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**STATE OF NEVADA
COUNTY OF WASHOE**

ss: Julia Ketcham

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 referenced below has published in each regular and entire issue of said newspaper between the dates: **07/25/03 - 08/01/03**, for exact publication dates please see last line of Proof of Publication below.

Signed: _____



AUG 1 2003

Subscribed and sworn to before me

TANA CICCOTTI
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 02-78259-2 - Expires May 16, 2006



Proof of Publication

BILL NO. 1391 ORDINANCE NO. **1211** (of Washoe County, Nevada) AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO. PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled Ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, located at 350 South Center Street, Suite 100, Reno, Nevada; and that said Ordinance was proposed by Commissioner Shaw on July 8, 2003, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on July 22, 2003, by the following vote of the Board of County Commissioners: Those Voting Aye: Jim Galloway David Humke Pete Sferrazza Bonnie Weber Those Voting Nay: (none) Those Absent: Jim Shaw This Ordinance shall be in full force and effect from and after August 1, 2003, 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

Summary - An ordinance creating Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1), ratifying action taken by County officers toward the creation of such District and providing other matters related thereto.

BILL NO. 1391
ORDINANCE NO. 1211
(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, the Board of County Commissioners of the County of Washoe in the State of Nevada (the "Board," "County" and "State", respectively) deems it necessary to create Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) (the "District"), for the purpose of acquiring and constructing, pursuant to Chapter 271, Nevada Revised Statutes, a sanitary sewer project as defined in NRS §271.200 and as hereinafter more specifically described a sewer project (the "Project" or "Street Project"), and to defray the entire cost and expense of such improvements by special assessments, according to benefits, against the benefitted lots and premises in said District; and

WHEREAS, by a resolution passed and approved on March 12, 2002 (the "provisional order resolution"), the Board declared its determination to create the District for the purpose of acquiring and constructing the Project, stating therein the improvements, that the entire expense thereof shall be paid by special assessment, and that the assessment is to be made according to benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made; and

WHEREAS, pursuant to the provisional order resolution, the Board gave notice (in the manner specified by NRS § 271.305) of the filing of the preliminary plans, assessment plat, typical section of the contemplated improvements, preliminary estimate of cost, and estimate of maximum benefits, and of the time and place of hearing thereon; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, all owners of property to be assessed and interested persons so desiring were permitted to file a written protest or objection or to appear before said Board on Tuesday, April 9, 2002, and be heard as to the propriety and advisability of acquiring the Project provisionally ordered, as to the cost thereof, and manner of payment therefor, and as to the amount thereof to be assessed against said property; and

WHEREAS, all written and oral objections and protests received were duly considered, and the Board has determined that it is in the best interests of said District, the County, and the inhabitants thereof to create the District as theretofore proposed; and

WHEREAS, the owners of lots, tracts or parcels of land in said District representing less than half of the area to be assessed of all lots, tracts or parcels of land in said District filed written or oral objections thereto; and

WHEREAS, every written protest and other objection was found to be without sufficient merit and was overruled by said Board by a resolution passed and approved on April 9, 2002 except as stated in such resolution with respect to APN 047-051-01 and APN 048-092-219 which parcels were deleted from the District; and

WHEREAS, any person filing a written complaint, protest or objection shall have the right, within 30 days after the Board has finally passed on such complaint, protest or objection to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination; and

WHEREAS, the Manager, Utility Services, as engineer for the County (the "Engineer") for the District presented to the Commission and filed with the Clerk the following documents:

(A) Revised, if necessary, final plans and specifications, with construction drawings, showing a typical section of the contemplated improvements, the type or types of material, and the approximate thickness and wideness;

(B) Revised, if necessary, the estimate of the total cost of the Project and of each type of construction, the estimate being made on a lump sum, including in the total estimate,

without limiting the generality of the foregoing, the advertising, appraising, engineering, legal, printing, and such other expenses as in the judgment of the Engineer are necessary or essential to the completion of such work or improvement, and the payment of the cost thereof; and

(C) A revised assessment plat or map (designated as a "Tabulation of Parcels" or "Preliminary Assessment Roll") showing the descriptions of the property to be assessed, showing the area to be assessed, the market values, the amounts of estimated preliminary assessments, the amount of maximum benefits estimated to be assessed against each tract or parcel of land in the District, the estimate being based on a modified area basis (i.e., on an acreage basis modified to treat any parcel or tract that is less than one acre as a one-acre parcel) such that each acre will benefit by capacity of one equivalent residential unit in the Project as hereafter described (an equitable adjustment having been made for assessments to be levied against wedge or V or other irregularly shaped lots or lands, if any, or for any tract or parcel not specially benefitted in proportion to the percentage applicable to that tract or parcel under the assessment method otherwise so used so that assessments according to benefits will be equal and uniform); and

WHEREAS, the Board has reviewed the documents submitted as aforesaid for the District;
and

WHEREAS, the Board and officers of said County have done all things necessary and preliminary to the creation of the District, and the said Board desires now to authorize such Project by this Ordinance.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, DO ORDAIN:

Section 1. This Ordinance shall be known as, and may be cited by, the short title "Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) Creation Ordinance" (herein the "Ordinance").

Section 2. The Board has heretofore determined and does hereby determine:

A. That each and every protest and objection made in connection with the District is without sufficient merit and the same be, and the same heretofore has been by a

resolution adopted and approved on April 9, 2002, overruled, and finally passed on by said Board except as otherwise provided in that resolution;

- B. That the public convenience and necessity require creation of the District; and
- C. That the creation of the District is economically sound and feasible.

Section 3. There shall be, and hereby is, created in the County an improvement district designated the "Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1)" (the "District") for the purpose of acquiring the Project as more particularly described below.

Section 4. The Project, which is hereby ordered to be constructed and acquired, shall be as shown on the final plans and specifications for the District filed with the County Clerk on July 22, 2003. The kind, character and location of the Project (without mentioning minor details) is as follows:

Acquisition Project: The WE-CH-ME Sewer being construction as a part of the Washoe County Galena Park improvements including approximately 2,200 feet of 8-inch diameter PVC sewer pipe, associated manholes and service laterals as shown on plans titled "Camp WE-CH-ME Sanitary Sewer Line Extension" prepared by the Washoe County Department of Water Resources.

Construction Project: The Construction Project includes approximately 7,800 feet of 8-inch diameter sewer pipe, associated manholes and sewer laterals as shown on plans titled "SAD 29 Mount Rose Sewer Phase 1" prepared by the Washoe County Department of Water Resources.

The Project is described in more detail on the final plans and specifications on file with the County Clerk. A substantial change in existing street elevation or grades will result from the Project. Except as shown in the final plans, the character of the improvements shall be as described in the preceding paragraph.

