

Publishers of

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PROOF OF PUBLICATION

STATE OF NEVADA
COUNTY OF WASHOE

ss Tana Ciccotti

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:

Ordinance 1129

been published in each regular and entire
issue of said newspaper on the following
dates to wit:

Sept. 28, Oct. 5, 2001

Signed

T Ciccotti

Subscribed and sworn to before me this

OCT 05 2001

Susan V. Dummar

Notary Public

**NOTICE OF ADOPTION
WASHOE COUNTY
ORDINANCE NO. 1129**

NOTICE IS HEREBY GIVEN THAT: Bill No.1305, Ordinance No. 1129 entitled


An Ordinance amending Chapter 70 of the Washoe County Code relating to snow removal by providing for designated winter enforcement periods, prohibiting certain activities during certain periods, providing for penalties for violations, and providing other matters properly relating thereto

was adopted on September 25, 2001 by Commissioners Bond, Galloway, Sferrazza, Shaw and Short. This ordinance shall be in full force and effect from and after October 5, 2001.

Typewritten copies of the ordinance are available for inspection by all interested persons at the office of the County Clerk, 75 Court Street, Reno, Nevada.

AMY HARVEY,
Washoe County Clerk

No.3339 Sept.28, Oct.5, 2001

 **SUSAN V. DUMMAR**
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 98-4006-2 - Expires August 17, 2002

OCT 10 2001

SUMMARY: An ordinance amending Washoe County Code by revising provisions relating to snow removal.

BILL NO. 1305

ORDINANCE NO. 1129

AN ORDINANCE AMENDING CHAPTER 70 OF THE WASHOE COUNTY CODE RELATING TO SNOW REMOVAL BY PROVIDING FOR DESIGNATED WINTER ENFORCEMENT PERIODS, PROHIBITING CERTAIN ACTIVITIES DURING CERTAIN PERIODS, PROVIDING FOR PENALTIES FOR VIOLATIONS, AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

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

SECTION 1. Washoe County Code is hereby amended by adding thereto the following new section which shall read as follows:

70.437 Designated winter enforcement periods; presumption of red period; notice; burden of proof.

1. Beginning November 1 and ending May 1, there shall be 2 types of designated winter enforcement periods - red and green as described below. The supervisor of the county road division located at Incline Village, or his designee, or the supervisor of the sheriff's Incline Village Substation, or his designee, has the authority to determine whether snow removal equipment will or may be operating and based upon that determination, designate the applicable winter enforcement period. Winter enforcement periods consist of the following:

(a) Red. During red periods, snow removal equipment is or may be operating and the winter parking restrictions set forth in section 70.425 will be enforced until the red period is suspended. During the period beginning November 1 and ending May 1, a red period is presumed to be in effect, unless and until notice of a green period has been given pursuant to this section.

(b) Green. During green periods, snow removal equipment is not expected to be operating and the winter parking restrictions set forth in section 70.425 will not be enforced.

2. To provide notice of the designated winter enforcement period in effect, the department of public works or the sheriff's office will make a phone number available for the public to call which when called will provide recorded information regarding the designated winter enforcement periods. The department of public works or the sheriff's office may also notify the news media and request they broadcast or publish the designated winter enforcement period.

3. When a red period has been declared, the provisions of section 70.425 will be enforced. Notwithstanding any provision to the contrary, it is the public's responsibility to know which winter enforcement period is in effect.

SECTION 2. Section 70.425 of the Washoe County Code is hereby amended to read as follows:

70.425 Snow removal: Parking in snow areas.

1. It is unlawful during a red designated winter enforcement period, for any person operating or in charge of a vehicle to stop, park or leave standing, whether attended or unattended, such vehicle upon any public highway, road, street, pedestrian path, or bike path, including any portion of the right-of-way thereof, within any designated snow area as provided in this chapter, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer.

2. It is unlawful during a red designated winter enforcement period, for any person operating or in charge of a vehicle to stop, park or leave standing, whether attended or unattended, such vehicle in a designated snow storage area, as provided in this chapter, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer.

3. It is unlawful at any time for any person or snow removal business to remove snow from private property and place that snow upon any public highway, road, street, pedestrian path, or bike path, including any portion of the right-of-way thereof, or to cause or contract for such removal and placement, within any designated snow area, as provided in this chapter.

[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.]

Proposed on the 21st day of AUGUST, 2001.
Proposed by Commissioner GALLOWAY
Passed on the 25th day of SEPTEMBER, 2001.

Vote:

Ayes: *Commissioners Bond, Galloway, Sferanyza, Shaw*
1/3 Short

Nays:

Absent:

James M. Shaw
Chairman
Washoe County Commission

ATTEST:
[Signature]
County Clerk

This ordinance shall be in force and effect from and after the 5th day of OCTOBER, 2001.