

SENATE PUBLIC RESOURCES AND ECOLOGY COMMITTEE

MINUTES OF MEETING

TUESDAY, MARCH 27, 1973

The meeting was called to order at 7:00 p.m.

Senator Wilson in the chair.

PRESENT: Senator Echols  
Senator Blakemore  
Senator Bryan  
Senator Young

S. B. 333 - An Act relating to land use; designating the division of state lands of the state department of conservation and natural resources as the state land use planning agency; requiring the development of a statewide land use planning process and the designation of areas of critical environmental concern; and providing other matters properly relating thereto.

Proposed amendments were discussed, which amendments are attached hereto as Exhibit B.

Elmo DeRicco and Ray Knisely were present to discuss this bill.

Senator Blakemore objected to some of the amendments, as not being the ones which were discussed.

S. B. 481 - Redefines contents of master plan and zoning regulation.

Suggested amendments were discussed, which amendments are attached.

A. B. 464 - Increases petty cash fund in the Nevada department of fish and game.

Motion Senator Young, Do Pass, Seconded Senator Bryan, carried.

A. B. 360 - Authorizes salaries for members of state board of agriculture.

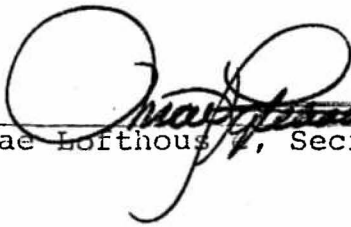
After some discussion, upon motion of Senator Young, Seconded by Senator Bryan, this bill was ordered re-referred to finance.

A.C.R. 17 - Authorizes an immediate legislative feasibility study of public ski operation in Lee Canyon.

Motion of Senator Bryan, seconded by Senator Echols, Do pass and re-fer to finance. Carried.

The meeting was adjourned at 9:45 p.m.

Respectfully submitted,

  
\_\_\_\_\_  
Mae Lorthous, Secretary

APPROVED:

\_\_\_\_\_  
Senator Wilson, Chairman

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~SECRET~~ / SENATE AMENDMENT BLANK

Amendments to ~~SECRET~~ / Senate

Bill / ~~SECRET~~ No. 333 (BDR26-1053)

Proposed by Committee on Ecology and Public

Resources

Amendment N<sup>o</sup> 4775



Amend section 1, page 1, line 2, by deleting "16," and inserting: "20,".

Amend sec. 3, page 2, by deleting lines 21 through 23 and inserting:

"Sec. 3. As used in sections 2 to 20, inclusive, of this act, the words and terms defined in sections 3 to 7, inclusive, of this act have the meanings ascribed to them in such sections unless the context otherwise requires.

Sec. 4. "Area of critical environmental concern" means any area in this



state where uncontrolled development could result in irreversible degradation of more than local significance.

Sec. 5. "Director" means the director of the state department of conservation and natural resources.

Sec. 6. "Key facility" means any public facility which tends to induce use development or urbanization of more than local significance.

Sec. 7. "Large-scale development" means any private development which, because of its magnitude or the magnitude of its effect on the surrounding environment, is likely to present issues of more than local significance. In determining what constitutes "large-scale development" consideration shall be given, among other things, to:

1. The amount of pedestrian or vehicular traffic likely to be present;
2. The potential for creating environmental problems such as air, water, or noise pollution;
3. The size of the site to be occupied; and
4. The likelihood that additional or subsidiary development will be generated."

Amend the bill as a whole by renumbering sections 4 through 10 as sections 8 through 14 respectively.

Amend sec. 4, page 2, line 27, by deleting "16," and inserting: "20,".

Amend sec. 6, page 2, by inserting between lines 46 and 47:

"3. The identification of areas which may be areas of critical environmental concern."

