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

Summary: *Amends the Washoe County Code at Chapter 110 (Development Code), within Article 324, Communication Facilities, by adding new language in Section 110.324.50(e), Monopole Antenna, and Section 110.324.50(f), Lattice Towers, to establish placement standards regulating emergency service communication facilities which are owned and operated by governmental agencies. These amendments include the removal of a special use permit requirement for government entities for certain monopoles or lattice towers operated for purposes of emergency communication systems.*

BILL NO. 1834

ORDINANCE NO. 1648

Title:

An ordinance amending the Washoe County Code at Chapter 110 (Development Code), by adding new language in Section 110.324.50(e), Monopole Antenna, and Section 110.324.50(f), Lattice Towers, to establish placement standards regulating emergency communication facilities which are owned and operated by governmental agencies. These amendments include the removal of a special use permit requirement for government entities for certain monopoles or lattice towers operated for purposes of emergency communication systems; and other matters necessarily connected therewith and pertaining thereto.

WHEREAS:

- A. This Commission desires to amend Article 324 of the Washoe County Code Chapter 110 (Development Code) in order to amend Section 110.324.50(e) & (f) to allow for emergency communication facilities which are owned and operated by governmental agencies without the requirement for a special use permit.

- B. The Planning Commission held a duly noticed public hearing for WDCA19-0005 on January 7, 2020, and adopted Resolution Number 20-02 recommending adoption of this ordinance; and,
- C. Following a first reading and publication as required by NRS 244.100 (1), and after a duly noticed public hearing, this Commission desires to adopt this Ordinance; and,
- D. This Commission has determined that this ordinance is being adopted pursuant to requirements set forth in Chapter 278 of NRS; therefore it is not a "rule" as defined in NRS 237.060 requiring a business impact statement.

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

SECTION 1. Section 110.324.50 of the Washoe County Code is hereby amended to read as follows:

Section 110.324.50 Wireless Communication/Cellular Facilities Placement Standards. The following placement standards by type of antenna shall be complied with notwithstanding the preferred location and type of antenna enumerated in this section:

- (e) Monopole Antenna. The placement of a monopole antenna shall comply with the following criteria:
 - (11) No special use permit shall be required for the placement of a new monopole structure that is owned and operated by a governmental agency for the purpose of providing emergency communication services, complies with all applicable requirements of this Article and meets one of the following location criteria:
 - (i) The new monopole is located at one of the established communications sites listed in section 110.324.50(f).
 - (ii) The new monopole is located over 2,000 feet from either a paved road or from an existing residence. Also, the new monopole will not be located on or adjacent to a protected ridgeline as identified on an area plan's development suitability map.
- (f) Lattice Towers. Lattice towers may only be located at an established communication site as of January 1, 2004. These sites are commonly known as "McClellan Peak," "Chimney Peak," "Fox Mountain," "Marble Bluff," "Mt. Rose Knob," "Pah Rah Peak," "Peavine Peaks," "Poito Mountain," "Red Peak," "Slide Mountain," and "Virginia Peak."
 - (9) No special use permit shall be required for the placement of a new lattice tower that is owned and operated by a governmental agency for the purpose of

providing emergency communication services, complies with all applicable requirements of this Article and meets one of the following location criteria:

- (i) The new lattice tower is located at one of the established communications sites listed in this section.
- (ii) The new lattice tower is located over 2,000 feet from either a paved road or from an existing residence. Also, the new lattice will not be located on or adjacent to a protected ridgeline as identified on an area plan's development suitability map.

SECTION 2. General Terms.

1. All actions, proceedings, matters, and things heretofore taken, had and done by the County and its officers not inconsistent with the provisions of this Ordinance are ratified and approved.
2. The Chairman of the Board and officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance. The District Attorney is authorized to make non-substantive edits and corrections to this Ordinance.
3. All ordinances, resolutions, bylaws and orders, or parts thereof, in conflict with the provisions of this Ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, resolution, bylaw or order, or part thereof, heretofore repealed.
4. Each term and provision of this Ordinance shall be valid and shall be enforced to the extent permitted by law. If any term or provision of this Ordinance or the application thereof shall be deemed by a court of competent jurisdiction to be in violation of law or public policy, then it shall be deemed modified, ipso facto, to bring it within the limits of validity or enforceability, but if it cannot be so modified, then the offending provision or term shall be excised from this Ordinance. In any event, the remainder of this Ordinance, or the application of such term or provision to circumstances other than those to which it is invalid or unenforceable, shall not be affected.

Passage and Effective Date

Proposed on MARCH (month) 10 (day), 2020.

Proposed by Commissioner BERKBIGLER.

Passed on APRIL (month) 28 (day), 2020.

