

**PROPOSED REGULATION OF THE
COLORADO RIVER COMMISSION**

LCB File No. R219-99

January 31, 2000

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

AUTHORITY: §§1 and 8, NRS 538.201; §§2-7, NRS 321.510 and 538.201.

Section 1. NAC 321.100 is hereby amended to read as follows:

321.100 As used in NAC 321.100 to 321.230, inclusive, unless the context otherwise requires, the words and terms defined in NAC ~~321.110~~ *321.120* to 321.160, inclusive, have the meanings ascribed to them in those sections.

Sec. 2. NAC 321.170 is hereby amended to read as follows:

321.170 The commission will, subject to the requirements of NRS 321.510 and 321.536:

1. ~~Acquire Eldorado Valley and Fort Mohave Valley at the adjusted appraised value established pursuant to federal law and on such terms and conditions as may be placed on any transfer of title by the Federal Government.~~

~~2.]~~ Provide for the development and disposal of lands within ~~the valleys~~ *Fort Mohave Valley* in such increments as are needed to further orderly planning and development in the ~~valleys.~~

~~3.]~~ *valley.*

2. Consider the reservation of lands within ~~the valleys~~ *Fort Mohave Valley* for parks, beaches, playgrounds and any other public recreational facility as recommended by interested governmental agencies.

~~[4.]~~ 3. Dispose of lands within ~~[the valleys,]~~ *Fort Mohave Valley*, except reserved lands, through sale or other methods of disposal to qualified developers and, if appropriate, public agencies.

~~[5.]~~ 4. Provide for the development and disposal of lands within ~~[Eldorado Valley and]~~ Fort Mohave Valley pursuant to the provisions of NAC 321.180 to 321.230, inclusive.

Sec. 3. NAC 321.180 is hereby amended to read as follows:

321.180 1. The director shall report to the commission any written proposal for development in ~~[Eldorado Valley or]~~ Fort Mohave Valley which is consistent with:

- (a) The current plan of development approved by the Secretary of the Interior;
- (b) A master plan adopted pursuant to chapter 278 of NRS by the governing body whose territory contains the land described for development or disposal, or the proposed development or disposal constitutes an acceptable revision to the master plan; and
- (c) The plans and projects of any special district whose territory contains the land described for development or disposal.

2. A copy of the plan of development described in paragraph (a) of subsection 1 may be:

(a) Obtained from the commission upon written request to: Director, Colorado River Commission, ~~[Mailroom Complex,]~~ *555 East Washington Avenue, Suite 3100*, Las Vegas, Nevada ~~[89158.]~~ *89101-1048*.

(b) Inspected or obtained at the commission's office during business hours at ~~[1515 East Tropicana Avenue, Suite 400,]~~ *555 East Washington Avenue, Suite 3100*, Las Vegas, Nevada.

FLUSH The director shall charge a fee to cover the cost of reproduction of the plan.

Sec. 4. NAC 321.190 is hereby amended to read as follows:

321.190 1. The commission will not approve any development in or disposal of ~~Eldorado Valley or~~ Fort Mohave Valley:

(a) Until it has consulted ~~:~~

~~(1) In the case of the Eldorado Valley, with the advisory group and the board.~~

~~(2) In the case of the Fort Mohave Valley,~~ with the board and *the* Laughlin town advisory board.

(b) Unless the person proposing the development or disposal first obtains the concurrence of the governing body whose territory contains the land described for development or disposal that the proposed development or disposal is consistent with the plans and projects described in subsection 1 of NAC 321.180.

2. When the commission decides that it is appropriate to provide for a particular type of development in a specific portion of ~~either valley,~~ *Fort Mohave Valley*, it will, by resolution, order the director to solicit proposals for the development. The materials for the solicitation must contain:

(a) A description of the type of development;

(b) A description of the specific area to be developed;

(c) Citations to applicable law and regulations;

(d) An application form; *and*

~~(e) In the case of the Eldorado Valley, a statement of the right of the board to comment on a proposal or to make an offer to purchase the land; and~~

~~(f)~~ Any other information the commission or the director considers appropriate.

Sec. 5. NAC 321.200 is hereby amended to read as follows:

321.200 ~~{1.}~~ The director shall:

~~[(a)]~~ 1. Publish a notice soliciting proposals as directed by the commission in its resolution;

and

~~[(b)]~~ 2. Send the notice directly to ~~[-~~:

~~—(1) The board, if the development involves the Eldorado Valley; and~~

~~—(2) Any] any~~ person who has submitted a proposal to the commission for a similar type of development within 1 year before the date of the resolution.

~~[2. If the development involves the Eldorado Valley, the director shall send a copy of the notice to the board at least 5 days before publishing the notice.]~~

Sec. 6. NAC 321.220 is hereby amended to read as follows:

321.220 1. ~~[Except for a proposal made by the board pursuant to subsection 3 of NRS 321.450, the]~~ **The** commission will not consider any proposal for development in ~~[the Eldorado Valley or]~~ Fort Mohave Valley unless it is submitted in response to a solicitation for proposals.

2. The commission will not consider a proposal if it does not contain the information required on the application. The proposal may contain any other information the person submitting the proposal wishes to provide.

Sec. 7. NAC 321.230 is hereby amended to read as follows:

321.230 1. The director shall forward a copy of each properly submitted proposal within 10 days after receiving it to ~~[-~~:

~~—(a) The advisory group, if the development involves the Eldorado Valley;~~

~~—(b) The Laughlin town advisory board, if the development involves Fort Mohave Valley; and~~

~~—(c) The board, unless the proposal was submitted by]~~ the **board and the Laughlin town advisory** board.

2. The director may arrange for an oral presentation by each person submitting a proposal before the entity to which a proposal was forwarded.

3. Within 15 days after a proposal is forwarded, the director shall submit a copy of the proposal to each commissioner and, as directed by the chairman of the commission, arrange for an oral presentation before the commission by the person submitting the proposal.

4. The commission will do one of the following:

(a) Reject the proposal.

(b) Select a proposal for further consideration.

(c) Accept a proposal pursuant to any terms and conditions the commission considers appropriate.

~~[5.— The acceptance of a proposal involving the sale or other disposal of land in the Eldorado Valley is conditioned upon the approval of the legislative commission.]~~

Sec. 8. NAC 321.110 and 321.150 are hereby repealed.

TEXT OF REPEALED SECTIONS

321.110 “Advisory group” defined. “Advisory group” means the Eldorado Valley advisory group.

321.150 “Eldorado Valley” defined. “Eldorado Valley” means that land described in NRS 321.410.