

Notice of Public Meeting  
HUMBOLDT COUNTY BOARD OF COMMISSIONERS  
Humboldt County Board of Commissioners Regular Meeting  
**Monday, August 05, 2019**  
**9:30 AM:**

Humboldt County Courthouse Meeting Room 201  
50 West Fifth Street, Winnemucca, Nevada 89445

All times on this agenda are approximate. Consideration of items may require more or less time than is scheduled. Items on the agenda may be taken out of order; the public body may combine two or more agenda items for consideration; and the public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Public comment is designated for discussion only. The public has the opportunity to address the Commission on any matter not appearing on the agenda; however, no action may be taken on Matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken. Additionally, public comment may be heard on any item listed on the Agenda. Persons are invited to submit comments in writing and/or attend and make comments on any agenda item at the Commission meeting. All public comment may be limited to three (3) minutes per person, at the discretion of the Commission.

**Agenda - Monday, August 5, 2019**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. PUBLIC COMMENT - General public comment is designated for discussion only. The public has the opportunity to address the Commission on any matter not appearing on this agenda; however, no action may be taken on a matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken.
4. APPROVAL OF MINUTES (FOR POSSIBLE ACTION) - Discussion and action on correction/approval of minutes for February 1, 2016; March 28-29, 2016; April 18, 2016; May 2, 2016; August 15, 2016; October 3, 2016; October 17, 2016: October 27, 2016 (Special-Liquor License); November 15, 2016: November 28, 2016; December 12, 2016 (Joint); January 3, 2017; January 17, 2017 (Joint); February 6, 2017 (Special): February 21, 2017; March 6, 2017; March 20, 2017; March 27, 2017 (Budget Hearing); April 3, 2017; April 10, 2017 (Special/6th Judicial); April 17, 2017; May 1, 2017 (Joint); May 15, 2017; June 5, 2017; June 19, 2017; July 10, 2017; August 7, 2017 (Joint); August 21, 2017; September 18, 2017; October 9, 2017; December 11, 2017 (Joint); January 16, 2018; January 29, 2018 (Retreat); February 5, 2018 ; February 20, 2018; March 5, 2018; April 2, 2018 (Budget Hearing); April 9, 2018; August 6, 2018; August 20, 2018; September 4, 2018;



September 17, 2018; October 1, 2018; October 15, 2018; March 18, 2019, March 25 (Budget Hearings); April 1, 2019; May 6, 2019; May 20, 2019; June 3, 2019; June 25, 2019 (Special); July 8, 2019 and July 22, 2019.

4.A. MINUTES

[HCC072219unapprovedUNOFFICIAL.pdf](#)

5. APPROVAL OF EXPENDITURES FOR HUMBOLDT COUNTY FOR JULY 19, 2019 THROUGH AUGUST 2, 2019 (FOR POSSIBLE ACTION)

6. MISCELLANEOUS REPORTS AND CORRESPONDENCE -

1)Other information and upcoming meetings

August 8, 2019 Regional Planning Commission  
August 12, 2019 Regional Airport Board Meeting  
August 19, 2019 Humboldt County Commission Meeting

2)Reports from Commissioners regarding other Boards and Committees on which they serve, including National Wild Horse & Burro Advisory Board, Nevada Association of Counties (NACO), Regional Airport Board, Humboldt River Basin Water Authority (HRBWA), Western Interstate Region (WIR), Legislative Interim Land Council, Humboldt Development Authority (HDA), Winnemucca Visitors & Convention Authority (WCVA), Hospital Board, Humboldt Foundation, Northeastern Nevada Regional Development District (NNRDA), Humboldt County Elk Planning Steering Committee, Paradise Conservation District and the State Land Use Planning Advisory Council (SLUPAC).

7. CONSENT AGENDA (ANY ITEM APPEARING ON THE CONSENT AGENDA CAN BE PULLED DOWN AND DISCUSSED IN DETAIL) (FOR POSSIBLE ACTION) -

A) Appointment of Nigel Bain, General Manager of Hycroft Mine to the Mining Representative seat on the Humboldt Development Authority beginning Monday, August 5, 2019 and running through June 30, 2023. Discussion and possible action.

8. EMPLOYEE OF THE QUARTER (2ND QUARTER 2019)

9. 10:00 A.M. PUBLIC HEARING: AH-19-01, ABANDONMENT REQUEST ALONG STARGATE ROAD (FOR POSSIBLE ACTION) - An abandonment request submitted by James Garland to abandon the 30' wide easement running along the east side of his parcel, a 1,321.23' portion of Stargate Road; Assessor's Parcel Number 05-0496-08.

9.A. AH-19-01 STATUS REPORT AND NOTICE OF PUBLIC HEARING

[AH-19-01 Status Report for HCC.pdf](#)

[Garland abandonment 2019 PUBLISH.pdf](#)



10. 10:00 A.M. PUBLIC HEARING: RH-19-04, REZONE APPLICATION FOR PROPERTY ON 4540 DEBRA LANE C (COMMERCIAL) TO RR-2.5 (RURAL RANCHETTE 2.4 ACRES) (FOR POSSIBLE ACTION) - An ordinance amending Humboldt County 6-1-78a and changing the zoning classification for a certain portion of Humboldt County Nevada by re-zoning property located at 4540 Debra Lane from a C (Commercial) zoning designation to RR-2.5 (Rural Ranchette 2.5 acre minimum lot size) thereby changing the uses to which said portions may be put, amending the land use map of the Humboldt County Zoning District and Boundary Map and other matters properly related thereto. RH-19-04. Discussion and possible action.  
10.A. REZONE APPLICATION  
[rh-19-04 ph.pdf](#)  
  
[RH-19-04 Status Report.pdf](#)
11. 10:00 A.M. PUBLIC HEARING: VH-19-03 VARIANCE APPLICATION (FOR POSSIBLE ACTION) - Consideration, discussion and possible action on a variance application submitted by Mike and Janet Roberts for a site located at 3090 Mars Avenue, Assessors Parcel #13-0457-07 to increase the allowed fence height in the front yard setback from 4' to 5'. Applicant proposed to replace the existing fence on the east side of the property. Discussion and possible action.  
11.A. Application and Staff Report  
[VH-19-03 Variance application.pdf](#)  
  
[VH-19-03 Staff Report.pdf](#)
12. 10:00 A.M. PUBLIC HEARING: AN ORDINANCE AMENDING CHAPTER 8.44 OF THE HUMBOLDT COUNTY CODE (FOR POSSIBLE ACTION) - Public Hearing: Second reading and adoption of an ordinance amending Chapter 8.44 of the Humboldt County Code by modifying the permissible maximum 911 telephone line surcharge from \$0.25 to \$1.00 per month for each access line & telephone number and from \$2.50 to \$10.00 per month for each customer trunk line; by expanding the permissible use of the 911 telephone line surcharge to include the purchase and maintenance of portable event recording devices and vehicular event recording devices; to enhance the purpose of the advisory committee; to specify that the committee consist of both a designee of the Humboldt County Sheriff's office and the Winnemucca Police Department; by clarifying the duties of the committee and authority to make recommendations to the county of money collected through the surcharge; to expand the special revenue fund to include the purchase and maintenance of portable and vehicular event recording devices and the allowable costs related to those recording devices; to allow the five year master plan to be updated annually, and other matters properly related thereto. Discussion and Possible Action.  
12.A. ORDINANCE  
[Ch 8.44 911 ph.pdf](#)
13. POSSIBLE ADOPTION OF BUSINESS IMPACT STATEMENT RELATED TO POSSIBLE AMENDMENT OF HUMBOLDT COUNTY CODE 15.04 "BUILDING CODES" FEES ORDINANCE (FOR POSSIBLE ACTION) - Possible action to adopt the Business Impact Statement for the Building permit and related fees increase with a finding, based on staff's recommendation, that the proposed fee increase does not impose a significant economic burden on a business; nor does the proposed fee directly restrict the formation, operation or expansion of a business. As proposed, the permit fees and related building fees would increase from the current rates of \$15.00/\$35.00 /\$49.45 to a minimum rate of \$51.75. Discussion and Possible Action.



13.A. BUSINESS IMPACT STATEMENT

[BIS re building fees.pdf](#)

14. POSSIBLE SET TO PUBLIC HEARING FOR ORDINANCE TO AMEND CHAPTER 15.04 OF HUMBOLDT COUNTY CODE (FOR POSSIBLE ACTION) - Possible Set To Public Hearing: Introduction and first reading of an ordinance amending Chapter 15.04 of the Humboldt County code by adopting the 2018 International Building Code and Building Code Standards with changes, ,modifications, appendices and supplements; 2018 International Residential Code and Building Code Standards with changes, modifications, appendices and supplements excluding the mechanical, plumbing and electrical chapters and appendices; the 2018 edition of the Uniform Mechanical Code with appendices, changes and modifications; the 2018 International Fire Code with changes, modifications, appendices and supplements, and related NFPA standards; the 2018 edition of the Uniform Plumbing Code with changes and modifications; the 2017 edition of the National Electric Code to be the latest adopted edition of such codes adopted statewide by Nevada Revised Statutes; 2006 ICC Electric Code administrative provisions; the 2009 edition of the International Energy Conservation Code; the 1997 Uniform Code for the Abatement of Dangerous Buildings; the 1997 Uniform Housing Code; the 2018 International Pool and Spa Code; 2018 International Existing Building Code; 2017 Accessible and Usable Building Facilities ICC A117.1-2017; declaring the most current edition of the Mobile Home/Manufactured Home standards act rules and regulations with changes and modifications as adopted statewide by the Nevada Revised Statutes; providing for the establishment of a Board of Appeals for International, Uniform and National Code interpretation; and providing for penalties for violations thereof, an increase of 25% of building valuation data table dated 1/1/14 and an increase of the rates and fees associated with said codes beginning at a minimum of \$51.75, and other matters as properly related thereto. Discussion and possible action.

14.A. ORDINANCE

[2018 Building Code Ordinance Summary.pdf](#)

[2018 Code Admendments.pdf](#)

15. PRESENTATION BY DENISE CASTLE, CEO, JOIN INC, ON THE VOTECH PROGRAM (INFORMATION ONLY) - Denise Castle, CEO of JOIN Inc., Training Nevadans for Careers, will present Workforce Development in Action: How JOIN's programs and intermediary model is bringing stakeholders together to create a collaborative and streamlined approach to Humboldt County's workforce development needs.
16. HUMBOLDT COUNTY JUVENILE DETENTION CENTER PHASE 1 RENOVATION PROJECT (FOR POSSIBLE ACTION) - Consideration, discussion and possible approval to award the contract for Phase 1 of a two phased project for the Humboldt County Juvenile Detention Center to MGM Construction (low bid: \$139,500.00) based on the results of a recent Request for Proposal (RFP), as well as an additional \$2,000 for moisture mitigation and \$100,000 for additions which may be necessary to complete the project for a total amount not to exceed \$241,500.00. Discussion and possible action.



- 16.A. BID REPORT  
[H C Juvie Phase 1 Bid Report \(003\).pdf](#)
17. PUBLIC WORKS DEPARTMENT: PERMISSION TO HIRE ONE WATER/WASTEWATER SPECIALIST I, II, OR SENIOR WATER/WASTEWATER SPECIALIST (FOR POSSIBLE ACTION) - Consideration of, discussion, and possible approval of a request from the Public Works Department to hire one Water/Wastewater Specialist I, II, or Senior Water/Wastewater Specialist, depending on the qualifications of the applicant pool. For discussion and possible approval.
18. PUBLIC WORKS DEPARTMENT: GENERAL ROAD PROJECTS (FOR INFORMATION ONLY) - A presentation by Humboldt County Public Works Director to update the Board on Road projects within Humboldt County, however, no action may be taken on a matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken.
19. CYANCO GRANT FOR PERMIT FEES (FOR POSSIBLE ACTION) - Consideration, discussion and possible approval of a grant from the Humboldt County Board of Commissioners to cover the cost of permitting fees for a plan review for the new Cyanco solids plant in an amount not to exceed \$36,720.45. Discussion and possible action.
  - 19.A. Permits  
[Cyanco Building Permit Fees.pdf](#)
20. POLLUTION CONTROL REVENUE REFUNDING BONDS REPLACEMENT (FOR POSSIBLE ACTION) - Consideration, discussion and possible approval to sign a replacement bond for the Pollution Control Revenue Refunding Bonds (Idaho Power Company Project), Series 2003 in accordance with the bond documents and previous authorizations. For discussion and possible approval
  - 20.A. UPDATED DRAFT OF EXHIBIT A  
[Humboldt Specimen Bond 4835-5202-2174 v1.pdf](#)
21. FUTURE AGENDA ITEMS
22. PUBLIC COMMENT: - Public Comments: General public comment is designated for discussion only. The public has the opportunity to address the Commission on any matter not appearing on this agenda; however, no action may be taken on a matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken.
23. ADJOURNMENT



**NOTICE: The County Commission may close the meeting to receive information from legal counsel pursuant to Nevada Revised Statutes 241.015**

**CERTIFICATE OF POSTING**

PLACES POSTED: Humboldt Co. Courthouse, 50 W. 5th St.: Rooms 201, 205, & 207 at \_\_\_\_\_ A.M. By: \_\_\_\_\_  
Humboldt County Library: 85 E. 5th St. at \_\_\_\_\_ A.M. By: \_\_\_\_\_  
County Annex: 4th & Bridge St. at \_\_\_\_\_ A.M. By: \_\_\_\_\_  
Winnemucca City Hall: 4th & Melarkey St. at \_\_\_\_\_ A.M. By: \_\_\_\_\_  
Humboldt County Website: [www.hcnv.us](http://www.hcnv.us) at \_\_\_\_\_ A.M. By: \_\_\_\_\_  
State of Nevada Website: [www.notice.nv.gov](http://www.notice.nv.gov) at \_\_\_\_\_ A.M. By: \_\_\_\_\_

MEETING DATE: August 5, 2019 POSTED BY: \_\_\_\_\_

DATE POSTED: \_\_\_\_\_ Karen Bannister, Administrative Assistant

**NOTE FOR SUPPORTING MATERIAL:** A copy of the supporting material for the meeting may be obtained at Commissioner meeting/agendas on the Humboldt County website: [www.hcnv.us](http://www.hcnv.us) or by contacting Dave Mendiola, County Administrator, at 50 W. Fifth Street, Winnemucca, Nevada 89445, (775) 623-6300

**NOTICE TO PERSONS WITH DISABILITIES** - Reasonable efforts will be made to assist and accommodate physically disabled persons desiring to attend the meeting. Please call the Humboldt County Administrator's Office at 623-6300 in advance so that arrangements may be conveniently made.

**EQUAL OPPORTUNITY NOTICE** - Humboldt County is an Equal Opportunity Employer and will not discriminate against employees or applicants for employment or services in an unlawful manner.

**NON-DISCRIMINATION STATEMENT** - In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc) should

Contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-9339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

- (1) Mail: U.S. Department of Agriculture  
Office of the Assistant Secretary for Civil Rights  
1400 Independence Avenue, SW  
Washington, D.C. 20250-9410;
- (2) fax: (202) 690-7422; or
- (3) email: [program.intake@usda.gov](mailto:program.intake@usda.gov)

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## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: County Clerk

Item Type: Minutes

Agenda Section:

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**Subject:**

MINUTES

**Suggested Action:**

**Attachments:**

[HCC072219unapprovedUNOFFICIAL.pdf](#)



Monday, July 22, 2019

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, July 22, 2019, at 9:30 a.m. in the regular place of meeting County Meeting Room at the Courthouse, Winnemucca, Nevada. Those present were Chairman Jim French, Commissioners Mike Bell, Marlene Brissenden, Ron Cerri and Ken Tipton, Deputy District Attorney Wendy Maddox, County Manager Dave Mendiola and Clerk of the Board Tami Rae Spero.

PUBLIC COMMENT: Chairman French asked for public comments; none offered.

APPROVAL OF MINUTES: Discussion and action on correction/approval of minutes for February 1, 2016; March 28-29, 2016; April 18, 2016; May 2, 2016; August 15, 2016; October 3, 2016; October 17, 2016; October 27, 2016 (Special-Liquor License); November 15, 2016; November 28, 2016; December 12, 2016 (Joint); January 3, 2017; January 17, 2017 (Joint); February 6, 2017 (Special); February 21, 2017; March 6, 2017; March 20, 2017; March 27, 2017 (Budget Hearing); April 3, 2017; April 10, 2017 (Special/6th Judicial); April 17, 2017; May 1, 2017 (Joint); May 15, 2017; June 5, 2017; June 19, 2017; July 10, 2017; August 7, 2017 (Joint); August 21, 2017; September 18, 2017; October 9, 2017; December 11, 2017 (Joint); January 16, 2018; January 29, 2018 (Retreat); February 5, 2018; February 20, 2018; March 5, 2018; April 2, 2018 (Budget Hearing); April 9, 2018; August 6, 2018; August 20, 2018; September 4, 2018; September 17, 2018; October 1, 2018; October 15, 2018; March 18, 2019, March 25 (Budget Hearings); April 1, 2019; May 6, 2019; May 20, 2019; June 3, 2019; June 25, 2019 (Special) and July 8, 2019. No minutes presented for consideration.

APPROVAL OF EXPENDITURES FOR HUMBOLDT COUNTY FOR JULY 6, 2018 THROUGH JULY 19, 2019: The following motion was made by Commissioner Tipton and passed unanimously:

*To approve.*

MISCELLANEOUS REPORTS AND CORRESPONDENCE:

Other information and upcoming meetings: The following meetings were noted on the agenda for review: August 5, 2019 Humboldt County Commission Meeting, August 8, 2019 Regional Planning Commission, August 12, 2019 Regional Airport Board Meeting and August 17, 2019 Humboldt County Commission Meeting.

Reports from Commissioners regarding other Boards and Committees on which they serve: Commissioner Brissenden reported on the Paradise Conservation District and Humboldt Development Authority meetings which she had attended. Commissioner Cerri reported on a WCVA meeting he had attended at which the option for the East Hall were discussed. Commissioner Bell stated that he had attended an Airport Board Meeting but had nothing to report. Commissioner Tipton offered no report. Chairman French reported on the Wild Horse & Burro Advisory Board meeting and the National Association of Counties Convention he had attended including his attendance at the Western Interstate Region meeting.

PROCLAMATION HONORING THE 100TH ANNIVERSARY OF THE MARTIN HOTEL: Consideration, discussion and possible approval of a proclamation recognizing and honoring the 100th Anniversary of the historic Martin Hotel at the current Railroad Street site. A copy of the proposed proclamation was included



on the on-line agenda for review. Manager Mendiola reviewed the request for the Commission. Commissioner Brissenden read the proposed proclamation. The following motion was made by Commissioner Bell and passed unanimously:

*To adopt the proclamation honoring the 100<sup>th</sup> anniversary of the Martin Hotel.*

*(Resolution No. 07-22-19)*

**PUBLIC WORKS:**

**WAIVER OF COUNTY ATTRITION POLICY:** Consideration, discussion and possible approval of a waiver of the Humboldt County Attrition policy for the position of Water/Wastewater Specialist I/II or Senior Water/Wastewater Specialist, depending on qualifications, for the Humboldt County Public Works Department. Manager Mendiola noted that this was not a waiver but permission to proceed with hiring an additional position which had been included in the budget due to the acquisition of Star City Water and the other General Improvement District (GID) systems already being maintained by the County. Chairman French asked about the qualifications necessary for the position. Manager Mendiola explained the process including the required certifications needed. Deputy District Attorney Maddox stated her concern about the agenda language as it indicates this is a request for waiver and suggested that this item may need to be tabled and re-agendized correctly. Commissioner Cerri asked about the salary and how that would be covered, whether it would be from the Road Department budget or through the GID budgets. Manager Mendiola explained how the costs are tracked and charged to the GIDs. Commissioner Cerri asked if the positions would only be GID positions. Manager Mendiola stated that the goal is for the positions to be assigned to the GIDs but they can be used in the Road Department if needed. Commissioner Cerri noted if they are working 100% for the GIDs the salaries need to come 100% from the GIDs. Commissioner Brissenden made the following motion which passed unanimously:

*To table this item per staff recommendation.*

**GENERAL ROAD PROJECTS:** A presentation by Humboldt County Public Works to update the Board on Road projects within Humboldt County, however, no action may be taken on a matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken. Public Works Director Donald Kalkoske and Administrative Clerk Trish Baker appeared before the Commission. Administrative Clerk Baker reviewed the status of filling the vacant positions in the Department and the effect of the reduced staffing on department duties; discussion ensued.

**TREASURER:** Treasurer Rhona Lecumberry appeared before the Commission.

**REQUEST TO PROCEED WITH TITLE SEARCHES:** Consideration, discussion and possible authorization to proceed with title searches for properties to be sold in the 2020 delinquent tax auction. Included on the on-line agenda for review was a memo from Treasurer Lecumberry and a copy of the 2020 Auction Parcel List (see attached). Treasurer Lecumberry reviewed the request for the Commission noting on-going research into how to handle those properties that are not selling. Discussion ensued regarding options for the unsellable parcels including working towards a legislative solution or putting them into County



ownership. After discussion the following motion was made by Commissioner Bell and passed unanimously:

*To approve the request to proceed with title searches made by the Treasurer.*

WELFARE SET-ASIDE AGREEMENT FOR 2020: Consideration, discussion and possible approval of the 2020 Welfare Set-Aside Agreement with the State of Nevada, in the amount not to exceed \$7,105.94 to use for Affordable Housing Welfare Set-Aside funds for Humboldt County. A copy of the Welfare Set-Aside Agreement was included on the on-line agenda for review. Human Services Coordinator, Niki Linn appeared before the Commission and reviewed the request for the Commission. The following motion was made by Commissioner Cerri and passed unanimously:

*To approve the Welfare Set-Aside Agreement as presented.*

COMPTROLLER:

RESOLUTION FOR CAPITAL IMPROVEMENT POLICY, FIVE YEAR CAPITAL IMPROVEMENT PLAN AND DEBT MANAGEMENT PLAN: Copies of the Capital Improvement Plan, the Debt Management Policy and the proposed resolutions were included on the on-line agenda for review.

Consideration, discussion and possible approval of the Humboldt County Capital Improvement Policy and the Five-Year Capital Improvement Plan: Manager Mendiola reviewed the request for the Commission. The following motion was made by Commissioner Brissenden and passed unanimously:

*To approve the Capital Improvement Policy and the five year Capital Improvement Plan.*

*(Resolution No. 07-22-19a)*

Consideration, discussion and possible approval of the 2019-2020 Debt Management Plan: Manager Mendiola reviewed the request for the Commission. The following motion was made by Commissioner Bell and passed unanimously:

*To approve the 2019-2020 Debt Management Plan as presented.*

*(Resolution No. 07-22-19b)*

PRESENTATION BY KRIS STEWART (NINETY SIX RANCH) WITH UPDATES ON FIRE MANAGEMENT PROGRESS AT THE FEDERAL AND STATE LEVEL: Kris Stewart from the Ninety Six Ranch will provide an update on the progress made related to fire and fuels management issues following meetings in Washington, DC with the White House and other federal agencies relating to the important role that grazing plays in the overall effort to reduce wild fires. Kris Stewart appeared before the Commission and provided two handouts to the Commission including her presentation and The Secretary of the Interior Order No. 3372 (see attached). Ms. Stewart provided an update on what she had been working on the last year including the status of the reforms being sought. Discussion ensued including that a meeting is set for this evening related to "targeted grazing".