Section 5. The Project described above is to be constructed and acquired by the County at an estimated cost of \$1,300,000. All of such costs will be paid by the levy of special assessment against property in the District as further described below.

Section 6. The amount to be assessed for the Project will be levied upon all tracts in the District, i.e., upon each piece, lot, tract or parcel in the District, in proportion to the special benefits derived on a a modified area basis (i.e., on an acreage basis modified to treat any parcel or tract that is less than one acre as a one-acre parcel) such that each acre will benefit by capacity of one

equivalent residential unit in the Project as hereafter described (an equitable adjustment having been made for assessments to be levied against wedge or V or other irregularly shaped lots or lands, if any, or for any tract or parcel not specially benefitted in proportion to the percentage applicable to that tract or parcel under the assessment method otherwise so used so that assessments according to benefits will be equal and uniform). The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon, each piece or parcel of property in the District is stated in the assessment plat.

Section 7. The extent of the District, i.e., a description of the land comprising the District including the parcels to be assessed is set forth in Attachment A attached hereto and made a part hereof.

Section 8. The District shall have one construction contract.

Section 9. The Engineer is hereby authorized on behalf of the County to advertise for the doing of the work and making the improvements on behalf of the County in accordance with NRS § 271.335 to the extent the improvements are not constructed pursuant to NRS § 271.340 or §271.345.

Section 10. After the award of the contract to the lowest bidder, or after the determination of the net cost to the County, the Board shall determine the total cost of such work, including incidentals, and assessments shall be levied in accordance with the laws of the State, and the Board shall provide that the assessments may be payable without interest or demand during a specific cash payment period, or at the election of the owner, or in forty (40) substantially equal semiannual installments which will include both principal and interest. The Board shall provide the time and terms of payment of such assessments and shall fix penalties to be collected upon delinquent payments. The Board shall also provide the rate of interest on unpaid installments of assessments which will not exceed 1% over the rate of interest on the assessment bonds for the District, if issued.

The effective interest rate on the assessment bonds of the District will not exceed the then-effective statutory limit, if any, for interest on assessment bonds. Such limit currently states that the interest rate may not exceed by more than 3% the Index of Twenty Bonds which shall have been most recently published in The Bond Buyer before bids for the bonds are received, or before a negotiated offer for the sale of such bonds is accepted. If bonds are not issued the Board shall establish, by resolution, the rate of interest on unpaid installments of assessments not exceeding 14% per annum.

Section 11. All action, proceedings, matters and things heretofore taken, had and done by the County, and the officers thereof (not inconsistent with the provisions of this Ordinance), concerning the District, including, but not limited to, the performing of all prerequisites to the creation of said District, the acquisition and construction of sanitary sewer improvements, the advertising and award of a construction contract therefor, and the levy of assessments against the specific benefitted property therein for that purpose be, and the same hereby are, ratified, approved and confirmed.

Section 12. The officers of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings, construction contracts and other items necessary or desirable for the completion of the

levying of the assessments for the District and the issuance of the bonds and any interim warrants therefor.

Section 13. All ordinances or resolutions, 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 or resolution, or part thereof, heretofore repealed.

Section 14. In accordance with NRS § 244.100, this Ordinance when first proposed is to be read by title to the Board, immediately after which several copies of the proposed Ordinance are to be filed with the office of the County Clerk for public examination; thereafter, the County Clerk is authorized and directed to give notice of the filing together with the title of the Ordinance and an adequate summary of the Ordinance, and the date upon which a public hearing will be held on such ordinance, by publication at least once in the Reno Gazette-Journal, i.e., a newspaper published and having general circulation in the County, at least ten (10) days before the date set for such hearing, i.e., at least ten (10) days before July 22, 2003, such publication to be in substantially in the following form:

(Form of Publication of Notice of Filing of Bill for an Ordinance)

Bill No. _____

Notice of Public Hearing Before

The Washoe County Board of County Commissioners

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, at 5:30 p.m., on Tuesday, July 22, 2003, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The Ordinance is entitled:

BILL NO. _____

ORDINANCE NO. _____

(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

An adequate summary of the Ordinance is as follows:

The preambles of the Ordinance recite that the Board of County Commissioners deems it necessary to create Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) for the purpose of acquiring and construction sanitary sewer improvements; recite that the Board declared its determination to create the District by a resolution; recite that the Board fixed a time and place, i.e., Tuesday, July 22, 2003, for a hearing on the creation of the District and provided for the giving of mailed, posted and published notice of such hearing; recite that the requisite Notice was given and that such Notice was reasonably calculated to inform the parties of the proceedings concerning the District; recite that the hearing was held, that all written and oral objections were duly considered and were found without sufficient merit and were overruled by resolution adopted on April 9, 2002, except as provided therein; recite that the owners of tracts representing less than one-half of the lots to be assessed filed such written or oral objections; recite that any person filing a written protest has the right within thirty (30) days to commence an action in any Court of competent jurisdiction to set aside the Board's determination; and recite that the Board and the Officers of the County have done all things necessary and preliminary to the creation of the District.

The ordaining clause is then set forth.

Sections 1 and 2 provide that the Ordinance shall be designated "Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) Creation Ordinance," and recite that the complaints, protests and objections made at the April 9, 2002 hearing have been overruled except as provided in a resolution adopted on April 9, 2002, and find that public convenience and necessity require creating of the District and that the creation of the District is economically sound and feasible.

Sections 3 and 4 create Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1), and describe the kind and location of the improvements.

Sections 5, 6, and 7 provide that an estimate of the total cost to be assessed is \$1,300,000; provide that all of such total cost shall be paid for by the levy of special assessments; provide that the assessments will be levied on a modified area basis; and describe the extent of the District, including the area to be assessed.

Section 8 provides that the District shall have one construction contract.

Sections 9 and 10 provide that the Manager, Utility Services of the County is authorized to advertise for the construction contract; that the Board shall levy the assessments, which may be payable without interest or demand during a cash-payment period to then be specified, or in forty (40) substantially equal semi-annual installments of principal and interest, that interest shall be at a rate which will not exceed the lesser of 1% over the interest rate on assessment bonds issued for the District. The interest rate on assessment bonds will not exceed the lesser of 14% per annum or the then-effective statutory maximum interest rate.

Sections 11, 12 and 13 ratify, approve and confirm all consistent prior action taken in connection with Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) and the levying of special assessments against the property in the District; authorize the County officials to take any action necessary to effectuate the Ordinance; and provide a repealer clause for conflicting provisions.

Section 14, 15 and 16 provide for notice by publication of the Ordinance and that the Ordinance shall be in effect from and after its publication for two weeks following its final adoption.

