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Proposed Amendment to A.B. 355
Presented to Assembly Government Affairs
April 3, 2003
By
Assemblywoman Chris Giunchigliani

Amend section 4, line 18, add another sentence,

A commercial helicopter company that voluntarily relocates to an area not located in an urban or residential area prior to the establishment of a preferred airport or other preferred facility would qualify for the exemption.

Amend the provisions of A.B.355 by adding a new section 5 to read as follows:

Sec.5. 1. Except as otherwise provided in subsection 2, the board of county commissioners of a county whose population is 400,000 or more, and any other governmental entity within such a county, shall not, during the period coming on July 1, 2003 and ending on June 30, 2005:

(a) Authorize the construction or operation of a heliport located in an urban or residential area that was not in existence on July 1, 2003; or

(b) Approve or issue any land use permit, the effect of which approval or issuance would be to authorize the construction or operation of a heliport that was not in existence on July 1, 2003.

2. As used in this section:

(a) "Helicopter" includes:

(1) A rotary-wing aircraft; and

(2) A steep-gradient aircraft that is capable of hovering.

(b) "Helipad" means a temporary structure that is not designed for permanent use and is built on the ground to enable a helicopter to land safely.

ASSEMBLY GOVERNMENT AFFAIRS

DATE: 4/3/03 ROOM: 3143 EXHIBIT C.142

SUBMITTED BY: Assemblywoman Giunchigliani

(c) "Heliport" means any area used or intended to be used for the takeoff or landing of helicopters. The term includes, without limitation:

(1) Any and all areas and buildings that are associated with and necessary to the operation of the heliport; and

(2) A helipad.

(d) "Land use permit" means a building permit, a change in land use, a change in zoning, a conditional use permit, a special use permit, a waiver or a variance.

Notes regarding the above language:

[1] The definition of "heliport" is largely modeled on Clark County Code § 30.08 "Definitions H."

[2] The definition of "helipad" comes from a British Columbia (Canada) regulation on workers' compensation (§ 29.1).