PRESENTATION ON WEED CONTROL FUNDING AND COORDINATED EFFORTS: Melany Aten, Winnemucca District Conservation Staff Specialist, Department of Conservation and Natural Resources, Nevada Conservation Districts will present an update on Weed Control Funding and Coordinated Efforts,



including the Quinn River Invasive Weed Grant and the Paradise Valley Weed District grants. Specialist Aten appeared before the Commission and offered a power point presentation related to the Quinn River Conservation District Weed Treatment 2019 Grant including an update on the grant, the proposed and treated areas in Denio, Kings River & Orovada, the spring treatment conclusion and the plan moving forward; she noted that while this agenda item is not an action item, that the Quinn River Conservation District Board would like to partner with the County on these efforts and will be asking for a \$14,000.00 in-kind match which can be provided through the work being done by the County's Road Department with collaboration in herbicide application and bladed shoulders throughout the Quinn River Conservation District and explained how that has been working. Chairman French suggested that based on Specialist Aten's comments it would appear that the current match amount is inadequate and he asked that Specialist Aten work with the County Manager to determine the amount for the next budget and to work on coordination of the treatment times and to include the Manager's office in that process. Specialist Aten commented on other targeted areas that grant funding will be sought for and what types of activities would be included in those grants. Commissioner Cerri commented on the problems that are occurring with medusa head and the need to get on this.

*The Commission went to item 16 on the agenda as it had been set for 11:00 a.m.*

PRESENTATION BY NEVADA GOLD MINES TO PROVIDE AN UPDATE REGARDING THE NEW ORGANIZATION AND FUTURE PLANS: Andy Sholty - Superintendent Operational Excellence, Monica Sill - Communities Representative for Nevada Gold Mines, and Jason Morin - General Manager of the combined Twin Creeks/Turquoise Ridge site will present an update on the new combined mining operation and their future plans. Mr. Morin addressed the Commission introducing himself, identifying the current management of the Joint Venture and commenting on the future of the sites. Ms. Sill explained the changes to the Legacy Fund noting that employee contributions and distribution within the community will continue but the management of the Fund will be handled by an outside agency and that community involvement committees will be continued; she discussed the individuals who will be handling the community involvement projects. Mr. Sholty provided a technical update for the Joint Venture. Discussion ensued regarding the continued use of sub-contractors on the sites, the location of the regional offices and that the CEO will be visiting the Winnemucca area in the future.

*The Commission took a break beginning at 11:45 a.m. and reconvening at 11:51 a.m.*

PRESENTATION REGARDING MOSQUITO SITUATION AND ONGOING ACTIVITY: Robin Gray, the County's contract entomologist, will present an overview of the current mosquito situation and update on ongoing activities. Ms. Gray appeared before the Commission and reviewed the area covered by the program, the steps taken to combat the situation with mosquitos and black flies including fogging, ground-water treatment and aerial treatments, on-going testing West Nile Virus, the situation in other locations including Lander County and what is being seen as to the results. Discussion ensued regarding the agreement with Lander County, the use of mosquito fish, regarding West Nile as to any mortality in birds and where testing occurs and the status of spraying. The Commission thanked Ms. Gray for her hard work.



PRESENTATION BY BUDDY BORDEN ON THE NEVADA ECONOMIC ASSESSMENT PROJECT: The Nevada Economic Assessment Project (NEAP) is led by Community Economic Specialists Buddy Borden and Dr. Tom Harris, of the Cooperative Extension and University of Nevada Center for Economic Development. The project focuses on providing Nevada's counties, state and federal agencies, and their partners with quantitative and qualitative baseline data and analyses to better understand the counties' demographic, social, economic, fiscal, and environmental characteristics, trends, and impacts. The data can be used for land use and project planning, grant writing, and overall policy assessment. Mr. Borden appeared before the Commission and provided a handout entitled the "Nevada Economic Assessment Project" (see attached). Mr. Borden explained that Dr. Harris was unable to attend today but noted that local Cooperative Extension Agent Brad Shultz was in the audience and that U.S. Forest Service Santa Rosa District Ranger Joseph Garrotto was appearing with him representing the USFS as one of the partners in this initiative; he noted other partners include the Bureau of Land Management, the University of Nevada Cooperative Extension, the Nevada Association of Counties, the UNR Center for Economic Development and the College of Agriculture, Biotechnology & Natural Resources. Mr. Borden explained the purpose of the Project, the goals of the Project, the three phases of the Project, the status of the phases, the plan to engage the community in the use of the report and the plan for this Project to be on-going for a long time. Discussion ensued regarding the proposed lithium mine and the benefits of that to the community as well as the challenges. Chairman French commented on the effect of the Sage Grouse situation and the realization that there was the need for comprehensive economic studies for the areas affected by that issue. Mr. Borden commented on the benefits of these studies for the communities who have and are completing them. Discussion ensued regarding recreation, that another section of the Project specific to recreation is being worked on, the time frame for the Project, future plans including digitizing the information and the multiple uses of the assessment. Chairman French asked for a presentation of some sort for NACO of what is needed to proceed with digitization.

PRESENTATION BY THE NEVADA DEPARTMENT OF VETERANS' SERVICES: Kim Donahue, Suicide & Homelessness Prevention Program Manager of the Nevada Department of Veterans' Services will give an overview of what services the Department offers for the veterans in Humboldt County. Ms. Donahue appeared before the Commission and provided a handout to the Commission entitled "The Mayor's Challenge 2019" and explained that the reason she is here is to discuss the program entitled "The Mayor's Challenge 2019" which addresses suicide prevention among service members, veterans and their families; she reviewed the creation of the program, the issues in the State which resulted in Nevada and the City of Las Vegas being selected to participate in the program, the need to offer services and programs in Nevada, the inclusion of the Truckee Meadows area which includes parts of northern Nevada in another challenge, her anticipation of the potential for a "Governor's challenge" to be implemented in the State which would include the rural areas and the importance of assisting military members and their families; she asked that the Humboldt County Commission along with the community of Winnemucca to accept the Mayor's Challenge and to work together to see where barriers/gaps are, where strengths are, where threats are, to



offer support to the community; she continued discussing the inclusion of a hostage negotiator and a homelessness liaison on the team to work with local law enforcement to involve them in identifying at risk persons, the use of an app to assist in crisis situations in getting an at risk person to the proper person the first time, the plan for developing training for those selling fire arms to assist in identifying those at risk; the plan for going on military bases to discuss mental health resiliency. The Commission thanked Ms. Donahue for the presentation.

FUTURE AGENDA ITEMS: Chairman French noted that the CEO of Nevada Gold Mines would be here the on August 5<sup>th</sup> which would be a Commission meeting day; he asked that an invitation be extended to the CEO to appear at the meeting. Manager Mendiola identified the following items for a future agenda: the appointment of Nigel Bain to the Humboldt Development Authority, the public works position with proper agenda language and a summary of the 2019 Legislative action; he noted that there would be a presentation by NACO at a September meeting and asked if the Commission would want legislative review before that. Chairman French noted that he had provided a hand-out to the Board of items passed in the Legislature and he believes that the items should be agendized to be discussed prior to NACO's presentation. Commissioner Tipton noted that he would not be in attendance at the next meeting. Manager Mendiola asked if the Board would like a letter prepared accepting the Mayor's Challenge. Chairman French stated that while he supports the proposal but believes that first the Board needs to know what the commitments would be on behalf of the County. Commissioner Tipton asked that we find out what the City is doing with it as well. Commissioner Tipton asked that an item be placed on the August 19<sup>th</sup> agenda to discuss the concerns with the Mormon Cricket population with Dick Rowe. Chairman French suggested that might be an opportunity to segue into the County's role in combating the problem and taking a proactive approach to it. Commissioner Tipton suggested that maybe the County needs to look into a MOU with the BLM such as the State has for treating the crickets. Chairman French asked Deputy District Attorney Maddox to review the Legislative hand-out prior to the meeting. Deputy District Attorney Maddox confirmed that she would and that she would consult with the District Attorney on it as well, as he has been following many of the bills. Manager Mendiola noted that additional discussion related to the Second Amendment resolution discussed at the previous meeting would occur at the August 19<sup>th</sup> meeting. Chairman French asked Deputy District Attorney Maddox to confirm that District Attorney is prepared for that discussion. No further items offered for future agendas

PUBLIC COMMENT: Chairman French asked for public comments; none offered.

ADJOURNMENT: Chairman French adjourned the meeting at 12:24 p.m.

Attested: \_\_\_\_\_ Approved: \_\_\_\_\_  
Clerk Chairman

*(Meeting minutes approved by the Commission and signed by the Chairman on \_\_\_\_\_)*



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Planning Department

Item Type: Public Hearing

Agenda Section:

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**Subject:**

AH-19-01 STATUS REPORT AND NOTICE OF PUBLIC HEARING

**Suggested Action:**

**Attachments:**

[AH-19-01 Status Report for HCC.pdf](#)

[Garland abandonment 2019 PUBLISH.pdf](#)



# STATUS REPORT

## AH-19-01

### 1. SUBJECT:

An Abandonment request submitted by James Garland to abandon an approximate 1,321.23' x 30' ± portion of Stargate Road a 30' easement created through the Division of Land Into Large Parcel Map recorded August 25, 2006 as document #2006-5717.

### 2. LOCATION:

The site is located approximately 3± miles west of the intersection of Conservation Road and Spring River Road. Assessor's parcel #05-0496-08.

### 3. BACKGROUND INFORMATION:

#### Previous Applications:

Parcel Action History PL0100D

Seq	Case#	App Date	Last Action	Date
-----	-------	----------	-------------	------

LP 06	04	4/04/2006	SIGNED	7/21/2006
IVERSON INVESTMENTS/DMS - 15 LOTS				

SN 17	01	2/07/2017	RPC A	3/09/2017
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SILVER SPRINGS, PLATINUM, HIGH PLAINS, STARGATE, GARDNER

AH 19	01	5/10/2019		
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ABANDON EAST EASEMENT

**Zoning Designation:** M-3 (Open Land Use 2.5 acre minimum lot size)

**Master Plan Designation:** N/A

#### Response From Referrals:

**Trish Baker, County Public Works Department-Road Division** "I would not suggest abandoning this 30' easement – east as this could land lock other properties around parcel."

**Bobby Thomas, County Building Department** "I recommend that the easement remain in place for any future development, possible future utilities and fire or rescue safety access needed in the event there is an emergency."

No additional comments from referrals or adjacent property owners as of June 5, 2019

**Access:** Spring River Road to Garland Road

**Applicable Regulations:** NRS 278.480 (included)



#### 4. ANALYSIS AND FINDINGS:

- A. The applicant is asking for an abandonment of an approximate 1,321.23' x 30' ± portion of Stargate Road. The existing 30' easement, known as Stargate Road is undeveloped. The applicant owns assessor's parcel number (APN) 05-0496-08.

The applicant's reason for the request is for his privacy, safety and practicality. He states there is a limited chance there would be development in the future due to the rural location of the property.

- B. Public roads in the area will not be impacted by this abandonment. There are no developed roads currently in this area. The parcels were created by a Division of Land Into Large Parcel Map filed in 2006. The easements within the section were offered for dedication to Humboldt County for the purpose of construction and maintenance of public utilities, drainage and access.

There is no evidence that the proposed abandonment would have an adverse effect upon the health, safety and general welfare of the area. There is no evidence that this portion of Stargate Road is being used by the general public at this time. Therefore, the abandonment of this 1,321.23'x30' easement will not materially be detrimental to the public interest. That being said the adjoining properties could be developed to the point of the need for the 60' easement as per Road Standards for Humboldt County.

Typically the entire north to south easement would be abandoned, not just the easement within the applicant's parcel. Staff would recommend that either the abandonment include the entire 60' easement would include 30' easterly easement on APN's 05-0496-12,08,04 and the 30' westerly easement on APN's 05-0496-13,09,05.

5. **STAFF RECOMMENDATION:** After careful consideration and based upon the above stated analysis and findings, Staff recommends the Regional Planning Commission recommend to the Humboldt County Commission denial of this request to abandon the 30' x 1,321.23' easement on the westerly side of the applicant's property.

#### **REGIONAL PLANNING COMMISSION RECOMMENDATION:**

The Regional Planning Commission at their June 13, 2019 meeting voted to recommend **denial** of this request to abandon the 30' x 1,321.23' easement on the westerly side of the applicant's property.

#### 6. SUPPORT DOCUMENTS:

- A. Application w/ statement from applicant
- B. Location Map/Assessor's Map
- C. NRS 278.480

Betty Lawrence/Senior Planning Technician



ABANDONMENT APPLICATION  
Application for abandonment of right-of-way,  
easement or reversion to acreage.

**Note:** The applicant is responsible for the accuracy of the information provided. Please fill in all the spaces. If an item does not apply, please put N/A (not applicable) on the line. Include the Assessor's Parcel Number or the legal description of the property. A site location map, if available, and a copy of the map with the proposed change(s) on the property is required with this application. **ALL ITEMS LISTED ON PAGE 2 - CHECKLIST - ITEMS REQUIRED ON MAP - MUST BE INCLUDED ON THE MAP FILED.**

City of Winnemucca

X Humboldt County

Applicant/Agent James Garland

Location/Address of Property \_\_\_\_\_

Assessor's Parcel # 05-0496-08 Current Zoning M-3

Record Owner of Property: (a signed, notarized Affidavit of Ownership is required)

Name of Owner JAMES GARLAND

Mailing Address 1380 US Hwy 95A STE-2 Fernley, NV, 89408

Phone 925 628-8778

**NOTE: IF ASSESSOR'S PARCEL NUMBER HAS BEEN PROVIDED ABOVE, DISREGARD THIS SECTION:**

The legal description (as shown on the deed, official records or title report) is: (Use additional pages if necessary)

REASON FOR REQUEST: Removing the Right of Way on this section of my property would not hinder any other property owners access for the many other right ways that leave easy access for them. Being the 1st person to build any type of access road to this section I request

page over!

FOR DEPARTMENT USE

Received By Betty Date Received 5-10-19

Application No. AH-19-01 Name James Garland

m NPH to property owners 5/31 nph to Sun ~~5/31~~ edition to sun 5/31

5/29



I Request For the Reason OF Privatey my  
SAfty, AND Practicallty, AND Anticipation  
OF There not Being Any Road ~~to provide~~<sup>improvements</sup>  
In the Future, Because OF the property  
Being miles From ANY paved streets OUT  
in the RUARAL AREAs AND no other  
Person But me doing ANY work OF  
Any kind to my own property.  
would the county Please GRANT  
my Request.

THANK You

JAMES GARLAND

5-10-2019



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31	32	33	34	35	36



35N36E

# **HUMBOLDT COUNTY** **SEC. 29 T.35N. R.36E.**

NOTE: This plat is for assessment purposes only  
and does not represent a survey of the lands on this plat.

**5-49**  
Page 3 of 3

1"=600'  
M.D.B. & M.



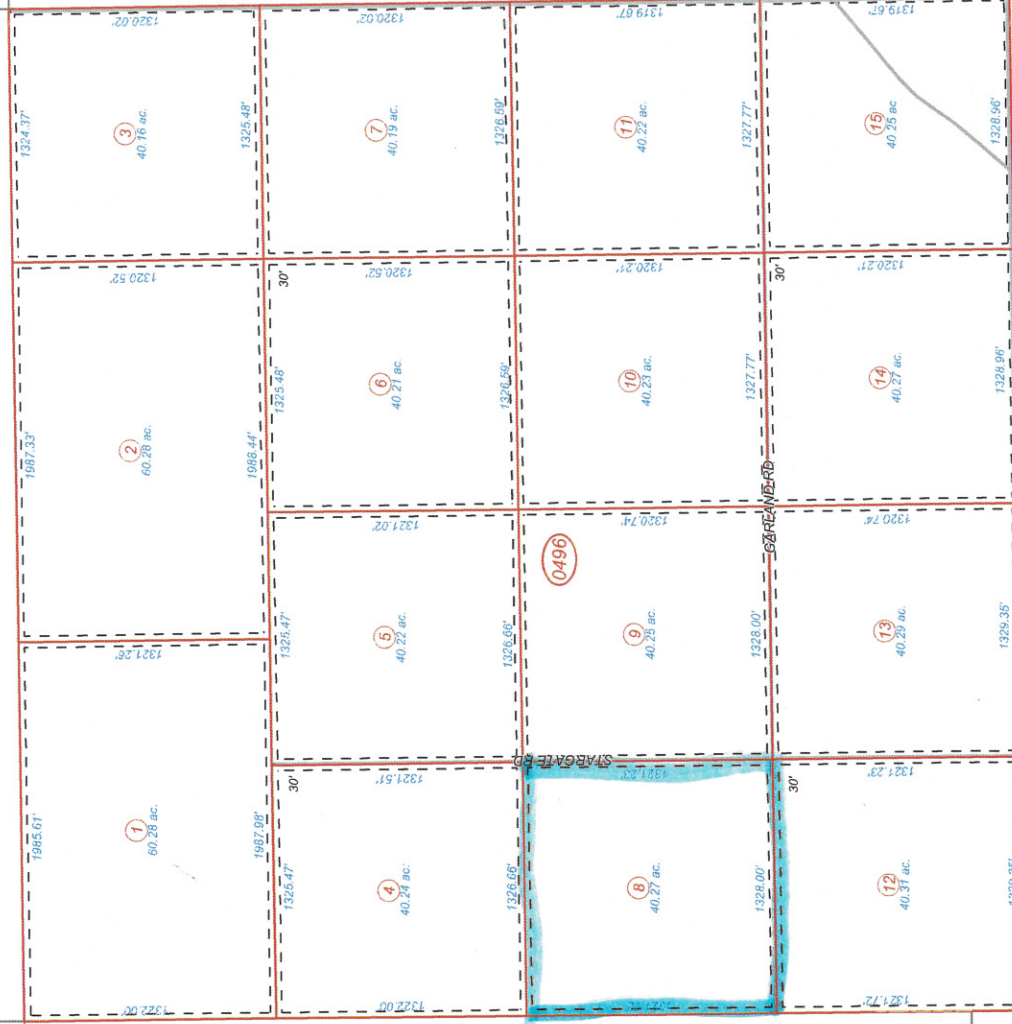
Map Prepared by:  
HUMBOLDT COUNTY ASSESSOR'S OFFICE  
HUMBOLDT, NEVADA 89402

**49**  
Page 1

**79**

**AH-19-03**  
**GARLAND, JAMES**  
**EAST EASEMENT - STARGATE RD**  
**AP #05-0496-08**

**45**





06	05	04	03	02	01
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**HUMBOLDT COUNTY**  
 SEC. 29 T.35N. R.36E.

NOTE: This plat is for assessment purposes only and does not represent a survey of the land on this plat.



**5-49**  
 Page 3 of 3  
 1"=600'  
 M.D.B. & M.



**49**  
 Page 1

**45**

**79**

**AH-19-03**  
**GARLAND, JAMES**  
**EAST EASEMENT - STARGATE RD**  
**AP #05-0496-08**



AH-19-03  
GARLAND, JAMES  
EAST EASEMENT - STARGATE RD  
AP #05-0496-08



**NOTICE OF PUBLIC HEARING  
ON ABANDONMENT EASEMENT**

The Humboldt County Board of Commissioners will hold a public hearing on Monday, August 5, 2019, at 10:00 a.m. in the Meeting Room #201, Humboldt County Courthouse, Second Floor, 50 W. 5<sup>th</sup> Street, Winnemucca, Nevada, to consider the following:

An abandonment request submitted by James Garland to abandon the 30' wide easement running along the east side of his parcel, a 1,321.23' portion of Stargate Road; Assessor's Parcel Number 05-0496-08.

All interested parties are invited to attend and present testimony. Written testimony may be submitted to the Humboldt County Clerk, 50 W. 5<sup>th</sup> Street, Winnemucca, NV 89445, by 5:00 p.m. on Tuesday, July 30, 2019.

Dated: July 15, 2019

(County Seal)

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Tami Rae Spero, Humboldt County Clerk

Publish: July 24, 2019 (1t)

**NOTICE TO PERSONS WITH DISABILITIES:** Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Manager in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445 or by calling (775) 623-6300 or TDD #755-623-6429 at least two (2) days in advance of the meeting.



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Planning Department

Item Type: Ordinance

Agenda Section:

---

**Subject:**

REZONE APPLICATION

**Suggested Action:**

**Attachments:**

[rh-19-04 ph.pdf](#)

[RH-19-04 Status Report.pdf](#)



**NOTICE OF PUBLIC HEARING  
ON INTENTION TO PASS ORDINANCE**

**PUBLIC HEARING:**

10:00 a.m.      Monday, August 5, 2019  
County Courthouse  
County Meeting Room #201  
50 W. 5<sup>th</sup> St.  
Winnemucca, NV 89445

**SUMMARY:** **RH-19-04:** A rezone application submitted by Ross and Dorothy Zimmerman to change the C zoning designation to RR-2.5 on property located at 4540 Debra Lane; Assessor's Parcel Number 13-0043-32.

**BILL NUMBER 07-08-19a:**

An ordinance amending Humboldt County 6-1-78a and changing the zoning classification for a certain portion of Humboldt County Nevada by re-zoning property located at 4540 Debra Lane from a C (Commercial) zoning designation to RR-2.5 (Rural Ranchette 2.5 acre minimum lot size) thereby changing the uses to which said portions may be put, amending the land use map of the Humboldt County Zoning District and Boundary Map and other matters properly related thereto

Copies of the proposed ordinance are available for public inspection at the office of the County Clerk, County Courthouse, 50 W. 5<sup>th</sup> St. #207, Winnemucca, NV 89445.

DATED: June 16, 2019

(COUNTY SEAL)

\_\_\_\_\_  
TAMI RAE SPERO, Humboldt County  
Clerk and Ex-Officio Clerk of the Board  
of County Commissioners of Humboldt  
County, Nevada

Publish: July 24, 2019 (1t)

**NOTICE TO PERSONS WITH DISABILITIES:** Members of the public who are disabled and require special assistance or accommodations at the hearing are requested to notify the COUNTY MANAGER in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445, or by calling (775) 623-6300 or TDD# 623-6249 at least two (2) days in advance of the meeting.



## STATUS REPORT RH-19-04

1. **SUBJECT:**

A zone change request submitted by Ross & Dorothy Zimmerman to rezone property from C (Commercial) to RR-2.5 (Rural Ranchette 2.5 acre minimum lot size).

2. **LOCATION:**

The parcel is located at 4540 Debra Lane, Humboldt County, Nevada; assessor's parcel #13-0043-32.

3. **BACKGROUND INFORMATION:**

**Previous Applications:**

**Parcel Action History**

**PL0100D**

Seq	Case#	App Date	Last Action	Date
MP 03	1GV E	HCC A	6/07/2004	
	MP AMENDMENT/ LIND > HDR			
RH 19	04	6/07/2019		
	C > RR-2.50			
PH 74	10	12/02/1974	FILED	12/24/1974
	3 LOTS/HIGBEE FILE # 167393			

**Proposed Zoning:** RR-2.5 (Rural Ranchette 2.5 acre minimum lot size)

**Master Plan:** HDR (High Density Residential)

**Lot Area:** 2.580 acres  $\pm$

**Access:** Access to the property is from Debra Lane.

**Utilities:**

NV Energy currently supplies electricity to this area.  
Property is served by individual well and septic system.

