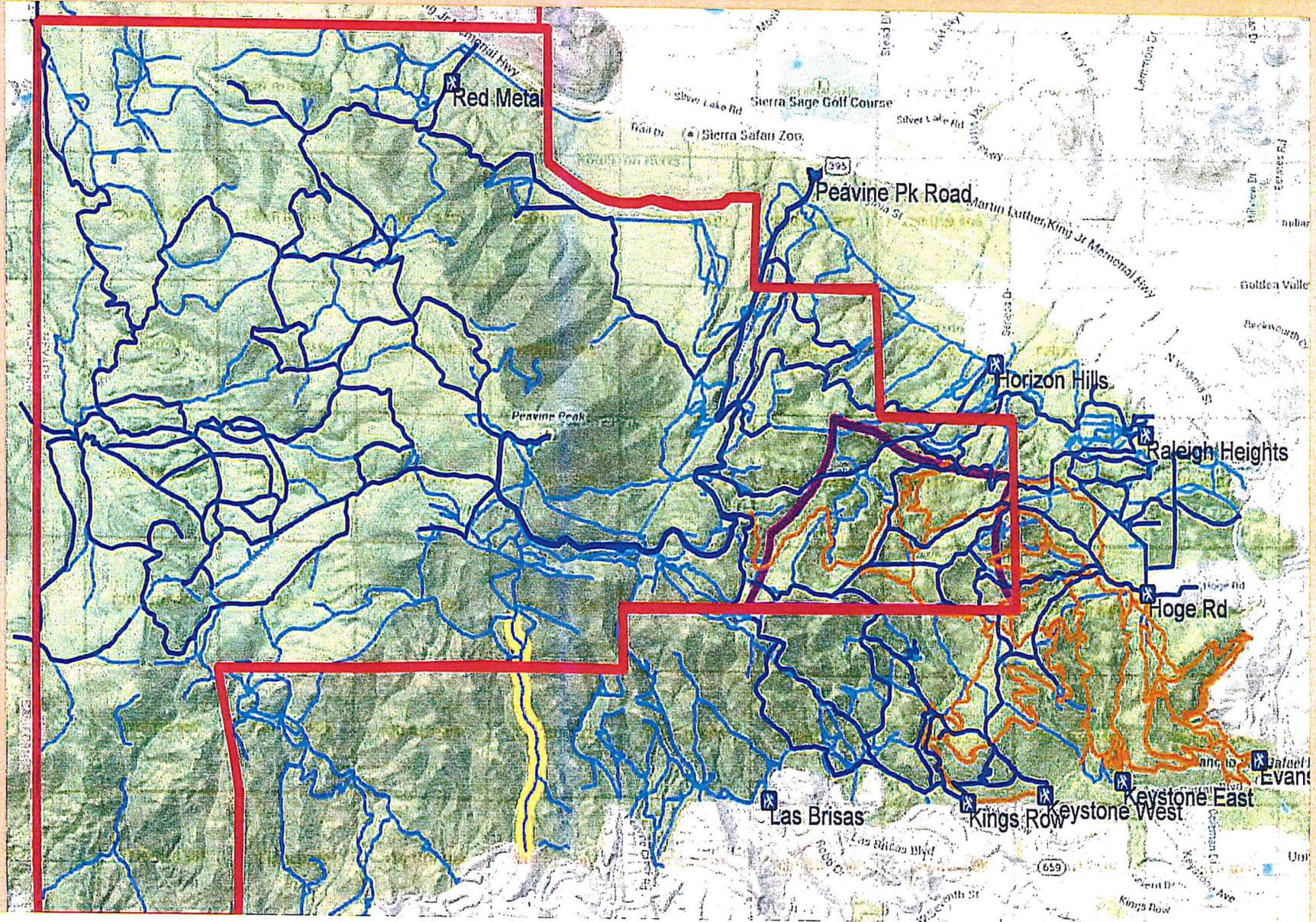
Peavine Mountain

Status quo: 2002 Congested Area Boundaries
and 1000'/5000' from structures



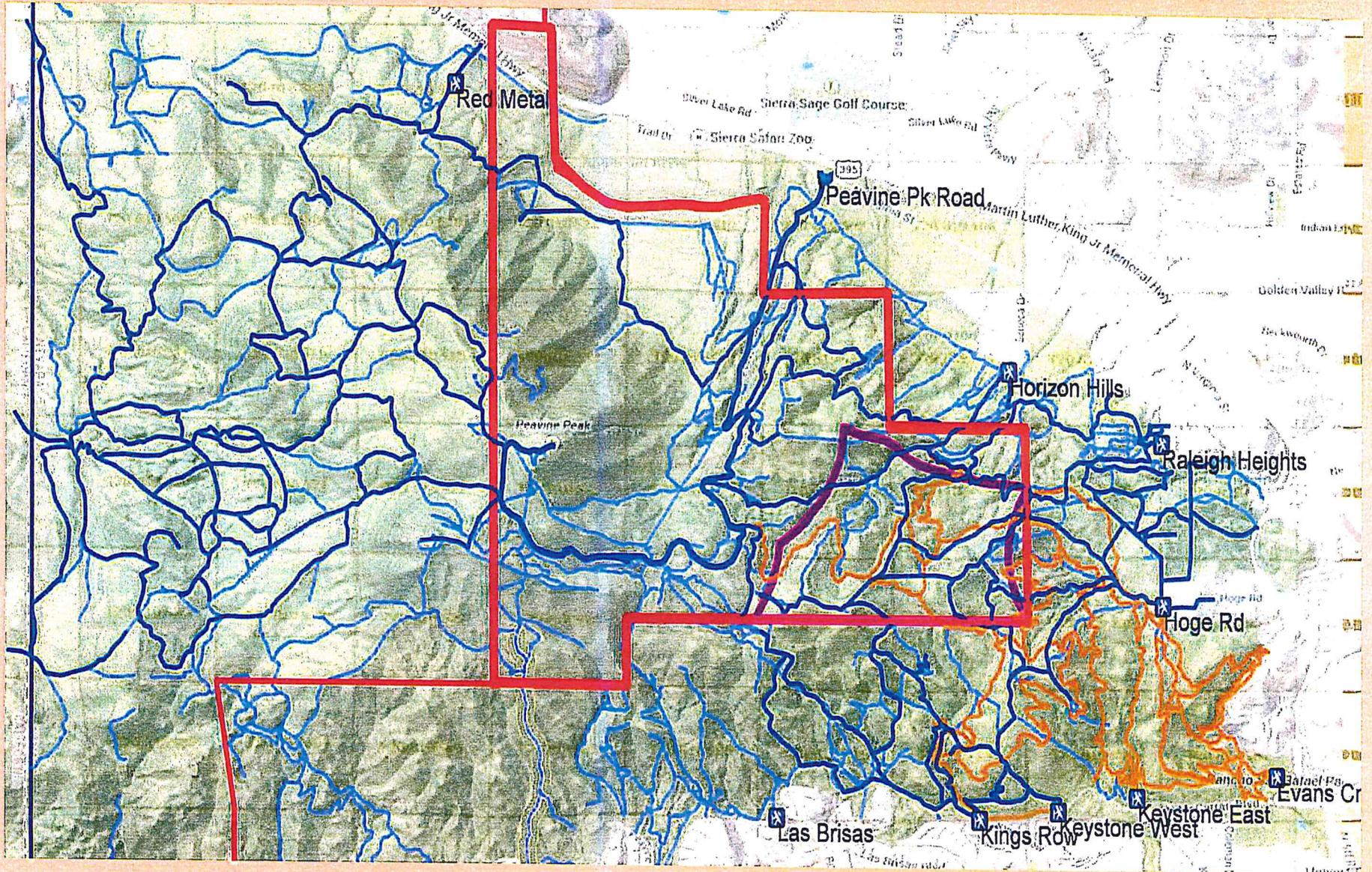
