

## DISCLAIMER

Electronic versions of the exhibits in these minutes may not be complete.

This information is supplied as an informational service only and should not be relied upon as an official record.

Original exhibits are on file at the Legislative Counsel Bureau Research Library in Carson City.

Contact the Library at (775) 684-6827 or [library@lcb.state.nv.us](mailto:library@lcb.state.nv.us).

Madame Chair and Members of the Committee, my name is Dan Holler, Douglas County Manager.

Douglas County has requested BDR 22-424 relating to the approval of an amendment or change to a County's Master Plan. The proposed BDR will give a local governing body the option to require a super majority vote to amend or change the Master Plan. The BDR also cleans up language within this portion of the statutes.

In 1996 Douglas County adopted a new Master Plan. To make amending the Master Plan difficult, there was a requirement for any change to receive a 4/5 or super majority vote by the Board of County Commissioners. In 1999 a requested Master Plan amendment was denied on a 3 to 2 vote in favor of the amendment (or simple majority). The applicant sued the County as not having the authority in state law to require the 4/5 or super majority vote for master plan amendment approval. The Court agreed and in Aug. 2000 the Master Plan amendment was granted via court order.

BDR 22-424 will make it permissive for a local governing body, in our case the Board of County Commissioners, to impose a requirement for a super majority approval for Master Plan amendments. An ordinance establishing this requirement may be imposed or rescinded by a simple majority. This provides a relief mechanism should a governing body be sharply split or should the community not wish to have a more stringent process for Master Plan amendments.

I am available for any questions.



2-17-03