

DESCRIPTION OF LEGAL ADVERTISING

349008

No. 864

TERMS: Please pay from this invoice. It is due upon presentation and is past due after 15 days.

24.36

Legal Ad. Cost

Extra Proofs

Notary Fee 2.00

Total Amt due 26.36

- Washoe County Clerk
- Attn: Pauline A. Reese
- PO Box 11130
- Reno, NV 89520

MONTH

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Dec

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PROOF OF PUBLICATION

NOTICE OF COUNTY ORDINANCE
 NO. 864
 PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 864, Bill No. 1039, entitled:
AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ADDING THERETO PROVISIONS RELATING TO SKIER RESPONSIBILITY,
 was adopted on December 8, 1992, by Commissioners Larry Beck, Dianne Cornwall, Tina Leighton, Gene McDowell, and Rene Reid, and will become effective on December 21, 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. 864
 Dec 14, 21—ht133

STATE OF NEVADA, ss.
 COUNTY OF WASHOE

Sandra E. Taylor

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 City Ordinance _____

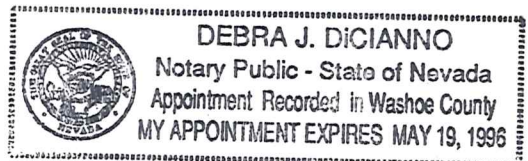
_____ of which a copy is hereto attached, was first published in said newspaper in its issue dated the 14 day of Dec, 1992 and, Dec 21, the full period of 2 days, the last publication thereof being in the issue of Dec 21 1992.

Signed Sandra E. Taylor

Subscribed and sworn to before me this

21 day of Dec, 1992

Debra J. DiCianno
 Notary Public



0864

SUMMARY: Amends Washoe County Code by adding provisions relating to skier responsibility.

BILL NO. 1039

ORDINANCE NO. 864

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE BY ADDING THERETO PROVISIONS RELATING TO SKIER RESPONSIBILITY.

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

SECTION 1. Chapter 50 of the Washoe County Code is hereby amended by adding thereto the provisions set forth in sections 2, 3 and 4 of this ordinance.

SECTION 2.

50.245 Assumption of risks.

1. Any skier accepts and assumes the inherent risks of skiing insofar as the risks are reasonably obvious, expected or necessary.

2. Skiers who ski in any area not designated for skiing within the ski area control boundary, or who ski outside of a posted area boundary, assume the inherent risks thereof.

SECTION 3.

50.247 Operator's notice of duty. Ski area operators shall provide notice to skiers of their duties as delineated in section 50.248 in a manner reasonably calculated to inform skiers of those duties.

SECTION 4.

50.249 Skiers in competition.

1. The ski area operator shall, prior to the beginning of any skiing competition, alpine, nordic or snowboarding, allow each competitor a reasonable visual inspection of the course or area within which the competition is to be held.

2. Absent gross or wanton negligence, no liability shall attach to the ski area operator for the injury or death of any competitor proximately caused by such competitor's engaging in a skiing competition.

SECTION 5. Section 50.244 of the Washoe County Code is hereby amended to read as follows:

50.244 Definitions. As used in sections 50.244 to 50.248, inclusive, the following words and phrases shall be construed to have the following meanings:

1. "Inherent risks of skiing" is defined, but not limited to this definition, as those dangers or conditions which are an integral part of the sport of skiing, whether natural, man-made or man-modified, including, but not limited to, changing weather conditions, variation or steepness of terrain, snow or ice conditions, surface or subsurface conditions, bare spots, creeks, gullies, forest growth or rocks, stumps, lift towers and other structures and their components, collision with other skiers and obstacles and a skier's failure to ski within the skier's own ability.

2. "Injury" means any personal injury, death, or property damage or loss suffered by a skier, ski area operator or ski area.

3. "Skier" means any person who is within the boundaries of a ski area for the purpose of engaging in the sport of skiing, alpine, nordic or snowboarding, or any person who is within the boundaries of the ski area for the purpose of observing any skiing activity.

4. "Ski area" means any area designated and maintained by a ski area operator for the purpose of skiing or for the observance of any skiing activity as defined in NRS 455A.040.

5. "Ski area operator" means any person, corporation or association, or their agent, officer, employee or representative, who operates a ski area within Washoe County.

SECTION 6. Section 50.248 of the Washoe County Code is hereby amended to read as follows:

50.248 Skier duties. Skiers shall have the following duties:

1. Skiers shall be the sole judges of the limits of their skills and their abilities to meet and overcome the inherent risks of skiing, and shall maintain reasonable control of speed and course.

2. Skiers shall familiarize themselves with the posted information supplied by the ski area operator on location and degree of difficulty of trails and slopes to the extent reasonably possible before skiing on any slope or trail.

3. Skiers shall not cross the uphill track of any surface lift except at points clearly designated by the ski area operator.

4. Skiers shall not overtake any other skier except in such a manner as to avoid contact with the overtaken skier, and shall grant the right-of-way to the overtaken skier.

5. Skiers shall yield to other skiers when entering a trail or starting downhill.

6. Skiers shall wear retention straps or other devices to prevent runaway skis.

7. Skiers shall not board rope tows, wire rope tows, J-bars, T-bars, ski lifts or other similar devices unless they have sufficient ability to use such devices, and shall pay attention at all times and follow any written or verbal instructions that are given by the ski area operator or representative regarding the use of the devices delineated in this section. Any skier who uses a lift shall be presumed to have sufficient dexterity to negotiate the lift. Each skier shall maintain control of speed and course as he/she is getting on or getting off the lift. No skier shall embark without first understanding proper loading, riding and unloading procedures.

8. Skiers shall not ski faster than is safe. Each skier has the duty to ski in a safe and reasonable manner, under sufficient control to be able to stop or avoid other skiers or objects.

9. A skier who is bodily injured, if reasonably possible, shall give notice of the injury to the ski area operator before leaving the area.

10. Skiers shall not embark or disembark from a ski lift except at designated areas, or by the authority of the ski lift operator.

11. Skiers, when involved in a skiing collision with another skier which results in bodily injury to the other skier, shall not depart from the ski area without first leaving their names and addresses with the ski area operator of the ski area where such injury occurred, or its designated agent.

Any violation of the duties delineated in this section shall create a presumption that the person so violating the duty intended all the foreseeable consequences of such violation.

SECTION 7. Section 50.250 of the Washoe County Code is hereby amended to read as follows:

50.250 Penalty. Any person who violates the provisions of sections 50.246 or 50.248(11) is guilty of a misdemeanor and shall be punished as provided in section 125.050.

Proposed on the 24TH day of NOVEMBER, 1992.
Proposed by Commissioners LEIGHTON:
Passed on the 8TH day of DECEMBER, 1992.
Vote:

Ayes: Commissioners: BECK, CORNWALL, LEIGHTON, McDOWELL & REID
Nays: Commissioners: None
Absent: Commissioners: None

[Signature]
Chairman of the Board

ATTEST:

[Signature]
County Clerk

This ordinance shall be in force and effect from and after the
21ST day of DECEMBER, 1992.