Alternative 1

Expand Congested Area to California Border



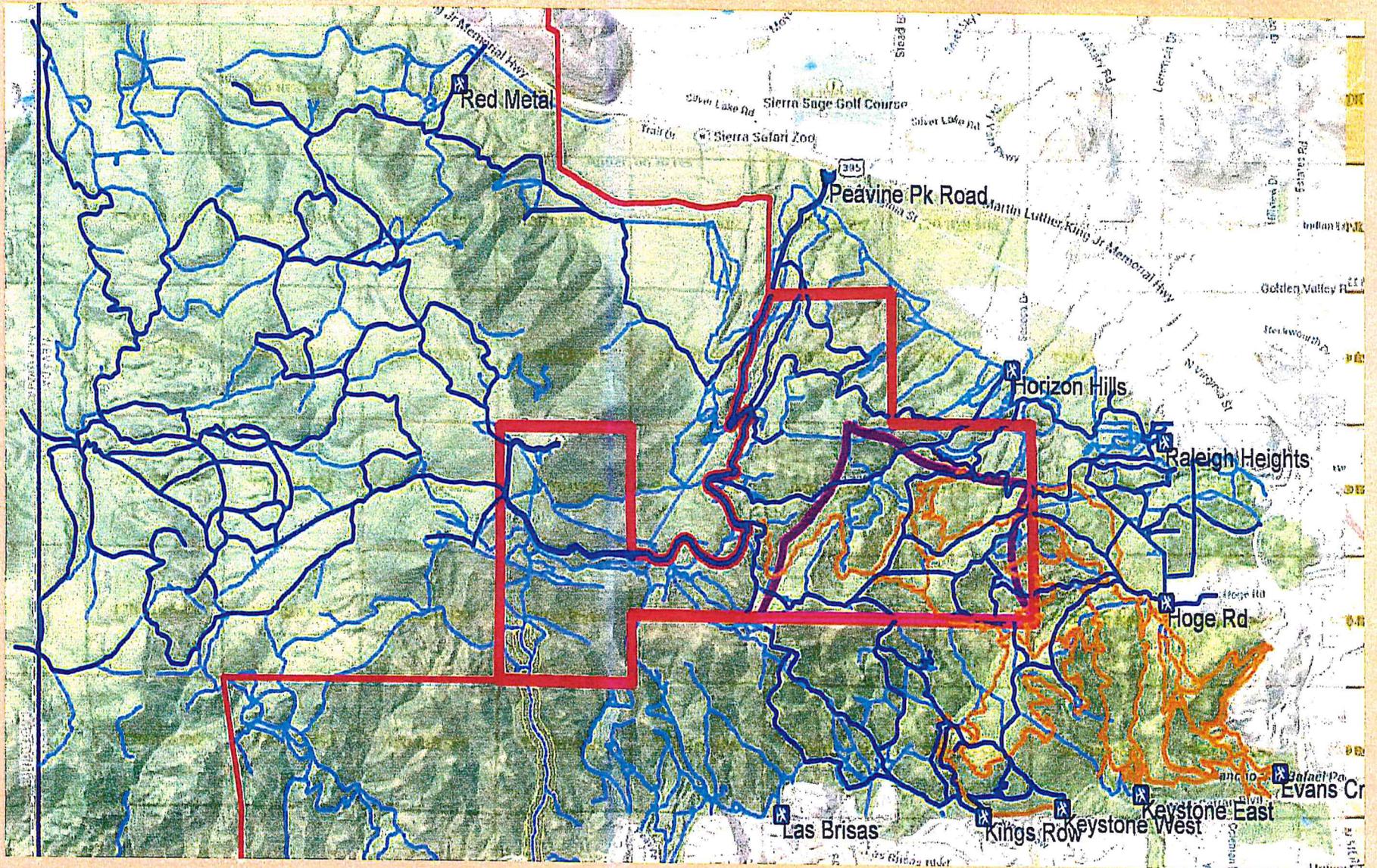
Alternative 2

Expand Congested Area to all of East Peavine

