



# Mt. Charleston Town Advisory Board



## **MINUTES** **MT. CHARLESTON TOWN ADVISORY BOARD**

*Thursday, October 27, 2011*

**Members Present:** Pat Fitzgibbons Chair , Curtis Alexander Vice-Chair , Michael McGroarty,  
Becky Grismanauskas, George Togliatti

**Members absent:**

### **CALL TO ORDER**

The meeting was posted in conformance with the Nevada Open Meeting Law.

The Pledge of Allegiance was recited.

Town Board members, County, State, Federal Government representatives, Public Utilities and Public Services representatives introduced themselves.

### **ORGANIZATIONAL ITEMS**

The agenda for October 27, 2011 was approved.

The minutes for September 15, 2011 were approved.

The minutes for September 29, 2011 were approved.

### **ANNOUNCEMENTS**

None

### **PLANNING AND ZONING**

TA-0464-11-Hughs, Alan – wants to amend Chapter 30.44 to modify the definition of a brewery and three definitions. Chris Munhall explained, this is an isolated incident where the applicant wants to do a micro distillery in urban Las Vegas. He wants brewery in Chapter 30 changed to distillery, craft distillery, distill pub. All will have their own definition and be refined. The County is asking to deny distill pub but approve distillery and craft distillery.

Mike McGroarty feels this is inclusive not exclusive.

Curtis Alexander wants to support the county but feels the applicant should get state approval first and go through proper channels.

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Becky Grismanauskas motions to approve the county recommendation and approve Distillery and Craft Distillery but deny Distillery Pub.

The board approved the motion.

## COMMUNITY CONCERNS

1. GPS boundaries issue – Chris Munhall states that this issue has been growing for some time and came to a head in September. Jimmy Marlett, County Surveyor came to the meeting to help resolve the issue.

Mike McGroarty states that the concern is based on new surveys differ from what's on the ground versus the survey. How is this issue going to be resolved?

Jimmy Marlett states that this is a complicated issue. This area was patented out from BLM to private land. Not all was developed; the undeveloped land was reacquired to USFS. In the 80's, the boundaries were set for Rainbow, Old Town and Cathedral. When the USFS felt there was an encroachment they cut it out. Fast forward to now, more development, some new structures are encroaching USFS land and there are boundary issues for Rainbow Subdivision. There are going to be issues neighbor to neighbor for a long time. The right of way platted line and the existing road are different. Over the years people built around trees and stuff. If we are to forget about Plat Roads and use roads as right of way then there would have to be 100% owner agreement for this to happen. Some owners will gain land and some will lose land.

Mike McGroarty asked what if the road is private owned.

Jimmy Marlett said that would fall on prescriptive rights. Because of location issues based on location and occupation to make it fit.

Mike McGroarty stated that we are going to have more issues.

Curtis Alexander asked; if we are going by the scenario you are using, then one person might have to cut off 5 ft of his house and the opposite neighbor could build right to the edge of the road. We just want to honor what is here and on the ground.

Becky Grismanauskas stated she built and had several surveys and did it right then the USFS came back and moved their stakes and now her building is on USFS land.

Jimmy Marlett said they put wrong monuments in 2007 and were suppose to remove them. If you feel your occupancy is correct, USFS will resurvey according to Mr. Dempsey. USFS will allow you to purchase the area that you have encroached but since it is now a National Recreation Area everyone is paralyzed. I suggest you get Senators and Congress involved.

Mike McGroarty asked how confident are you that the current survey is correct?

Gar Abbas stated that Bill Dempsey is pretty sure the USFS boundaries are correct.

Curtis Alexander, how accurate is the pictures on the county website?

Jimmy Marlett stated that usually they are pretty good but sometimes lines get a little squirrely. Some of the homes up here did what they wanted without a survey and that makes it hard.

He believes the boundaries are defendable. Internal boundaries are another matter.

Becky Grismanauskas said the markers are there and she built accordingly and 20 years later the markers are moved in?

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Mike McGroarty said we need someone else from the county to help answer this and this should resurvey to conform. Half the people will be happy and half will not.

