

Clark County, Nevada
Business Impact Statement

The following Business Impact Statement was prepared pursuant to Nevada Revised Statutes (NRS) 237.080 and 237.090 to address the proposed impact of adoption of **Title 22, Chapter 22.04 of the Clark County Code to amend Section 22.04.045 and add Section 22.04.053 to address Single-stall restrooms pursuant to NRS 651:**

22.04.045 – Definitions – added definition for Single-stall Restroom

22.04.053 – Single-Stall Restroom – Added provisions related to single style restrooms

1. The following constitutes a description of the number of and manner in which comments were solicited from affected businesses, a summary of their responses and an explanation of the manner in which other interested persons may obtain a copy of the summary. *NRS 237.090(1)(a)*

a. Notice:

On Tuesday, July 20, 2021, the Clark County Department of Building and Fire Prevention sent public notice to all Industry member associations (Attachment 1). In addition, a copy of the notification and proposed ordinance changes was published in the Las Vegas Review-Journal on July 20, 2021, July 21, 2021, July 22, 2021, July 23, 2021, July 24, 2021, July 25, 2021, July 26, 2021, July 27, 2021, July 28, 2021, July 29, 2021, July 30, 2021, July 31, 2021, August 1, 2021, and August 2, 2021 (Attachment 2). A copy of the notification and proposed ordinance changes was also posted on the ClarkCountyNV.gov website in the Building and Fire Prevention section and provided for public viewing at the Department of Building and Fire Prevention Customer Lobby.

A fifteen (15) day public comment period was opened, and the Department of Building and Fire Prevention received three (3) responses.

- b. Summary of Comments: The Southern Nevada Home Builders requested a clarification of whether this ordinance applied to sales offices located in model garages and PCNA Group requested verification whether or not the plumbing code needs to be modified as well. The Nevada Resort Authority requested clarification of the impacts of the proposed rule on existing facilities and whether or not the signage was required in single user restrooms in hotel rooms.

- c. Public Availability of Comments: A copy of the proposed amendment and the Business Impact Statement may be obtained by contacting the Clark County Clerk's Office located at Clark County Government Center, 500 S. Grand Central Parkway, Las Vegas, Nevada 89155-1601, or by emailing ClerkRec@ClarkCountyNV.gov.

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects: *NRS 237.090(1)(b)*

a. Adverse Effects:

There is no anticipated adverse economic impact.

b. Beneficial Effects:

There is no anticipated beneficial economic impact.

c. Direct Effects:

The direct effect is the non-exclusion of persons of any gender identification.

d. Indirect Effects:

There is no known indirect effect.

e. Other Economic Effects to be Considered:

As this ordinance is being prepared to comply with state statute, no other economic effects were considered.

3. The following constitutes a description of the methods that the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used: (Include whether the following were considered: Simplifying the proposed rule, establishing different standards of compliance for a business, and if applicable, modifying a fee or fine set forth in the rule, so that a business could pay a lower fee or fine). *NRS 237.090(1) (c)*

As this ordinance is being prepared to comply with state statute, no means were considered to reduce the impact of the proposed rule.

4. The estimated cost to the local government for enforcement of the proposed rule is: *NRS 237.090(1) (d)*

None. No additional costs are anticipated to be incurred by the County for the enforcement of the proposed rule.

5. The proposed rule provides for a new fee or increases an existing fee and the total annual amount expected to be collected is: (Include any relevant figures, charts, and/or tables). *NRS 237.090(1) (e)*

None. There are no new fees associated with the proposed rule.

6. The money generated by the fee or increase in existing fee will be used by the local government to: *NRS 237.090(1) (e)*

Not applicable.

7. Does the proposed rule include provisions that duplicate or are more stringent than federal, state, or local standards regulating the same activity? And if so, are such duplicative or more stringent provisions necessary: *NRS 237.090(1) (f)*

No. The proposed rule is more stringent than federal and local standards, however, it is in compliance with state standards.

8. Set forth the reasons for the conclusions regarding the impact of the proposed rule on businesses. *NRS 237.090(1) (g)*

Based on the comments received by stakeholders there were no statements indicating a significant impact on their businesses by the proposed rule.

Certification of Business Impact Statement

Pursuant to NRS 237.090(2), I, Yolanda T. King, as County Manager for Clark County Nevada, hereby certify that, to the best of my knowledge and belief, the information contained in this statement was prepared properly and accurately.



Yolanda T. King
County Manager, Clark County Nevada

Dated: 8/26/2021

ATTACHMENT 1

Department of Building & Fire Prevention

4701 W. Russell Road • Las Vegas, NV 89118
(702) 455-3000 • Fax (702) 221-0630

Jerome A. Stueve, P.E., Director
Samuel D. Palmer, P.E., Assistant Director • Jim Gerren, P.E., Assistant Director

July 19, 2021

Public Notice:

Proposed Changes to Clark County Code RE: Title 22, Chapter 22.04

Please take notice that a rule is being proposed by the Clark County Board of County Commissioners as follows:

An ordinance to amend Title 22, Chapter 22.04 of the Clark County Code to amend Section 22.04.045 and add Section 22.04.053 to address Single-stall restrooms pursuant to NRS 651:

22.04.045 – Definitions – added definition for Single-stall Restroom

22.04.053 – Single-Stall Restroom - Added provisions related to single style restrooms

Prior to the adoption of the proposed rule, the Clark County Board of County Commissioners is required by NRS 237.080 to make a concerted effort to determine whether the proposed rule will impose a direct and significant economic burden upon a business or directly restrict the formation, operation or expansion of a business. Due to this, trade associations, owners and officers of businesses which are likely to be affected by this proposed rule, and any other interested persons are required to be notified and provided an opportunity to submit comments, data, or arguments to the County regarding whether the proposed rule will:

- a) Impose a direct and significant economic burden upon a business; or
- b) Directly restrict the formation, operation or expansion of a business.

Comments must be submitted no later than **5:30 p.m. on August 16, 2021** as follows:

By hand delivery at:

Clark County Department of Building and Fire Prevention
Attn: Theresa Atimalala
Theresa.Atimalala@ClarkCountyNV.gov

By U.S. Mail at:

Clark County Department of Building and Fire Prevention
Attn: Theresa Atimalala, Executive Assistant
4701 W. Russell Road, Las Vegas, NV 89118

By email at: Theresa.Atimalala@ClarkCountyNV.gov

By facsimile at: 702-380-9771

BOARD OF COUNTY COMMISSIONERS

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MICHAEL NAFT • ROSS MILLER • WILLIAM McCURDY II • TUCK SEGERBLOM • JUSTIN C. JONES
YOLANDA T. KING, County Manager

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A copy of the proposed rule is also available for review at:
https://www.clarkcountynv.gov/government/departments/building_fire_prevention/index.php

<and>

Clark County Department of Building and Fire Prevention
Customer Lobby
4701 W. Russell Road, Las Vegas, NV 89118
Monday – Thursday 7:30 am – 5:30 pm

Sincerely,

/s/Jerome A. Stueve

Jerome A. Stueve, P.E., CBO
Director/Department of Building and Fire Prevention

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ATTACHMENT 2

Department of Building & Fire Prevention

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/s/Jerome A. Stueve

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Director/Department of Building and Fire Prevention

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