Copies of the proposed ordinance are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the Ordinance (or the Ordinance as amended) within 35 days after the date of the final public hearing.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published.

DATED: July 22, 2003.

/s/ Amy Harvey
County Clerk

(SEAL)

(End of Form for Publication)

Section 15. This Ordinance shall be in effect from and after its publication as hereinafter provided, and after this Ordinance is signed by the Chairman of the Board and attested and sealed by the County Clerk, this Ordinance shall be published by title only, together with the names of the Commissioners voting for or against its passage, and with a statement that typewritten copies of said Ordinance are available for inspection by all interested parties at the office of the County Clerk, such publication to be made in the Reno Gazette-Journal, a newspaper published and having general circulation in the County, at least once a week for a period of two (2) weeks by two (2) insertions, pursuant to NRS § 244.100 and all laws thereunto enabling, such publication to be in substantially the following form:

(Form for Publication After Final Adoption of Ordinance)

BILL NO. _____
ORDINANCE NO. _____

(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled Ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; and that said Ordinance was proposed by Commissioner _____ on July 8, 2003, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on July 22, 2003, by the following vote of the Board of County Commissioners:

Those Voting Aye:

Jim Galloway
David Humke
Pete Sferrazza
Jim Shaw
Bonnie Weber

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after _____, 2003, 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: _____, 2003.

/s/ David Humke
Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

/s/ Amy Harvey
County Clerk

Section 16. If any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

Proposed on the 8th day of July, 2003.

Proposed by Commissioner SHAW.

Passed the 22nd day of July, 2003.

Those Voting Aye:

Jim Galloway
David Humke
Pete Sferrazza

Those Voting Nay:

Bonnie Weber
(NONE)

Absent:

Jim SHAW

David Humke

Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

Amy Harvey
County Clerk

This ordinance shall be in force and effect from and after AUGUST 1, 2003, the date of the second publication of such ordinance by its title only.

ATTACHMENT A TO THE CREATION ORDINANCE

DESCRIPTION OF ASSESSMENT DISTRICT 29 LOCATION

The description of Assessment District 29 includes the parcels to be assessed (Assessment Parcels 1 through 7 and 9 through); Assessment District Facility Parcels 1, 2, and 3, and Assessment District Facility Easements 1, 2, 3, 4, 5 and 6. The total area included within the described Assessment District 29 is approximately 460 acres.

ASSESSMENT PARCELS:

Assessment Parcel 1 (Assessors Parcel No. 048-070-09): A parcel of land situate within Section 16, T.17N., R.19E., M.D.M.; more particularly described as Parcel C of Parcel Map 1325, recorded March 10, 1982 as Document No. 784877, Official Records of Washoe County, Nevada; containing 2 acres, more or less.

Assessment Parcel 2 (Assessors Parcel No. 048-070-10): A parcel of land situate within Section 16, T.17N., R.19E., M.D.M.; more particularly described as Parcel B of Parcel Map 1325, recorded March 10, 1982 as Document No. 784877, Official Records of Washoe County, Nevada; containing 5 acres, more or less.

Assessment Parcel 3 (Assessors Parcel No. 048-070-11): A parcel of land situate within Sections 16 and 17, T.17N., R.19E., M.D.M.; more particularly described as Parcel A of Parcel Map 1325, recorded March 10, 1982 as Document No. 784877, Official Records of Washoe County, Nevada; containing 10.7 acres, more or less.

Assessment Parcel 4 (Assessors Parcel No. 048-070-14): A parcel of land situate within Section 17, T.17N., R.19E., M.D.M.; more particularly described as Parcel 1 of Parcel Map 3534, recorded June 25, 1999 as Document No. 2354662, Official Records of Washoe County, Nevada; containing 3.4 acres, more or less.

Assessment Parcel 5 (Assessors Parcel No. 048-070-15): A parcel of land situate within Section 17, T.17N., R.19E., M.D.M.; more particularly described as Parcel 2 of Parcel Map 3534, recorded June 25, 1999 as Document No. 2354662, Official Records of Washoe County, Nevada; containing 23.8 acres, more or less.

Assessment Parcel 6 (Assessors Parcel No. 048-112-08): A parcel of land situate within Section 20, T.17N., R.19E., M.D.M.; more particularly described as all of the land within said Section 20 and to the South of State Route 431 (the Mt. Rose Highway); containing 396 acres, more or less.

Assessment Parcel 7 (Assessors Parcel No. 048-081-02): A parcel of land situate within the NW ¼ of Section 16, T.17N., R.19E., M.D.M.; more particularly described as Parcel A of Parcel Map 29, recorded November 27, 1973 as Document No. 309374, Official Records of Washoe County, Nevada; containing 2.46 acres, more or less.

Assessment Parcel 9 (Assessors Parcel No. 047-051-06): A parcel of land situate within Section 9, T17N, R19E, M.D.M.; more particularly described as Lot 6, Block A of Subdivision Map 1868 (Galena Forest Estates Unit One), recorded July 17, 1979 as Document No. 617853, Official Records of Washoe County, Nevada; containing 0.51 acres, more or less.

Assessment Parcel 10 (Assessors Parcel No. 047-051-010): A parcel of land situate within Section 9, T17N, R19E, M.D.M.; more particularly described as Lot 10, Block A of Subdivision Map 1868 (Galena Forest Estates Unit One), recorded July 17, 1979 as Document No. 617853, Official Records of Washoe County, Nevada; containing 0.51 acres, more or less.

Assessment Parcel 11 (Assessors Parcel No. 047-052-02): A parcel of land situate within Section 9, T17N, R19E, M.D.M.; more particularly described as Lot 2, Block B of Subdivision Map 1868 (Galena Forest Estates Unit One), recorded July 17, 1979 as Document No. 617853, Official Records of Washoe County, Nevada; containing 0.829 acres, more or less.

Assessment Parcel 12 (Assessors Parcel No. 047-052-03): A parcel of land situate within Section 9, T17N, R19E, M.D.M.; more particularly described as Lot 3, Block B of Subdivision Map 1868 (Galena Forest Estates Unit One), recorded July 17, 1979 as Document No. 617853, Official Records of Washoe County, Nevada; containing 0.738 acres, more or less.

Assessment Parcel 13 (Assessors Parcel No. 047-052-04): A parcel of land situate within Section 9, T17N, R19E, M.D.M.; more particularly described as Lot 4, Block B of Subdivision Map 1868 (Galena Forest Estates Unit One), recorded July 17, 1979 as Document No. 617853, Official Records of Washoe County, Nevada; containing 0.725 acres, more or less.

Assessment Parcel 14 (Assessors Parcel No. 048-062-06): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as Lot 1 shown in Record of Survey Map 3399, recorded March 26, 1998 as Document No. 2192863, Official Records of Washoe County, Nevada; containing 2.34 acres, more or less.