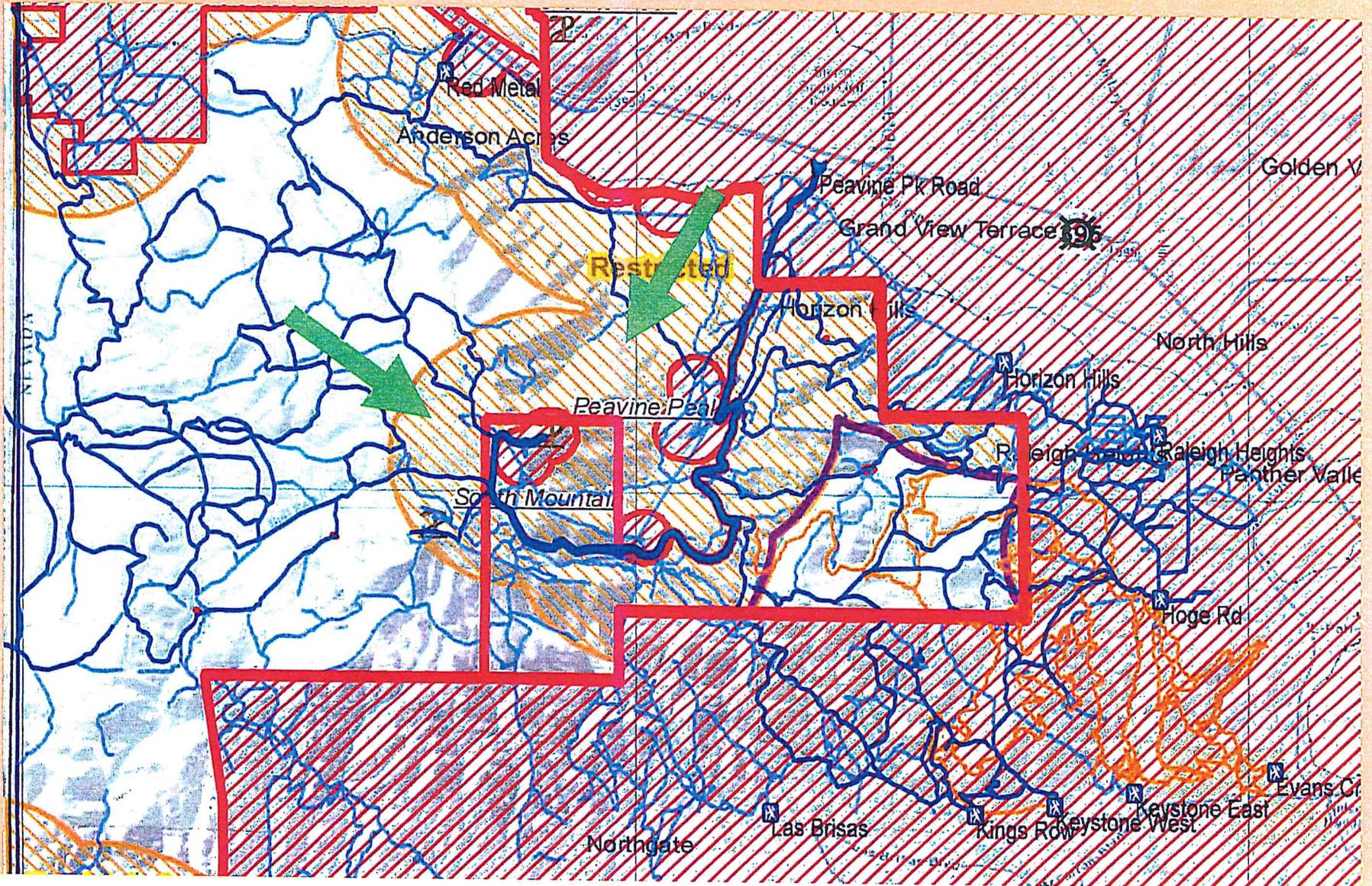


Alternative 3

Expand Congested Area to selected high-density trail areas (follow main Peavine service road, plus mile-section including Peavine Peak)