Amend sec. 6, page 2, line 47, by deleting "3." and inserting: "4."  
Amend sec. 6, page 3, line 13, by deleting "4." and inserting: "5."  
Amend sec. 6, page 3, line 16, by deleting "5." and inserting: "6."  
Amend sec. 6, page 3, line 19, by deleting "6." and inserting: "7."  
Amend sec. 6, page 3, line 23, by deleting "7." and inserting: "8."  
Amend sec. 6, page 3, line 25, by deleting "8." and inserting: "9."  
Amend sec. 6, page 3, line 28, by deleting "9." and inserting: "10."  
Amend sec. 6, page 3, line 31, by deleting "10." and inserting: "11."  
Amend sec. 6, page 3, line 35, by deleting "11." and inserting: "12."  
Amend sec. 6, page 3, line 37, by deleting "12." and inserting: "13."  
Amend sec. 6, page 3, line 40, by deleting "13." and inserting: "14."  
Amend sec. 6, page 3, line 44, by deleting "14." and inserting: "15."  
Amend sec. 7, page 4, line 17, by deleting semicolon and inserting:

"and regional planning commissions;".

Amend sec. 7, page 4, by deleting line 19 and inserting:

"2. The director shall:

(a) Invite participation by and consider information from cities, counties and regional planning commissions or agencies;".

Amend sec. 7, page 4, line 20, by deleting "(a)" and inserting: "(b)".

Amend sec. 7, page 4, line 22, by deleting "(b)" and inserting: "(c)".

Amend sec. 8, page 4, by deleting lines 26 through 30 and inserting:

"2. The members of the council:

(a) Shall be appointed by the governor, at least one from each county.

(b) May represent urban and rural areas of the state.

(c) May include members of city, county and regional planning commissions.

3. The governor shall fix:

(a) The number of members of the council at 17 or more.

(b) The terms of members of the council at 4 years or less.

4. Those members of the council who are members of planning commissions or employees of this state or any of its political subdivisions shall be paid the per diem expense allowances and travel expenses provided by law for their respective positions by their respective planning commissions or governmental employers. Other members shall be paid such allowances and expenses by the state land use planning agency if moneys are lawfully available to it for this purpose."

Amend sec. 9, page 4, line 35, by deleting "16," and inserting: "20,".

Amend sec. 9, page 4, by deleting lines 38 through 41.

Amend the bill as a whole by deleting sec. 11 and renumbering sections 12 through 17 as sections 15 through 20 respectively.

Amend sec. 12, page 6, by deleting line 1 and inserting:

"(a) With the concurrence of the governor, designate areas of critical environmental concern within the State".

Amend sec. 12, page 6, by deleting lines 9 through 33 and inserting:

"2. The director shall promulgate procedures for carrying out the provisions

paragraphs (b) and (c) of subsection 1 which shall include:

(a) A request for information and recommendations from private interests

affected and from cities and counties affected and their regional planning commissions if any.

(b) Advice and recommendations from the state land use planning advisory council.

(c) A public hearing upon notice given by at least one publication at least 20 days prior to the hearing in a newspaper or combination of newspapers of general circulation throughout the area affected and each city and county any portion of whose territory lies within such area. The notice shall state with particularity the subject of the hearing.

4. An area of critical environmental concern shall not be designated without:

(a) The promulgation of the standards required by paragraph (b) of subsection 1;

(b) The adoption of the plan required by paragraph (c) of subsection 1; and

(c) A finding by the director that the potential degradation of or within the area is so imminent as to require immediate action."

Amend sec. 13, page 6, line 34, by deleting "6, 7, 11 and 12" and inserting "10, 11 and 15".

Amend sec. 14, page 6, by deleting line 37 and inserting:

"Sec. 17. In administering the provisions of sections 2 to 20, inclusive, of this act, the director and".

Amend sec. 16, page 6, line 48, by deleting "16," and inserting: "20,".

Amend sec. 16, page 7, line 1, by deleting "16," and inserting: "20,".

Amend the bill as a whole by adding a new section designated section 21, following section 17, to read as follows:

"Sec. 21. It is the intent of the legislature to develop a land use planning program meaningful in its objectives and workable in its administration. Experience under this act, future federal land use <sup>legislation</sup> ~~legislation~~ and the coordination of state and federal procedures affecting private and public land in Nevada are all factors which must contribute to this development. The director of the state department of conservation and natural resources shall therefore submit to the 58th session of the legislature a report of his progress under this act toward this goal, and recommendations for appropriate supplemental legislation."

Amend the title of the bill to read:

"AN ACT relating to land use; designating the division of state lands of the state department of conservation and natural resources as the state land use planning agency; requiring the development of a statewide land use planning process and the designation of areas of critical environmental concern; and providing other matters properly relating thereto."