**Response From Referrals:**

No comments received from referrals as of July 3, 2019.

**Applicable Regulations:**

The C zoning district allows stores and shops for the conduct of all forms of retail and wholesale business, including used or second hand merchandise, but not including wrecking or junk yards; offices, theaters, depots, entertainment features, billboards, gaming, public garages, restaurants, fuel sales, bars and light manufacturing or assembling incidental to retail or wholesale operations; motels, café. The C zoning district also allows residences. The following uses are allowed with the issuance of a conditional use permit: warehousing; commercial establishments for the storage, handling, packing or processing of food or food products obtained from vegetable, plant or animal sources. This provision does pertain to restaurants, cafes or similar uses. There is no minimum lot size; the minimum lot frontage is sixty (60) feet. The



setbacks for this zoning district are zero (0) feet front, zero (0) feet sides and twenty (20) feet rear; for a residence in this zoning the setbacks are twenty (20) front, five (5) sides, and twenty (20) rear.

The RR-2.5 zoning district allows single-family dwellings including manufactured homes; day care family facilities; raising and growing of field crops, livestock, poultry and rabbits for personal use; sale of homegrown excess crops & livestock; riding academies, schools & stables. Conditional uses include but are not limited to home based businesses; child care facilities for up to 10 children; boarding kennels not to exceed ten animals; animal hospitals & veterinary offices. Setbacks for this zoning designation are 30 feet front, 15 feet sides and 20 feet rear.

#### 4. **ANALYSIS & FINDINGS:**

- A. The applicant is requesting a zoning district that will conform to the existing Humboldt County Code.

There are currently approximately 90 parcels in Humboldt County with the C zoning district designation. The majority of these properties are located along West Winnemucca Boulevard. The C zoning district is not a recognized zoning district in the current Humboldt County Code.

- B. This area has been developed for residential use. The zoning in the immediate area AG-5 and Rural Ranchette. The Master Plan for this property is HDR (High Density Residential). This zone change from C to RR-2.5 would not impact the uses on properties adjacent to this property. There is no information to indicate this action will be detrimental to properties surrounding or adjacent to the area requested for the zone change.
- C. This zone change to RR-2.5 conforms to the Master Plan designation of HDR for this area.
- D. There will be changes as to the allowed uses on subject property. The current zoning designation allows businesses and residences. The property is currently vacant and surrounding properties are utilized for residential uses. Therefore, this zone change will not adversely affect the public health, safety and general welfare of the area.
- F. This zone change will not alter the development pattern or the types of uses allowed in the area. This zoning will not be out of place with the zoning surrounding it. Therefore, the newly proposed zones will have no effect on the existing developed land use pattern in the immediate area.

#### 5. **STAFF RECOMMENDATION:**

After careful consideration, staff recommends the **RPC recommend approval to the Humboldt County Commission** of this zone change application to rezone this property from C to RR-2.5.

#### **REGIONAL PLANNING COMMISSION RECOMMENDATION:**

The Regional Planning Commission at their July 11, 2019 meeting voted to recommend **approval** of this zone change application to rezone this property from C to RR-2.5.



6. **SUPPORT MATERIAL:**

- A. Application
- B. Assessor's parcel map

Betty Lawrence/*BL*  
Senior Planning Technician



## APPLICATION FOR REZONING

**Note:** The applicant is responsible for the accuracy of the information provided. Please fill in all the spaces. If an item does not apply, please put **N/A** (not applicable) on the line. Include the parcel number and/or the address of the property. Please provide a clear, legible, location map and a copy of the Assessor's Parcel map of the property with this application, if available.

☐

City of Winnemucca

☒

Humboldt County

Applicant/Agent Ross & Dorothy Zimmerman

Location/Address of Property <sup>4540</sup> Debra Lane Winnemucca

Assessor's Parcel # B-0043-32

Rezone said property from C to RR-2.5

**Note:** If more than one zone change is being requested, describe each parcel separately and indicate the zone requested for each.

Record Owner of Property: (a signed, notarized Affidavit of Ownership is required)

Name of Owner Ross & Dorothy Zimmerman

Mailing Address 41320 W. Winn. Blvd.  
Winnemucca, NV Phone 623 0981

### FOR DEPARTMENT USE

Received by: Bethy Date: 6-7-19

Application No: RH-19-04 Name: Zimmerman, Ross

Meeting Date/Entity: RPC 6/7/19

NPH to Property Owners: 6/28/19 NPH for publication: For 6/22  
M <sup>To Sun 6/18</sup>



## REQUIRED INFORMATION

The following information is required for this application. If the material is missing, Staff is authorized to return the application and take no further action until a complete application has been filed. (Enter N/A next to any item that does not apply - Use additional pages as necessary)

1. Describe in detail the reasons for requesting a zone change – describe any changes in the area or community that support the requested change.

Going to put a residential home  
on the property

2. Will the newly proposed zone change have any affect upon the existing developed land use pattern in the immediate area, specifically, will the zone change affect land use compatibility?

☐

Yes

☒

No

Why or Why Not?

Because there are already  
residential areas there.

3. Will granting a zone change adversely affect the public health, safety and general welfare?

☐

Yes

☒

No

Why or Why Not?

Because there are already  
residents there

4. Will the proposed zone change conflict with the adopted Master Plan for the area?

☐

Yes

☒

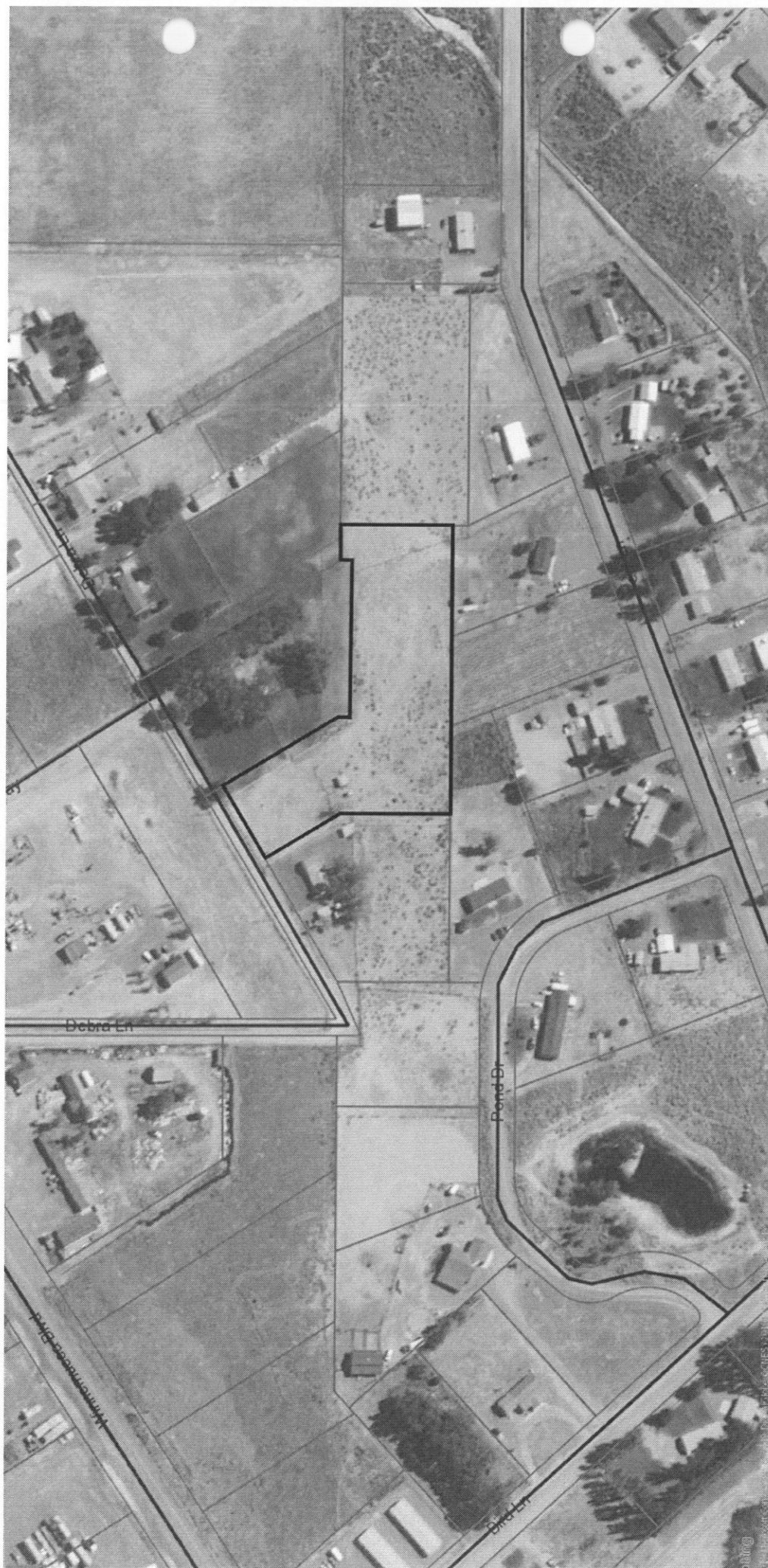
No

Why or Why Not?

Because the Master  
Plan is tied into residential

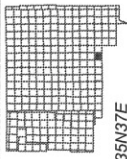


13-0043-32



RH-19-04  
ZIMMERMAN, ROSS & DOROTHY  
4540 DEBRA LANE  
AP #13-0043-32





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25	26	27	28	29	30
31	32	33	34	35	36



# HUMBOLDT COUNTY

S1/2 NE1/4, N1/2 SE1/4 E1/2 SEC. 2 T.35N. R.37E.

NOTE: This plat is for assessment purposes only and does not represent a survey of the lands on this plat.

13-4

1"=400'  
M.D.B. & M.



Map Prepared by:  
HUMBOLDT COUNTY ASSESSOR'S OFFICE  
WINNEMUCA, NEVADA 89445

35N37E

3  
Page 1



RH-19-04  
ZIMMERMAN, ROSS & DOROTHY  
4540 DEBRA LANE  
AF 3 3-0043-32



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Planning Department

Item Type: Applications & Resumes

Agenda Section:

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**Subject:**

Application and Staff Report

**Suggested Action:**

**Attachments:**

[VH-19-03 Variance application.pdf](#)

[VH-19-03 Staff Report.pdf](#)



# Memo

TO: Dave Mendiola  
Tami Spero  
Wendy Maddox  
Karen Bannister

FROM: Planning Department/*BL*

DATE: July 24, 2019

RE: County Commission Meeting August 5, 2019

Please place the following on the agenda for the 8/05 HCC meeting:

**VH-19-03** A variance application submitted by Mike and Janet Roberts to increase the maximum allowed fence height in the front yard setback from 4' to 5' to allow construction of a new fence on the east side of the property. Subject property is located at 3090 Mars Avenue; assessor's parcel #13-0457-07.



## STAFF REPORT VH-19-03

1. **SUBJECT:** A variance application submitted by Mike and Janet Roberts to increase the allowed maximum fence height in the front yard setback from 4' to 5'. Applicant propose to replace the existing fence on the east side of the property.
2. **LOCATION:** The site is located at 3090 Mars Avenue; assessor's parcel #13-0457-07.

3. **BACKGROUND INFORMATION:**

Parcel Action History		PL0100D
Seq	Case#	App Date Last Action Date
MP 03	1GV I	HCC A 6/07/2004
MP AMENDMENT/ MHDR > HDR		
VH 19	03	7/15/2019
INCREASE FENCE 4' > 5' EAST SIDE		
SH 74	11	4/00/1974 FILED 9/04/1974
ROWLAND/STAR CITY MOBILE HOME EST		
RH 76	63 B	1/00/1976 HCC A 8/03/1976
HUMBOLDT CO/ORD # 8-19-76/2-16-78D A1 > RATR		

**Zoning:** RR-2.5 (Rural Ranchette 2.5 acre minimum lot size)

**Master Plan:** HDR (High Density Residential)

**Lot Area:** 1.010 acres

**Access:** Mars Avenue

**Response from Referrals:**

No comments received from referrals as of July 23, 2019

**Applicable Regulations:**

The RR-2.50 zoning district requires a minimum front yard setback of thirty (30) feet. Fences, hedges and walls not over seven feet in height may be erected on lot lines, except in required front yard areas. Fences, hedges and walls not over four feet in height may be built anywhere on the lot.

4. **ANALYSIS:**

- A. There are exceptional or extraordinary circumstances or conditions applicable to the property such as size, shape or topography, which does not apply generally to other property in the vicinity with the same district.  
There is an existing 5' fence across the front of the property and along the west side of the property.
- B. The granting of a variance will not constitute a grant of special privilege inconsistent with the limitations upon other properties in the vicinity with the same zoning.



Allowing the applicant to increase the maximum allowed fence height in the front yard setback to five (5) feet would not be a grant of special privilege. The existing fencing within the front yard setback is five (5) feet along the front and west side of the property.

- C. The granting of the variance will not be materially detrimental to the public health, safety and general welfare or injurious to property and improvements in the area in which the property is located.

This variance will not infringe upon any of the neighboring property owner's uses, rights, or privileges. Applicant will be required to construct the fence in such a way as to cause no disturbance to the adjoining properties. The variance will not affect the appearance or atmosphere of the adjoining properties. Therefore, no health, safety, or welfare issues are raised.

- D. Such variance is necessary for the preservation and enjoyment of a substantial property right of the applicant, which right is possessed by other owners under like conditions in the same zoning district.

Approval of this application will allow the applicants to construct a fence along the east side of their property, within the front yard setback, that is the same height as other fencing on the property and offers the same security.

5. **FINDINGS:** After careful consideration, staff finds that this application **conforms** to the requirements of the Humboldt County Code Variance requirements as outlined in Chapter 17.66.
6. **STAFF RECOMMENDATION:** Based upon the above stated findings, staff recommends approval of this variance.
8. **SUPPORT MATERIAL:**
- A. Application
  - B. Assessor's parcel map
  - C. Site plan

Betty Lawrence/*BL*  
Senior Planning Technician



## APPLICATION FOR VARIANCE

**Note:** The applicant is responsible for the accuracy of the information provided. Please fill in all the spaces. If an item does not apply, please put **N/A** (not applicable) on the line. Include the parcel number and/or the address of the property. Please provide a clear, legible, location map and a copy of the Assessor's Parcel map of the property with this application, if available.

☐

City of Winnemucca

☒

Humboldt County

Applicant/Agent Mike and Janet Roberts

Location/Address of Property 3090 Mars Ave

Assessor's Parcel # 13-0457-07 Property is zoned RR-2.5

Record Owner of Property: (a signed, notarized Affidavit of Ownership is required)

Name of Owner Mike and Janet Roberts

Mailing Address 3090 Mars Ave City WMBIA

State NV Zip Code 89445 Phone 775 403 3005

### FOR DEPARTMENT USE

Received By Betty Date Received 7-15-19

Application No. VH-19-03 Name Roberts, Mike + Janet

Meeting Date/Entity HCC 8/5/19

NPH to Property Owners 7/24/19 NPH for Publication N/A

L



## REQUIRED INFORMATION

The following information is required for this application. If the material is missing, Staff is authorized to return the application and take no further action until a complete application has been filed. (Enter N/A next to any item that does not apply - Use additional pages as necessary)

Copies of Site Plan drawn to scale and fully dimensioned showing the following:

	<u>Applies</u>
1. The entire parcel as described in the legal description.	<u>✓</u>
2. The location of all existing (E) and proposed (P) buildings and uses are to be identified by name.	<u>✓</u>
3. Buildings to be removed are to be shown in dashed lines.	<u>N/A</u>
4. Walls and fences (location, height and material).	<u>✓</u>
5. Existing landscaping and location.	<u>✓</u>
6. Existing and proposed parking (number of spaces and maneuver lanes, striping, and wheel stops).	<u>N/A</u>
7. Methods of ingress and egress.	<u>✓</u>
8. Loading areas.	<u>N/A</u>
9. Outdoor lighting methods, poles, lights etc.	<u>N/A</u>
10. Elevations of all buildings and structures.	<u>N/A</u>
11. Street dedications and improvements (existing and proposed).	<u>N/A</u>



WRITTEN STATEMENTS (Use additional pages as necessary)

1. Why are you applying for a Variance? Describe what you want to do and the exception to the code you are requesting (setback, fence or building height, lot size):  
We want to have a 5' fence instead of a 4' fence. The 5' fence would match existing fencing. This would also help with keeping dogs in yard.
2. What are the special or exceptional circumstances or conditions applying to the property which make it necessary for the applicant or owner to receive a Variance?  
Stay in line with the existing fence line
3. Explain how the granting of this Variance would not constitute a special privilege inconsistent with the limitation upon other properties in the vicinity with the same zoning?  
Other property owners have done the same thing
4. Describe the effect that approval of the Variance would have on adjacent properties (e.g. public safety, property values, neighborhood characteristics):  
in the neighborhood there are others with fences hedges that are higher.
5. Describe how the granting of the Variance is necessary for the preservation and enjoyment of a substantial property right of the applicant.  
We are wanting to keep the same hieghth & security of the looks & property



6' fence



existing 5' fence

proposed 5' fence

VH-19-03  
ROBERTS, MIKE & JANET  
3090 MARS AVE  
AP #13-0457-07

11/17/2014







## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Administration

Item Type: Ordinance

Agenda Section:

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**Subject:**

ORDINANCE

**Suggested Action:**

**Attachments:**

[Ch 8.44 911 ph.pdf](#)



**NOTICE OF PUBLIC HEARING  
ON INTENTION TO PASS ORDINANCE**

**PUBLIC HEARING:**

10:00 a.m.      Monday, August 5, 2019  
County Courthouse  
Commission Meeting Room #201  
50 W. 5<sup>th</sup> St.  
Winnemucca, NV 89445

**SUMMARY:** An ordinance amending Chapter 8.44 of the Humboldt County Code.

**BILL NUMBER 07-08-19**

An Ordinance amending Chapter 8.44 of the Humboldt County Code by modifying the permissible maximum 911 telephone line surcharge from \$0.25 to \$1.00 per month for each access line & telephone number and from \$2.50 to \$10.00 per month for each customer trunk line ; by expanding the permissible use of the 911 telephone line surcharge to include the purchase and maintenance of portable event recording devices and vehicular event recording devices; to enhance the purpose of the advisory committee; to specify that the committee consist of both a designee of the Humboldt County Sheriff's office and the Winnemucca Police Department; by clarifying the duties of the committee and authority to make recommendations to the county of money collected through the surcharge; to expand the special revenue fund to include the purchase and maintenance of portable and vehicular event recording devices and the allowable costs related to those recording devices; to allow the five year master plan to be updated annually and other matters properly related thereto.

Copies are available for public inspection at the office of the County Clerk, County Courthouse, 50 W. 5<sup>th</sup> St. #207, Winnemucca, NV 89445.

DATED: July 9, 2019

(COUNTY SEAL)

\_\_\_\_\_  
TAMI RAE SPERO, Humboldt County  
Clerk and Ex-Officio Clerk of the Board  
of County Commissioners of Humboldt  
County, Nevada

Publish: July 24, 2019 (1t)

**NOTICE TO PERSONS WITH DISABILITIES:** Members of the public who are disabled and require special assistance or accommodations at the hearing are requested to notify the COUNTY MANAGER in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445, or by calling (775) 623-6300 or TDD# 623-6249 at least two (2) days in advance of the meeting.



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Building Department

Item Type: Administrator's Report

Agenda Section:

---

**Subject:**

BUSINESS IMPACT STATEMENT

**Suggested Action:**

**Attachments:**

[BIS re building fees.pdf](#)



## **Business Impact Statement for an Increase in Building Permit Fees, Inspection Fees and Associated Fees**

### **INTRODUCTION**

This business impact statement was prepared pursuant to NRS 237.080 and 237.090 to address potential impacts of a proposed increase to the Residential & Building Permit Fees, Mobile Home/Manufacturing Inspection Fees, Business License Plan Reviews and Inspection Fees in Humboldt County. The proposed fees increase qualifies as a rule, as defined in NRS 237.060, and therefore, is subject to the provisions of NRS 237.030 to 237.150, inclusive.

The proposed rule would increase Humboldt County Fees from the current rates of \$15.00 through \$35.00 or \$49.45 to a minimum rate of \$51.75. More specifically, the fees would be set to an amount within the following ranges:

1. The permit fees for Buildings and Residences shall be changed from being based upon the most current building valuation data published by the International Code Council and Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%) to being based upon January 1, 2014 valuation data published by the International Code Council plus twenty-five percent (25%) and Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%). The minimum permit fee shall be set at \$51.75 for construction valuations of \$1.00 to \$2,000.00, and;
2. Demolition permit fees shall be changed for inspection from \$34.50 to \$51.75 per inspection.
3. Reroof and siding permits shall be changed for inspections as follows.  
Less than 5,000 square feet shall be changed from \$30.00 to \$51.75.  
More than 5,000 square feet shall be changed from \$50.00 to \$51.75
4. Fencing permits shall be change for inspections as follows:  
Up to 50 linear feet shall be changed from \$30.00 to \$51.75  
Over 50 linear feet shall be changed from \$50.00 to \$51.75
5. Stucco permits shall be change for inspections as follows:  
Less than 5,000 square feet shall be changed from \$60.00 to \$103.50.  
More than 5,000s square feet shall be changed from \$120.00 to \$103.50
6. Additional plan review required by changes, additions or revisions to approved plans shall be changed from \$50.00 per hour, minimum fee one-half-hour to \$51.75 per hour, minimum fee one-half-hour.
7. The Mobile Home/Manufactured House Set-Up Fees shall be changed for inspection of each poured concrete/runner foundation from \$35.00 to \$51.75 per inspection and for special inspection for conversion to real property from \$35.00 to \$51.75 per inspection, and;



8. Business License Surveys and Required Inspections at a plan review fee of \$30.00 to \$50.00 per hour (minimum of one hour) and from a \$35.00 to \$51.75 fee for each inspection, and;
9. Uniform Mechanical Code – Issuance fee from \$15.00 plus component fee to a minimum fee of \$51.75, plus possible component fee from \$3.00 to \$45.00 depending on the component and;
10. Uniform Plumbing Code – Issuance fee from \$20.00 plus component fee to a minimum fee of \$51.75, plus possible component fee from \$3.00 to \$45.00 depending on the component and;
11. National Electric Code - Issuance fee from \$15.00 to a minimum fee of \$51.75 plus possible component fee from \$3.00 to \$45.00 depending on the component and;

These amounts constitute the proposed rule, which is authorized by and will follow the guidelines specified in NRS 244A.7643, as amended by NV SB 176 (2017).

