

SENATE NATURAL RESOURCES COMMITTEE

MINUTES OF MEETING
Wednesday, March 23, 1977

The thirteenth meeting of the Natural Resources Committee was called to order on the above date at 1:40 p.m.

Senator Gary Sheerin was in the Chair.

PRESENT: Chairman Sheerin
Senator Neal
Senator Echols
Senator Dodge
Senator Lamb

ABSENT: Senator Glaser

OTHERS PRESENT: John M. Reily, Zephyr Cove
Robert E. Stewart, Office of the Governor
Jim Hattori, Intern, Governor's Office
Bruce Barnum, Harvey's Wagon Wheel
William J. Slocum, Douglas County
Russell Nielsen, UPI
S. Morrow, Appeal

Senator Dodge requested permission to discuss SB212 amendments which he has requested. He said the amendments, in effect, would say that in the event of an unresolved problem concerning land use planning involving two or more local entities, upon request of one or more of the entities, the administrator of the state land use division would convene the governing bodies of the entities to seek a resolution in the matter. If it could not get a concurrence of a majority vote of the governing bodies to resolve it, the administrator would become the arbitrator and he would resolve it.

Senator Dodge moved SB212 be amended in that respect and be re-referred to Committee.

Senator Echols seconded the motion.

Motion passed unanimously.

Chairman Sheerin led a discussion on SB265, SB266 and SB267, bills having to do with TRPA.

Senator Echols moved there be no further consideration of SB265.

Senator Lamb seconded the motion.

Voting aye: Senator Sheerin

Senator Echols

Senator Dodge

Senator Lamb

Voting Nay: Senator Neal

Chairman Sheerin outlined the significant differences in SB266 and SB267: SB267 provides for a larger area for gaming and does not

change the dual majority from a negative dual majority to a positive dual majority, whereas SB266 provides for a smaller red line area and does away with negative dual majority. Chairman Sheerin stated he prefers not to change the dual majority and the people of Douglas County that are subjected to this compact are adamant in that position.

Senator Neal stated he favored SB266.

Senator Lamb moved to postpone SB267.

Senator Dodge seconded the motion.

Voting aye: Senator Lamb	Voting nay: Senator Sheerin
Senator Neal	
Senator Dodge	Abstaining: Senator Echols

Motion failed.

Senator Lamb stated he was in favor of keeping dual majority.

Senator Neal said he could live with dual majority without the 60-day clause.

Chairman Sheerin explained the agency (TRPA) is a reviewing agency not a granting agency, that the local governments remain the granting agency of the building permits. And they are limited to grant a permit within the purview of the TRPA ordinances. If they try to grant a permit outside of those rules and regulations, the TRPA can go to court, get an injunction and stop that development from going into existence. If the local governments grant a permit within the purview of the ordinances and there is a review by TRPA in order to change the decisions of the local government, it takes a dual majority. If they cannot get a dual majority to overrule what the local government has done, then the project is deemed approved after 60 days have gone by.

Senator Dodge said he believed some concessions have to be made to get back into cooperative basis with California. Red lining is a major concession in showing Nevadas good faith. Senator Dodge supports SB266. He does not feel it is the responsibility of the legislators to take care of the gaming rights of the people at the Lake any more than any other property owners whose land has been downzoned.

Senator Echols said neither bill should be postponed. He feels there should be a lot of work done on both SB266 and SB267 and they should be amended into one bill.

Senator Sheerin said the Douglas County people agreed to go along with SB267. He thinks the Committee should legislate what is going to be best for Nevada and the Lake, and not especially what California is going to go along with.

In an effort to gain a consensus on the red line and dual majority aspects, Senator Dodge made the following motions:

Natural Resources
Minutes of Meeting, March 23, 1977
Page Three

Senator Dodge moved to accept red lining in the Governor's Bill, (SB266).

Senator Lamb seconded the motion.

Voting aye: Senator Lamb
 Senator Echols
 Senator Neal
 Senator Dodge

Voting nay: Senator Sheerin

Senator Dodge moved to accept proposal in Governor's Bill (SB266) to change the dual majority from negative to affirmative.

Senator Lamb seconded the motion.

Voting aye: Senator Lamb
 Senator Dodge

Voting nay: Senator Sheerin
 Senator Echols
Abstaining: Senator Neal

Chairman Sheerin went through proposed changes in SB266 with discussion from the Committee.

It was decided a work session would be necessary on the bills to be scheduled at a later date.

There being no further business, the meeting was adjourned at 3 p.m.

Respectfully submitted,



Billie Brinkman

APPROVED:



Gary A. Sheerin, Chairman

S. B. 265

**SENATE BILL NO. 265—COMMITTEE ON ENVIRONMENT,
PUBLIC RESOURCES AND AGRICULTURE**

FEBRUARY 24, 1977

Referred to Committee on Environment, Public Resources
and Agriculture

SUMMARY—Adopts California version of amendments to Tahoe Regional
Planning Compact. (BDR 22-885)

FISCAL NOTE: Local Government Impact: Yes.
State or Industrial Insurance Impact: Yes.



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the Tahoe Regional Planning Compact; providing changes in
the composition and selection of the governing body and planning commission;
providing for a reallocation of funding; providing civil penalties; and providing
other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

1 SECTION 1. NRS 277.200 is hereby amended to read as follows:
2 277.200 The Tahoe Regional Planning Compact is as follows:

3
4 Tahoe Regional Planning Compact

5
6 ARTICLE I. Findings and Declarations of Policy

7
8 **[(a)]** It is found and declared that: **[the]**

9 (a) *The* waters of Lake Tahoe and other resources of the **[Lake**
10 **Tahoe]** region are threatened with deterioration or degeneration, which
11 **[may endanger]** *endangers* the natural beauty and economic productivity
12 of the region.

13 (b) **[It is further declared that by]** *The state and federal interest and*
14 *investment in the Lake Tahoe region is substantial.*

15 (c) *The Tahoe region exhibits unique state and national environmental*
16 *and ecological values which are irreplaceable.*

17 (d) *By virtue of the special conditions and circumstances of the natural*
18 *ecology, developmental pattern, population distribution and human*
19 *needs in the Lake Tahoe region, the region is experiencing problems of*
20 *resource use and deficiencies of environmental control.*

21 **[(c)]** It is further found and declared that there **]**

Original bill is 13 pages long.
Contact the Research Library for
a copy of the complete bill.