

Amendment No. 323

Assembly Amendment to Assembly Bill No. 393 (BDR S-1157)

Proposed by: Assembly Committee on Government Affairs

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

JFD/EGO



Date: 4/18/2017

A.B. No. 393—Sets forth legislative findings and declarations concerning certain changes in zoning and development standards. (BDR S-1157)



ASSEMBLY BILL NO. 393—ASSEMBLYMEN OHRENSCHALL, CARLTON, CARRILLO, ~~AND~~ EDWARDS; AND BILBRAY-AXELROD

MARCH 20, 2017

JOINT SPONSOR: SENATOR MANENDO

Referred to Committee on Government Affairs

SUMMARY—Sets forth legislative findings and declarations concerning certain changes in zoning and development standards. (BDR S-1157)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to land use planning; setting forth legislative findings and declarations concerning certain changes in zoning and development standards; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

This bill: (1) sets forth legislative findings relating to proposed changes in zoning and hillside development standards on the undeveloped lands adjacent to the Sunrise and Frenchman Mountains; and (2) declares that it is consistent with the Legislature's intent ~~that~~ for the Board of Commissioners of Clark County ~~maintain~~ to strengthen, as necessary to promote responsible development and preserve important natural resources, the existing zoning and hillside development standards on the undeveloped desert lands adjacent to the western faces of Sunrise and Frenchman Mountains.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. 1. The Legislature hereby finds that:
(a) Sunrise Mountain and Frenchman Mountain are undeveloped natural treasures adjacent to the Las Vegas Valley;
(b) The Bureau of Land Management has designated over 10,000 acres of land encompassing Sunrise and Frenchman Mountains as the Sunrise Mountain Instant Study Area;
(c) The Sunrise Mountain Instant Study Area is located approximately 8 miles east of downtown Las Vegas and provides a close and convenient natural mountain xeriscape for the residents of southern Nevada;

(d) The Sunrise Mountain Instant Study Area has the Nellis Air Force Base as its neighbor to the north and has easy access to visitors provided by State Route 147;

(e) With an elevation variance of nearly 2,000 feet, the Sunrise Mountain Instant Study Area is home to several colorful mountain ranges rising up from the desert lowlands of urban eastern Las Vegas and eastern unincorporated Clark County;

(f) In the northeastern corner of the Sunrise Mountain Instant Study Area, Gypsum Cave holds some of the earliest evidence of human inhabitation in the western United States;

(g) The Great Unconformity provides the opportunity for southern Nevada geologists and students to view and study an exposed surface of rock that represents more than one quarter of the history (1.2 billion years) of the Earth's crust and tectonic plates;

(h) Low desert scrub covers the Sunrise Mountain Instant Study Area and several plant species live within the area that have received special status designation by the Bureau of Land Management;

(i) Many residents who live adjacent to Sunrise and Frenchman Mountains decided to live there because they like being somewhat close to urban Las Vegas, and yet also being able to enjoy the peace and quiet of living on the edge of the undeveloped desert in the foothills of Sunrise and Frenchman Mountains;

(j) Many residents of Nevada enjoy the natural desert landscape of and outdoor recreational opportunities provided by Sunrise and Frenchman Mountains, including, without limitation, hiking, climbing, camping, rockhounding and bird-watching;

(k) Developers are planning large-scale developments on previously undeveloped lands adjacent to the western faces of Sunrise and Frenchman Mountains;

(l) These developers are pursuing zoning changes and waivers of established hillside development standards to increase the density of potential developments on the undeveloped lands adjacent to Sunrise and Frenchman Mountains; and

(m) Neighbors have expressed grave concerns about the impact any potential zoning changes and waivers of hillside development standards will have on their quality of life, including, without limitation, impacts on traffic, parks, schools, police and fire services, demand for water and flood control and potential negative environmental impacts on this state treasure.

2. The Legislature hereby declares that it is consistent with the Legislature's intent ~~that~~ for the Board of Commissioners of Clark County ~~maintain~~ to strengthen, as necessary to promote responsible development and preserve important natural resources, the existing zoning and hillside development standards on the undeveloped desert lands adjacent to the western faces of Sunrise Mountain and Frenchman Mountain.

Sec. 2. This act becomes effective upon passage and approval.