## **BUSINESS IMPACT STATEMENT**

***1. The following constitutes a description of the manner in which comment was solicited from affected businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary. (List all trade association or owners and officers of businesses likely to be affected by the proposed rule that have been consulted).***

On June 12, 2019, notice of the impending building permit fees, inspection fees and other related fees increase was sent to the on-file addresses of Seventy Four [74] building/ construction companies that are currently responsible for paying said fees to Humboldt County (table 1). On June 22<sup>nd</sup> and June 26<sup>th</sup>, 2019, legal notice of the impending building permit fees, inspection fees & associated fees was also published in the Humboldt Sun. On July 9<sup>th</sup>, 2019, a workshops was conducted to provide information about the impending building fees and to collect public comment. The public comment period closed on July 19, 2019.

Building/ Construction companies to which the Business Impact Statement notice was sent to follow on the next three pages.





FRED ANDERSON & SONS EXPLORATION  
DRILLING INC.  
10760 GRASS VALLEY RD  
WINNEMUCCA, NV 89445

HAMS HEATING AIR CONDITIONING &  
MECHANICAL LLC ERIC HAM  
4640 Grass Valley Rd  
WINNEMUCCA, NV 89445

G & C CONSTRUCTION/ELECTRICAL LLC  
CLIFF BROWN  
4120 BUCKLEY LN  
WINNEMUCCA, NV 89445

ALLIED DRILLING INC  
STEVE LOUGHRY  
5140 JUNGO RD  
WINNEMUCCA, NV 89445

LEONS CONSTRUCTION  
1455 1900 EAST  
BATTLE MOUNTAIN, NV 89820

DELTA FIRE SYSTMS INC  
1655 MARIETTA WAY 105  
SPARKS, NV 89431

PRISTINE PAINTING  
SEAN NYE  
1980 CASE ST  
WINNEMUCCA, NV 89445

J DEPUTY ELECTRICAL SERVICES LLC  
JASON DEPUTY  
2 DEPUTY LN  
PARADISE VALLEY, NV 89426

CRAFTSMAN HOMES  
3245 Fountain Way  
Winnemucca, NV 89445

SIMERSON CONSTRUCTION  
2701 CONESTOGA DR SUITE 110  
CARSON CITY, NV 89706



SIERRA AIR INC  
4875 LONGLEY LANE  
RENO NV 89502

RAM ENTERPRISES INC  
1225 WEST MAIN ST  
ELKO, NV 89801

QUALITY FIRST HOME IMPROVEMENT  
INC  
6545 SUNRISE BLVD STE 202  
CITRUS HEIGHTS, CA 95610

F A S ENTERPRISES  
BUD FITZGERALD  
PO BOX 333  
WINNEMUCCA, NV 89446

STONE BASIN LLC JESSE HILL  
4360 MAXINE DR  
WINNEMUCCA, NV 89445

FLORES HEATING & AIR CONDITONING  
PAT FLORES  
1204 OCALA AVE  
WINNEMUCCA, NV 89446

M2 TRANSPORT  
PO BOX 33444  
RENO, NV 89533

JENSEN HOMES INC  
2300 CALDWELL BLVD  
NAMPA, ID 83651

S & D MOBILE HOME SETUP & SERVICE  
7605 E. Amity Ave.  
NAMPA, ID

LAVOIE ROOFING ALAN LAVOIE  
1705 CANDACE CT  
FERNLEY, NV 89408



AGATE INC.  
2403 N COUNTRY CLUB DR  
SCOTTSDALE, AZ 85256

ASPEN CREEK CONSTRUCTION LLC  
BARTT CAMPBELL  
5360 REINHART LN  
WINNEMUCCA, NV 89445

YESCO LLC  
2401 FOOTHIL DR  
SALT LAKE CITY, UT 84109

ARTISTIC FENCE  
5740 HIGHWAY 50 EAST  
CARSON CITY, NV 89701

SMOKEY VALLEY ELECTRIC LLC  
2290 DESERT COVE CT  
SPARKS, NV 89436

Q & D CONSTRUCTION INC  
PO BOX 10865  
RENO, NV 89510

SCHMUESER & ASSOCIATES LLC  
25 N CASCADE AVE STE 400  
COLORADO SPRINGS, CO 80903

H E HUNEWILL CONST CO. INC  
1410 RAILROAD  
WINNEMUCCA, NV 89445

SOLID GOLD HOMES LLC  
MARK JAMES  
3319 POTATO RD  
WINNEMUCCA, NV 89445

QUALITY FIRST HOME IMPROVEMENT  
6545 SUNRISE BLVD ST 202  
CITRUS HEIGHTS, CA 95610





**AVERY****5960**

MILLER CONSTRUCTION  
PAUL MILLER  
4602 GRASS VALLEY RD  
WINNEMUCCA, NV 89445

C R DRAKE & SONS INC  
P.O. BOX 1040  
WINNEMUCCA, NV 89446

C B BROWN COMPANY INC  
221 S. BRIDGE ST  
WINNEMUCCA, NV 89445

CURTIS MACHINERY INC  
BRYAN CURTIS  
PO BOX 2097  
WINNEMUCCA, NV 89446

MICHAEL CLAY CONSTRUCTORS  
MIKE SHEPPARD  
410 MINOR ST  
WINNEMUCCA, NV 89445

SUNRISE PLUMBING & HEATING LLC  
5330 GRASS VALLEY RD  
WINNEMUCCA, NV 89445

J R BUILDERS  
JON BURHANS  
PO BOX 1158  
WINNEMUCCA, NV 89446

A B BECK PLUMBING  
AB BECK  
PO BOX 171  
WINNEMUCCA, NV 89446

R H P MECHANICAL SYSTEMS  
PO BOX 2957  
RENO, NV 89505

U S MECHANICAL LLC  
411 SOUTH 640 WEST  
PLEASANT GROVE, UT 84062

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LITTLE RED EXCAVATING  
GERALD CONKLIN  
6990 GRASS VALLEY RD  
WINNEMUCCA, NV 89445

HAAGLUND MANUFACTURED HOME SVC  
DAVE HAAGLUND  
4550 WILLIAM AVE  
WINNEMUCCA, NV 89445

MCKILLOP CONSTRUCTION CO.  
JIM MCKILLOP  
3215 BRUCE DR  
WINNEMUCCA, NV 89445

SCHOMMER CONSTRUCTION  
PAT SCHOMMER  
PO BOX 1711  
WINNEMUCCA, NV 89445

BOB DAVIDSON ELECTRIC INC  
BOB DAVIDSON CONSTRUCTION  
BOB DAVIDSON  
P.O. BOX 2000  
WINNEMUCCA, NV 89446

LEONARD PETROLEUM OF TWIN FALLS  
1859 HIGHLAND AVE. EAST  
TWIN FALLS, ID 83303

SLETTEN CONSTRUCTION OF NV INC  
5825 S POLARIS AVE  
LAS VEGAS, NV 89118

GAMMA ELECTRIC  
KENT ARRIEN & AL PADILLA  
PO BOX 1147  
WINNEMUCCA, NV 89446

SUNSHINE ELECTRIC  
BUD VETTER  
PO BOX 21  
WINNEMUCCA, NV 89446

I & E ELECTRIC INC  
1425 DOERR DR  
ELKO, NV 89803

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SCHADE CONSTRUCTION  
PO BOX 206  
OROVADA, NV 89425

D & D ROOFING AND SHEET METAL INC  
1000 GLENDALE AVE  
SPARKS, NV 89431

LAVOIE ROOFING  
1705 CANDACE CT  
FERNLEY, NV 89408

PERMA BUILT CONSTRUCTION  
GORDY MORRIS  
126 KINGS RIVER RD  
OROVADA, NV 89425

NORMAN D SWEENEY  
PO BOX 1431  
WINNEMUCCA, NV 89446

GEORGE DELONG CONSTRUCTION INC  
GEORGE DELONG  
PO BOX 907  
WINNEMUCCA, NV 89446

ECHEVERRIA CONSTRUCTION  
ROY ECHEVERRIA  
PO BOX 1525  
WINNEMUCCA, NV 89446

NEWMONT USA LIMITED  
6363 S FIDDLER GREEN CIR  
GREENWOOD VILLAGE, CO 80111

BRIGGS ELECTRIC INC  
5111 CONVAIR DR  
CARSON CITY, NV 89706

**Pat. [avery.com/patents](http://avery.com/patents)****Etiquettes d'adresse Easy Peel™**

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**EVERY****5960**

HIGH DESERT DRILLING INC  
JEROD JOHNSON  
PO BOX 916  
WINNEMUCCA, NV 89446

JASCO CONSTRUCTION INC  
PO BOX 5  
LAKEVIEW, OR 97630

QUAILITY TELECOM CONSULTANTS INC  
901 PLACER BLVD SUITE A  
ROCKLIN, CA 95765

MAGANA & SONS CONSTRUCTION  
EMILIO MAGANA  
PO BOX 1765  
WINNEMUCCA, NV 89446

Builders Association  
of Northern NV  
5484 Reno Corporate Dr  
Reno NV 89511

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FIRE ENGINEERING CO INC  
4717 SOUTH 500 WEST  
SALT LAKE CITY, UT 84123

AGRILINES IRRIGATION INC  
PO BOX 838  
WINNEMUCCA, NV 89445

JUST IN TIME HEATING & A/C LLC  
PO BOX 1060  
FALLON, NV 89407

AZZARELLOS TRUCK N HOE  
CHUCK AZZARELLO  
22175 SUMMIT LAKE TRAIL  
LOVELOCK, NV 95037

Nevada Contractors Assoc.  
150 N Durango Dr, Ste 100  
Las Vegas NV 89145

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SWEENEY CONSTRUCTION  
GARY SWEENEY  
937 WILSON ST  
BATTLE MOUNTAIN, NV 89820

HUMBOLDT MECHANICAL SERVICES LLC  
RAY PARKS  
3292 STUART ST  
WINNEMUCCA, NV 89445

SONOMA CONSTRUCTION  
BUDDY QUILICI  
700 NATIONAL AVE  
WINNEMUCCA, NV 89445

LOYOLA DRYWALL & PLASTERING  
PEDRO LOYOLA  
PO BOX 1530  
WINNEMUCCA, NV 89446

CUSTOM IRRIGATION  
RANDLE DURANT  
PO BOX 394  
WINNEMUCCA, NV 89446

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No comments, responses, written data or arguments were received from the building/construction companies.

Interested persons may obtain a copy of this Business Impact Statement at the following location:

Humboldt County Administrator's Office  
50 West 5<sup>th</sup> Street  
Winnemucca, Nevada 89446

***2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects:***

**Adverse effects:** The proposed rule will increase the;

1. The permit fees for Buildings and Residences shall be changed from being based upon the most current building valuation data published by the International Code Council and Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%) to being based upon January 1, 2014 valuation data published by the International Code Council plus twenty five percent (25%) and Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%). The minimum permit fee shall be set at \$51.75 for construction valuations of \$1.00 to \$2,000.00, and;
2. Demolition permit fees shall be changed for inspection from \$34.50 to \$51.75 per inspection.
3. Reroof and siding permits shall be changed for inspections as follows:  
Less than 5,000 square feet shall be changed from \$30.00 to \$51.75.  
More than 5,000 square feet shall be changed from \$50.00 to \$51.75
4. Fencing permits shall be change for inspections as follows:  
Up to 50 linear feet shall be changed from \$30.00 to \$51.75  
Over 50 linear feet shall be changed from \$50.00 to \$51.75
5. Stucco permits shall be change for inspections as follows:  
Less than 5,000 square feet shall be changed from \$60.00 to \$103.50.  
More than 5,000s square feet shall be changed from \$120.00 to \$103.50
6. Additional plan review required by changes, additions or revisions to approved plans shall be changed from \$50.00 per hour, minimum fee one-half-hour to \$51.75 per hour, minimum fee one-half-hour.
7. The Mobile Home/Manufactured House Set-Up Fees shall be changed for inspection of each poured concrete/runner foundation from \$35.00 to \$51.75 per inspection and for special inspection for conversion to real property from \$35.00 to \$51.75 per inspection, and;



8. Business License Surveys and Required Inspections at a plan review fee of \$30.00 to \$50.00 per hour (minimum of one hour) and from a \$35.00 to \$51.75 fee for each inspection, and;
9. Uniform Mechanical Code – Issuance fee from \$15.00 plus component fee to a minimum fee of \$51.75, plus possible component fee from \$3.00 to \$45.00 depending on the component and;
10. Uniform Plumbing Code – Issuance fee from \$20.00 plus component fee to a minimum fee of \$51.75, plus possible component fee from \$3.00 to \$45.00 depending on the component and;
11. National Electric Code - Issuance fee from \$15.00 to a minimum fee of \$51.75 plus possible component fee from \$3.00 to \$45.00 depending on the component

Businesses collect these fees from their client during the construction/ building project and remit these fees to the treasurer of the county in which the fee is imposed. Therefore, businesses could be adversely impacted by these fee increase: Construction companies and builders will be burdened by the administrative actions necessary to notify their customers of the increased fees and to modify their billing system to begin collecting the fees at the new rate; other businesses will be paying the increased rate for fees with the magnitude of the increase dependent on the type of work they are performing whether it be a residence or a building, an inspection fee, a component or a plan review.

**Beneficial effects:** The increased fees from \$15.00 through 35.00 with a minimum rate of \$51.75 will increase revenue for the county's general fund. The revenue for fiscal year 2017-2018 was \$140,174.23. While the exact increase expected by this revenue is dependent on the number of permits for a fiscal year, we can estimate that the expected revenue generated from the increase cannot be determined due to various factors. The increased fees will help to offset the building departments increase in operating costs that have continued to increase since the last fee increase.

**Direct effects:** The increased fee will fund operating costs for the building department and be collected into the general fund. For businesses, the direct effect of the fee increase will be higher fees. However, many of the businesses have indicated that they were aware our fees were low as compared to the City of Winnemucca and Lander County. Businesses will be impacted administratively because they will pass the rate on to their customers and they will need to notify their customers of the increased fee and to modify their billing system to collect the fees at the new rate.

**Indirect effects:** There are no indirect effects on businesses from the proposed increase of the Permit Fees

***3. The following constitutes a description of the methods the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used: (Include whether the following was considered: simplifying the proposed rule; establishing different standards of compliance for a business; and if applicable, modifying a fee or fine set forth in the rule so that business could pay a lower fee or fine).***

Humboldt County Building inspector, Bobby Thomas reviewed the fees in accordance with what other counties are charging for similar fees. Humboldt County is charging lower rates than similarly situated



governmental entities. The fees have been the same for many years. At this time, there does not appear to be any other reasonable method to achieve the funding increases that building permit processing requires.

**4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule is:**

The proposed increase in the permit fees, inspection fees, site plan fees and associated fees presents no significant foreseeable or anticipated cost or decrease in the costs related to collection.

**5. If the proposed rule provides for a new fee or increases an existing fee, the total annual amount expected to be collected is at least approximately:** cannot be determined due to various factors..

**6. The money generated by the new fee or increase in the existing fee will be used by the local government, to:** process building permits and making related reviews and inspections.

**7. If the proposed rule includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary:**

The proposed increase in the fees does not duplicate, nor is it more stringent, than federal, state or local standards.

## **CONCLUSION & STATEMENT OF IMPACT**

Humboldt County staff have made a concerted effort to determine if an increase of the residential & Building Permit Fees, Inspection Fees and Related Fees will have an impact in the formation, operation or expansion of businesses in Humboldt County. As part of the effort, staff conducted the following activities: notified stakeholders and advertised the increase through a variety of methods; requested comments, arguments and data through the notification process; analyzed information and data related to businesses in the building/ construction business. The major findings of this process are listed below:

- No comments, responses, written data or arguments were received from the building /construction companies.
- An increase of the fees from \$15.00/#35.00/ \$49.45 to a minimum rate fee beginning at \$51.75 will impact every business in the county. The magnitude of the impact is dependent on the type of permit or inspection for various jobs that each business utilizes. Additionally, the impact is applied equally across all businesses and does not single out any type of business. While the fee increase will have an impact, it is likely a minimal percentage of businesses' gross revenue and each business will be able to budget the increase into its operational costs.

Therefore, after thorough review of the increase of the Residential & Building Permit Fees, Inspection Fees and Related Fees increase, including an increase of \$15.00/ \$49.45 0 to a minimum rate fee beginning at \$51.75 and the potential impacts of the fee increase to businesses in Humboldt County, it is determined that the fee increase will not impose a direct significant economic burden upon a business; nor will it restrict the formation, operation or expansion of businesses in Humboldt County.



**CONTACT INFORMATION**

Humboldt County Manager, Dave Mendiola  
50 West 5<sup>th</sup> Street  
Winnemucca, Nevada 89445

**CERTIFICATION**

I certify that, to the best of my knowledge or belief, the information contained in this Business Impact Statement was prepared properly and is accurate.

---

Dave Mendiola, Humboldt County Manager

---

Date



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Building Department

Item Type: Ordinance

Agenda Section:

---

**Subject:**

ORDINANCE

**Suggested Action:**

**Attachments:**

[2018 Building Code Ordinance Summary.pdf](#)

[2018 Code Admendments.pdf](#)



SUMMARY: Adopts the 2018 International Building Code, the 2018 International Residential Code and Other Related Codes

Bill Number \_\_\_\_\_

Ordinance Number \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 15.04 OF THE HUMBOLDT COUNTY CODE (ORDINANCE 11-04-13a) BY ADOPTING THE 2018 INTERNATIONAL BUILDING CODE AND BUILDING CODE STANDARDS WITH CHANGES, MODIFICATIONS, APPENDICES AND SUPPLEMENTS; 2018 INTERNATIONAL RESIDENTIAL CODE AND BUILDING CODE STANDARDS WITH CHANGES, MODIFICATIONS, APPENDICES AND SUPPLEMENTS EXCLUDING THE MECHANICAL, PLUMBING AND ELECTRICAL CHAPTERS AND APPENDICES; THE 2018 EDITION OF THE UNIFORM MECHANICAL CODE WITH APPENDICES, CHANGES AND MODIFICATIONS; THE 2018 INTERNATIONAL FIRE CODE WITH CHANGES, MODIFICATIONS, APPENDICES AND SUPPLEMENTS, AND RELATED NFPA STANDARDS; THE 2018 EDITION OF THE UNIFORM PLUMBING CODE WITH CHANGES AND MODIFICATIONS; THE 2017 EDITION OF THE NATIONAL ELECTRIC CODE TO BE THE LATEST ADOPTED EDITION OF SUCH CODES ADOPTED STATEWIDE BY NEVADA REVISED STATUTES; 2006 ICC ELECTRIC CODE ADMINISTRATIVE PROVISIONS; THE 2009 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE; THE 1997 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS; THE 1997 UNIFORM HOUSING CODE; THE 2018 INTERNATIONAL POOL AND SPA CODE ;;2018 INTERNATIONAL EXISTING BUILDING CODE;2017 ACCESSIBLE AND USABLE BUILDINGS FACILITIES ICC A117.1-2017; DECLARING THE MOST CURRENT EDITION OF THE MOBILE HOME/MANUFACTURED HOME STANDARDS ACT RULES AND REGULATIONS WITH CHANGES AND MODIFICATIONS AS ADOPTED STATEWIDE BY NEVADA REVISED STATUTES; PROVIDING FOR THE ESTABLISHMENT OF A BOARD OF APPEALS FOR INTERNATIONAL, UNIFORM AND NATIONAL CODE INTERPRETATION; AND PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF.

THE BOARD OF COUNTY COMMISSIONERS OF HUMBOLDT COUNTY, NEVADA DO ORDAIN AS FOLLOWS:

**Chapter 15.04 of the Humboldt County Code is amended to read as follows:**

**15.04.010 International Building Code**

A. Adopted. The 2018 Edition of the International Building Code, with appendices published by the International Code Council is adopted by the county with changes or modifications as set out in subsection C of this section.

B. Definitions. The term "building official" as used in the International Building Code means the county building official and such other person or persons as designated by the board of county commissioners.

C. Amendments – See Humboldt County Building Department 2018 Code Amendments

D. ~~Construction Valuation-Permit Fee.~~ The permit fees shall be based upon ~~the most current building~~ January 1, 2014 valuation data published by the International Code Council plus twenty five percent (25%) and Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%). The minimum permit fee shall be set at \$51.75 for construction valuations of \$1.00 to \$2,000.00

E. References to International Codes not specifically adopted by Humboldt County shall not be applicable.

**15.04.020 International Residential Code**

A. Adopted. The 2018 Edition of the International Residential Code with appendices excluding the mechanical, plumbing and electrical chapters and appendices, and Appendix Chapter M – Home Day Care; published by the International Code Council is adopted by the county with changes or modifications as set out in subsection C of this section.



B. Definitions. The term, "building official" as used in the International Residential Code means the county building official and such other person or persons as designated by the board of county commissioners.

C. Amendments – See Humboldt County Building Department 2018 Code Amendments.

D. ~~Construction Valuation.~~ Permit Fee. The permit fees shall be based upon ~~the most current building~~ January 1, 2014 valuation data published by the International Code Council plus twenty five percent (25%) and Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%). The minimum permit fee shall be set at \$51.75 for construction valuations of \$1.00 to \$2,000.00

F. Bathrooms shall not be constructed in a garage/accessory building until a residence is located on the parcel.

E. References to International Codes not specifically adopted by Humboldt County shall not be applicable.

#### **15.04.030 Uniform Mechanical Code.**

A. Adopted. The 2018 Edition of the Uniform Mechanical Code with appendices as published by the International Association of Plumbing and Mechanical Officials is adopted by the county with changes or modifications as set out in subsection C of this section.

B. Definitions. The term "authority having jurisdiction" as used in the Uniform Mechanical Code means the county building official and such other person or persons as designated by the board of county commissioners.

C. Amendments – See Humboldt County Building Department 2018 Code Amendments

D. References to the International Mechanical Code or the International Fuel Code shall refer to the Uniform Mechanical Code.

#### **15.04.040 International Fire Code.**

The 2018 Edition of the International Fire Code with appendices thereto as published by International Code Council and as amended by the Nevada State Fire Marshal is adopted by the County. Fees assessed for fire code plan reviews shall be the same fee schedule as adopted by the Nevada State Fire Marshal under Nevada Administrative Code 477.750.

#### **15.04.050 Uniform Plumbing Code.**

A. Compliance with Statutory Requirements.

1. NRS 444.350 states that all construction, alteration or change in the use of a building or other structure in this state shall be in compliance with the latest edition of the Uniform Plumbing Code adopted by the International Association of Plumbing and Mechanical Officials.
2. Adoption of NRS Chapter 278.582 pertaining to minimum plumbing fixtures in certain construction and expansions.

B. Adopted. The 2018 Edition of the Uniform Plumbing Code with appendices is declared to be the latest edition which is in effect in the county as mandated by NRS 444.350, with changes or modifications thereto and therein as set out in subsection D of this section, which modifications and changes are deemed reasonably necessary because of geographic, topographic or climatic conditions of the county.

C. Definitions. The term "authority having jurisdiction" as used in the Uniform Plumbing Code means the county building official and such other person or persons as designated by the board of county commissioners.

D. Amendments. Amendments – See Humboldt County Building Department 2018 Code Amendments

E. References to the International Plumbing Code or the International Fuel Gas Code shall refer to the Uniform Plumbing Code.

F. Public Facilities. Every place of business selling beer, wine or intoxicating liquor to be consumed on the premises and every service station dispensing petroleum products for vehicle use shall provide for public usage a minimum of one water closet and one lavatory for women and one water closet and one urinal and lavatory for men.