Assessment Parcel 15 (Assessors Parcel No. 048-070-02): A parcel of land situate within NW $\frac{1}{4}$, Section 16, T17N, R19E, M.D.M.; more particularly described as Parcel 1 of Deed recorded January 14, 2000 as Document No. 241670, Official Records of Washoe County, Nevada; containing 0.995 acres, more or less.

Assessment Parcel 16 (Assessors Parcel No. 048-070-03): A parcel of land situate within NW $\frac{1}{4}$, Section 16, T17N, R19E, M.D.M.; identified as Washoe County Assessors Parcel Number 048-070-03, containing 0.98 acres, more or less.

Assessment Parcel 17 (Assessors Parcel No. 048-070-06): A parcel of land situate within

Section 16, T17N, R19E, M.D.M.; identified as Washoe County Assessors Parcel Number 048-070-06, containing 0.996 acres, more or less.

Assessment Parcel 18 (Assessors Parcel No. 048-082-03): A parcel of land situate within the NW $\frac{1}{4}$ of Section 16, T17N, R19E, M.D.M.; more particularly described as Lot 3, Block B of Subdivision Map 1958 (Sunridge), recorded October 22, 1980 as Document No. 701777, Official Records of Washoe County, Nevada; containing 2.46 acres, more or less.

Assessment Parcel 19 (Assessors Parcel No. 048-091-11): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as Lot 38 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.21 acres, more or less.

Assessment Parcel 20 (Assessors Parcel No. 048-091-25): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as Lots 27 and 28 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.46 acres, more or less.

Assessment Parcel 21 (Assessors Parcel No. 048-091-32): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as Lots 29 and 30 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.392 acres, more or less.

Assessment Parcel 22 (Assessors Parcel No. 048-092-09): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as the West half of Lot 4 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.733 acres, more or less.

Assessment Parcel 23 (Assessors Parcel No. 048-092-11): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as the West half of Lot 3 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.789 acres, more or less.

Assessment Parcel 24 (Assessors Parcel No. 048-092-13): A parcel of land situate within Section 17, T17N, R19E, M.D.M.; more particularly described as the West half of Lot 2 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.779 acres, more or less.

Assessment Parcel 25 (Assessors Parcel No. 048-092-16): A parcel of land situate within of Section 17, T17N, R19E, M.D.M.; more particularly described as a 100-foot by 200 foot parcel whose Southeast property corner is common with the Southwest property corner of

Lot 1 of Subdivision Map 280 (Mt. Rose Bowl No. 1), recorded August 5, 1944 as Document No. 123297, Official Records of Washoe County, Nevada; containing 0.459 acres, more or less.

Assessment Parcel 27 (Assessors Parcel No. 048-100-05): A parcel of land situate within of Section 17, T17N, R19E, M.D.M.; more particularly described as Lot 8 of Subdivision Map 296 (Mt. Rose Bowl No. 2), recorded March 25, 1946 as Document No. 139492, Official Records of Washoe County, Nevada; containing 0.246 acres, more or less.

Assessment Parcel 28 (Assessors Parcel No. 048-100-11): A parcel of land situate within of Section 17, T17N, R19E, M.D.M.; more particularly described as Lot 10 of Subdivision Map 296 (Mt. Rose Bowl No. 2), recorded March 25, 1946 as Document No. 139492, Official Records of Washoe County, Nevada; containing 0.544 acres, more or less.

ASSESSMENT DISTRICT FACILITY PARCEL 1

Assessment District Facility Parcel 1 is within the 100-foot wide Right-of-Way of Joy Lake Road as shown in Subdivision Map 1868, Galena Forest Estates Unit One, Filed in the Washoe County Recorder's Office on July 17, 1979, beginning at the southeasterly corner of Lot 10, Block "A", and extending westerly approximately 1,980 feet to the Right-of-Way of State Route 431 (the Mt. Rose Highway).

Containing 4.6 acres, more or less. Basis of bearings is Subdivision Map 1868.

ASSESSMENT DISTRICT FACILITY PARCEL 2

Assessment District Facility Parcel 2 is within Section 9, T17N, R19E M.D.M. and within the Nevada Department of Transportation (NDOT) Right-of-Way for State Route 431 from the intersection of the highway and Joy Lake Road as shown in Subdivision Map 1868, Galena Forest Estates Unit One, Filed in the Washoe County Recorder's Office on July 17, 1979, to approximately 100 feet south from the intersection of the highway and Douglas Fir Drive as shown in said Subdivision Map 1868.

Containing 18 acres, more or less. .

ASSESSMENT DISTRICT FACILITY PARCEL 3

Assessment District Facility Parcel 3 is on land owned by Washoe County, is within the West half of Section 9, T17N, R19E, M.D.M., and includes the land within 25 feet on both sides of the centerline for the proposed sewer pipe installation, said centerline is more particularly described as follows:

Beginning at a point on the westerly Right-of-Way line for State Route 431 from which the southwest corner of said Section 9; T17N, R19E, M.D.M, bears S 38°12'36"W, 3,677.11 feet; thence S 71°19'57" W, 43.49 feet; thence N 85°56'31"W, 82.94 feet; thence S 80°50'01" W, 90.79 feet; thence S 35°45'48" W, 151.60 feet; thence S 55°57'20" W, 174.37 feet; thence S 47°31'56"W, 154.69 feet; thence S 44°49'11" W 140.67 feet; thence S 40°27'54" W, 190.38 feet; thence S 46°37'04" W, 68.35 feet; thence S 58°01'38" W, 119.16 feet; thence S 79°47'09" W, 31.58 feet; thence S 47°07'59" W, 227.79 feet; thence S 60°05'52" W, 222.95 feet; thence S 69°48'44" W, 100.26 feet; thence S 60°53'01" W, 192.00 feet; thence S 70°36'20" W, 80.99 feet; thence S 63°25'26" W, 80.86 feet; thence S 69°32'00" W, 112.70 feet; thence S 48°52'20" W, 38.51 feet; thence S 34°48'54" W, 93.40 feet; thence S 45°54'41" W, 145.86 feet; thence S 27°32'16" W, 192.04 feet; thence S 52°40'19" W, 130.61 feet; thence S 01°00'00" W, 350.00 feet; thence S 00°30'00"W, 276.02 feet; thence S 00°30'00" W, 123.98 feet; thence S 00°30'00" E, 226.02 feet; thence S 00°30'00" E, 148.98 feet; thence S 46°24'40" E, 157.25 feet to the end of the centerline description.

Containing 4.8 acres, more or less.

