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DESCRIPTION OF LEGAL ADVERTISING

349008

No. 848

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- Washoe County Clerk
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MONTH

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Apr

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PROOF OF PUBLICATION

STATE OF NEVADA,  
COUNTY OF WASHOE

ss.

Lisa A. Wakayama

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 \_\_\_\_\_ of County Ordinance \_\_\_\_\_

\_\_\_\_\_ of which a copy is hereto attached, was first published in said newspaper in its issue dated the 21 day of Apr, 19 92 and, Apr 28, the full period of 2 days, the last publication thereof being in the issue of Apr 28 19 92.

Signed Lisa A. Wakayama

Subscribed and sworn to before me this

28 day of Apr, 19 92

Joanne F. Wessel  
Notary Public

JOANNE F. WESSEL  
Notary Public - State of Nevada  
Appointment Recorded in Washoe County  
MY APPOINTMENT EXPIRES NOV. 18, 1992

NOTICE OF COUNTY ORDINANCE NO. 848

PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 848, Bill No. 1023, entitled:

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE PROVIDING FOR GARBAGE SERVICE WITHIN CERTAIN PORTIONS OF THE UNINCORPORATED AREA; PROVIDING FOR A REDUCED LEVEL OF GARBAGE SERVICE; PROVIDING FOR CERTAIN EXEMPTIONS TO THE SERVICE; AND, PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO

was adopted on April 14, 1992, by Commissioners Larry Beck, Dianne Cornwall, Gene McDowell, and Rene Reid, and will become effective on April 28, 1992.

Typewritten copies of the ordinance are available for inspection by all interested persons at the office of the County Clerk at the County Courthouse, Virginia and Court Streets, Reno, Nevada.  
Judi Bailey, County Clerk  
349008-No.848  
April 21, 28

SUMMARY: Establishes a reduced level of garbage service within certain portions of the unincorporated area of county and provides for certain exemptions to garbage service.

BILL NO. 1023

ORDINANCE NO. 848

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE PROVIDING FOR GARBAGE SERVICE WITHIN CERTAIN PORTIONS OF THE UNINCORPORATED AREA; PROVIDING FOR A REDUCED LEVEL OF GARBAGE SERVICE; PROVIDING FOR CERTAIN EXEMPTIONS TO SERVICE; AND, PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. Section 90.037 of the Washoe County Code is hereby amended by to read as follows:

90.037 Subscription to use of garbage service.

1. Every owner of real property who accumulates or causes the accumulation of garbage as defined in this chapter upon any premises in the area described in section 90.035 must subscribe to the collection, hauling and disposal of garbage pursuant to the provisions of this chapter, unless such person qualifies for an exemption pursuant to this section.

2. For purposes of determining whether garbage service must be subscribed, it is presumed that every single-family dwelling, any building containing rooms for sleeping and overnight accommodations, every building or dwelling unit with a kitchen facility, and every business which permits food and drink to be sold, served or consumed upon the premises is accumulating or causing the accumulation of garbage upon the premises. Any owner or occupant of dwelling units or business establishments desiring to be exempt from garbage service because garbage is not being accumulated upon the premises must have the written approval of the district health officer, which approval shall not be granted except upon the showing that garbage, as defined by this chapter, is not being accumulated upon the premises.

3. An owner or occupant of a residential dwelling unit may also receive an exemption from garbage service if he desires to haul and dispose of his own residential garbage or because an easily recognizable condition exists on the property that presents a significant hardship to the resident of the property or to the franchised collector in the normal process of curbside collection of garbage. Any owner or occupant wishing to be exempt from residential

garbage service under these circumstances must obtain an exemption permit issued by the district health officer. Upon the issuance and acceptance of the exemption permit, the owner or occupant agrees to comply with all conditions, statutes, laws, codes and regulations applicable to storage, recycling, hauling and disposal of garbage, including the following:

(a) Garbage must be stored properly so as not to cause a health hazard, attract or propagate vectors, vermin, or pests, create unpleasant odors, or create a nuisance.