**15.04.060 National Electric Code.**

A. Compliance with Statutory Requirements. NRS 278.583 states that all construction, alteration or change in the use of a building or structure in this state is to be in compliance with the technical provisions of the latest edition of the National Electric Code adopted by the National Fire Protection Association.

B. Adopted. The 2017 Edition of the National Electric Code as adopted by the National Fire Protection Association at its annual meeting is declared to be the latest edition, which is in effect as mandated by NRS 278.583.

C. Amendments. Amendments – See Humboldt County Building Department 2018 Code Amendments

**15.04.070 Uniform Code for Abatement of Dangerous Buildings**

A. Adopted. The 1997 Uniform Code for Abatement of Dangerous Buildings

**15.04.080 Uniform Housing Code**

A. Adopted. The 1997 Uniform Housing Code

**15.40.90 ~~Uniform~~ International Swimming Pool, Spa and Hot Tub Code**

A. Adopted. ~~1997 Uniform~~ International Swimming Pool, Spa and Hot Tub Code

**15.40.100 Accessible and Usable Buildings and Facilities**

A. Adopted. 2017 Accessible and Usable Buildings and Facilities ICC A117.1-2017

**15.040.110 ICC Electric Code-Administrative Provisions**

A. Adopted. 2006 ICC Electric Code-Administrative Provisions

**15.040.120 International Existing Building Code**

A. Adopted. 2012 ICC Existing Building Code

**~~15.04.100~~ 15.040.130 Mobile Home/Manufactured House Standards, Rules and Regulations.**

A. Compliance with Statutory Requirements. NRS 489.251 directs that regulations be adopted by the State of Nevada pertaining to safety standards for installation, support and tie down of mobile homes/manufactured house or commercial coaches and inspection of plumbing, heating, cooling, fuel burning and electrical systems connections.

B. Adopted. The Nevada Administrative Code, Chapter 489.

C. Mobile Home/Manufactured House Foundation Requirements:

(a) ~~Runners/footings~~ Concrete/masonry foundations shall be installed per Nevada State ~~Manufactured Housing Division~~ and Humboldt County minimum requirements.

(b) ~~Perimeter foundations~~ All other foundations shall be installed per NRS Chapter 489.

(c) A minimum of sixteen inches (16") shall be required from the bottom of the chassis frame member to the top of the footing (runner).

(d) When mobile homes/manufactured houses are installed on runners or permanent foundations complying with real property conversion standards all items required for real property conversion shall be completed at the time of the mobile home/manufactured house final inspection.

D. Mobile Home/Manufactured House Set-Up Fees. The following mobile home/manufactured house set-up fees, in addition to those provided in Chapter Nevada Administrative Chapter 489.380 and Section 325 of the Rules and Regulations as set forth by the State of Nevada Manufactured Housing Division will be charged:

(a) Lot development permit fees shall be per the adopted fees under the Uniform Plumbing Code and the National Electrical Code as written in this ordinance Sections 15.04.050 D.(c) and 15.04.060 C.1.(a).

(b) For inspection of each poured concrete/runner foundation - ~~\$35.00~~ \$51.75 per inspection.

(c) Perimeter foundation is assessed separately per square feet using the International Residential Code fee schedule. (See Section 15.040.020 (C)(2)(a))



- (d) For special inspection for conversion to real property - ~~\$35.00~~ \$51.75 per inspection
- (e) Investigative fees may be assessed if work has been commenced without first obtaining the required permit. ~~The investigative fee shall be \$50.00~~
- E. Expiration of Mobile Home/Manufactured Home Permits. . We consider the project to be abandoned if there has been no inspection requested or passed within 6 months and the permit will be expired.
- F. Permit renewal fees – Renewal fees are required when a permit has been expired. The fees will be per the State of Nevada Manufactured Housing Division's current fee schedule.

**~~15.04.110~~ 15.04.140 International Energy Conservation Code**

- A. The 2009 Edition of the International Energy Conservation Code with ANSI/ASHRA/IESNA Standard 90.1 as published by the International Code Council is adopted by the county.
- B. Amendments – See Humboldt County Building Department 2018 Code Amendments

**~~15.04.120~~ 15.04.10 Business License Survey Fee.**

Business License Surveys and Required Inspections. A plan review fee of ~~\$30.00~~ 50.00 per hour (minimum of one hour) and a ~~\$35.00~~ \$51.75 fee for each inspection shall be assessed for all business licenses. These fees include inspection and plan reviews of existing or new buildings.

**~~15.04.130~~ 15.04.160 Board of Appeals.**

Any provision of any of the uniform or national codes adopted by this chapter notwithstanding, there is created a board of appeals consisting of five members, to be appointed in accordance with the procedure in the county for appointment of members to boards and commissions. The county building official shall sit as ex-officio members of the board of appeals without vote. The board of appeals, in addition to performing duties as required by the various codes, shall hear any appeals made in writing within ten days of a decision, action or non-action by the county building department. The Board of Appeals shall perform duties and act under the bylaws approved by the Board of Appeals.

**~~15.04.140~~ 15.04.170 Violation-Penalty.**

Any provision of any of the international, uniform or national codes adopted by this chapter notwithstanding, any person, firm or corporation violating any provision of any section or sections of any of the codes adopted by this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished as provided in Chapter 1.08 of this code.

Proposed on the \_\_\_\_\_ day of \_\_\_\_\_ 2019 by

Proposed by Commissioner: \_\_\_\_\_

Passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2019.

Votes: Ayes: Commissioner \_\_\_\_\_

Nays: Commissioners \_\_\_\_\_

Absent: Commissioners \_\_\_\_\_



By: HUMBOLDT COUNTY COMMISSIONERS

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Chairman

Attest:

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TAMI RAE SPERO, County Clerk



HUMBOLDT COUNTY BUILDING DEPARTMENT  
2018 CODE AMENDMENTS

(Note: This is formatted for Humboldt County Ordinance)



#### Adopted Codes

- ❖ 2018 International Building Code and Building Code Standards with Changes, Modifications, Appendices and Supplements
- ❖ 2018 International Residential Code And Building Code Standards with Changes, Modifications, Appendices and Supplements excluding the Mechanical, Plumbing and Electrical Chapters and Appendices
- ❖ 2018 International Fire Code with Changes, Modifications, Appendices and Supplements
- ❖ 2009 International Energy Conservation Code with Changes, Modifications, Appendices and Supplements
- ❖ 2018 International Swimming Pool & Spa Code with Changes, Modifications, Appendices and Supplements and Related NFPA Standards
- ❖ 2018 Uniform Mechanical Code with Changes and Modifications
- ❖ 2018 Uniform Plumbing Code with Changes and Modifications
- ❖ 2017 National Electric Code
- ❖ [2006 ICC Electric Code – Administrative Provisions](#)
- ❖ [2017 Accessible and Usable Buildings and Facilities ICC A117.1-2017](#)
- ❖ [2018 International Existing Building Code](#)
- ❖ 1997 Uniform Code for the Abatement of Dangerous Buildings
- ❖ 1997 Uniform Housing Code
- ❖ Mobile Home/Manufactured Home Standards Act – Current Edition as adopted by Nevada Revised Statutes.



Chapter 15.04 of the Humboldt County Code is amended to read as follows:

#### **15.04.010 – International Building Code**

##### **Admendment**

1. Section 105.2 Exemptions from permit requirements
  - (1) One story detached accessory buildings such as tool and storage sheds, playhouses livestock shelters and greenhouses provided the floor area does not exceed 200 square feet.
  - (6) Sidewalks, decks, platforms, and driveways not more than 30 inches above adjacent grade and not over any basement or story below and which are not part of an accessible route.
  - (9) Prefabricated swimming pools accessory to a Group R-3 occupancy, as applicable in Section 101.2, which are less than 24" deep in the ground or less than 5' deep when installed entirely above ground.
  - (10) Shade cloth structures constructed for nursery storage (nonhazardous materials) or agricultural purposes and not including service systems provided the roof area does not exceed 250 square feet. Permits for temporary shade cloth structures shall be determined by the Building Official and the International Fire Code.
2. Section 108 shall be amended to read as follows:
  - (a) Building permit fees shall be set using the 1991 UBC Table + an increase of 15 percent (15%) fee schedule. The minimum permit fee shall be set at \$51.75 for construction valuation of \$1.00 to \$2,000.00.
  - ~~(a)~~ (b) When submittal documents are required by Section 106.1, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be 65 percent (65%) of the building permit fee as shown in Table 3-A 1991 of the Uniform Building Code plus an increase of 15 percent (15%).

The plan review fees specified in this section are separate fees from the permit fees specified in Section 108 and are in addition to the permit fees.

When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in Section 106.3.4.2 an additional plan review fee shall be charged at the rate defined in this Ordinance.

Expiration of Plan Review - Applications for which no permit is issued within 180 days following the date of application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding 180 days on request by the applicant showing that the circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than once. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.
  - (b) (c) Additional plan review required by changes, additions or revisions to approved plans, \$50.00 per hour, minimum fee-one-half hour.
  - ~~(c)~~ (d) Whenever any work for which a permit is required by this code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigative fee shall be equal to the amount of the permit fee required by this code. The minimum investigative fee shall be the same as the minimum fee set forth in Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%). The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code nor from any penalty prescribed by laws.
  - ~~(d)~~ (e) The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The building official may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code. Fees paid for plan reviews are not refundable once the plan review has been completed. The building official shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.
  - ~~(e)~~ (f) Expiration of permits. We consider the project to be abandoned if there has been no inspection requested or passed within 180 days. If the permit is older than one year from issuance date the permit will be expired per Section 105.5. A renewal permit will be required.



~~(f)~~ (g) Permit renewal fees – Renewal permits are required when a permit has been expired. The applicant may be required to submit new plans for review if new codes have been adopted. At the time of request for renewal a plan review fee will be assessed. If applicant applies for a renewal permit within 6 month of the expiration of the previous permit for the same project the building permit fee will be 50% of current permit fee schedule. Fees for plumbing, electrical, and mechanical shall also be 50% of the current fee schedule.

~~(g)~~ All permits for reroof shall be set at a standard fee as follows:

~~Buildings less than 5,000 square feet – \$30.00 per inspection~~

~~Buildings more than 5,000 square feet – \$50.00 per inspection~~

~~(h)~~ All permits for siding including stucco (minimum of (2) two inspections for stucco) shall be set at a standard fee as follows:

~~Buildings less than 5,000 square feet – \$30.00 per inspection~~

~~Buildings more than 5,000 square feet – \$50.00 per inspection~~

~~(i)~~ All permits for fencing shall be set at a standard fee of \$30.00 per inspection up to 500 linear feet; \$50.00 per inspection over 500 linear feet.

~~(j)~~ (h) All permits for signs shall be set at fees as follows:

Signs with valuation up to \$25,000 shall be based on the Table 3-A

of the 1991 Uniform Building Code plus an increase of 15 percent (15%).

Signs with a valuation of more than \$25,000 shall be a set at a standard fee of \$300.00.

~~(k)~~ (i) Grading Fees – IBC Appendix J

The permit fees for grading shall be based on the 1997 Uniform Building Code Fee Table A-33-B.

Plan review fees shall bases on 1997 Uniform Building Code Fee Table A-33-A

(j) All permits for photovoltaic projection fields with valuations up to \$25,000,000.00 shall be based on Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%) plus 65% plan review fee as prescribed in the 2018 International Building Code.

Photovoltaic production fields with a valuation of more than \$25,000,000.00 shall be set at a standard fee of \$150,000 which includes the plan review fees as prescribed in the 2018 International Building Code.

3. Section 305.2 Group E, Day Care Facilities

This group includes buildings and structures or portions thereof occupied by more than six children older than 2 ½ years of age who receive educational, supervision or personal care service for fewer than 24 hours per day.

Section 305.2.1 Within Places of religious worship. Rooms and spaces within *places of religious worship* providing such day care during religious functions shall be classified as part of the primary occupation.

Section 305.2.2 Six or fewer children. A facility having six or fewer children receiving such day care shall be classified as part of the primary occupancy.

Section 305.2.3 Six or fewer children in a dwelling unit. A facility such as the above within a dwelling unit and have six or fewer children receiving such day care shall be classified as a Group R-3 occupancy or shall comply with the International Residential Code.

4. Section ~~308.3~~ 308.2.5 Institutional, Group I-1 – Add new subsection to ~~308.3~~ 308.2

~~308.3.3~~ 308.2.5 Board of Health. All portions of a care facility which houses patients or residents, which is classified by the State Board of Health as 'Category 2', and which has an occupant load of more than 10 residents, is classified as an 'I-1' occupancy classifications.

5. Section ~~308.6~~ 308.5 Institutional Group I-4, Day Care Facilities

308.6 Institutional Group I-4, day care facilities. This group shall include buildings and structures occupied by more than six persons of any age who receive custodial care for fewer than 24 hours per day by persons other than parents or guardians, relatives, by blood, marriage or adoption, and in a place other than the home of the person cared for. This group shall include, but not limited to, the following:

Adult day care

Child day care

308.6.1 Classification as Group E. A child day care facility that provides care for more than six but not more than 100 children 2 ½ years or less of age, where the rooms in which the children are cared for are located on a level of exit discharge serving such rooms and each of these child care rooms has an exit door directly to the exterior, shall be classified as Group E



308.6.3 Six or fewer persons receiving care. A facility having six or fewer persons receiving custodial care shall be classified as part of the primary occupancy.

308.6.4 Six or fewer persons receiving care in a dwelling unit. A facility such as the above within a dwelling unit and having six or fewer persons receiving custodial care shall be classified as a Group R-3 occupancy or shall comply with the International Residential Code.

6. Section 310.2 Residential Group R-1. Residential Group R-1 occupancies containing *sleeping units* where the occupants are primarily *transient* in nature, including:  
Boarding houses (transient with more than 10 occupants)  
Brothels  
Congregated living facilities (transient) with more than 10 occupants  
Hotel (transient)  
Motels (transient)
7. Section 311.2 Moderate-hazard storage, Group S-1 Amend to add:  
Self-serve storage (mini-storage)  
Delete: Dry boat storage (indoor)
8. Section 403.5.4 Smokeproof enclosures  
Every required exit stairway serving floors more than 55 feet (16.764 mm) above the lowest level of fire department vehicle access shall be a smokeproof enclosure in accordance with Sections 909.20 & 1023.10.
9. Section 906 Portable Fire Extinguishers – Delete in its entirety.
10. Amend Chapter 9 by replacing International Plumbing Code and Sections to Uniform Plumbing Code & Sections.
11. Section 910.1 General (Smoke and Heat Removal)  
Exceptions:
  2. Automatic smoke and heat vents are not required within areas of buildings equipped with early suppression fast-response (ESFR) sprinklers unless the area of a Group F-1 or S-1 occupancy protected with ESFR sprinklers has an exit access travel distance of more than 250 feet (76.200 mm).
12. Section 1010.1.10 amended:  
Electrical rooms with equipment rated ~~4,200~~ 800 amperes or more and over 6 feet (1829 mm) wide and that contain overcurrent devices, switching devices or control devices with an exit or exit access doors, shall be equipped with panic hardware or fire exit hardware. The doors shall swing in the direction of egress travel.
13. Amend Section 1209 by adding Section 1209.4 as follows:  
1209.4 Baby Changing Tables. Diaper changing tables are required to be installed in both male, female and other restrooms, in permanent buildings that contain public restrooms as defined in Chapter 29 of the 2018 IBC. Changing tables are required when any of the following occur: new buildings, tenant improvements, new restrooms, alterations of existing restrooms, new additions, change of uses that require updating existing restrooms with additions to those facilities. Shall meet the guidelines of 603.5, 309, and 902 of ANSI/ICC A117.1-2017.
14. IBC Section 1609.3(Basic Wind Speed) and 1609.4 (Exposure) amended: The minimum basic wind speed at any site in Humboldt County shall be 90 miles per hour fastest 105 mph 3 second gust. An exposure of “C” shall be used as a minimum in the design of all structures within Humboldt County.
15. Amend Section 1704.2 Exception 2:  
Unless otherwise required by the building official, special inspections and tests are not required for Group R-3 occupancies as applicable in Section 101.2 and Group U occupancies that are accessory to a residential occupancy including, but not limited to, those listed in Section 312.1.



16. Amend Section 1803.2 – Investigations Required as follows:  
Exception: The building official need not require a geotechnical investigation where satisfactory data from adjacent areas is provided by a licensed design professional that demonstrates an investigation is not necessary for any of the conditions in Sections 1803.5.1 through 1803.5.6 and Sections 1803.5.10 and 1803.5.11.
17. Amend Section 1803.6 Reporting by adding:  
11. Where required by 1803.5.11, investigation of liquefaction hazards shall be performed in accordance with “Guidelines for Evaluating Liquefaction Hazards in Nevada,” investigation of hazards associated with surface displacement due to faulting or seismically induced lateral spreading or lateral flow shall be performed in accordance with “Guidelines for Evaluating Potential Surface Fault Rupture/Land Subsidence Hazards in Nevada.”
18. Section 1809.5 #1 Frost depth for Humboldt County shall be twenty four inches (24”) deep.
19. Section 2901.1 Scope  
Private sewage disposal systems shall conform to NAC Chapter 444
20. Amend Section 2902.1 Minimum number of fixtures. Plumbing fixtures shall be provided in the minimum number as shown in Table 2902.1 based on the actual use of the building or space. Uses not shown in Table 2902.1 shall be considered individually by the code official. The number of occupants shall be determined by this code. Suitable toilet facilities shall be provided and maintained in a sanitary condition for the use of workers during construction.
21. Amend Section 3102.7 by adding the following exception: Membrane structures intended to be in place for 30 days or less may be engineered to risk category I loads provided the installation and use are per the manufacturer’s recommendations.
22. ~~Section 3401.6 Alternative Compliance. Work performed in accordance with the International Existing Building code shall be deemed to comply with the provisions of this chapter. This Section applies only when the Authority Having Jurisdiction adopts the International Existing Building Code.~~
23. Appendix Chapter H
  1. Section H113.4 - A permit is not required for the following signs. These exemptions shall not be construed as relieving the owner of the sign from the responsibility for its erections, maintenance and compliance with the provisions of this code or other laws or ordinances regulating signs.
    - (a) Changing of the advertising copy or message on a painted or printed sign only. Except for theater marquees and similar signs specifically designed to the use of replaceable copy, electric signs shall not be included in this exception.
    - (b) Painting, repainting or cleaning of an advertising structure or changing the advertising copy or message thereon shall not be considered an erection or alteration that requires a sign permit unless a structural change is made.
    - (c) Signs less than 6 feet (1829 mm) above grade measured from the top of the sign and a maximum of 32 sq ft.
    - (d) Section H111.1 – Flat signs installed on building wall fronts, which do not exceed 4x8 32 sq ft in size. This does not exempt the installer/owner from proper attachment for safety purposes.
    - (e) Temporary signs announcing the sale or rent of property.
    - (f) Signs erected by transportation authorities.
  2. Section H113.4 – The bottom of any marquee projecting over an alley shall not be less than fifteen and one-half (15.5) feet above the ground or pavement below.



24. Appendix Chapter I  
Section I105.2 Footings – An unenclosed patio cover that projects 14 feet or less from the main structure shall be permitted to be supported on a concrete slab on grade without footings provided the slab conforms to the provisions of Chapter 19 of this code, is not less than 3 ½" thick and further provided that the columns do not support loads in excess of 750 pounds (3.36 kN) per column.

#### 15.04.020 International Residential Code

##### Amendments

1. Section R105.2 Exemptions from permits
  - (1) One story detached accessory buildings such as tool and storage sheds, playhouses, livestock shelters and greenhouses provided the floor area does not exceed 200 square feet.
  - (5) Sidewalks, platforms, and driveways not more than 30 inches above adjacent grade and not over any basement or story below.
  - (7) Prefabricated swimming pools that are less than 24" deep in the ground or less than 5' deep when installed entirely above ground
  - (10) Decks that are not more than 30 inches above grade at any point.
  - (11) Shade cloth covers not exceeding 250 square feet of roof area.
2. Section R108 shall be amended to read as follows:
  - (a) Building permit fees shall be set using the 1991 UBC Table + an increase of 15 percent (15%) fee schedule. The minimum permit fee shall be set at \$51.75 for construction valuation of \$1.00 to \$2,000.00.
  - ~~(a)~~ (b) When submittal documents are required by Section R106.1, plan review fees shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be 65 percent of the building permit fee as shown in Table 3-A 1991 of the Uniform Building Code plus an increase of 15 percent (15%).

The plan review fees specified in this section are separate fees from the permit fees specified in Section R108 and are in addition to the permit fees.

Expiration of Plan Review - Applications for which no permit is issued within 180 days following the date of application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding 180 days on request by the applicant showing that the circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than once. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.
  - ~~(b)~~ (c) Additional plan review required by changes, additions or revisions to approved plans, \$50.00 per hour, minimum fee-one-half hour.
  - ~~(c)~~ (d) Whenever any work for which a permit is required by this code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigative fee shall be equal to the amount of the permit fee required by this code. The minimum investigative fee shall be the same as the minimum fee set forth in Table 3-A of the 1991 Uniform Building Code plus an increase of 15 percent (15%). The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code nor from any penalty prescribed by laws.
  - ~~(d)~~ (e) The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The building official may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code. Fees paid for plan reviews are not refundable once the plan review has been completed. The building official shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.
  - ~~(e)~~ (f) Expiration of permits. We consider the project to be abandoned if there has been no inspection requested or passed within 6 months. If the permit is older than one year from issuance date the permit will be expired per Section 105.5. A renewal permit will be required.



(f) Permit renewal fees – Renewal permits are required when a permit has been expired. The applicant may be required to submit new plans for review if new codes have been adopted. At the time of request for renewal a plan review fee will be assessed. If applicant applies for a renewal permit within 6 month of the expiration of the previous permit for the same project the building permit fee will be 50% of current permit fee schedule. Fees for plumbing, electrical, and mechanical shall also be 50% of the current fee schedule.