Jimmy Marlett said Old town is trying to get people to quick claim to dedicate the roads to the county. There are two issues in Rainbow. There are boundary concerns that the board will need Congressional help and internal concerns can be addressed by the town board.

Mike McGroarty said problem is not every one is here and need legislative help.

Jimmy Marlett said the subdivision is a good thing and yes everyone will have to sign, every owner has rights. There is always going to be variances.

Curtis Alexander said in the 60's there was not building authority up here.

The outcome of the house on Mont Blanc was that the structure can stay but the garage door has to be moved in 5 feet. Was this a practical solution? The word practical doesn't exist here. The county does not want to move roads, power and water to make this issue correct.

Chris Munhall stated that this all started because the house on Mont Blanc never had a permit to build the garage.

Jimmy Marlett stated that the options are limited and do not seem palpable to the board.

2. Republic Service station – Chris Munhall stated everyone is familiar with the operation hours of Thursday, Friday and Saturday for a total of 20 hours. They charge \$22.50 per yard; typical 1 truck load cost \$67.50. They have only taken in 29 yards since the 1<sup>st</sup> of the year and 3 customers.

In Sandy Valley they changed to a once a month for free and alternate a Saturday and Thursday from 8am to noon and are allowed 1 truck and 1 trailer full.

Becky Grismanauskas told Chris Munhall I'm glad you are taking care of this for us. We have older neighbors that are flabbergasted cause of the cost and feel is a great idea.

Curtis Alexander asked didn't this station come about because they took away the 2<sup>nd</sup> day a week pick up?

Chris Munhall said that no the station was because of getting rid of the local ingrown dump at Harris Springs Rd.

Becky Grismanauskas stated that maybe they could alternate between an am shift and a pm shift. The motion was for Saturday only 10am to 2pm.

## ADMINISTRATIVE REPORTS

**Las Vegas Metropolitan Police Dept.** – Sgt. Eric Fricker reported, the integration to the NW Substation was seamless. Fiscal affairs passed and were grandfathered in forever. There have been no property crimes. On Oct. 6<sup>th</sup> Officer Pendleton did a traffic stop and recovered a major amount of marijuana. There have been 2 incidents of someone going in and taking all the fruit from the trees and ground. Please report suspicious behavior. The team meeting is every Wednesday at 2 pm and all are welcome.

**Clark County Fire Dept.** – Mike Johnson reported there are 5 recruits to graduate in November. Talking Rescue 81 upgrade to ALS, the narcotics box is on order and should be up and running by thanksgiving. Rescue 81 is old and rundown. It is the only 4 x 4 in Clark County; they are talking to find funds and help fund another one to replace it. The Fire District closure planning is moving along. We are all researching on where we are going in 2015.

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Becky Grismanauskas said that is terrific that they are not waiting until the last minute and taking it seriously. Have they considered a community representative be involved?

Mike Johnson said there has been talk and if it does go that route the TAB will have a stake in that. I think it would be a mistake not to include the board.

Chris Munhall asked how the new addition to Station 81 is going.

Mike Johnson stated that November 11 is the projected finish date and the generator will be a reality.

Chris Munhall said maybe a few months for the generator.

Mike Johnson stated that everything is in place and ready for the generator to arrive.

**Nevada Division of Forestry** – Jorge Gonzales reported there were 7 calls, 2 fire and 5 medical. It has been fairly slow. This is the transition period from the busy summer months to the busy winter. There is a meeting scheduled for Mr. Harvey to meet with the Chief and set plans for NDF station. Hoping to have the state FMO come to the next TAB meeting.

**Las Vegas Valley Water District** – Natalia Longdono reported the wells are sustainable and operational; tanks are filling once a day. New water rates coming in November, the rates calculator is still on the website.

