



NYE COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM REQUEST FORM

Department: Planning/Code Compliance	Meeting Date:
Category: Regular Agenda Item	April 2, 2024
Prepared by: Steve Osborne	Phone: (775) 751-4246
Presented by: Brett Waggoner	Phone: (775) 751-4244

Action requested: (Include what, with whom, when, where, why, and terms)

Discussion and deliberation regarding a request to set a date, time and location for a Public Hearing on Nye County Bill No. 2024-04: A Bill proposing to approve a Development Agreement between Nye County and GridLiance West, LLC, for the Beatty Transmission Line Upgrade Project; and providing for the severability, constitutionality, and effective date thereof; and other matters properly relating thereto.

Complete description of requested action: (Include, if applicable, background, impact, long-term commitment, existing county policy, future goals, obtained by competitive bid, accountability measures)

GridLiance West, LLC, desires to enter into a development agreement with Nye County for the proposed Beatty Transmission Line Upgrade. The applicant has also submitted a request for a Special Use Permit for the transmission line project.

The project is intended to upgrade the existing VEA 138-kV transmission line by providing additional capacity to the area, improving reliability, and integrate future energy projects.

The Town of Amargosa Valley and Town of Beatty have reviewed the proposal and submitted letters of support for the project.

Recommendation:

Staff recommends setting a Public Hearing for April 16, 2024 at 10:00 AM in Pahrump, NV.

Financial Impact

Cost:	Fund Name:	Fund #:
Budgeted: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	FY:	<input type="checkbox"/> One-Time <input type="checkbox"/> Recurring
Comments:		

Review & Approval

Legal Review Required: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Legal Approval Received: <input type="checkbox"/>	Date:
Financial Review Required: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Submitted to Finance: <input type="checkbox"/>	Date:
Administrative Manager Review: <input checked="" type="checkbox"/>	Place on Agenda: <input checked="" type="checkbox"/>	Initials: ST

Item # 20

BILL NO. 2024-04

NYE COUNTY ORDINANCE NO. _____

SUMMARY: A Bill proposing to approve a Development Agreement between Nye County and GridLiance West, LLC, for the Beatty Transmission Line Upgrade Project; and providing for the Severability, Constitutionality and Effective Date Thereof; and other matters properly relating thereto.

TITLE: A BILL PROPOSING TO APPROVE A DEVELOPMENT AGREEMENT BETWEEN NYE COUNTY AND GRIDLIANCE WEST, LLC, FOR THE BEATTY TRANSMISSION LINE UPGRADE PROJECT; AND PROVIDING FOR THE SEVERABILITY, CONSTITUTIONALITY AND EFFECTIVE DATE THEREOF; AND OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, pursuant to Section 278.0203 of the Nevada Revised Statutes and Chapter 16.32 of the Nye County Code, the Board of County Commissioners (Board) may enter into an agreement concerning the development of land; and

WHEREAS, a development agreement is an appropriate mechanism to implement the development of the project; and

WHEREAS, the Board finds that the development agreement is consistent with the objectives, policies, general land uses and programs specified in the applicable master/comprehensive plan(s); and

WHEREAS, the Board finds that the development agreement will not be detrimental to the public health, safety and general welfare; and

WHEREAS, final action has been taken approving the land use application (special use permit) for the proposed development project;

NOW, THEREFORE, the Board of County Commissioners of the County of Nye, State of Nevada, does hereby adopt Bill 2024-04 approving the Development Agreement between Nye County and GridLiance West, LLC, for the Beatty Transmission Line Upgrade Project.

SEVERABILITY. If any provision of this ordinance or amendments thereto, or the application there to any person, thing or circumstance is held to be invalid, such invalidity shall not affect the validity or provisions or applications of the ordinance or amendments thereto which can be given effect without the invalid provisions or applications, and to this end the provisions of this ordinance and amendments thereto are declared to be severable.

CONSTITUTIONALITY. If any section, clause or phrase of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, the remaining provisions of this ordinance shall continue in full force and effect.

EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after passage, approval, and publication as required by law, to wit, from and after the 13th day of May, 2024.

Proposed on the 2nd day of April, 2024

Proposed by: Commissioner _____.

Adopted on the ____ day of _____, 2024

Vote: Ayes: Commissioners:

Nays: Commissioners:

Absent: Commissioners:

BY: _____

Debra Strickland, Chair

Nye County Board of

County Commissioners

ATTEST: _____

Cori Freidhof

Clerk and Ex-Officio

Clerk of the Board