~~(g) All permits for reroof shall be set at a standard fee as follows:~~

~~Buildings less than 5,000 square feet – \$30.00 per inspection~~

~~Buildings more than 5,000 square feet – \$50.00 per inspection~~

~~(h) All permits for siding including stucco (minimum of (2) two inspections for stucco) shall be set at a standard fee as follows:~~

~~Buildings less than 5,000 square feet – \$30.00 \$50.00 per inspection~~

~~Buildings more than 5,000 square feet – \$50.00 \$75.00 per inspection~~

~~(i) All permits for fencing shall be set at a standard fee of \$30.00 per inspection up to 500 linear feet; \$50.00 per inspection over 500 linear feet.~~

3. Section R202 Definition of Sleeping Room – Any bedroom or other room that is intended to be or is ordinarily used for sleeping purposes. The term is deemed to include any room that contains a closet and provides for occupant privacy.
4. Section R303.1. All unfinished residential basements shall be provided with natural light by means of exterior glazed openings with an area not less than five percent of the total floor area.  
The unfinished basement shall be provided with one emergency escape window or door complying with International Residential Code Section R310.  
The unfinished basement shall also be provided with smoke detectors complying with International Residential Code Section R313.  
All finished residential basements shall be provided with a minimum of one window in each habitable room.  
Sleeping rooms and required emergency escape or rescue windows and doors shall comply with International Residential Code, Section R310.  
Smoke detectors shall be provided per International Residential Code Section R313.
5. Chapter 2 Definitions  
Whole –House Mechanical Ventilation – Delete For definition applicable in Chapter 11, See Section N1101.6  
Surcharge. A vertical load imposed on the retained soil that may impose a lateral force in addition to the lateral earth pressure of the retained soil. Examples include:
  - Sloped retained soil
  - Structure footings supported by the retained soil
  - Adjacent vehicle loads supported by the retained soil
6. IRC Section R301.2.2 Seismic Zone shall be D-1.
7. IRC Section R301.2.1(Basic Wind Speed) and 1609.4 (Exposure) amended: The minimum basic wind speed at any site in Humboldt County shall be 90 miles per hour fastest mile and 105 miles per hour 3 second gust. An exposure of “C” shall be used as a minimum in the design of all structures within Humboldt County.
8. IRC Section R302.2 Townhouses
  1. A common 2-hour fire-resistance-rated wall assembly tested in accordance with ASTM E 119 or UL 263 is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. Electrical installations shall be installed in accordance with 2017 National Electric Code. Penetrations of electrical outlets boxes shall be in accordance with Section R302.4.
  2. Where the building is equipped throughout with an automatic sprinkler system, a common 1-hour fire-resistance-rated wall assembly test in accordance with ASTM E 119 or UL 263 is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. The wall shall be rated for fire exposure from both



sides and shall extend to and be tight against exterior walls and the underside of roof sheathing. Electrical installations shall be installed in accordance with National Electric Code. Penetrations of electrical outlet boxes shall be in Accordance with R302.4.

3. An automatic residential fire sprinkler system shall not be required in townhouses less than 5,000 sq. ft. of living space unless the AHJ has amended the International Fire Code to include provisions pertaining to townhouses in accordance with NRS 278.586.

9. IRC Section 302.2.4 Structural Independence  
Townhouses separated by a common fire resistance-rated wall as provided in Section R302.2.6
10. IRC Section R303.4 Mechanical Ventilation – Delete entire section
11. IRC Section R309.2 Breezeway. Where a breezeway separates a single-family dwelling and a garage, the interior wall and gable end wall of the garage adjacent to the dwelling shall be protected with one layer of ½” sheetrock from the floor to the underside of the roof sheathing.
12. IRC Section R313.1 Townhouse Fire Sprinkler Requirement **add exception:**  
An automatic residential fire sprinkler system shall not be required in townhouses less than 5,000 sq. ft. of living space unless the AHJ has amended the International Fire Code to include provisions pertaining to townhouses in accordance with NRS 278.586.
13. IRC Section R313.2 One-and-two family Dwellings Automatic Fire Systems – ~~Delete entire Section~~ **Add exception:**  
An automatic residential fire sprinkler system shall not be required in one-and two-family dwellings less than 5,000 sq. ft. of living space unless the AHJ has amended the International Fire Code to include provisions pertaining to one-and two-family dwellings in accordance with NRS 278.586.
14. ~~IRC Section R315.1 Carbon monoxide alarms. For new construction, an approved carbon monoxide alarm shall be installed outside of each separate sleeping area in the immediate vicinity of the bedrooms in dwelling units within which fuel fired appliances are installed and in dwelling units that have attached garages with a communicating opening.~~
15. ~~IRC Section R315.3~~ **315.2.2** Where Required in Existing Dwellings  
Where work requiring a permit occurs in existing dwellings, carbon monoxide alarms shall be provided in accordance with Section R315.1 for the following:
  1. Addition and/or renovation of attached garages with communicating openings requiring building permit.  
Exception: Work involving the exterior surfaces of dwellings, such as the replacement of roofing or siding, or the addition or replacement of windows or doors, or the addition or a porch or deck and installation, alteration or repair of plumbing systems are exempt from the requirements of this section.
16. Exclude Chapter 11 Energy Efficiency
17. Exclude Mechanical Chapters 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and Appendices B, C & D.
18. Exclude Plumbing Chapters 24, 25, 26, 27, 28, 29, 30, 31, 32, ~~33~~ and Appendices A, I, N and P.
19. Exclude Electrical Chapters ~~33~~, 34, 35, 36, 37, 38, 39, 40, and Appendix Q.
20. **Exclude Swimming Pool Chapter 42.**
- ~~20~~ 21. Appendix H – Patio Covers  
Section AH105.2 Footings - An unenclosed patio cover that projects 14 feet or less from the main structure shall be permitted to be supported on a concrete slab on grade without footings provided the slab conforms to the provisions of Section R506 of this code, is not less than 3 ½” thick and further provided that the columns do not support loads in excess of 750 pounds (3.36 kN) per column.



22. Exclude Appendix Chapter M – Home Day Care
23. Bathrooms shall not be constructed in a garage/accessory building until a residence is located on the parcel.

#### 15.04.030 Uniform Mechanical Code.

##### Amendments

1. There is added to Section 115 "Fees," the following paragraph:
  - (a) For new residential construction, three and one-half (.035) cents per square foot.
  - ~~(b) Fee schedule shall be Table 3-A of the 1991 Uniform Mechanical Code.~~
  - (b) Issuance fee of \$51.75 will be assess for each mechanical permit issued.
  - (c) Plan review fees, investigative fees and fee refunds shall be as set in 15.04.010 (C) 2
  - (a)(b)(c)(d) of this ordinance.
2. Section 304.3 Access to Appliances on Roofs. Appliances located on roofs or other elevated locations above 30 inches shall be accessible. (NPFA 4:9.4.3.11)  
Section 304.3.1.1 Access Type. The inside means of access shall be a permanent, or foldable inside stairway or ladder, terminating in an enclosure, scuttle, or trap door. such scuttles or trap doors shall be not less than 22 inches by 24 inches (559 mm by 610 mm) in size, shall open easily and safely under all conditions, especially snow; and shall be constructed so as to permit access from the roof side unless deliberately locked on the inside.  
Not less than 6 10 feet (3048 mm) of clearance shall be between the access opening and the edge of the roof or similar hazard or rigidly fixed rails or guards not less than 42 inches (1067 mm) in height shall be provided on structures are utilized in lieu of guards or rails, they shall be not less than 42 inches (1067 mm) in height. (NFPA 54:9.4.3.1)  
Section 304.3.1.2 Permanent Ladders – Amend as follows:
  - (6) Fall protection or guards of not less than 42 inches in height, measured from the roof walking surface shall extend min. 6' on each side of ladder at the roofs edge.
3. Section ~~323.0~~ 937 Installation of Gaseous Hydrogen Systems: Add new section to Chapter ~~3~~ 9.  
~~323.0~~ 937.2 Installation of Gaseous Hydrogen Systems. All hydrogen systems shall comply with NFPA 2 Chapter 13 Hydrogen Technology Code, Building Code, and the Fire Code.
4. ~~504.3.1.2 Length Limitations (Clothes Dryers) – Amend as follows:~~  
The maximum length of a clothes dryer exhaust duct shall not exceed 25 feet (7620 mm) from the dryer location to the wall or roof termination. The maximum length of the duct shall be reduced 2.5 (762 mm) for each 45-degree (0.8 rad) bend and 5 feet (1524 mm) for each 45-degree (1.6 rad) bend. The maximum length of the exhaust duct does not include the transition duct.  
Exceptions:
  1. ~~Where the make and model of the clothes dryer to be installed is known and the manufacturer's installation instructions for the clothes dryer are provided to the Authority Having Jurisdiction, the maximum length of the exhaust duct, including any transition duct, shall be permitted to be in accordance with the dryer manufacturer's installation instructions.~~
  2. ~~Where large-radius 45-degree (0.8 rad) and 90-degree (1.6 rad) bends are installed, determination of the equivalent length of clothes dryer exhaust duct for each bend by engineering calculation in accordance with ASHRAE Fundamentals Handbook shall be permitted.~~
5. Section 505.3 Makeup Air: Amend section to read as follows:  
Makeup air shall be provided to replenish air exhausted by the ventilator system. Exhaust hood systems capable of exhausting in excess of 600 cfm (0.28 m<sup>3</sup>/s) shall be provided with makeup air at a rate approximately equal to the exhaust air rate. Such makeup air systems shall be equipped with a means of closure and shall be automatically controlled to start and operate simultaneously with the exhaust system. Makeup air intakes shall be located so as to avoid recirculation of contaminated air within enclosures.



5. Section ~~508.5.5~~ Evaporative Cooling Systems – Add new subsection ~~508.5.5~~ 508.1.3 to Section ~~508.5~~ 508.1:  
~~508.5.5~~ 508.1.36 Evaporative Cooling Systems. Evaporative cooling systems will comply with this chapter. Evaporative coolers shall not be used for make-up air units on commercial hoods and kitchen ventilation systems.  
~~Exception: Evaporative cooling systems that are a listed assembly with tempered air for kitchen make-up air systems.~~  
Exception: Evaporative cooling systems that are part of a listed heating air system for kitchen make up air systems. The temperature differential between the makeup air and the air in the conditioned space shall not exceed 100 F (60 C) except where the added heating and cooling load of makeup air do not exceed the capacity of the HVAC system.
6. Section 511.2.2.2 Capture and Containment Test. The permit holder shall verify the capture and containment performance of the Type I hoods. A field test shall be conducted with the all appliances under the hood at operating temperatures, ~~with the outdoor air providing makeup air for all the hoods operating and with the source of recirculated air providing conditioning for the space in which the hood operating in located~~ at design airflows, and with all sources of replacement air operating at design airflows for the restaurant. Capture and containment shall be verified by observing smoke or steam produced by actual ~~or simulated~~ cooking operation or by simulating cooking using devices such as smoke candles or smoke puffers. Smoke bombs shall not be used [ASHRAE 154:4.8.2 4.7.2]  
Exception: Capture and containment test not required if hood is UL and NFPA listed and manufacturer's data lists the individual equipment below the hood.
7. Section 604.1 General (Insulation of Ducts) Amend Section 604.1 to read as follows:  
Supply-air ducts, return air-ducts, and plenum of a heating or cooling system shall be insulated to achieve a minimum thermal (R) value in accordance with the 2009 International Energy Conservation Code Section 403.2.1 for residential and 503.2.7 for commercial.  
Delete Exceptions.
8. 608.1 Air-Moving Systems and Smoke Detectors. Air-moving systems supplying air in excess of 2000 cubic feet per minute (ft<sup>3</sup>/min) (0.9439 m<sup>3</sup>/s) to enclosed spaces within buildings shall be equipped with an automatic shutoff. Automatic shutoff shall be accomplished by interrupting the power source of the air-moving equipment upon detection of smoke in the main supply return-air duct or plenum upstream of any filters, exhaust air connections, outdoor air connections, or decontamination equipment and appliances ~~air-duct~~ served by such equipment. Duct smoke detectors shall comply with UL 268A and shall be installed in accordance with the manufacturer's installation instructions. Such devices shall be compatible with the operating velocities, pressures, temperatures, and humidities of the system. Where fire-detection or alarm systems are provided for the building, the smoke detectors shall be supervised by such systems in an approved manner.
9. Section 609.0 Performance Test of Automatic Shutoffs. Add new Section 609.0 to Chapter 6. Upon completion and before final approval on the air-moving system, provide with the required smoke detectors, a performance test shall be performed to verify compliance of detector installation to manufacturer's instructions and system compatibility as specified in this chapter. The permittee shall furnish the necessary test equipment and devices to perform tests and shall provide jurisdiction with an accurate, completed, and signed test report. The report shall provide the jurisdiction a form containing equivalent information. At the discretion of the Authority Having Jurisdiction, the performance test may be required to be witnessed by the Authority Having Jurisdiction, or performed by an approved third party testing agency.
10. Section 939.0 Sauna Heaters Add Section 939.1 to Section 939.0 Sauna Heaters to read as follows: 939.0 Sauna Heaters. 939.1 General. Sauna heaters shall be listed and installed in accordance with the manufacturer's installation instructions. Approved guards or barriers shall be installed to prevent accidental contact with the sauna heater. Ventilation shall be provided in accordance with its listing and combustion air for gas-fired heaters shall comply with Chapter 7.
11. Amend Section 1001.1 to read as follows:



For boilers and water heaters less than 120 gallon capacity, or a BTU input rating less than 200,000, or less than 160 pounds per square inch of pressure, see Chapter 5 of the Uniform Plumbing Code. For all other units contact the Mechanical Compliance Section of the Nevada Division of Industrial Relations, part of the Department of Business and Industry.

12. Amend Section 1301.1 to read as follows: 1301.1 Applicability. The regulations of this chapter shall govern the installation of fuel gas piping in or in connection with a building, structure or within the property lines of premises up to 5 pounds-force per square inch (psi) (34 kPa) ~~for natural gas and 10 psi (69 kPa) for undiluted propane~~, other than service pipe.  
Fuel oil piping systems shall be installed in accordance with NFPA 31. Whenever there is a conflict between this code and NFPA 54 and NFPA 58 as adopted by the Nevada LP-Gas Board for LP-Gas installations, the adopted codes of the Nevada LP-Gas Board shall govern.
- ~~12. Section 1302.1 Installation – Amend to read as follows:  
The regulations of this chapter shall govern the installation of fuel gas piping in or in connection with a building, structure or within the property lines of premises up to 5 pound-force per square inch (psi) (34kPa), other than service pipe. Fuel oil piping systems shall be installed in accordance with NPFA 31. Whenever there is a conflict between this code and NFPA 54 and NPFA 58 as adopted by the Nevada L-Gas Board installations, the adopted codes of the Nevada LP-Gas Board shall govern.~~

#### **15.04.050 Uniform Plumbing Code.**

Amendments.

1. There are added to Section ~~103.4~~ 104.3.2:
  - (a) For new residential construction, three and one-half (.035) cents per square foot.
  - (b) For temporary gas service \$25.00
  - ~~(c) Fee schedule shall be Table 1-1 of the 1997 Uniform Plumbing Code.~~
  - (d) Issuance fee shall be \$51.75 assessed for each permit issued.
  - (e) Plan review fees, investigative fees and fee refunds shall be as set in 15.04.010(C)2(a)(b)(c) (d) of this ordinance.
2. Section 216 Non Combustible Materials – Add new definition  
Materials that, when tested in accordance with ASTM E 136, have at least three of four specimen tested meeting all of the following criteria:
  1. The recorded temperature of the surface and interior thermocouples shall not at any time during the test rise more than 54°F (30°C) above the furnace temperature at the beginning of the test.
  2. There shall not be flaming from the specimen after first 30 seconds
  3. If the weight loss of the specimen during testing exceeds 50 percent, the recorded temperature of the surface and interior thermocouples shall not at any time during the test rise above the furnace air temperature at the beginning of the test, and there shall not be flaming of the specimen.
3. Section 218 Penetration Firestop System – Delete section in its entirety.
4. Section 220 T Rating – Delete entirely
5. Section 312.7 Fire-Resistive Construction – Amend as follows:  
Piping penetrations of fire-resistance-rated walls, partitions, floors, floor/ceiling assemblies, roof/ceiling assemblies, or shaft enclosures shall be protected in accordance with the requirements of the building code.
6. Section 422 Minimum Number of Required Fixtures – Delete section in its entirety.
7. Table 422.1 Minimum Plumbing Facilities – Delete Table in its entirety.



8. Amend Section 712.1 to read as follows: 712.1 Media. The piping of the plumbing, drainage and venting systems shall be tested with water or air ~~except that plastic piping shall not be tested with air~~. The authority Having Jurisdiction shall be permitted to require the removal of cleanouts, etc., to ascertain whether the pressure has reached all parts of the system. After the plumbing fixtures have been set and their traps filled with water, they shall be submitted to final test.
9. Amend Section 723.1 to read as follows: 723.1 General. Building sewers shall be tested by plugging the end of the building sewer at its points of connection with the public sewer or private sewage disposal system and completely filling the building sewer with water from the lowest to highest point thereof, or by approved equivalent low-pressure air test. ~~Plastic DWV piping systems shall not be tested by the air test method~~. The building sewer shall be watertight.
10. Amend Section 1107.2 to read as follows: 1107.2 Methods of Testing Storm Drainage Systems. Except for outside leaders and perforated or open-jointed drain tile, the piping of storm drain systems shall be tested upon completion of the rough piping installation by water or air, ~~except that plastic pipe shall not be tested with air~~, and proved tight. The Authority Having Jurisdiction shall be permitted to require the removal of cleanout plugs to ascertain whether the pressure has reached parts of the system. One of the following test methods shall be used in accordance with Section 1109.2.1 through Section 1109.2.3.
11. Section 1202.1 Installation - Add the following  
Whenever there is a conflict between this code and NFPA 54 and NFPA 58 as adopted by the Nevada LP-Gas Board for LP-Gas installations, the adopted codes of the Nevada LP-Gas Board shall govern
12. Delete Chapter 14 as follows: Chapter 14 Firestop Protection

#### **15.04.060 National Electric Code.**

##### **Amendments.**

1. There are added to the schedule of fees as set out in Section 80.19 (E) of the 2011 Edition of the National Electric Code the following fees:  
~~(a) Fee schedule shall be Section 304 Table 3-A of the 1990 Edition of the Uniform Administrative Code Provisions of the National Electric Code.~~  
(a) Issuance fee of \$51.75 will be assess for each electrical permit issued.  
(b) Residential solar systems shall be assessed the following fees:
  1. Panels - \$3.00 each
  2. Inverters - \$11.00 each
  3. Miscellaneous Equipment & Conduits - \$11.00
  4. Issuance fee of \$20.00
 (c) For temporary electric service \$25.00  
 (d) Plan review fees, investigative fees and fee refunds shall be as set in 15.04.010(C)2  
 (a)(b)(c)(d) of this ordinance
2. Article 210.52(A)(2) Wall Spacing  
Add the following exceptions:  
Exception No. 1: The space behind operable doors  
Exception No. 2: Vestibules, hallways, and similar areas less than 5 ft wide in bedrooms
- ~~2. Article 210.12(B) Arc-Fault Receptacles — Delete  
(B) Branch Circuit Extensions or Modifications — Dwelling Units. In any of the areas specified in 210.12 (A), where branch-circuit wiring is modified, replaced, or extended, the branch-circuit shall be protected by one of following:  
(1) A listed combination-type AFCI located at the origin of the branch circuit  
(2) A listed outlet branch-circuit type AFCI located at the first receptacle outlet of the existing branch circuit.~~
3. Article 225.32 Locaton – Add new exception



Exception 5: The disconnecting means may be located independent of the building or structure served, in direct line of sight, but not to exceed thirty feet (30')

4. Article 230.2, Services of the National Electric Code is amended to read as follows:  
(a) A residential building or structure, individual parcel or lot of land, shall be supplied by only one service
5. Article 230.70(A)(1) of the National Electric Code is amended to read as follows:  
(a) The service disconnection means shall be installed outside of a building or other structure at a readily accessible location nearest the point of entrance of the service conductors. The disconnecting means may be located independent of the building or structure served, in direct line of sight, but not to exceed thirty feet (30').  
~~Exception: The service disconnect means may be installed within a building when an external remote shunt trip switch is provided. All shunt trip switches shall be located at seven feet (7') above finished grade at a location approved by the fire department. All shunt trip switches shall be located within a twelve inch (12") equilateral triangle, red in color.~~
6. [Amend Section 240.51\(B\) of Section 240.51 Edison-Base Fuses to read: 240.51\(B\) Replacement Only. Plug fuses of the Edison-base type shall be used only for replacements in existing installations where there is no evidence of overfusing or tampering. In any existing building where alterations or additions are made to any of the premises wiring, all fuse holders shall comply with Article 240.54.](#)
5. ~~Article 250.96(A) General — Add the following  
The Authority having Jurisdiction shall require a supplementary grounding conductor where a metallic raceway is subject to damage or is likely to be disturbed.  
FPN: An example of "subject to damage" might be a surface mounted conduit along a traffic path in a warehouse. An example of "likely to be disturbed" might be conduit across a rooftop, where re-roofing operations will require conduit to be removed.~~
6. ~~Article 314.7(C) Non Metallic Boxes and Conduit Bodies — Amend as follows:  
Exception: Where nonmetallic-sheathed cable or multiconductor Type UF cable is used with boxes mounted in walls or ceilings, and where cable is fastened within 200 mm (8 in.) of the box measured along the sheath the sheath extends through a cable knockout not less than 6 mm. (1/4 in.) securing the cable to the box shall not be required. Multiple cable entries shall be permitted in a single cable knockout opening.~~
7. [Amend Section 250.118\(4\) of Section 250.118 Types of Equipment Grounding Conductors to read as follows:  
250.118 Types of Equipment Grounding Conductors \(4\) Electrical metallic tubing with the exception of where the metallic raceway is subject to either damage or likely to be disturbed in the future under normal operating conditions, this determination shall be made by the Authority Having Jurisdiction.  
FPN: An example of "subject to damage" is a surface installed conduit running along a traffic path. An example of "likely to be disturbed" is a surface installed conduit running across a rooftop, where future re-roofing operations will require the conduit to be shifted, damaged, removed or relocated.](#)
8. [Amend Section 250.120 to read as follows:  
250.120 Equipment Grounding Conductor Installation. An equipment grounding conductor shall be installed in accordance with 250.120\(A\), \(B\), and \(C\). All raceways installed on roofs shall contain an equipment grounding conductor sized per Table 250.122 installed with the circuit conductors.  
Exception: Low voltage, communication and similar type systems unless required elsewhere in the Code.](#)
9. [Amend Section 358.12 to read as follows:  
358.12 Uses Not Permitted. EMT shall not be used under the following conditions:  
\(1\) Where subject to severe physical damage.](#)



(2) For the support of luminaires or other equipment except conduit bodies no larger than the largest trade size of the tubing.

(3) In direct contact with earth.