(b) Garbage must be hauled to an approved disposal site not less than every 7 calendar days.

(c) Precautions are to be taken to prevent littering and nuisances at the loading point during transport and at the disposal site. This includes the requirement that the waste and the vehicle be tightly covered during transport to the disposal site.

(d) Upon approval of the exemption application, the individual may only haul his own residential waste matter and must not provide garbage service to any other person.

SECTION 2. Section 90.060 of the Washoe County Code is hereby amended by to read as follows:

90.060 Establishing residential rates.

1. For residential services, the franchise holder shall be entitled to collect a garbage collection fee based upon the following criteria:

(a) The charge for collection of garbage for residential areas shall be on a weekly basis and shall include one "designated container." A "designated container" shall be a container with a maximum capacity of 32 gallons which does not exceed 75 pounds in weight, or be a container approved by the franchise holder.

(b) When requested, the franchise holder shall provide more frequent collections on a regular basis, and the rate for such additional collections shall be agreed to in the same manner as commercial rates.

(c) The residential rate charged by the franchise holder shall require that the designated container be placed behind the curb or on the edge of the alley by 7:00 a.m., on the regular collection day. The franchise holder shall be entitled to collect an additional charge for any additional containers of garbage, rubbish or waste matter which would be in addition to the regular residential service.

(d) All multiple dwelling buildings, including, but not limited to, duplexes, apartments, condominiums, cooperatives, mobile homes and trailer parks, and any other buildings or businesses containing multiple dwelling units which buildings are not a single-family dwelling, shall be charged the residential rate for each dwelling unit, and an additional charge for each dwelling unit requesting

additional containers or services; provided, however, an owner of a multiple dwelling building or business, by using dumpsters or equivalent containers, may make application to the franchise holder to be charged in accordance with the rates for business establishments.

(e) There shall be a 20 percent reduction in the residential rate for those persons who have been found eligible for a discount or refund by the Washoe County assessor under the provisions of NRS 361.800 to 361.877, inclusive, and commonly referred to as the "Senior Citizens' Property Tax Assistance Act." Any such person shall be entitled to the reduced rate by making written application to the franchise holder and submitting written proof of the finding of eligibility by the Washoe County assessor.

SECTION 3. Section 90.090 of the Washoe County Code is hereby amended to read as follows:

90.090 Collection procedures. The franchise holder shall be entitled to adopt and enforce the following billing procedures:

1. Billing for residential service shall be in advance for the charges allowed by this code on a quarterly basis, and such charges shall be due and payable on the first day of each billing period. Franchisee is authorized to establish procedures for collecting delinquent accounts, including the right to collect security deposits.

2. Any owner or occupant of a residential dwelling unit who has obtained an exemption permit from the district health officer allowing that individual to haul and dispose of his own residential waste matter shall still be billed on a quarterly basis. Such owner or occupant, however, shall not be required to pay the amount billed if he submits to the franchise holder receipts or other proof showing that he has disposed of his garbage at an approved disposal site for each week within the previous quarter. Failure to show such proof of compliance shall result in the entire bill being due and payable and may result in revocation of the exemption by the district health officer.

3. The franchise holder shall bill for commercial service in advance on a monthly basis, and such charges shall be due and payable on the first day of each billing period. The bill or charge for commercial service shall be delinquent if not fully paid on the last day of each monthly period.

Proposed on the 10th day of March, 1992.  
 Proposed by Commissioners Baker, Reid.  
 Passed on the 14th day of April, 1992.

Vote:

Ayes: Commissioners: Beck, Cornwall, McDowell, and Reid  
 Nays: Commissioners: None  
 Absent: Commissioners: Leighton

*McDowell*  
 Chairman of the Board

ATTEST:  
 JUDI BAILEY, CLERK

*Judi Bailey* Chief Deputy  
 County Clerk

This ordinance shall be in force and effect from and after  
 the 28th day of April, 1992.