Option: Open areas with few trails for designated shooting ranges



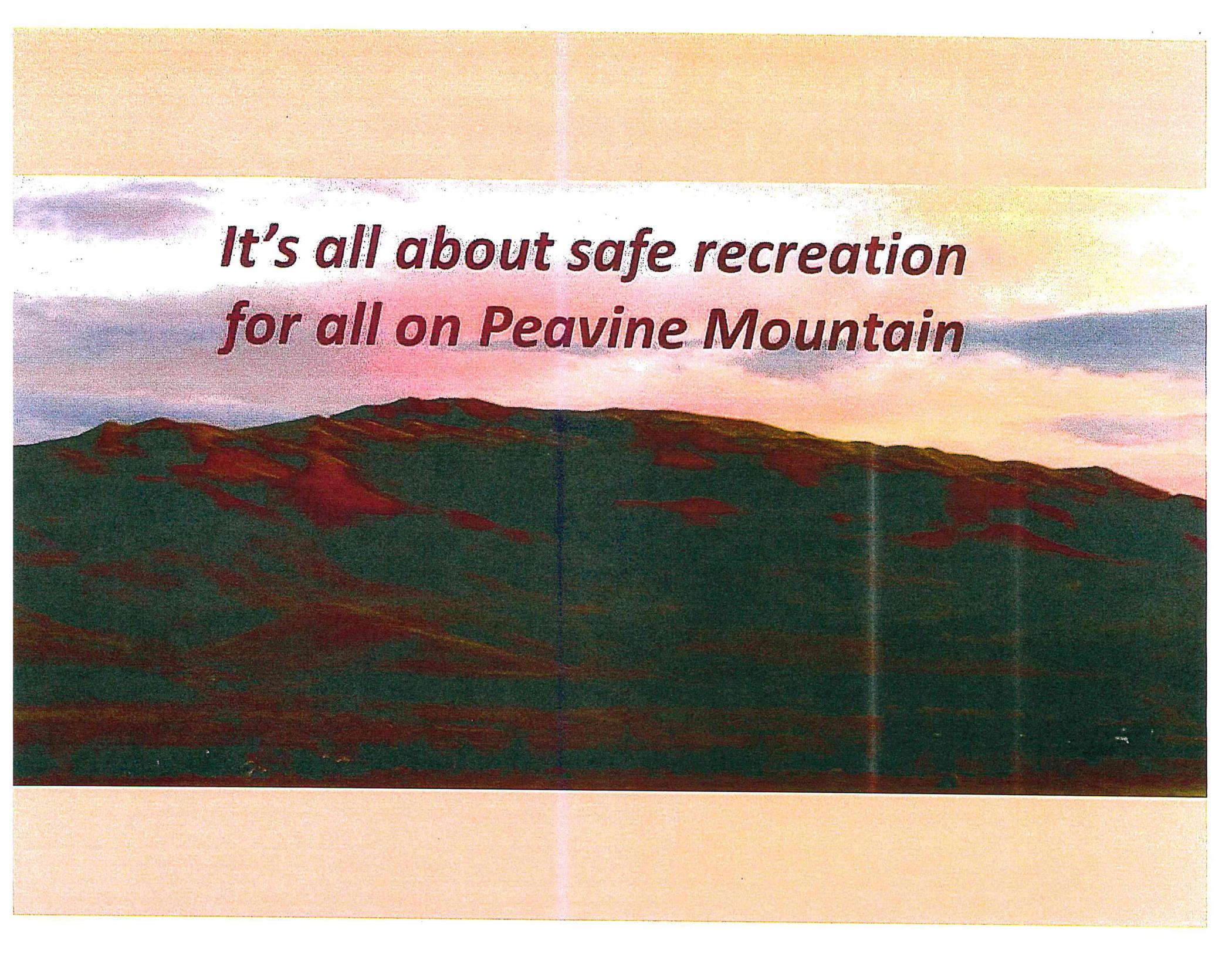
Option: Enact Uniform Shooting Restrictions

- Status Quo
 - at least seven different sets of regulations depending on jurisdiction
 - USFS cannot enforce county shooting restrictions
- County could adopt the Carson City BLM rules:
 - Prohibit shooting at exploding targets (e.g., tannerite or pressurized containers) and/or explosives.
 - Prohibit shooting at glass targets (e.g., televisions or bottles), targets on trees, or at trees.
 - Prohibit shooting across or towards roads, **trails**, and military ranges.
- USFS could assimilate county code by Forest Service Order (to include Congested Area restrictions)

Promoting Safety on Peavine Trails

- Outreach to public and user groups through social media
- Cooperation with Sheriff's Office and county staff
- Ideas on alternatives for simplified Congested Area boundaries





***It's all about safe recreation
for all on Peavine Mountain***

Promoting Safety on Peavine Trails

Thank you!

Questions?