10. 700.10(D) Fire Protection Amend Section 700.10(D) of Section 700.10 Wiring, Emergency System to read as follows:  
700.10(D) Fire Protection. Emergency systems shall meet the additional requirements in (D)(1) through (D)(3) in the following occupancies:  
(1) Assembly occupancies for not less than 1000 persons  
(2) Buildings above ~~23 m (75 ft)~~ 55 ft in height  
(3) Health care occupancies where persons are not capable of self-preservation.  
(4) Educational occupancies with more than 300 occupants
11. 700.12 General Requirements Amend Section 700.12 to read as follows:  
700.12 General Requirements. Current supply shall be such that, in the event of failure of the normal supply to, or within, the building or group of buildings concerned, emergency lighting, emergency power, or both shall be available within the time required for the application but not to exceed 10 seconds. The supply system for emergency purposes, in addition to the normal services to the building and meeting the general requirements of this section, shall be one or more of the types of systems described in 700.12(A) through (E). Unit equipment in accordance with 700.12(F) shall satisfy the applicable requirements of this article.  
In selecting an emergency source of power, consideration shall be given to the occupancy and the type of service to be rendered, whether of minimum duration, as for evacuation of a theater, or longer duration, as for supplying emergency power and lighting due to an indefinite period of current failure from trouble either inside or outside the building.  
Equipment shall be designed and located so as to minimize the hazards that might cause complete failure due to flooding, fires, icing, and vandalism.  
Equipment for sources of power as described in 700.12(A) through (E) shall be installed either in spaces fully protected by approved automatic fire suppression systems (sprinklers, carbon dioxide systems, and so forth) or in spaces with a ~~4-hour~~ 2-hour fire rating where located within the following:  
(1) Assembly occupancies for more than 1000 persons.  
(2) Buildings above ~~23 m (75 ft)~~ 55 feet in height with any of the following occupancy classes- assembly, educational, residential, detention and correctional, business, and mercantile  
(3) Health care occupancies where persons are not capable of self-preservation  
(4) Educational occupancies with more than 300 occupants

#### **15.04.110 International Energy Conservation Code**

##### **Amendments**

1. Exclude all references to International Residential Code (Mechanical) Chapters 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and Appendices B, C & D and replace with ~~2012~~ 2018 Uniform Mechanical Code.
2. Exclude all references to International Residential Code (Plumbing) Chapters 24, 25, 26, 27, 28, 29, 30, 31, 32, ~~33~~ and Appendices A, I and N and replace with ~~2012~~ 2018 Uniform Plumbing Code.
3. Section 101.4.3 Additions, alterations, renovations or repairs. – Add the following exception:  
9. Relocations only of existing luminaries within an existing area enclosed by walls or floor to ceiling partitions.
4. Section 202 Definitions – Amend Section to include the following definitions.  
Casino. A business with a Non-restricted Gaming License from the Nevada Gaming Commission and State Gaming Control Board. It includes the gaming area(s) as well as the adjacent areas within the building envelope.  
Casino Gaming Area. The space within a casino wherein gaming is conducted. The area shall also include accessory uses within the same room(s) as, or



substantially open to the gaming floor(s). Such areas shall include, but not be limited to lobbies, balconies, public circulation areas, assembly areas, restaurants, bars, lounges, food courts, retail spaces, mezzanines, convention pre-function areas, cashiers' cages, player's clubs, customer support, conservatories and promenades that share the same atmosphere, spillover lighting and theme lighting with the adjacent gaming floor area.

Occupant Sensor (Lighting). A device that detects the presence or absence of people within an area and causes lighting to be regulated accordingly. The term "occupant sensor" applies to a device that controls indoor lighting systems.

Motion Sensor (Lighting). A device used to control outdoor lighting system.

5. Section 303.1.3 Fenestration and product rating – Add two new subsections and amend Section 303.1.3 as follows:  
U-factors of fenestration products (windows, doors and skylights) shall be determined in accordance with NFRC 100 by an accredited, independent laboratory, and labeled and certified by the manufacturer. Products lacking such a labeled U-factor shall be assigned a default U-Factor from Tables 303.1.2(1) or 303.1.3(2) or ASHRAE 90.1 Tables A-8.1 A and B or Table 8.2. The solar heat gain coefficient (SHGC) of glazed fenestration products (windows, glazed doors and skylights) shall be determined in accordance with NFRC 200 by an accredited, independent laboratory, and labeled and certified by the manufacturer. Products lacking such a labeled U-factor shall be assigned a default U-factor from Tables 303.1.3(1) or 303.1.3(2) or ASHRAE 90.1 Table A-8.1 B or Table 8.2.
6. Section 403 Systems – Amend as follows:  
Section 403.2.2 - Sealing (Mandatory). Postpone the enforcement of mandatory duct testing requirements of Section 403.2.2(1)(2) until July 1, 2015 indefinitely.
7. Section 403.6 – Equipment Sizing (Mandatory) amend as follows:  
Heating and cooling equipment shall be sized in accordance with ACCA Manual S based on building load calculated in accordance with ACCA Manual J or other approved heating and cooling calculations methodologies.
8. Section 405.6.1(2) Minimum capabilities – Calculation of whole-building (as a single zone) sizing for the heating and cooling equipment in the standard reference design residence in accordance with ACCA Manual S based on building loads calculated in accordance with ACCA Manual J or other approved heating and cooling calculation methodologies
9. Section 505.5.1 Total connected interior lighting power. Amend exception 7 and add new exception as follows:
  7. Advertising signage or directional signage, including signage for business identification or promotion, location maps and directories and sports scoreboards.
  15. Theme elements in theme/amusement parks and casinos.
10. Section 505.6.2 Exterior building lighting power – Amend exception 2 & 8 as follows:
  2. Advertising signage or directional signage, including signage for business identification and promotion, location maps and directories and sports scoreboards;
  8. Theme elements in theme/amusement parks and casinos;
11. Chapter 6 Referenced Standards
 

ACCA	Air Conditioning Contractors of America 2800 Shirlington Road, Suite 300 Arlington, VA 22206	
Standard Reference Number	Title	Referenced in code section number
Manual D-95	Residential Duct Systems	
Manual J-02	Residential Load	







## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Administration

Item Type: Contract

Agenda Section:

---

**Subject:**

BID REPORT

**Suggested Action:**

**Attachments:**

[H C Juvie Phase 1 Bid Report \(003\).pdf](#)





Humboldt County Juvenile Detention Center  
Phase 1 Renovation Project  
**BID REPORT**

---

Date: July 29, 2019

To: Dave Mendiola, County Manager  
Humboldt County

Copy: District Attorney, Commission Office, Juvenile Office & Architect

From: Mike Sheppard, Owner's Representative

Subject: Bid Opening 2:00 PM July 26<sup>th</sup> 2019

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Bids Received: Two

MGM Construction	\$139,500.00	Allowance for moisture mitigation	\$2,000.00
Ranger Construction	\$141,000.00	Allowance for moisture mitigation	\$15,885.00
Architect Estimate	\$137,900.00		

*Both Bids were Responsible & Responsive, including complete Bid Documents, Bid Bond, acknowledge Addendum 1 & 2 with 5% list per NRS*

*2 Hour 1% List: Ranger included the 2 hour list in the bid envelope, MGM faxed and emailed*

**RECOMMENDATION:**

I recommend awarding the job to MGM Construction Company

**FURTHER CONSIDERATION:**

I recommend the Commission approve additions to the contract not to exceed \$100,000.00 subject to review and approval of the County Manager. This is Phase 1 of a two Phased Project. Additions to this contract fall under the original prevailing wage threshold. Thus provided additional design can be completed and competitive pricing achieved benefit is accrued



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Building Department

Item Type: Building Inspector

Agenda Section:

---

**Subject:**

Permits

**Suggested Action:**

**Attachments:**

[Cyanco Building Permit Fees.pdf](#)



HUMBOLDT COUNTY, NEVADA

Pay To: Humboldt County Building Dept  
Address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Vendor # \_\_\_\_\_  
PO # \_\_\_\_\_  
Fund # \_\_\_\_\_ 100  
Dept Name \_\_\_\_\_  
Dept # \_\_\_\_\_ 015

7/19/2019

Invoice #	Invoice Description	Dept #	Expense Acct #	Amount
		015	52125	
	Remit Payment for Cyano Process Building			\$25,691.19
	Remit Payment for Cyano Process Building Fire Protection			\$11,029.26
	FY 19-20			
Invoice #	Invoice Description	Dept #	Expense Acct #	Amount
Invoice #	Invoice Description	Dept #	Expense Acct #	Amount
TOTAL				\$36,720.45

I certify that the foregoing claim is correct and just; that the articles specified have been received by the proper officials of the County, the Courts and/or Special Districts, or the services stated have been performed; and that they were necessary for, have been or will be applied to County, Court or Special District purposes.

Bobby Thomas  
Authorized Signature

7/19/19  
Date

COUNTY COMMISSION APPROVAL

\_\_\_\_\_  
Chairman  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
For Comptroller Use Only



## Application for Building Combination Permit

Humboldt County, Nevada

Issued 6/18/2019  
7/16/19

5505 CYANCO DR

Application# (18412)

Application Date 04/15/2019

Owner CYANCO COMPANY LLC  
Address 5505 CYANCO DR  
City WINNEMUCCA

State NV

Zip 89445

Town WINNEMUCCA  
Subdivision

Parcel Number 13-141-01

Total Fees: \$25,691.19

Receipt:

## Contractor Information

## Permit Data

## Permit Fees (non-valuation)

## Valuation Fees

Building Contractor: TEKKO ENTERPRISES INC  
Address 1485 WEST JAMES WAY  
City TOOELE State UT  
Tel. No. 801-232-5000 License  
Electrical Contractor: SALMON ELECTRIC  
CONTRACTORS INC  
Address 1778 WEST 1180 SOUTH  
City WOODS CROSS State UT  
Tel. No. 801-292-3444 License  
Heating Contractor: SOUTHLAND INDUSTRIES  
Address 2800 DICKERSON RD  
City RENO State NV  
Tel. No. 775-360-0006 License

Class of Work Industrial/Commercial Building  
Use of Building Nonresidential Bldg/Commercial  
Occupancy Structure Type

Component	Qty	Rate	Total
Plan Review	15,570.42	\$ 0.65	\$10120.77
Total Non-Valuation Fees			\$10,120.77

Component	Qty	Rate
Valuation	6,000,000	\$ 1.00
Valuation Total		\$6,000,000

Eave Ht Bldg Ht Stories 1 story  
Planning Department Data

Zoning M-2 Use of structure or land  
Flood Zone? False Flood Zone Code  
Acreage 295.00 Dimensions

Setbacks F 20 Rr 20 L 24 Rt 24  
Other Bldgs  
Acc Struct Setback

Planning Remarks

Planning App Req'd? N

## Building Department Data

Issued By  
Plan Number 2793 App By BT Date 7/9/19  
Description of Work  
SOLIDS PROCESS PRODUCTION BUILDING  
Remarks

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law regulating construction or the performance of construction. I agree that no work will be covered or concealed without proper inspection approval as set forth in county ordinances or codes. This permit shall become invalid unless work authorized by such permit is commenced within 180 days after its issuance or if the work authorized by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced.

Applicant:

Signature of Contractor, Authorized Agent, or Owner Date 7/19/19



## Application for Fire Protection Permit Permit

Humboldt County, Nevada

Issued 6/18/2019

5505 CYANCO DR

Owner CYANCO COMPANY LLC

Address 5505 CYANCO DR

City WINNEMUCCA

State NV

Zip 89445

Town

WINNEMUCCA

Application# (18413)

Application Date 04/15/2019

Subdivision

Parcel Number 13-141-01

Total Fees: \$11,029.26

Receipt:

## Contractor Information

## Permit Data

## Permit Fees (non-valuation)

Building Contractor: TEKKO ENTERPRISES INC

Address 1485 WEST JAMES WAY

City TOOELE

State UT

Tel. No. 801-232-5000

License

Class of Work Fire Protection

Use of Building Fire Protection

Building Department Data

Issued By

Plan Number 2793 App By

Date

Description of Work  
REVIEW & INSPECTION OF SOLIDS PRODUCTION BUILDING

Remarks

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law regulating construction or the performance of construction. I agree that no work will be covered or concealed without proper inspection approval as set forth in county ordinances or codes. Permits shall automatically become invalid unless the work authorized by such permit is commenced within 180 days after its issuance, or if the work authorized by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced.

Applicant:

  
Signature of Contractor, Authorized Agent, or Owner Date 7/19/19

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When properly validated, this is your permit.

First copy - Inspector, 2nd copy - Assessor, 3rd copy - File, 4th copy - Permittee

Permit Status: Pending



## **Humboldt County Board of Commissioners Agenda Item Report**

Meeting Date: August 5, 2019

Submitted by: Karen Bannister

Submitting Department: Administration

Item Type: Agreement

Agenda Section:

---

**Subject:**

UPDATED DRAFT OF EXHIBIT A

**Suggested Action:**

**Attachments:**

[Humboldt Specimen Bond 4835-5202-2174 v1.pdf](#)



Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to the Issuer or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

No. R-3

\$49,800,000

**UNITED STATES OF AMERICA**

**STATE OF NEVADA**

**HUMBOLDT COUNTY, NEVADA**

**POLLUTION CONTROL REVENUE REFUNDING BONDS  
(IDAHO POWER COMPANY PROJECT)**

**SERIES 2003**

DATED DATE

MATURITY DATE

CUSIP

October 22, 2003

December 1, 2024

445199 \_\_\_\_

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:-----FORTY-NINE MILLION EIGHT HUNDRED THOUSAND DOLLARS -----

Humboldt County, Nevada (the "Issuer"), a political subdivision duly organized and existing under the Constitution and laws of the State of Nevada, for value received, hereby promises to pay (but only out of the sources hereinafter provided) to the registered owner identified above, or registered assigns, on December 1, 2024, the principal amount set forth above and to pay (but only out of the sources hereinafter provided) interest on the balance of said principal amount from time to time remaining unpaid from and including the date hereof until payment of said principal amount has been made or duly provided for, at the rates and on the dates determined as described herein and in the Indenture, as hereinafter defined, and to pay (but only out of the sources hereinafter provided) interest on overdue principal and, to the extent permitted by law, on overdue interest at the rate then borne by this Bond except as the provisions hereinafter set forth with respect to redemption, purchase or acceleration prior to maturity may become applicable hereto. The principal of and premium, if any, on this Bond (as hereinafter defined) are payable in lawful money of the United States of America at the principal office of MUFG Union Bank, N.A. (formerly known as Union Bank, N.A. and as Union Bank of California, N.A.), or its successors and assigns, as Paying Agent (the "Paying Agent"). Interest payments on this Bond (other than Unremarketed Bonds) shall be made by the Paying Agent to the registered owner hereof as of the close of business on the Record Date (as defined in the Indenture) with respect to each Interest Payment Date (as defined in the Indenture) and shall be paid (i) by bank check or draft mailed by Mail on the Interest Payment Date to the registered owner hereof at its address as it appears on the



registration books of MUFG Union Bank, N.A. (formerly known as Union Bank, N.A. and as Union Bank of California, N.A.), as registrar (the “*Registrar*”) or at such other address as is furnished in writing by such registered owner to the Registrar, or (ii) during any Rate Period other than a Term Interest Rate Period, in immediately available funds on the Interest Payment Date (by wire transfer or by deposit to the account of the registered owner of this Bond if such account is maintained with the Paying Agent), but in respect of any registered owner of any Bond or Bonds in a Daily Interest Rate Period, a Weekly Interest Rate Period or an Auction Interest Rate Period only to any registered owner that owns Bonds in an aggregate principal amount of at least \$1,000,000 on such Record Date, according to the written instructions given by the registered owner hereof to the Paying Agent or, if no such instructions have been provided as of the Record Date, by check mailed by Mail to the registered owner at such registered owner’s address as it appears as of the Record Date on the registration books of the Registrar, except, in each case, that, if and to the extent that there shall be a default in the payment of the interest due on such Interest Payment Date, such defaulted interest shall be paid to the registered owner in whose name this Bond is registered as of a special record date to be fixed by the Trustee, notice of which shall be given to such registered owner not less than ten (10) days prior thereto. Interest in respect of any Bond bearing a Flexible Interest Rate and not registered in the book-entry system pursuant to the Indenture shall be paid only upon presentation to the Trustee of the Bond on which such payment is due. Notwithstanding the foregoing, any Bond registered in the book-entry system pursuant to the Indenture shall be paid in immediately available funds on the Interest Payment Date by no later than 2:30 p.m. New York City time.

THIS BOND AND ALL OTHER BONDS OF THE ISSUE OF WHICH IT FORMS A PART SHALL BE A SPECIAL LIMITED OBLIGATION OF THE ISSUER, SHALL NOT CONSTITUTE NOR GIVE RISE TO A GENERAL OBLIGATION OR PECUNIARY LIABILITY OF THE ISSUER OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWERS, AND SHALL NOT CONSTITUTE A DEBT OR INDEBTEDNESS OF THE ISSUER OR A LOAN OF CREDIT THEREOF WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY PROVISION.

This Bond shall not be entitled to any security or benefit under the Indenture, or be valid or become obligatory for any purpose, until this Bond shall have been authenticated by the execution by the Trustee of the certificate of authentication inscribed hereon.

This Bond is one of the duly authorized Pollution Control Revenue Refunding Bonds (Idaho Power Company Project) Series 2003 of the Issuer, originally issued in the aggregate principal amount of \$49,800,000 (the “*Bonds*”), issued pursuant to proper action duly adopted by the governing authority of the Issuer on October 6, 2003 and the applicable provisions of Sections 244A.669 to 244A.763, inclusive, Nevada Revised Statutes 2001, as amended (the “*Act*”), and executed under a Trust Indenture, dated as of October 1, 2003, as it may be amended and supplemented from time to time (as it may be so amended and supplemented, the “*Indenture*”) between the Issuer and MUFG Union Bank, N.A. (formerly known as Union Bank, N.A. and as Union Bank of California, N.A.), as trustee (the “*Trustee*,” which term shall include any successor Trustee), for the purpose of providing the funds necessary for the refunding of the aggregate outstanding principal amount of certain pollution control revenue bonds previously issued by the Issuer to finance certain pollution control facilities now owned by Idaho Power Company, an Idaho corporation (the “*Company*”). Pursuant to the Loan Agreement, dated as of October 1, 2003,



between the Issuer and the Company, the proceeds of the Bonds have been loaned to the Company. The obligation of the Company to make any payments of principal of or interest on such loan is secured by the Company's first mortgage bonds (the "*First Mortgage Bonds*") issued and delivered to the Trustee as an additional series under the Mortgage and Deed of Trust, dated as of October 1, 1937, from the Company to Deutsche Bank Trust Company Americas (formerly known as Bankers Trust Company), as trustee, as heretofore and hereafter amended and supplemented (the "*Company Mortgage*"). The Company has the right to deliver Substitute Collateral and obtain the release of the First Mortgage Bonds under certain circumstances.

This Bond and all other Bonds of the issue of which it forms a part are issued pursuant to and in full compliance with the Constitution and laws of the State of Nevada, particularly the Act, and pursuant to further proceedings adopted by the governing authority of the Issuer, which proceedings authorize the execution and delivery of the Indenture. This Bond and the issue of which it forms a part, together with the premium, if any and the interest hereon and thereon, are limited and not general obligations of the Issuer payable solely from the Revenues and amounts derived under the Agreement and pledged under the Indenture consisting of all amounts payable from time to time by the Company in respect of the indebtedness under the Agreement and the First Mortgage Bonds or any Substitute Collateral and all receipts of the Trustee credited under the provisions of the Indenture against said amounts payable. No Owner of any Bond issued under the Act has the right to compel any exercise of the taxing power of the Issuer to pay the Bonds, or the interest or premium, if any, thereon.

Any term used herein as a defined term but not defined herein shall be defined as in the Indenture.

In the manner hereinafter provided and subject to the provisions of the Indenture, and other than Unremarketed Bonds the term of the Bonds will be divided into consecutive Rate Periods during each of which the Bonds shall bear interest at either the Daily Interest Rate (the "*Daily Interest Rate Period*"), the Weekly Interest Rate (the "*Weekly Interest Rate Period*"), the Term Interest Rate (the "*Term Interest Rate Period*"), the Flexible Interest Rate (the "*Flexible Interest Rate Period*"), or the Auction Interest Rate (the "*Auction Interest Rate Period*"); *provided, however*, that, to the extent determined in accordance with Section 2.02(e)(iv)(B) of the Indenture, a portion of the Bonds may bear interest at a Daily Interest Rate, a Weekly Interest Rate, a Term Interest Rate or an Auction Interest Rate while other bonds continue to bear interest at Flexible Interest Rates.

This Bond shall bear interest from the Interest Payment Date next preceding the date of registration and authentication hereof unless it is registered and authenticated after a Record Date and on or prior to the related Interest Payment Date, in which event this Bond shall bear interest from such Interest Payment Date, or unless this Bond is registered and authenticated before the Record Date for the first Interest Payment Date, in which event this Bond shall bear interest from its Issue Date; *provided, however*, that if, as shown by the records of the Paying Agent, interest on the Bonds shall be in default, Bonds issued in exchange for Bonds surrendered for transfer or exchange shall bear interest from the last date to which interest has been paid in full or duly provided for on the Bonds, or, if no interest has been paid or duly provided for on the Bonds, from the Issue Date of the Bonds. Interest shall be computed, (a) in the case of a Term Interest Rate



Period, on the basis of a 360-day year consisting of twelve 30-day months, (b) in the case of an Auction Interest Rate Period, on the basis of a 360-day year and the actual number of days elapsed, and (c) in the case of any other Rate Period, on the basis of a 365- or 366-day year, as applicable, for the actual number of days elapsed. The term “*Interest Payment Date*” means (i) with respect to any Daily or Weekly Interest Rate Period, the first Business Day of each calendar month, (ii) with respect to any Term Interest Rate Period, the first day of the sixth month following the commencement of the Term Interest Rate Period and the first day of each sixth month thereafter, (iii) with respect to any Flexible Segment, the Business Day next succeeding the last day thereof, (iv) with respect to any Auction Interest Rate Period, (A) for an Auction Period nominally of less than seven days, the first Business Day of the first calendar month commencing after the end of such Auction Period, (B) for an Auction Period of 91 days or less (other than an Auction Period described in clause (A)), the Business Day next succeeding the last day of such Auction Period and (C) for an Auction Period of more than 91 days, (1) each 13<sup>th</sup> Thursday after the first day of such Auction Period (or if such Thursday shall not be a Business Day, the next succeeding Business Day) and (2) the Business Day next succeeding the last day of such Auction Period, (v) with respect to any Rate Period, the Business Day next succeeding the last day thereof, (vi) with respect to any Bond when it bears interest at a Flexible Interest Rate, any date on which there is a mandatory purchase of the Bond pursuant to Section 3.02(a)(ii) of the Indenture; and (vii) with respect to any Unremarketed Bond (as defined in the Indenture), (A) the first day of each month succeeding the date on which such Unremarketed Bond was purchased by the Bank or the Obligor on an Alternate Liquidity Facility, as the case may be, (B) each date on which any principal of such Unremarketed Bond is paid at maturity or upon acceleration or upon redemption and (C) upon the remarketing of the Unremarketed Bonds, the date on which the remarketed Bond is delivered to the purchaser thereof. The term “*Business Day*” means a day except a Saturday, Sunday or other day (a) on which commercial banks located in the cities in which the Principal Office of the Agent Bank (or the Principal Office of the Agent Obligor on an Alternate Liquidity Facility, as the case may be), the Principal Office of the Trustee, the Principal Office of the Remarketing Agent, the Principal Office of the Auction Agent, the Principal Office of any Broker-Dealer or the Principal Office of the Paying Agent are located are required or authorized by law to remain closed or are closed, or (b) on which The New York Stock Exchange, Inc. is closed.

The Bonds shall be deliverable in the form of registered Bonds without coupons in the following denominations: (i) \$100,000 or any integral multiple of \$100,000 (*provided* that one Bond need not be in a multiple of \$100,000 but may be in such denomination greater than \$100,000 as shall be necessary to account for any principal amount of the Bonds not corresponding directly with \$100,000 denominations) when the Bonds bear interest at a Daily or Weekly Interest Rate; (ii) \$100,000 or any integral multiple of \$5,000 in excess of \$100,000 when the Bonds bear interest at a Flexible Interest Rate; (iii) \$5,000 or integral multiples of \$5,000 when the Bonds bear interest at a Term Interest Rate; and (iv) \$25,000 or integral multiples of \$25,000 when the Bonds bear interest at an Auction Interest Rate (such denominations being referred to herein as “*Authorized Denominations*”).

