

Based on the above, staff is asking the Board of Supervisors to make a finding that the changes to CCMC do not impose a direct or significant economic burden or directly restrict the formation, operation, or expansion of a business.

Applicable Statute, Code, Policy, Rule or Regulation

NRS 237.030 to 237.150

Financial Information

Is there a fiscal impact? No

If yes, account name/number:

Is it currently budgeted? No

Explanation of Fiscal Impact:

Alternatives

The Board of Supervisors may make the finding that the proposed ordinance does impose a direct and significant economic burden upon a business or directly restricts the formation, operation, or expansion of a business.

Attachments:

[Revised BIS \(5-30-19\).pdf](#)

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)



BUSINESS IMPACT STATEMENT

This Business Impact Statement was prepared in accordance with the provisions of NRS (Nevada Revised Statutes) 237.030 to 237.150, inclusive, as a statutory prerequisite to the adoption of any rule****, as that term is defined in NRS 237.060, by the Carson City Board of Supervisors.

**** A "rule" may include an ordinance, or an action taken by the Board, that imposes, increases or changes the basis for the calculation of a fee which is paid in whole or in substantial part by businesses. A "rule" **does not** include actions that impose, increase or change the basis for the calculation of: (1) special assessments imposed pursuant to NRS chapter 271; (2) impact fees imposed pursuant to NRS chapter 278B; (3) fees for remediation imposed pursuant to NRS chapter 540A; (4) taxes ad valorem; (5) sales and use taxes; or (6) a fee that has been negotiated pursuant to a contract between a business and Carson City. A "rule" also **does not** include: an action taken by the Board that approves, amends or augments the annual budget of Carson City; an ordinance adopted by the Board pursuant to a provision of NRS chapter 271, 271A, 278, 278A, 278B or 350; an ordinance adopted or action taken by the Board that authorizes or relates to the issuance of bonds or other evidence of debt of Carson City; or any rule for which Carson City does not have the authority to consider less stringent alternatives, including, for example, a rule that Carson City is required to adopt pursuant to a federal or state statute or regulation or to a contract into which Carson City has entered.

ORDINANCE OR ACTION PROPOSED FOR ADOPTION

AN ORDINANCE RELATING TO GAMING: AMENDING TITLE 4 (LICENSES AND BUSINESS REGULATIONS) OF THE CARSON CITY MUNICIPAL CODE TO MODIFY VARIOUS PROVISIONS RELATED TO GAMING LICENSES AND REGULATIONS, AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

1. *The manner in which notice was provided to the applicable trade associations and officers of businesses likely to be affected by the proposed ordinance or action, and a summary of any data, arguments or comments received from those recipients:*

a. Notice

- On May 8, 2019, the Carson City Business License Division emailed a letter and a copy of the draft ordinance to the Executive Director of the Chamber of Commerce, and the General Managers of Casino Fandango, Gold Dust West Carson City, Carson City Nugget, Max Casino, and Bodines Casino. The letter informed them of the proposed changes to the code and informed them of a meeting that would take place on June 6, and elicited comments regarding the same.

Summary of comments received.

The Executive Director of the Chamber of Commerce responded, essentially verifying

the scope of changes, and advised of no concerns. Staff discussed the proposed modifications with a representative for Gold Dust West, but has not received any formal comments. The conversation was of a clarifying nature.

2. *The estimated economic effect of the proposed ordinance or rule on businesses, including both adverse and beneficial effects, and both direct and indirect effects:*

a. Adverse effects:

- Staff does not believe there to be any adverse impacts on businesses, either direct or indirect.

b. Beneficial effects:

- The proposed changes will streamline the process by eliminating duplication between State and local agencies.
- The proposed changes will provide clarification as to what City agency is responsible for the implementation of the gaming regulations.
- The proposed changes will result in uniformity in nomenclature between the State and the City, resulting in a better understanding of the regulations.

c. Direct effects:

- The proposed changes will allow gaming facilities to have private police and give away things of value without the need for permission from the City.

d. Indirect effects:

- The proposed changes will result in more comprehensible gaming regulations.

3. *The methods considered by the Carson City Board of Supervisors to reduce the impact of the proposed ordinance or action on businesses and whether any of those methods were used:*

N/A

4. *Estimate of the annual cost to Carson City for enforcement of the proposed ordinance or action:*

Costs associated with enforcement will be comparable to existing enforcement costs.

5. *The total annual amount of money expected to be collected as a result of the*

new fee or increase in fee proposed by the ordinance or action, and the manner in which the money will be used:

- No new fees or increase in fees is proposed, nor is any change in the manner in which the money will be used proposed.

6. *The proposed ordinance or action [x] DOES [] DOES NOT include any provisions which duplicate or are more stringent than Federal, State or local standards regulating the same activity.*

- The existing code requires the holder of a nonrestricted gaming license to maintain on the same parcel no fewer than one hundred guest rooms. This is an existing City regulation and no change to the regulation is proposed.

7. *The reasons for the conclusions regarding the impact of the proposed ordinance or action on businesses:*
Comments received were positive and understanding.

8. *Based on the information considered, it has been determined that this proposed ordinance or rule:*

- DOES [x] DOES NOT impose a direct and significant economic burden upon a business.
- DOES [x] DOES NOT directly restrict the formation, operation or expansion of a business.

Pursuant to NRS 237.090(3), this Business Impact Statement was completed on 5/24/2019, and made available for public inspection by Carson City on 5/30/2019, at the time the agenda notice on which the proposed ordinance or rule described in this statement is included was posted.

Pursuant to NRS 237.090(2), I, Nancy Paulson, the Carson City Manager, hereby certify that to the best of my knowledge and belief, the information contained herein was properly prepared and accurate.

Signature Nancy Paulson

Date 5/30/19

Printed Name Nancy Paulson