Vote:

Ayes: Commissioners LUCEY, BERKBIGLER, JUNG
HARTUNG, HERMAN

Nays: Commissioners _____

Absent: Commissioners _____.



L. Paret
County Clerk

Bob Lucey
Bob Lucey, Chair
Washoe County Commission

This ordinance shall be in force and effect from and after the 8th day of the month of May of the year 2020.



PART OF THE USA TODAY NETWORK

The Mason Valley News

"The Only Newspaper in the World that Gives a Damn About Yerington"

Order Confirmation for Ad #: 0004173387

Customer: WASHOE CO
Address: 1001 E 9TH ST BLDG D
 RENO NV 89512 USA
Acct. #: REN-349008
Phone: 7753282569

 WASHOE CO
Ordered By: Derek Sonderfan

OrderStart Date: 05/01/2020

Order End Date: 05/08/2020

| | | | | | | |
|--------------------|-------------------|------------------|-------------------|------------------|------------------------|-------------|
| <u>Tear Sheets</u> | <u>Affidavits</u> | <u>Blind Box</u> | <u>Promo Type</u> | <u>Materials</u> | <u>Special Pricing</u> | <u>Size</u> |
| 0 | 1 | | | | | 2 X 31.00 |

| | | | | | |
|-------------------|-------------------|---------------------|-----------------------|-----------------------|-------------------|
| <u>Net Amount</u> | <u>Tax Amount</u> | <u>Total Amount</u> | <u>Payment Method</u> | <u>Payment Amount</u> | <u>Amount Due</u> |
| \$427.00 | \$0.00 | \$427.00 | Invoice | \$0.00 | \$427.00 |

Ad Order Notes:

Sales Rep: kthor

Order Taker: kthor

Order Created 04/29/2020

| Product | # Ins | Start Date | End Date |
|------------------------------------|-------|------------|------------|
| REN-Gazette Journal | 2 | 05/01/2020 | 05/08/2020 |
| 05-01-20, 05-08-20, REN-rgj.com | 2 | 05/01/2020 | 05/08/2020 |
| 05-01-20, 05-08-20, | | | |

* ALL TRANSACTIONS CONSIDERED PAID IN FULL UPON CLEARANCE OF FINANCIAL INSTITUTION

Text of Ad: 04/29/2020

BILL NO. 1834
 ORDINANCE NO. 1648
 (of Washoe County, Nevada)

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE AT CHAPTER 110 (DEVELOPMENT CODE), BY ADDING NEW LANGUAGE IN SECTION 110.324.50(E), MONOPOLE ANTENNA, AND SECTION 110.324.50(F), LATTICE TOWERS, TO ESTABLISH PLACEMENT STANDARDS REGULATING EMERGENCY COMMUNICATION FACILITIES WHICH ARE OWNED AND OPERATED BY GOVERNMENTAL AGENCIES. THESE AMENDMENTS INCLUDE THE REMOVAL OF A SPECIAL USE PERMIT REQUIREMENT FOR GOVERNMENT ENTITIES FOR CERTAIN MONOPOLES OR LATTICE TOWERS OPERATED FOR PURPOSES OF EMERGENCY COMMUNICATION SYSTEMS; AND OTHER MATTERS NECESSARILY CONNECTED THEREWITH AND PERTAINING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN, that typewritten copies of the above- numbered and entitled ordinance are available for inspection by all interested persons at the office of the County Clerk of Washoe County, Nevada, at her office in the Washoe County Administration Complex, 1001 East Ninth Street, Bldg. A, Reno, Nevada; and that the ordinance was proposed, passed and adopted without amendment on April 28, 2020 by the following vote of the Board of County Commissioners:

Those Voting Aye: Bob Lucey, Marsha Berkgigler, Kitty Jung, Vaughn Hartung, and Jeanne Herman

This Ordinance shall be in full force and effect from and after May 8, 2020, 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 this April 29, 2020

NANCY PARENT, Washoe County Clerk and Clerk of the Board of County Commissioners

No. 4173387

May 1, 8, 2020

1648

**PROOF OF
PUBLICATION**

**STATE OF WISCONSIN SS.
COUNTY OF BROWN**

ACCOUNTS PAYABLE
WASHOE CO
1001 E 9TH ST BLDG D

RENO NV 89512

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper of general circulation published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the date: 05/01/2020 - 05/08/2020, for exact publication dates please see last line of Proof of Publication below.

05/01/2020, 05/08/2020


Legal Clerk

Subscribed and sworn before me this
8th of May 2020.


NOTARY PUBLIC RESIDING
AT STATE OF WISCONSIN
COUNTY OF BROWN

Notary Expires: 8-25-23

SHELLY HORA
Notary Public
State of Wisconsin

Ad#:0004173387

P O :

of Affidavits 1

This is not an invoice

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