ASSESSMENT DISTRICT FACILITY EASEMENT 1

Assessment District Facility Easements 1 is a portion of Lots 215 and 216 of the Montreux Unit 2 Subdivision shown in Document No. 2087150, as Subdivision Map 3365; more particularly described as the most southerly 20 feet of the existing 10-foot wide Washoe County Utility Easement shown along the westerly boundary of the combined Lot 215 and 216 parcel shown in the Reversion to Acreage Map 3502

Containing 200 square feet, more or less. Basis of bearings is Subdivision Map 3365.

ASSESSMENT DISTRICT FACILITY EASEMENT 2

Assessment District Facility Easement 2 is within Section 3, T17N, R19E, MDM; a portion of Parcel 1A shown in Record of Survey Map 3588 as Document No. 2330837 recorded April 21, 1999 Official Records of Washoe County, more particularly described as follows:

Commencing at the southwest corner of said Section 3, thence along the Section Line common to Sections 3 and 4, N 01°40'00" E, 80.38 feet to the TRUE POINT OF BEGINNING; thence continuing N 01°40'00" E, 31 feet; thence S 85°26'53" E, 30 feet; thence S 01°40'00" W, 31 feet; thence westerly to the point of beginning.

Containing 930 square feet, more or less. Basis of bearings is Record of Survey Map 3588.

ASSESSMENT DISTRICT FACILITY EASEMENT 3

Assessment District Facility Easement 3 is within Section 4, , and is a Special Use Permit to install a sanitary sewer pipe in an area within 10 feet of and on both sides of a centerline more particularly described as follows:

The point of centerline beginning is located on the Section Line common to Sections 3 and 4, T17N, R19E, MDM, and 103 feet northerly from the Section Corner common to Sections 3,4,9, and 10. The centerline is approximately 130 feet long and its point of ending is on the Section Line common to Sections 4 and 9, T17N, R19E, MDM and 80 feet westerly from the corner common to Sections 3, 4, 9, and 10

Containing 2,600 square feet, more or less.

ASSESSMENT DISTRICT FACILITY EASEMENT 4

Assessment District Facility Easement 4 is a 20 foot Sanitary Sewer Easement for the construction, maintenance, replacement, or repairs, together with right of access thereto, forever, in the Northeast quarter of Section 9, T.17N, R.19E, M.D.M., lying 10 feet on either side of the following described centerline:

Commencing at the Northeast corner of section 9, T.17N, R.19E, M.D.M., said point being the northeasterly corner of Lot 10, Block "A", Galena Forest Estates Unit 1, filed in the Washoe County's Recorders Office on July 17, 1979, Tract Map #1868, Document # 617853; thence South 89°38'30" West a distance of 78.30 feet along the northerly boundary of said Lot 10 to the TRUE POINT OF BEGINNING; Thence South 38°47'19" West a distance of 61.62 feet; Thence South 28°07'00" West a distance of 224.98 feet; Thence South 79°09'30" West a distance of 45.88 feet to a point on the southerly property line of said Lot 10 described above, said point also being on the northerly right-of-way line of Joy Lake Road and the TRUE POINT OF BEGINNING. The easterly and westerly easement boundaries of the said easement to be extended or trimmed so as to terminate on the boundaries of said Lot 10.

Said easement contains 6,651 square feet, more or less. Basis of bearing: North Section line of Section 9, T.17N, R.19E, M.D.M., as shown on Galena Forest Estates Unit 1, filed in the Washoe County's Recorders Office on July 17, 1979, Tract Map #1868, Document # 617853.

ASSESSMENT DISTRICT FACILITY EASEMENT 5

Assessment District Facility Easement 5 is a Sanitary Sewer Easement for the construction, maintenance, replacement, or repairs, together with right of access thereto, forever, within Parcel B of Parcel Map 1325 as Document No. 784877 recorded March 10, 1982, Official Records of

Washoe County, more particularly described as follows:

Commencing at the Northwest corner of said Section 16, T.17N., R.19E., M.D.M.; Thence along the Section Line common to Sections 9 and 16, N 89°41'00" E a distance of 160.64 feet to the Northwest Corner of said Parcel B, said point being the **True Point of Beginning**; Thence along the west boundary line of said Parcel B, S 00°22'00" E a distance of 482.36', to the Southwest corner of said Parcel B, said point also being on the Northerly Right of Way line of Mount Rose Highway; Thence along the said Northerly Right of Way line of Mount Rose Highway along a curve to the right having a tangent bearing of N 58°07'01" E, a radius of 700 feet, a central angle of 00°57'19", a distance of 11.67 feet; Thence leaving said Northerly Right of Way line of Mount Rose Highway, N 00°22'00" W a distance of 476.34 feet to the Northerly Property Line of said Parcel B; Thence along the Northerly Property Line of said Parcel B, S 89°41'00" W a distance of 10.00 feet to the **True Point of Beginning**.

Said easement contains 4,793 square feet, more or less. Basis of bearings for the description is the North line of Section 16, T.17N., R.19E., M.D.M. as shown on Parcel Map #1325, Document #784877, filed on March 10, 1982, Official Records, Washoe County, Nevada.

ASSESSMENT DISTRICT FACILITY EASEMENT 6

Assessment District Facility Easement 6 is a Sanitary Sewer Easement, varying in width from 15 to 30 feet, for the construction, maintenance, replacement, or repairs, together with right of access thereto, forever, within Parcel A of Parcel Map 1325 as Document No. 784877 recorded March 10, 1982, Official Records of Washoe County, more particularly described as follows:

Commencing at the Northwest corner of said Section 16, T.17N., R.19E., M.D.M.; Thence along the Section Line common to Sections 9 and 16, said line also being the Northerly boundary line of said Parcel A, N 89°41'00" E a distance of 119.79 feet to the **True Point of Beginning**; Thence leaving said Section Line, S 39°48'48" E a distance of 32.81 feet; Thence S 00°22'00" E a distance of 400.67 feet; Thence S 89°38'00" W a distance of 81.67 feet; Thence S 27°01'52" W a distance of 222.26 feet; Thence S 30°43'51" W a distance of 243.99 feet; Thence S 27°52'15" W a distance of 198.81 feet to the Southerly Property Line of said Parcel A; Thence along said Southerly Property Line, S 85°39'43" E a distance of 32.72 feet to the Northerly Right of Way line of Mount Rose Highway; Thence along the Northerly Right of Way line of Mount Rose Highway, N 27°52'15" E a distance of 185.00 feet; Thence continuing along the Northerly Right of Way line of Mount Rose Highway, N 30°43'51" E a distance of 243.27 feet; Thence leaving said Northerly Right of Way line of Mount Rose Highway, N 29°38'37" E a distance of 1.33 feet; Thence N 27°01'52" E a distance of 204.59 feet; Thence N 89°38'00" E a distance of 63.43 feet; Thence S 00°22'00" E a distance of 39.12 feet to a point on the Northerly Right of Way line of Mount Rose Highway; Thence along said Northerly Right of Way line of Mount Rose Highway along a curve to the right having a tangent bearing of N 56°10'34" E, a radius of

700 feet, a central angle of $1^{\circ}56'27''$, a distance of 23.71 feet to the Southeast Corner of said Parcel A; Thence along the Easterly boundary of said Parcel A, N $00^{\circ}22'00''$ W a distance of 482.36 feet to the Northeast Corner of said Parcel A; Thence along the Section Line common to Sections 9 and 16, S $89^{\circ}41'00''$ W a distance of 40.85 feet to the **True Point of Beginning**.