**Mt. Charleston Volunteer Fire Dept.** – Dave Martin no report.

**Clark County Administrative Services** – Chris Munhall reported that the White Beauty Mine have filed an application for permit and will be before the board on December 1<sup>st</sup>. The Commissioners have already talked to them. There is a Snow meeting on November 9<sup>th</sup> and Commissioner Brown will be there. Verizon is re-negotiation with the county to put a cell tower at Angel Peak. The TAB approved it before with the stipulation of getting a beacon and security fence. At some point, this will come before the board again. Enhancement at the meadows; the fence lasted all of maybe 30 minutes. There is a resident construction tax fund for park and capital improvements and the DA states that we can use the funds for the meadows and next year will look into a more permanent solution.

The License plate fund; there was a setback, Southern Nevada Conservation was doing some work and were receiving a 3% fee. The county wanted them to do more ground work but the SNC wants to up their fee to 18%. The county said no the fee was too high. The county will have to do individual grantee contracts and then will move on with round 4. Curtis asked last month about round 1 & 2; currently there are 12 projects, 4 complete and final, 4 developed problems with scope and agreed to close.

**Nevada Highway Patrol** – Sgt. Ellithorpe reported on SR 157 there were 41 speeding tickets, 8 hazardous moving violations and 16 other tickets. On SR 156 there were 8 speeding tickets and on SR 158 there were 2 speeding tickets. There were 3 crash investigations by NHP on SR 157, 2 at mm6 and 1 at mm13. We are losing Trooper Bennet to Moapa and Trooper Shawn Martin will be the new trooper and is a going to be a great asset. A couple of grave shift troopers contacted drag racers on lower SR 157.

Sgt. Fricker stated that Sgt. Ellithorpe has really helped on the mountain.

Becky Grismanauskas asked if NHP will be involved with the White Beauty Mine issue?

Sgt. Ellithorpe stated please bring any issue up to me at the meetings. He says that the mine issue might need more commercial enforcement.

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**Visitors Impact Task Force** – Becky Grismanauskas no report.

**Nevada Fire Safe Council** – Tom Padden

**Nevada Division of Transportation** - No report

**United States Forest Service** – Gar Abbas reported that Stephanie Phillips is in Sparks for 4 months. There are lots of projects in the works. The district realized it's time to get them going.

John Harris is the Middle Kyle Project mgr.

John Harris met with Mike McGroarty last Saturday with Tom Beatty and wants to thank you for going over the parking lot issue in Echo. They will be using Local crushed rock for the lot. Mike stated it is nice to see that you are working with us for a change.

John Harris said they are using new methods for building trails. The Visitor Center is a 12 million dollar budget. It has been sized down. We will have trails, info and welcome center, education building, parking lot and picnic areas. We Will be entering the design document phase and hope to be moving dirt in August or September, hopefully.

Curtis Alexander asked why the funding was decreased.

John Harris stated that we had to scale it back. Some funds will go to building the new fire bay, admin and volunteer area on telephone canyon.

Becky Grismanauskas said at the last meeting there was talk about roundabouts. Are there roundabouts in snow country and do they work?

John Harris stated that they do have them in Alaska and they work. In a 35 mph zone not a 55 mph zone.

Frank Leoni stated that USFS has talked to NDOT and they are familiar with roundabouts.

Gar Abbas said NDOT is building the roundabouts.

Frank Leoni stated that the Cathedral demo is completed and there will be fire would available all week. July 12 construction will start and they are trying to shorten the construction period. Other projects are on schedule. The Lee Canyon comment phase has ended. Demo should start next fall. Here again we are trying to shorten the construction period.

Chris Munhall asked if all the money is SNPLAMA money.

Gar Abbas stated that yes it is.

**Other Agencies** – No report.

## **TOWN ADVISORY BOARD COMMITTEE CHAIR REPORTS**

**Roads** – Curtis Alexander no report

**Public Response** – Mike McGroarty no report

**Kyle Canyon Water District** – George Togliatti no report

**Fire Protection District** – Becky Grismanauskas no report

**License Plate** – Pat Fitzgibbons no report

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**CORRESPONDENCE - None**

**CITIZEN PARTICIPATION -**

**Set Next Meeting Date.** There is no Special Call meeting scheduled. The next regular meeting will be *Thursday, December 1, 2011.*

The meeting was adjourned.

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