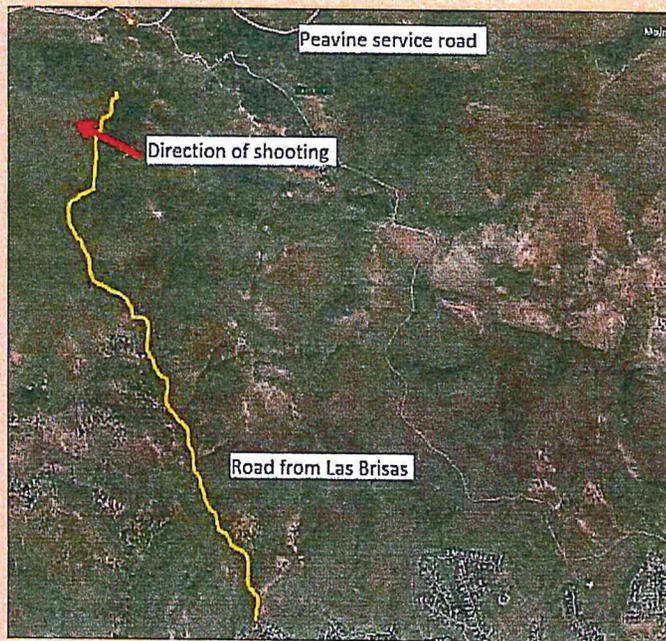
PeavineTrailSafety@gmail.com

Facebook.com/PeavineTrailSafety



APPENDIX

Selected photos and comments
from social media and press
articles



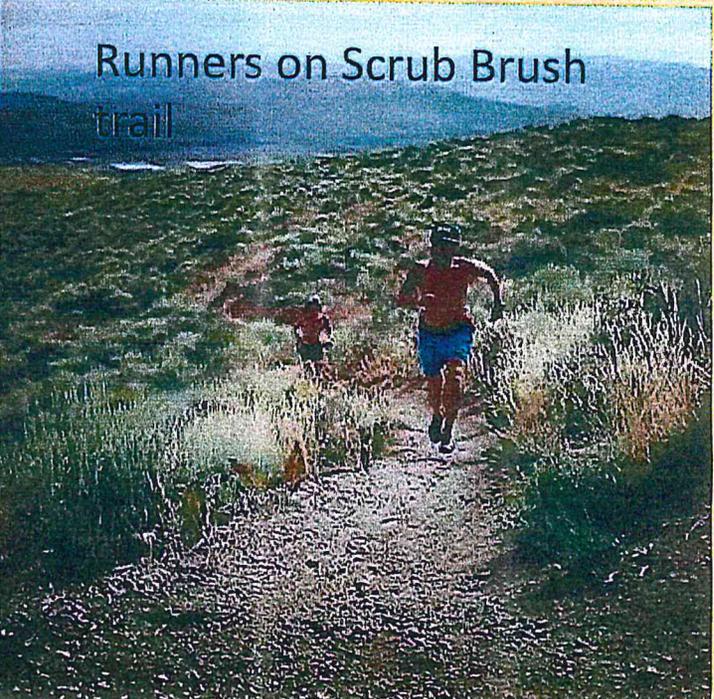
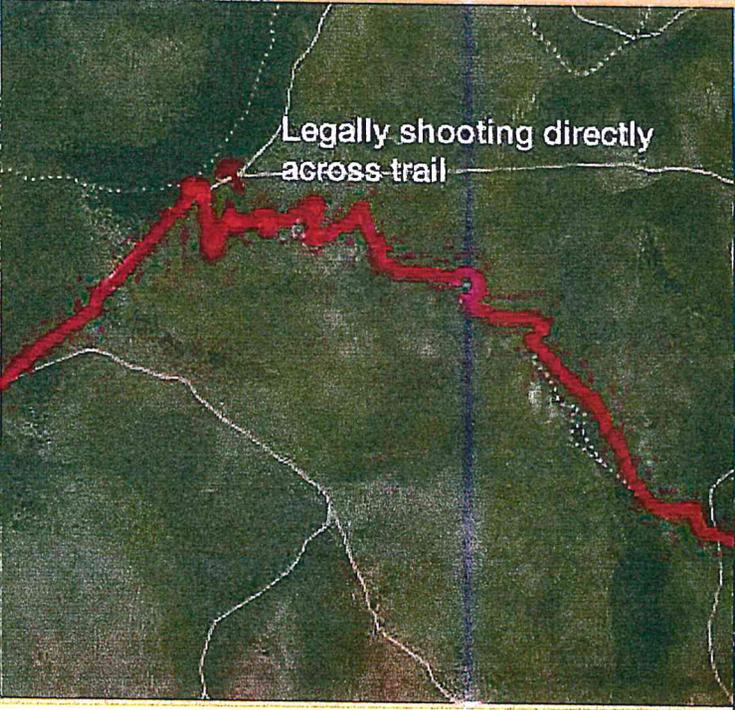
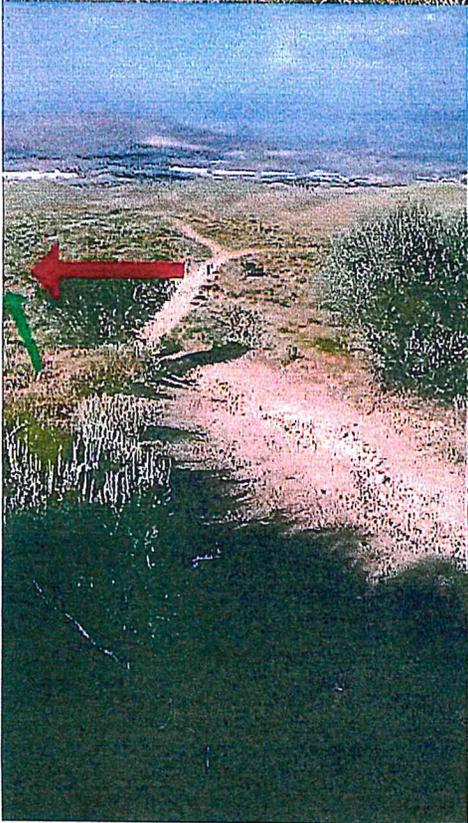
Max via e-mail (incident on 3/26/2016: "My family and I live adjacent to the Peavine open space at the top of Sunline and Sandestin Drive in NW Reno. We enjoy hiking out on Peavine all the time, having lived there 10 years. We hear people shooting all the time, sometimes in the middle of the night.. or too close to the house. But I've never had a problem like the one I had Saturday. On Saturday morning [March 26], me, my two daughters (10 and 11), and my dog decided we would finally hike to the top of Peavine from the house for the first time. We started due North from Sunline and Sandestin. As we turned East to approach the road that comes up from North Virginia, we entered a canyon with steep sides on both the left and right. We could hear someone shooting, and the sounds were echoing around the canyon. That's when my daughter says "It sounds like they are shooting over our heads." I say, "no one would be that stupid to shoot over the trail." Then we hear, and feel, the sound of a rifle shot whiz past our heads.. and we could see the boulder about 40 yards forward and to our left get struck by a bullet. The dust clouds of the strikes were clear. After ducking for cover, we began to holler to get the shooter's attention. He was on the ridge to the South, shooting over the canyon and trail, aiming at targets on the North side of the canyon. We hollered and hollered, but could not get the shooter's attention, and never were able to see the shooter. Unfortunately, we had to retreat back down the hill and call our hike short of reaching the top. We were deeply disappointed with the lack of sensibilities demonstrated by this shooter or shooters. We called 911 and reported the incident. I'm saddened to think that I need to carry a whistle, and wear bright orange to enjoy the mountain behind my home." [The location of this incident was very near the northern border of the Congested Area, but south of the main Peavine Road.]