Said easement contains 31,160 square feet, more or less. Basis of bearings for the description is the North line of Section 16, T.17N., R.19E., M.D.M. as shown on Parcel Map #1325, Document #784877, filed on March 10, 1982, Official Records, Washoe County, Nevada. (I.E.: N $89^{\circ}41'00''$ E)

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

I, Amy Harvey, am the duly chosen and qualified Clerk of Washoe County, and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages are a full and correct copy of an Ordinance introduced and read by title on July 8, 2003 and adopted on July 22, 2003 which relates to Special Assessment District No. 29. Minutes of the hearing on the Ordinance held on July 22, 2003 are attached as Exhibits A and B, respectively. Except as recited in this paragraph, no actions were taken concerning such District at such meetings. Such copies of such ordinance are true, correct, compared copy of the original proposed and adopted at such meeting.

2. All members of the Board were given due and proper notice of such meetings, and the members of the Board voted on such ordinance as set forth in the ordinance.

3. Public notice of such meetings was given and such meetings were held and conducted in full compliance with the provisions of NRS § 241.020. Pursuant to NRS § 241.020, written notice of such meeting was given by 9:00 a.m. at least three working days before the meetings:

(a) By mailing a copy of the notice to each member of the Board,

(b) By posting a copy of the notice at the principal office of the

Board, or if there is no principal office, at the building in which the meeting was held, and at least three other separate, prominent places within the jurisdiction of the Board, to wit:


- 1. Washoe County Administration Complex
 1001 East Ninth Street
 Reno, Nevada
- 2. Washoe County Courthouse
 Virginia and Court Streets
 Reno, Nevada
- 3. Washoe County Library
 301 South Center Street
 Reno, Nevada

4. Justice Court
630 Greenbrae Drive
Sparks, Nevada

(c) By mailing a copy of the notice to each person, if any, who had requested notice of the meetings of the Board in the same manner in which notice is required to be mailed to a member of the Board.

5. A copy of the notices so given is attached to this certificate as Exhibit C and D.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of Washoe County, Nevada, this July 22, 2003.



County Clerk

(SEAL)

EXHIBIT A

(Attach Minutes of July 22, 2003 Hearing on Ordinance)

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JULY 22, 2003

PRESENT:

David Humke, Chairman
Jim Galloway, Commissioner
Pete Sferrazza, Commissioner*
Bonnie Weber, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Madelyn Shipman, Legal Counsel

ABSENT:

Jim Shaw, Vice Chairman

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

03-830 AGENDA

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Shaw absent and Commissioner Sferrazza temporarily absent, Chairman Humke ordered that the agenda for the July 22, 2003 meeting be approved.

03-831 PUBLIC COMMENTS

Juanita Cox, County resident, delivered a written statement, which was placed on file with the Clerk, concerning falsehoods presented by County staff to the District Board of Health, the Board of County Commissioners, and the Washoe County Planning Commission. She said she has asked the District Attorney's Office to investigate this situation and is requesting that the Board of County Commissioners also investigate the matter. She then asked why the Planning Commission controlled meeting was called a workshop but did not have any similarity to a workshop where a free exchange of ideas is expressed.

Al Hesson, County resident, said Eddie Anderson is a racist and George Bush should be impeached. He read a letter to the editor printed in today's USA Today about the negative record of President Bush and said he must be defeated in 2004.

WHEREAS, the proposed Ordinance Revising the Schedule of Rates and Charges for Provision of Sanitary Sewer Service by Washoe County, and Revising a Pretreatment Program, Within Certain Areas of Washoe County, was recommended for approval by the Director of the Department of Water Resources; and

WHEREAS, the proposed Ordinance Revising the Schedule of Rates and Charges for Provision of Sanitary Sewer Service by Washoe County, and Revising a Pretreatment Program, Within Certain Areas of Washoe County, was presented to the Board of County Commissioners of Washoe County in a first reading on June 10, 2003; and

WHEREAS, pursuant to NRS 318.199 the Board of County Commissioners may take action after the public hearing and adopt a Resolution Revising the Schedule of Rates and Charges for Provision of Sanitary Sewer Service by Washoe County, and Revising a Pretreatment Program, Within Certain Areas of Washoe County, and Providing Procedures for its Enforcement.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of County Commissioners of Washoe County, as follows:

1. The Ordinance Revising the Schedule of Rates and Charges for provision of Sanitary Sewer Service by Washoe County, and Revising a Pretreatment Program, Within Certain Areas of Washoe County, Providing Procedures for its Enforcement, and Repealing Ordinances No. 802, 830, 901, 931, 954, 973, and 1037 is hereby approved and adopted, and;

2. The Board of County Commissioners 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.

03-862

ORDINANCE NO. 1211 - BILL NO. 1391 - CREATING SPECIAL ASSESSMENT DISTRICT NO. 29 - MT. ROSE SEWER PHASE I

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on July 11, 2003 to consider second reading and adoption of Bill No. 1391. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Shaw absent, Chairman Humke ordered that Ordinance No. 1211, Bill No. 1391, entitled, "AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE I); ORDERING A SANITARY

SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO," be approved, adopted and published in accordance with NRS 244.100.

* * * * *

There being no further business to come before the Board, the meeting adjourned at 6:02 p.m.

DAVID E. HUMKE, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk
and Clerk of the Board of
County Commissioners

*Minutes Prepared by
Barbara Trow and Sharon Gotchy
Deputy County Clerks*

EXHIBIT B

(Attach Copy of Notice of July 8, 2003 Meeting)

COUNTY COMMISSIONERS

David Humke, Chairman
 Jim Shaw, Vice-Chairman
 Jim Galloway
 Pete Sferrazza
 Bonnie Weber

COUNTY MANAGER

Katy Singlaub

ASSISTANT
DISTRICT ATTORNEY

Madelyn Shipman

AGENDA

MEETING OF

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

July 8, 2003

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to the Consent Agenda at the beginning of the Board Meeting.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, please call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

Monday, July 7, 2003, County Commission Caucus Meeting has been cancelled due to County Commission Retreat.