During each Daily Interest Rate Period, the Bonds (other than Unremarketed Bonds) shall bear interest at a Daily Interest Rate, determined in accordance with the provisions of the Indenture by the Remarketing Agent either on each Business Day for such Business Day or on the next preceding Business Day for the Business Day next succeeding such date of determination and as



may be determined by the Remarketing Agent for any day that is not a Business Day on any such day during which there shall be active trading in Tax-Exempt obligations comparable to the Bonds for such day.

During each Weekly Interest Rate Period, the Bonds (other than Unremarketed Bonds) shall bear interest at a Weekly Interest Rate, determined in accordance with the provisions of the Indenture by the Remarketing Agent no later than the first day of such Weekly Interest Rate Period and thereafter no later than Tuesday of each week during such Weekly Interest Rate Period, unless any such Tuesday shall not be a Business Day, in which event the Weekly Interest Rate shall be determined by the Remarketing Agent no later than the Business Day next preceding such Tuesday.

During each Term Interest Rate Period, the Bonds (other than Unremarketed Bonds) shall bear interest at the Term Interest Rate, determined in accordance with the provisions of the Indenture by the Remarketing Agent on a Business Day selected by the Remarketing Agent but not more than 60 days prior to and not later than the effective date of such Term Interest Rate Period.

During each Flexible Interest Rate Period, each Bond (other than Unremarketed Bonds) shall bear interest during each Flexible Segment for such Bond at the Flexible Interest Rate for such Bond as described in the Indenture. Each Flexible Segment and Flexible Interest Rate shall be determined in accordance with the provisions of the Indenture by the Remarketing Agent. Each Flexible Segment shall be a period of not less than one nor more than 365 days.

During each Auction Interest Rate Period, the Bonds (other than Unremarketed Bonds) shall bear interest during each Auction Period at the Auction Interest Rate, determined by the Auction Agent in accordance with the provisions of the Indenture.

In the event that this Bond is an Unremarketed Bond, the interest rate payable with respect to such Unremarketed Bond shall be that variable rate of interest determined daily necessary to produce an amount equal to the interest at the Prime Rate (or, with respect to any overdue amount, the Prime Rate plus two percent (2%)) calculated on (i) the principal amount of such Unremarketed Bond plus (ii) to the extent permitted by law, the amount of accrued interest paid by a Bank (or Obligor under an Alternate Liquidity Agreement, as the case may be) to purchase this Bond, until such principal and accrued interest have been paid to such Bank (or Obligor under an Alternate Liquidity Agreement, as the case may be).

In no event shall the interest rate on this Bond be greater than 12% per annum.

At the times and subject to the conditions set forth in the Indenture, the Company may elect that the Bonds shall bear interest at an interest rate, and for a period, different from those then applicable. The Trustee shall give notice of any such adjustment to the owners of the Bonds not less than 15 days prior to the effective date of such adjustment.

During any Daily Interest Rate Period, any Bond or portion thereof in an Authorized Denomination shall be purchased at the option of the Owner thereof on any Business Day at a



purchase price equal to 100% of the principal amount thereof plus accrued interest, if any, from the Interest Payment Date next preceding the date of purchase to the date of purchase (unless the date of purchase shall be an Interest Payment Date, in which case the purchase price shall be equal to the principal amount thereof) upon (a) delivery to the Trustee at the Delivery Office of the Trustee, by no later than 11:00 a.m., New York City time, on such Business Day, of an irrevocable written notice or irrevocable notice by telephone (promptly confirmed by telecopy or other writing), which states the principal amount and the certificate number (if the Bonds are not then held in book-entry form) of such Bond and the date on which the same shall be purchased, and (b) except when a book-entry system is in effect for the Bonds, delivery of such Bond to the Trustee at the Delivery Office of the Trustee, accompanied by an instrument of transfer thereof, in a form satisfactory to the Trustee, executed in blank by the Owner thereof with the signature of such Owner guaranteed by a bank, trust company or member firm of the New York Stock Exchange, Inc., at or prior to 1:00 p.m., New York City time, on the purchase date.

During any Weekly Interest Rate Period, any Bond or portion thereof in an Authorized Denomination shall be purchased at the option of the Owner thereof on any Wednesday, or if such Wednesday is not a Business Day, the next succeeding Business Day, at a purchase price equal to 100% of the principal amount thereof plus accrued interest, if any, from the Interest Payment Date next preceding the date of purchase to the date of purchase (unless the date of purchase shall be an Interest Payment Date, in which case the purchase price shall be equal to the principal amount thereof), upon (a) delivery to the Trustee at the Delivery Office of the Trustee of an irrevocable written notice or irrevocable notice by telephone (promptly confirmed by telecopy or other writing), by 5:00 p.m., New York City time, on any Business Day, which states the principal amount of such Bond and the certificate number (if the Bonds are not then held in book-entry form) and the date on which the same shall be purchased, which date shall not be prior to the seventh day next succeeding the date of the delivery of such notice to the Trustee, and (b) except when a book-entry system is in effect for the Bonds, delivery of such Bond to the Trustee at the Delivery Office of the Trustee, accompanied by an instrument of transfer thereof, in a form satisfactory to the Trustee, executed in blank by the Owner thereof with the signature of such Owner guaranteed by a bank, trust company or member firm of the New York Stock Exchange, Inc., at or prior to 1:00 p.m., New York City time, on the purchase date.

*“Record Date”* means (a) with respect to any Interest Payment Date in respect of any Daily Interest Rate Period, Weekly Interest Rate Period, Flexible Segment, Auction Interest Rate Period or Unremarketed Bonds, the Business Day next preceding such Interest Payment Date; (b) with respect to any Interest Payment Date in respect of any Term Interest Rate Period (except as provided in clause (c) below), the fifteenth day of the month preceding such Interest Payment Date and (c) for any Interest Payment Date established pursuant to clause (v) of the definition of “Interest Payment Date” in the Indenture in respect of a Term Interest Rate Period, the Business Day next preceding such Interest Payment Date.

In each case in which a portion of a Bond is purchased as described above, both the portion so purchased and the portion of such Bond not so purchased shall be in Authorized Denominations.

In each case in which a Bond is purchased, such Bond shall remain Outstanding and shall be remarketed by the Remarketing Agent pursuant to the Indenture.



This Bond shall be subject to mandatory purchase at a purchase price equal to 100% of the principal amount thereof, plus accrued interest, if any, to the purchase date: (a) on the effective date of any change in a Rate Period; (b) during any Flexible Interest Rate Period, on the day next succeeding the last day of any Flexible Segment thereof; and (c) on the Business Day preceding certain instances of the Expiration of the Term of the Standby Purchase Agreement or the Expiration of the Term of an Alternate Liquidity Facility unless (i) the Company has delivered to the Trustee the written evidence with respect to the ratings of the Bonds required by the Agreement and, if an Alternate Liquidity Facility is being provided in substitution for the Standby Purchase Agreement (or Alternate Liquidity Facility, as the case may be) then in effect, the Trustee has received delivery of the Alternate Liquidity Facility to be in effect, or (ii) the Bank or the Obligor on an Alternate Liquidity Facility, as the case may be, has no obligation to provide moneys on such Business Day to purchase Bonds under the Standby Purchase Agreement or the Alternate Liquidity Facility, as the case may be. As provided in the Indenture, the Bonds are also subject to mandatory purchase during any Term Interest Rate Period on a day that the Bonds would be subject to optional redemption pursuant to Section 4.02(b)(iii) of the Indenture, at a purchase price equal to 100% of the principal amount thereof plus an amount equal to any premium which would have been payable on such redemption date had the Bonds been redeemed if the Company gives notice to the Trustee on the day prior to the redemption date that it elects to have the Bonds purchased in lieu of redemption. If the Bonds are purchased on or prior to the Record Date, the purchase price shall include accrued interest from the Interest Payment Date next preceding the date of purchase to the date of purchase (unless the date of purchase shall be an Interest Payment Date, in which case the purchase price shall be equal to the amount specified in the preceding sentence). If the Bonds are purchased after the Record Date, the purchase price shall not include accrued interest.

Any Bond purchased as described in the preceding paragraph shall remain Outstanding and shall be remarketed by the Remarketing Agent pursuant to the Indenture.

BY ACCEPTANCE OF THIS BOND, THE REGISTERED OWNER HEREBY AGREES THAT, IF THIS BOND IS TO BE PURCHASED AND IF MONEYS SUFFICIENT TO PAY THE PURCHASE PRICE SHALL BE HELD BY THE TRUSTEE ON THE DATE THIS BOND IS TO BE PURCHASED, THIS BOND SHALL BE DEEMED TO HAVE BEEN PURCHASED AND SHALL BE PURCHASED ACCORDING TO THE TERMS OF THE INDENTURE, FOR ALL PURPOSES OF THE INDENTURE, WHETHER OR NOT THIS BOND SHALL HAVE BEEN DELIVERED TO THE TRUSTEE, AND THE OWNER OF THIS BOND SHALL HAVE NO CLAIM HEREON, UNDER THE INDENTURE OR OTHERWISE, FOR ANY AMOUNT OTHER THAN THE PURCHASE PRICE HEREOF.

The Bonds shall be redeemed in whole or in part, and if in part by lot, at any time at a redemption price equal to 100% of the principal amount thereof plus accrued interest to the redemption date upon receipt by the Trustee of a written notice from the Company stating that any of the following events has occurred and that the Company therefore intends to exercise its option to prepay the payments due under the Agreement in whole or in part and thereby effect the redemption of Bonds in whole or in part to the extent of such prepayments: (a) the Company shall have determined or concurred in a determination that the continued operation of the Plant or Project is impracticable, uneconomical or undesirable for any reason; (b) all or substantially all of the Project or the Plant shall have been condemned or taken by eminent domain; (c) the operation of the Project or the Plant shall have been enjoined or shall have otherwise been prohibited by, or



shall conflict with, any order, decree, rule or regulation of any court or of any federal, state or local regulatory body, administrative agency or other governmental body or (d) the Company shall have determined that, as a result of any changes in the Constitution of Nevada or in the Constitution of the United States of America or of legislative or administrative action (whether state or federal), or by final decree, judgment or order of any court or administrative body (whether state or federal) entered after the contest thereof by the Company in good faith, the Agreement shall have become impossible of performance in accordance with the intent and purposes of the parties as expressed in the Agreement.

The Bonds shall be subject to redemption upon prepayment of the Loan Payments at the option of the Company, in whole, or in part by lot, prior to their maturity dates, as follows:

(i) While the Bonds bear interest at a Flexible Interest Rate or Rates, each Bond shall be subject to such redemption on the day next succeeding the last day of each Flexible Segment for such Bond at a redemption price equal to 100% of the principal amount thereof plus accrued interest, if any, to the redemption date.

(ii) While the Bonds bear interest at a Daily Interest Rate or a Weekly Interest Rate, the Bonds shall be subject to such redemption on any Business Day at a redemption price equal to 100% of the principal amount thereof, plus accrued interest, if any, to the redemption date.

(iii) While the Bonds bear interest at a Term Interest Rate, the Bonds shall be subject to such redemption (1) on the day next succeeding the last day of each Term Interest Rate Period at a redemption price equal to the principal amount of the Bonds being redeemed plus accrued interest, if any, to the redemption date and (2) during the periods specified below, in whole at any time or in part from time to time on any date, at the redemption prices (expressed as percentages of principal amount) hereinafter indicated plus accrued interest, if any, to the redemption date:

<u>Length of Current Term Rate Period</u>	<u>Commencement of Redemption Period</u>	<u>Redemption Price as Percentage of Principal Amount</u>
Less than 10 years	On the day next succeeding the last day of the Term Interest Rate Period	100%
10 years or more	Tenth anniversary of the commencement of the Term Interest Rate Period	100%

(iv) While the Bonds bear interest at an Auction Interest Rate, the Bonds shall be subject to such redemption on the Business Day immediately succeeding an Auction Date at a redemption price equal to 100% of the principal amount thereof, plus accrued interest, if any, to the redemption date.



With respect to any Term Interest Rate Period, the Company may specify in a notice given to the Trustee redemption provisions, prices and periods applicable during said Term Interest Rate Period other than those set forth above for Bonds not then called for redemption; *provided, however*, that such notice shall be accompanied by an opinion of Bond Counsel to the effect that such changes (i) are authorized or permitted by the Act and the Indenture, and (ii) will not adversely affect the Tax-Exempt status of the Bonds.

The Bonds shall be redeemed in whole on any date from amounts which are to be prepaid by the Company under the Agreement, at a redemption price equal to 100% of the principal amount thereof plus interest, if any, accrued to the redemption date within 180 days following a Determination of Taxability; *provided* that if, in the opinion of Bond Counsel delivered to the Trustee, the redemption of a specified portion of the Bonds outstanding would have the result that interest payable on the Bonds remaining outstanding after such redemption would remain Tax-Exempt, then the Bonds shall be redeemed in part by lot (in Authorized Denominations), in such amount as Bond Counsel in such opinion shall have determined is necessary to accomplish that result.

A “*Determination of Taxability*” shall be deemed to have occurred if as a result of the Company’s failure to observe any covenant, agreement or representation in the Agreement, a final decree or judgment of any federal court or a final action of the Internal Revenue Service determines that interest paid or payable on any Bond is or was includible in the gross income of an Owner of the Bonds for federal income tax purposes under the Code (other than an Owner who is a “substantial user” or “related person” within the meaning of Section 103(b)(13) of the 1954 Code). However, no such decree or action will be considered final for this purpose unless the Company has been given written notice and, if it is so desired and is legally allowed, has been afforded the opportunity to contest the same, either directly or in the name of any Owner of a Bond, and until conclusion of any appellate review, if sought.

Unremarketed Bonds shall be subject to redemption in accordance with the provisions of the Indenture.

Notice of any optional or mandatory redemption shall be given by Mail not less than 30 days nor more than 60 days prior to the date fixed for redemption to the Owners of Bonds at the address shown on the registration books of the Registrar on the date such notice is mailed. If less than all of the Bonds (other than Unremarketed Bonds redeemed pursuant to Section 4.03(c) and Section 4.03(d) of the Indenture) are called for redemption, the Trustee shall select the Bonds or any given portion thereof to be redeemed from the outstanding Bonds or such given portion thereof not previously called for redemption, by lot. For the purpose of any such selection the Trustee shall assign a separate number for each minimum Authorized Denomination of each Bond of a denomination of more than such minimum; *provided* that, following any such selection, both the portion of such Bond to be redeemed and the portion remaining shall be in Authorized Denominations.

Subject to the limitations and upon payment of the charges, if any, provided in the Indenture, Bonds may be exchanged at the Principal Office of the Registrar for a like aggregate principal amount of Bonds of the same tenor and of Authorized Denominations.



This Bond is transferable by the Person in whose name it is registered, in person, or by its attorney duly authorized in writing, at the Principal Office of the Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Indenture, and upon surrender of this Bond for cancellation accompanied by a written instrument of transfer in a form approved by the Registrar, duly executed. Upon such transfer a new fully-registered Bond or Bonds in Authorized Denominations, for the same aggregate principal amount, will be issued to the transferee in exchange therefor.

The Issuer, the Registrar, the Trustee and any agent of the Issuer, the Registrar or the Trustee may treat the person in whose name this Bond is registered as the owner hereof for the purpose of receiving payment as herein provided and for all other purposes, whether or not this Bond be overdue, and neither the Issuer, the Registrar, the Trustee, any paying agent nor any such agent shall be affected by notice to the contrary.

The Bonds are equally and ratably secured, to the extent provided in the Indenture, by the pledge thereunder of the “*Revenues*,” which term is used herein as defined in the Indenture and which as therein defined means all moneys pledged under the Indenture and paid or payable to the Trustee for the account of the Issuer in accordance with the Agreement, the First Mortgage Bonds or any Substitute Collateral, the Pledge Agreement and the Insurance Policy, if any, and all receipts credited under the provisions of the Indenture against such payments; *provided, however*, that “*Revenues*” shall not include moneys held by the Trustee to pay the purchase price of Bonds subject to purchase pursuant to the Indenture. The Issuer has also pledged and assigned to the Trustee as security for the Bonds all other rights and interests of the Issuer under the Agreement (other than its rights to indemnification and certain administrative expenses and certain other rights).

The Owner of this Bond shall have no right to enforce the provisions of the Indenture, or to institute action to enforce the covenants therein, or to take any action with respect to any Event of Default under the Indenture, or to institute, appear in or defend any suit or other proceeding with respect thereto, except as provided in the Indenture.

With certain exceptions as provided therein, the Indenture and the Agreement may be modified or amended only with the consent of the Insurer (unless an Insurer Default as specified in the Indenture shall have occurred and be continuing) and the Owners of not less than a majority of the aggregate principal amount of all Bonds then Outstanding under the Indenture. So long as no Event of Default shall have occurred or be continuing, the Trustee may vote the First Mortgage Bonds, or consent with respect thereto, *provided, however*, that the Trustee shall not vote in favor of or consent to any amendment or modification of the Company Mortgage, which, if it were an amendment or modification of the Indenture, would require the consent of the Insurer (unless an Insurer Default as specified in the Indenture shall have occurred or be continuing) and the Owners of a majority of the aggregate principal amount of the Bonds then Outstanding under the Indenture, unless such consent or consents are obtained.

Reference is hereby made to the Indenture, the Agreement and the Tax Certificate, copies of which are on file with the Trustee, and to the First Mortgage Bonds which are held by the Trustee, for the provisions, among others, with respect to the nature and extent of the rights, duties



and obligations of the Issuer, the Company, the Trustee, the Registrar, the Auction Agent, the Bank (or the Obligor on an Alternate Liquidity Facility, as the case may be), the Remarketing Agent and the Owners of the Bonds. The Owner of this Bond, by the acceptance hereof, is deemed to have agreed and consented to and to be bound by the terms and provisions of the Indenture, the Agreement, the Tax Certificate, the Company Mortgage and the First Mortgage Bonds or any agreement relating to Substitute Collateral.

The Indenture prescribes the manner in which it may be discharged, including (a) a provision that the Bonds shall be deemed to be paid if moneys sufficient to pay the principal of, premium, if any, and interest on the Bonds and all necessary and proper fees, compensation and expenses of the Trustee, the Registrar, the Remarketing Agent, the Insurer, the Auction Agent, the Agent Bank (or the Agent Obligor on an Alternate Liquidity Facility, as the case may be) and each Bank (or each Obligor on an Alternate Liquidity Facility, as the case may be) shall have been deposited with the Trustee, after which the Bonds shall no longer be secured by or entitled to the benefits of the Indenture, except for the purposes of registration and exchange of Bonds, of delivery of the Bonds to the Trustee for purchase, of mandatory purchase of the Bonds in certain instances of the expiration or the termination of the Standby Purchase Agreement or an Alternate Liquidity Facility and of such payment, and (b) a provision that, if the Bonds mature or are called for redemption prior to the next date upon which the Bonds are subject to purchase pursuant to the Indenture, and if the Company waives its right to convert the interest rate borne by the Bonds, the Bonds shall be deemed to be paid if (i) moneys sufficient to pay the principal of and premium, if any, plus interest on the Bonds to the maturity or redemption date and/or Government Obligations, as defined therein, maturing as to principal and interest in such amounts and at such times as will insure, without reinvestment, the availability of sufficient moneys to pay the principal of, premium, if any, and interest on the Bonds and (ii) all necessary and proper fees, compensation and expenses of the Issuer, the Trustee and the Registrar, shall have been paid or provided for, and (iii) there shall be delivered to the Trustee an opinion of a nationally recognized independent public accountant with respect to the sufficiency of the moneys and/or Government Obligations and an approving opinion of Bond Counsel, after which the Bonds shall no longer be secured by or entitled to the benefits of the Indenture, except for the purposes of registration and exchange of Bonds and of such payment.

No recourse shall be had for the payment of the principal of, premium, if any, or interest on any of the Bonds or for any claim based thereon or upon any obligation, covenant or agreement in the Indenture contained, against any past, present or future officer, elected official, agent or employee of the Issuer, or any incorporator, officer, director or member of any successor corporation, as such, either directly or through the Issuer or any successor corporation, under any rule of law or equity, statute or constitution or by the enforcement of any assessment or penalty or otherwise, and all such liability of any such incorporator, officer, director or member is hereby expressly waived and released as a condition of and in consideration for the execution of the Indenture and the issuance of any of the Bonds.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the execution and delivery of the Indenture and the issuance of this Bond do exist, have happened and have been performed in due time, form and manner as required by law, and that the issuance of this Bond and the issue of



which it forms a part, together with all other obligations of the Issuer, does not exceed or violate any constitutional or statutory limitation of indebtedness.

*(Signature page follows.)*

Specimen



IN WITNESS WHEREOF, Humboldt County, Nevada, has caused this Bond to be executed in its name with the signature of the Chair of the Board of County Commissioners and attested by the signature of its County Clerk and its corporate seal to be impressed or imprinted hereon all as of the Dated Date set forth above.

HUMBOLDT COUNTY, NEVADA

By \_\_\_\_\_  
Jim French  
Chair,  
Board of County Commissioners

ATTEST:

\_\_\_\_\_  
Tami Rae Spero  
County Clerk

[SEAL]

Specimen



## **CERTIFICATE OF AUTHENTICATION**

This is to certify that this Bond is one of the Bonds of the Series described in the within-mentioned Indenture and is one of the Pollution Control Revenue Refunding Bonds (Idaho Power Company Project) Series 2003 of Humboldt County, Nevada.

Date of registration and authentication: August 21, 2019

MUFG UNION BANK, N.A. (formerly known as  
UNION BANK, N.A. and as UNION BANK OF  
CALIFORNIA, N.A.),  
as Trustee and Registrar

By \_\_\_\_\_  
Authorized Officer

Specimen



**[FORM OF ASSIGNMENT]**

The following abbreviations, when used in the inscription on the face of the within Bond, shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM	—	as tenants in common	UNIF TRAN MIN ACT—	
TEN ENT	—	as tenants by the entirety	_____ Custodian _____	
JT TEN	—	as joint tenants with right of survivorship and not as tenants in common	(Cust) (Minor)	
			under Uniform Transfers to Minors Act of	
			_____	
			(State)	

Additional abbreviations may also be used though not in the above list.

FOR VALUE RECEIVED the undersigned sells, assigns and transfers unto

Insert Social Security or Other  
Identifying Number of Assignee

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(Please Print or Typewrite Name and Address of Assignee)

the within Bond of HUMBOLDT COUNTY, NEVADA, and hereby irrevocably constitutes and appoints \_\_\_\_\_ attorney to register the transfer of the Bond on the books kept for registration thereof, with full power of substitution in the premises.

DATED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

SIGNATURE GUARANTEED:

\_\_\_\_\_

NOTICE: Signature(s) must be guaranteed by an “eligible guarantor institution” meeting the requirements of the Bond Registrar, which requirements include membership or participation in STAMP or such other “signature guarantee program” as may be determined by the Bond Registrar in addition to, or in substitution for, STAMP, all in accordance with the Securities Exchange Act of 1934, as amended.

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.