Shooting (red arrow) in direction of Scrub Brush trail (green arrow)



From Ben: I want to send you a few photos I took that I feel highlight the issues with legal shooting on Peavine. I came across a couple of young men shooting directly over and across a popular mountain bike trail called Scrub Brush Trail.

The problem in my opinion is that these individuals were shooting LEGALLY, in the "donut hole". I think it is the perfect example of how a growing trail network should not exist in a legal shooting area. The green arrow is the trail and the red arrow is the direction of shooting. I also attached a photo I took of some friends running on this exact trail about a month earlier. Where they are would be directly in gunfire yesterday, kinda scary. [08/15]



Runners on Scrub Brush trail



Ben (FB 1/2015) shared this photo of shot-up target debris directly on single-track trail above Keystone Canyon: "I had a run in here with target shooters that had to stop shooting and lower their guns so I could pass. ... They were using handguns when I came upon them, but they also had an arsenal laid out on their tailgate. I told them about the popularity of the trail they were shooting across and they agreed to move somewhere else. The thing that scares me about this location is that the trail wraps down around a spot where people shoot clay pigeons. In my opinion it is the perfect example of trail crossing straight through a shooting range at a very close proximity in a prohibited area."



Shooting party on 11/11/2014 above the Kings Row OHV trailhead.
In Congested Area, 1800 feet from homes and 550 feet from the Halo Trail.



Shooting out from a ridge on 11/9/2014 on USFS road 21551, just inside the unrestricted "hole", 1000 feet from the single-track Halo Trail. Part of the single-track Halo Trail is visible in the ravine below from this spot and part is out of view in the ravine. Photo taken from farther away on the Halo Trail.



Two groups of shooters in canyon above King's Row – March 2015
(Congested Area).