Public Comment: Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

Pursuant to NRS 241.020, the agenda for the Commission Meeting has been posted at the following locations. Washoe County Administration Building (1001 E. 9th Street), Washoe County Courthouse Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting, after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, the Board of Fire Commissioners for the Sierra Forest Fire Protection District and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for items on the agenda, provided to the Washoe County Board of Commissioners, is available to members of the public at the County Manager's Office (1001 E. 9th St., 2nd Floor, Reno, Nevada) and on the County's website at www.co.washoe.nv.us.

Unless otherwise indicated by asterisk (*), all items on the agenda are action items upon which the Board of County Commissioners will take action.

11. I. Gerlach-Empire--appoint three at-large representatives (Commission District 5).
- J. Sun Valley--appoint four at-large representatives (Commission District 5).
- K. Verdi Township--appoint three at-large representatives (Commission District 5).
12. Regional Planning Commission--recommendation to appoint one Washoe County Planning Commissioner to Regional Planning Commission and appoint remaining Washoe County Planning Commissioners as alternates to Regional Planning Commission--Community Development.
13. Discussion and Possible Appointments to Boards/Commissions.
 - Airport Noise Advisory Panel--three appointments.
 - Board of Equalization--three appointments and Commission Chairman to appoint Equalization Chairman.
 - Library Board of Trustees--two appointments.
 - Washoe County Advisory Board to Manage Wildlife--two appointments.
 - Washoe County Open Space and Regional Park Commission--four appointments.
 - Washoe County Senior Services Advisory Board--four appointments.
14. Consideration of a motion to suspend the Rules and Procedures for the Board of County Commissioners and if motion passes, motion to reconsider the Board of County Commissioners decision to deny the appeal of Special Use Permit Case Nos. SW02-027, SW02-028, SW02-029, SW02-030 (Burning Man)--Brittner, Jakson, Fascio, Stewart, Walters - Appeal Case No. AX03-006; and if motion passes, direct staff to set a public hearing date and provide notification in accordance with Washoe County Code (requested by Commissioner Sferrazza).
15. Discussion and possible direction regarding 2002 Regional Plan Settlements and associated issues.
16. First reading of an Ordinance creating Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1); ordering a sanitary sewer project within Washoe County, Nevada; providing for the levy and collection of Special Assessments therefore; and prescribing other matters relating thereto.
- 4:30 p.m. 17. Recommendation to receive sealed bids and hear oral bids for Assessor's Parcel Number 012-150-16, including possible award of sale for same; if warranted, authorize Chairman to execute the Purchase and Sale Agreement, Leaseback Agreement and Quitclaim Deed; or if necessary, provide direction to staff to continue this item to July 15, 2003 Commission Meeting to be heard at 3:00 p.m.--Public Works.

EXHIBIT C

(Attach Copy of Notice of July 22, 2003 Meeting)

COUNTY COMMISSIONERS

David Humke, Chairman
 Jim Shaw, Vice Chairman
 Galloway
 Pete Sferrazza
 Bonnie Weber

COUNTY MANAGER

Katy Singlaub

ASSISTANT
DISTRICT ATTORNEY

Madelyn Shipman

AGENDA

MEETING OF

WASHOE COUNTY BOARD OF COMMISSIONERS

COMMISSION CHAMBERS - 1001 E. 9th Street, Reno, Nevada

July 22, 2003

NOTE: Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. Items may be moved to the Consent Agenda at the beginning of the Board Meeting.

The Washoe County Commission Chambers are accessible to the disabled. If you require special arrangements for the meeting, please call the County Manager's Office, 328-2000, 24-hours prior to the meeting.

An Agenda CAUCUS Meeting will be held in the Commission Caucus Room (1001 E. 9th St., 2nd Floor, Reno) on MONDAY, July 21, 2003, following the *Work Card Permit Appeal*, in order to review agenda items for the regular meeting of the Washoe County Board of Commissioners as described below. Said review, if requested by the Commission, is limited to brief staff presentation of issue and may include review of background information and questions to be answered at the regular meeting. The Commission, at the Caucus Meeting, may also consider possible items for placement on the August 12, 2003 Commission Agenda.

NOTE: The Board of County Commissioners, on MONDAY, July 21, 2003, at 1:30 p.m., will take action on a WORK CARD PERMIT APPEAL for Stephen Alan Moss. The HEARING will be a CLOSED SESSION to discuss the applicants' character or other matters under NRS 241.030(1) and will take place in the Commission Caucus Room (1001 E. 9th St., 2nd Floor, Reno).

Public Comment: Limited to three minutes per person and limited to matters other than the agenda items that will be heard at the Commission Meeting. Persons are invited to submit comments in writing on agenda items and/or attend and make comment on that item at the Commission Meeting.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations: Washoe County Administration Building (1001 E. 9th Street), Washoe County Courthouse-Clerk's Office (Court and Virginia Streets), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (630 Greenbrae Drive). At the meeting, after salute to the flag and roll call, the Board of County Commissioners may vote on the following items as the Board and, ex-officio, as the Board of Fire Commissioners for the Truckee Meadows Fire Protection District, as the Board of Fire Commissioners for the Sierra Forest Fire Protection District, and/or the Board of Trustees of either the Lawton/Verdi or South Truckee Meadows General Improvement Districts.

Support documentation for items on the agenda, provided to the Washoe County Board of Commissioners, is available to members of the public at the County Manager's Office (1001 E. 9th St., 2nd Floor, Reno, Nevada) and on the County's website at www.co.washoe.nv.us.

16. D. Accept report regarding Cash Handling Audit of the Second Judicial District Court Filing Office.

17. Discussion and possible direction regarding 2002 Regional Plan Settlements and associated issues.

5:30 p.m.

18. Public Hearings. (Note: Items listed under this heading only will be heard at or after the noted time. In no case will they be heard before the stated time. Due to public testimony and discussion, time expended on items in this category can vary.)

A. Second Reading and Adoption of an Ordinance revising a schedule of rates and charges and a pretreatment program for provision of sanitary sewer service by Washoe County within certain areas of Washoe County; requiring the Department of Water Resources to submit billings to all sanitary sewer users within the certain areas; requiring payment thereof; and providing procedures for its enforcement. This Ordinance repeals Ordinance Nos. 802, 830, 901, 931, 954, 973, and 1037--Water Resources. (Bill No. 1390)

AND

Recommendation to approve Sewer Rate Ordinance Business Impact Statement and direct County Clerk to make analysis available upon request.

