Summary - An Ordinance Amending Ordinance No. 147 by Adding to the Gardnerville Ranchos General Improvement District Powers Relating to Recreation and Declaring an Emergency.

ORDINANCE NO. /6/
(of Douglas County, Nevada)

AN ORDINANCE AMENDING ORDINANCE NO. 147
BY ADDING TO THE GARDNERVILLE RANCHOS
GENERAL IMPROVEMENT DISTRICT POWERS RELATING TO RECREATION AND DECLARING AN
EMERGENCY

WHEREAS, on the 9th day of April, 1965, this Board adopted its Ordinance No. 147, entitled "An Ordinance Creating the Gardnerville Ranchos General Improvement District Proposed for Paving, Curbs, Gutters, Sidewalks, Storm Drainage, Sanitary. Sewer Improvements, Water Improvements, Street Lighting, and Garbage and Refuse Collection and Disposal; and Declaring an Emergency";

WHEREAS, on the 5th day of June, 1967, this Board initiated the addition to Gardnerville Ranchos General Improvement District of powers of recreation by adopting its Ordinance numbered 160, entitled "An Ordinance Initiating Proceedings for Adding to the Gardnerville Ranchos General Improvement District Powers Relating to Recreation and Declaring an Emergency; and Providing for the Publication and Notice of Hearing Thereon," wherein it did provide for the publication of notice of hearing on the adding of powers to the District;

WHEREAS, as appears from the affidavit of publication on file in the office of the County Clerk, a copy of said Ordinance was published by title, together with a separate statement to the effect that typewritten copies of the Ordinance were available for inspection at the office of the County Clerk by all interested persons, together with the names of the County Commissioners voting for or against its passage, in The Record-Courier, a newspaper of general circulation printed and published

in the County of Douglas, and being the newspaper which was most likely to give notice to persons interested therein, at least once a week for a period of two weeks before said Ordinance became effective;

WHEREAS, as appears from the affidavit of publication on file in the office of the County Clerk, said Clerk gave notice by publication of the ordinance of intention of this Board to add such powers to the District, which notice set forth the powers to be added and the time and place of hearing, in The Record-Courier, a newspaper of general circulation in the District, and being the newspaper most likely to give notice to interested persons in said matter, once a week for three consecutive weeks, the first of which was at least fifteen days prior to the day of hearing;

WHEREAS, at or before the time fixed in the Ordinance of intention, no written protests were filed with the County Clerk, signed by taxpaying electors within the District and, therefore, said protests were filed by 0% of the taxpaying electors within the District, and this Board finds that protests were not filed with the County Clerk, signed by 51% or more of the taxpaying electors within the District;

WHEREAS, said matter came on regularly for hearing before this Board at the hour of 1:30 o'clock P.M., on the 5th day of July, 1967, in the Chambers of this Board, County Court House, Minden, Nevada, being the time and place fixed for said hearing;

WHEREAS, proof, oral and documentary, was presented to the Board from which this Board finds, upon which this Ordinance is based, that the public convenience and necessity require the vesting of powers as to recreation in such District, and the vesting of such powers therein is economically sound and feasible; and

WHEREAS, all persons interested who appeared were given an opportunity to and were fully heard, and all written

communications were fully considered; and

WHEREAS, due to the necessity of immediately providing for the addition of powers of recreation to the Gardnerville Ranchos General Improvement District, the Board has determined, and does hereby declare, that an emergency exists requiring this ordinance to take effect from and after its passage and publication by title in accordance with law.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, IN THE STATE OF NEVADA, DOES ORDAIN:

- 1. County Ordinance 147, Section 3, is hereby amended by adding thereto a subsection (g) to read as follows:
 - "(g) To acquire, construct, reconstruct, improve, extend and better lands, works, systems and facilities for recreation. If the proposed recreational facilities are situated within 7 miles from the boundary of an incorporated city or unincorporated town, and if the county in which the proposed recreational facilities are situated has adopted a recreation plan pursuant to Chapter 278 of NRS, the authority conferred herein by this subsection (g) may be exercised only in conformity with such plan."
- 2. That the Board of County Commissioners has expressed in the preamble to this ordinance the existence of an emergency, and does hereby find and declare that an emergency does exist, and consequently, final action shall be taken immediately and this ordinance shall be in effect from and after its publication as hereinafter provided.

The facts constituting such urgency are as follows:

There is a substantial shortage of recreation facilities within the Gardnerville Ranchos General Improvement District to meet properly the demands of the growing influx of people therein. In the improvement of the lands of the Gardnerville Ranchos General Improvement District it is necessary that said District,

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ecommunications were fully considered; and

therefore, immediately have powers of recreation for the protection of the public health, safety and general welfare.

3. This Ordinance shall be in full force and effect from and after its passage, approval and publication as prescribed by NRS 244.100.

ATTEST:

Earnhut Whese County Clerk

This Ordinance shall be in force and effect from and after the 20th day of July, 1967.