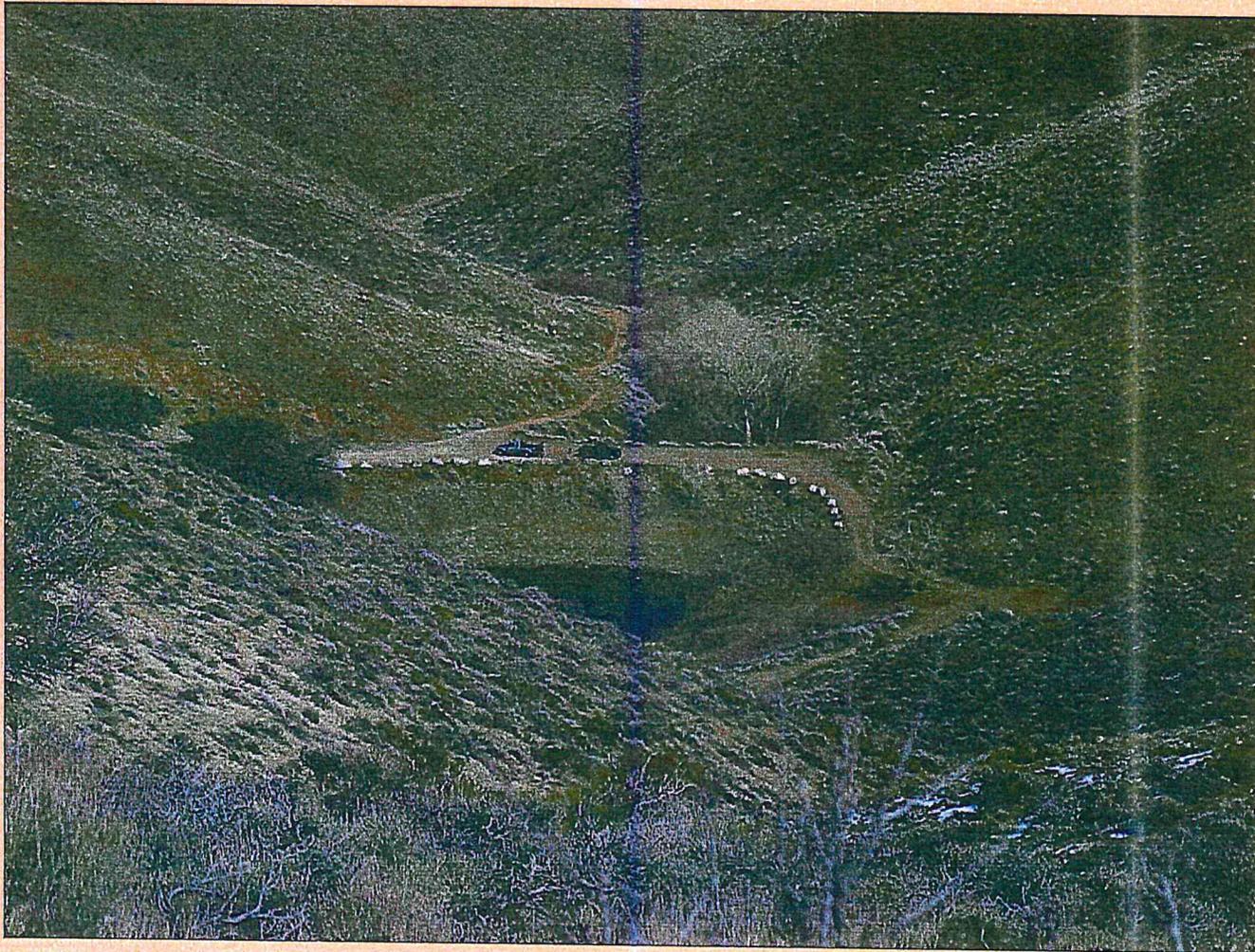


Photo taken from Mahogany Forest Trail of shooters at Kiowa Pond shooting toward general direction of trail. In the unrestricted "hole" (but shooting over body of water is prohibited by USFS).

- David S., Facebook, 2/1/2015

I was just up there last Saturday and some guys were shooting skeet in front of a short knoll which had single track on the back side. I am a shooter and love to see people out enjoying themselves, however, people are often stupid when it comes to firearms. Mostly they lack the simplest of training. I made a detour to avoid the cross fire. People coming from the other direction would never have known.

- Ben, Facebook, 1/11/2015

First, Thank you for pursuing a safer Peavine. I am an avid trail runner on Peavine who runs to the summit and all around it weekly. I've had 3 close calls this year, with one being just yesterday. I was running up Robb Canyon very close to the house and had bird shot from a shotgun rain down all around me as I was going up the trail. Fearing others may get hit I hiked directly to the shooters and let them know of their proximity to the trail and that they were showering it with shotgun shots. I feel strongly that something needs to change.

- Kirsten, Facebook, 1/11/2015

We came across two groups of shooters on the lower third of Peavine yesterday, both of which were shooting towards or over roads. There were a lot of people out and each group showed varying awareness of other users in the area. Changes should be made. I certainly don't want to be shot or hit by clay debris because I decided to spend my Saturday in Reno's backyard.

- Dan, Facebook, 1/19/2015

Out on a ride around Peavine this afternoon. Heard major blasting over the horizon in front of me. Big gun. And then the ricochet whizz off my left, approx ear level. I hit the deck and went a little ballistic w whistles and fbombs. Shooting stopped. I asked them to let me pass, which they did. Kinda put a damper on an unbelievable spin in the hills. This issue won't be addressed until someone is hit. That's a real shame. Peavine riders beware

- Annette S., Facebook, 1/20/2015

I run by myself up there every week and see thousands of shell casings and other "target" trash. It disgusts me. I hear shooting all the time across the trails which isn't supposed to be happening. What can we do to stop this? Will nothing get done til someone gets shot?

- Stone P. @ Facebook.com, 12/27/2014
“. . . we, my dog and/or wife, have been out at Peavine hiking, and mountain biking, and had to turn around because of the gun fire. SO tired of it! It's is way too congested and unsafe for everyone. I remember around Thanksgiving last year, a very nice, warm day, about 15 mtn bikers+ numerous hikers out there and there were two groups one just off of the boundary road off Keystone, and another to the north about 1/2 mile north, shooting while all of these other people with their dogs were out trying to enjoy the day. Once again, we turned around. Too unsafe. What a disappointment when I called the sheriff's office to report it, and said there was nothing they could do because we were past the Keystone fence/road. It was considered BLM? land.”
- jfrey123, reno4x4.com, 12/2014: “I've had rounds flung over my rig twice up there, because people are dumb.”
- rarecj8 @ reno4x4.com, 12/2014: “There is the 10% element in any user group that are not concerned with any rules or safe conduct. I've come down the main service road and around a corner came upon several rows of wine bottles standing ditch to ditch. And just below there parked on the road, lawn chairs and tables, two trucks with two couples all in their mid 60s. Seemed like normal folk, other than their choice for a shooting lane right on the road and complete unawareness of of the safety implications, not to mention the restrictions. With a nice attitude i spoke with them and it was like 'we never knew' and the packed up and m over on.”

- ironworker @ nevadashooters.com, 5/22/2011
“I was out on Pe[a]vine hill today. Sighting in my rifle with its new scope (Sightron S3 8x32x56mm) I have to 4 wheel it a 100 yds up and around a bend and set up and shoot. Down below me where I turn off to get to my spot. Were a couple of guys shooting a long barreled AK-47 on a barrel mounted Bi pod They were shooting it from the pick up truck bed. They were 50 yds from the dirt hill and some how when I was way above them I could here ricochets what sounded like they were going over my head ! I bet they bought a bunch of FMJ at gun show”
- wolfy @ mtbr.com, 6/25/2007
“Last Monday I ran into some shooters less than half a mile from Hoge road. Told them about the 5000 foot rule and the 1/2 hour from sunset rule, then rode on and they continued shooting until about sundown.”
- Shawn O. , poedunk.org, 5/30/2007
“Two years ago I almost got shot up on Peavine, just above three trees. He had set his target up on rattle snake alley. I carefully confronted the guy, he made no apologies and said I didn't belong up there during hunting season. WHAT! Second along with the shooting comes the dumping. Shooters bring all that crap up to shoot holes in and when they're done, they leave it. Noise pollution, destruction of public property and so on.”