AND

Recommendation to approve and execute a Resolution adopting an Ordinance Revising the Schedule of Rates and Charges for Provision of Sanitary Sewer Service by Washoe County, and Revising a Pretreatment Program, within certain areas of Washoe County, providing procedures for its enforcement, and repealing Ordinances Nos. 802, 830, 901, 931, 954, 973 and 1037.

B. Second Reading and Adoption of an Ordinance creating Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase I); ordering a sanitary sewer project within Washoe County, Nevada; providing for the levy and collection of special assessments therefor; and prescribing other matters relating thereto--Water Resources. (Bill No. 1391)

END OF SCHEDULED PUBLIC HEARINGS

19. Emergency Items.

EXHIBIT D

(Attach Affidavit of Publication of Notice of Filing of Creation Ordinance)

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Publishers of

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STATE OF NEVADA JUL 24 2003
COUNTY OF WASHOE

ss: Julia Ketcham

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 referenced below has published in each regular and entire issue of said newspaper between the dates: **07/11/03 - 07/11/03**, for exact publication dates please see last line of Proof of Publication below.

Subscribed and sworn to before me

Signed: *Julia Ketcham*


TANA CICCOTTI
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 02-78259-2 - Expires May 16, 2006
Tana Cicotti

JUL 14 2003

Proof of Publication

NOTICE OF PUBLIC HEARING WASHOE COUNTY BILL NO. 1391 NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Commissioners' Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, at 5:30 p.m., on Tuesday, July 22, 2003, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The Ordinance is entitled: AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO. An adequate summary of the Ordinance is as follows: The preambles of the Ordinance recite that the Board of County Commissioners deems it necessary to create Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) for the purpose of acquiring and construction sanitary sewer improvements; recite that the Board declared its determination to create the District by a resolution; recite that the Board fixed a time and place, i.e., Tuesday, July 22, 2003, for a hearing on the creation of the District and provided

for the giving of mailed, posted and published notice of such hearing; recite that the requisite Notice was given and that such Notice was reasonably calculated to inform the parties of the proceedings concerning the District; recite that the hearing was held, that all written and oral objections were duly considered and were found without sufficient merit and were overruled by resolution adopted on April 9, 2002, except as provided therein; recite that the owners of tracts representing less than one-half of the lots to be assessed filed such written or oral objections; recite that any person filing a written protest has the right within thirty (30) days to commence an action in any Court of competent jurisdiction to set aside the Board's determination; and recite that the Board and the Officers of the County have done all things necessary and preliminary to the creation of the District. The ordaining clause is then set forth. Sections 1 and 2 provide that the Ordinance shall be designated "Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) Creation Ordinance," and recite that the complaints, protests and objections made at the April 9, 2002 hearing have been overruled except as provided in a resolution adopted on April 9, 2002, and find that public convenience and necessity require creating of the District and that the creation of the District is economically sound and feasible. Sections 3 and 4 create Washoe County, Nevada, Special Assessment District No. 29 (Mt. Rose Sewer Phase 1), and describe the kind and location of the improvements. Sections 5, 6, and 7 provide that an estimate of the total cost to be assessed is \$1,300,000; provide that all of such total cost shall be paid for by the levy of special assessments; provide that the assessments will be levied on a modified area basis; and describe the extent of the District, including the area to be assessed. Section 8 provides that the District shall have one construction contract. Sections 9 and 10 provide that the Manager, Utility Services of the County, is authorized to advertise for the construction contract; that the Board shall levy the assessments, which may be payable without interest or demand during a cash-payment period to then be specified, or in forty (40) substantially equal semi-annual installments of principal and interest, that interest shall be at a rate which will not exceed the lesser of 1% over the interest rate on assessment bonds issued for the District. The interest rate on assessment bonds will not exceed the lesser of 14% per annum or the then-effective statutory maximum interest rate. Sections 11, 12 and 13 ratify, approve and confirm all consistent prior action taken in connection with Special Assessment District No. 29 (Mt. Rose Sewer Phase 1) and the levying of special assessments against the property in the District; authorize the County officials to take any action necessary to effectuate the Ordinance; and provide a repealer clause for conflicting provisions. Section 14, 15 and 16 provide for notice by publication of the Ordinance and that the Ordinance shall be in effect from and after its publication for two weeks following its final adoption. Copies of the proposed ordinance are on file in the office of the Washoe County Clerk at 350 South Center Street, Suite 100, Reno, Nevada, for public examination. The Board shall adopt or reject the Ordinance (or the Ordinance as amended) within 35 days after the date of the final public hearing. IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published.
DATED: July 8, 2003. /s/ Amy Harvey County Clerk
No.816237 July 11, 2003

EXHIBIT E

(Attach Affidavit of Publication of Title of Creation Ordinance Twice)

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COUNTY OF WASHOE**

ss: Julia Ketcham

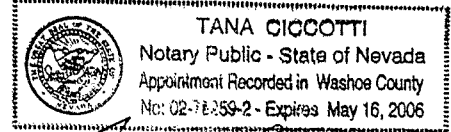
Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the dates: **07/25/03 - 08/01/03**, for exact publication dates please see last line of Proof of Publication below.

Signed: _____

Julia Ketcham

AUG 1 2003

Subscribed and sworn to before me



Tana Ciccotti

Proof of Publication

BILL NO. 1391 ORDINANCE NO. 1211 (of Washoe County, Nevada) AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO. PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled Ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, located at 350 South Center Street, Suite 100, Reno, Nevada; and that said Ordinance was proposed by Commissioner Shaw on July 8, 2003, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on July 22, 2003, by the following vote of the Board of County Commissioners: Those Voting Aye: Jim Galloway David Humke Pete Sferrazza Bonnie Weber Those Voting Nay: (none) Those Absent: Jim Shaw This Ordinance shall be in full force and effect from and after August 1, 2003, 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: July 23, 2003. /s/ David Humke
Chairman Board of County Commissioners Washoe County, Nevada Attest: /s/ Amy
Harvey County Clerk No.842289 July 25; Aug 1, 2003

BILL NO. 1391
ORDINANCE NO. 1211
(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 29 (MT. ROSE SEWER PHASE 1); ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled Ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, located at 350 South Center Street, Suite 100, Reno, Nevada; and that said Ordinance was proposed by Commissioner Shaw on July 8, 2003, and following a public hearing, was passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on July 22, 2003, by the following vote of the Board of County Commissioners:

Those Voting Aye:
Jim Galloway
David Humke
Pete Ferrazza
Bonnie Weber

Those Voting Nay:
(none)

Those Absent:
Jim Shaw

This Ordinance shall be in full force and effect from and after August 1, 2003, 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: July 23, 2003.
/s/ David Humke
Chairman
Board of County Commissioners
Washoe County, Nevada

Attest:
/s/ Amy Harvey
County Clerk
No.842289 July 25; Aug 1, 2003