- Steve @ mtbr.com, 4/7/2002
“Upside: This is a place to ride before the snow melts in the Tahoe area. Great singletrack out of Northgate, great views from up high. Downside: Shot up refrigerators, burned out cars, broken glass, shotgun shells, and automatic weapons. I rode by a family above the Pond yesterday--they had a tripod-mounted M-16! It can be rather daunting to have to call out to those ahead to ask if they would please stop firing (the sound of bullets whizzing over your head always gets your attention).”
- Andrew @ mtbr.com , 3/14/2001
“This a great ride that has alot of variety. While most of the ride to peavine peak is fire road the single track up keystone canyon and beyond is excellent. When you reach the pond beware of gun slingen red necks cause they are every where and very inconsiderate. They have no problem shooting across the road that you will ascend and descend on so be carefull when you here the gun shots.” 3/14/2001
- Shooting on Peavine video
<http://uscrowsnc.org/nevada-militia/shooting-on-peavine/>
<https://www.youtube.com/watch?v=cwirOHVt3lw> (in Congested Area along Peavine Road, burn area from thermite/tannerite behind targets)

Reno Gazette-Journal

- “Hikers say they are tired of dodging bullets”
<http://www.rgj.com/story/life/outdoors/recreation/2014/12/22/shooting-peavine-reno-hiking/20767835/>
- “Our View: Peavine changes needed before someone gets shot”
<http://www.rgj.com/story/opinion/editorials/2015/01/08/view-peavine-changes-needed-someone-gets-shot/21470591/>
- LTE: “Peavine shooting must be far from trails”
<http://www.rgj.com/story/opinion/readers/2015/01/15/letter-peavine-shooting-must-far-trails/21837807/>
- “County trains cross-hairs on illegal Peavine shooting”
<http://www.rgj.com/story/life/outdoors/recreation/2015/01/30/peavine-shooting-hiking-biking/22619639/>
- “This is not the Peavine you remember”
<http://www.rgj.com/story/life/outdoors/recreation/2015/04/30/explore-nevada-riding-peavine/26678939/>

KOLO-TV

- Group targets shooters (video)
<http://www.kolotv.com/home/headlines/Group-Targets-Shooters-288005071.html>

ThisIsReno.com

- County to take up Peavine shooting concerns

<http://thisisreno.com/2016/04/county-take-peavine-shooting-concerns-may-meeting/>

Tone, Sarah

From: Paul Roberts <Paul.Roberts@AmericanTower.com>
Sent: Monday, June 27, 2016 11:36 AM
To: Jung, Kitty; Solaro, David; Tone, Sarah
Cc: Berkgigler, Marsha; Lucey, Robert (Bob) L; Hartung, Vaughn; Herman, Jeanne
Subject: Public comment for Agenda Item 14, BCC meeting of 6/28/2016 - American Tower

June 27, 2016

RE: PUBLIC SAFETY: Introduction and first reading of an ordinance amending Chapter 50 of the Washoe County Code (Public Peace, Safety and Morals), amending Section 50.092 – Unlawful Discharge of Firearms; Exemption; amending Section 50.096 - Greater Truckee Meadows and environs Congested area and incorporating the Old Washoe City Congested area into the Greater Truckee Meadows and environs Congested area; 50.104 - Spanish Springs area Congested area, 50.108 - New Washoe City Congested area; Eliminating 50.110 - Old Washoe City Congested area; to update the congested areas and associated maps; and providing for other matters properly relating thereto; and if supported, set the public hearing for second reading and adoption for July 12, 2016. (All Commission Districts.)

Commissioner Jung,

Our subsidiary, American Towers, LLC, owns the radio tower property at the summit of Peavine Peak (10125 Peavine Peak Road, Reno, Nevada), which is adjacent to Forest Service land and other private parcels. Our site services the communication and broadcast needs of Reno, Sparks and the surrounding area. As an introduction, American Tower is a leading independent owner, operator and developer of wireless and broadcast communication real estate. Our global portfolio includes over 100,000 owned or managed sites and is experiencing steady growth. In addition to leasing space on towers, we provide customized collocation solutions through our in-building systems, outdoor distributed antenna systems and other right-of-way options, managed rooftops and services that speed network deployment.

American Tower Corporation (ATC) hereby submits the following comments as input for consideration in the upcoming discussion regarding the proposed Washoe County Code Amendment affecting Chapter 50.

1. We fully support the Washoe County strategic objective to provide safe, secure and healthy communities.
2. We recognize that with the successful growth and development of the local communities, there is an increased presence of people involved in recreational activities such as running, hiking and biking in throughout the multiple recreational trails and roadways. This increased utilization does support the premise that the current congested area boundary may be inadequate.
3. American Towers, LLC owns the telecommunications tower property at the summit of Peavine Peak (10125 Peavine Peak Road, Reno, Nevada), which is adjacent to Forest Service land and other private parcels.
4. We periodically have employees, telecom carriers, radio and T.V. broadcast employees, as well as servicing contractors transverse the roads to access Peavine Peak.
5. The safety and health of both employees and invitees at our site is of utmost importance to us.
6. We are aware there have been reported concerns or incidents of recreational shooting that has caused a level of alarm with users of the trails and roadways.
7. We are appreciative of the County assessing the current situation as actions contemplated to reduce the risk for recreational users also act to reduce the risk for workers accessing our site.