

Vanessa Stephens

From: Pat Whitten
Sent: Tuesday, August 30, 2016 2:41 PM
To: Vanessa Stephens
Subject: FW: Bicycling Event on September 17-19: Storey County

Good Morning V,

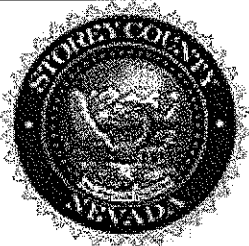
Would you please post the following to the regular agenda?

DISCUSSION/POSSIBLE ACTION

Appeal of Special Event denial pursuant to Storey County Code 8.28.060 for bicycle event in Virginia City on September 17-19 requested by Adventure CORPS.

Also, please use the attached as supporting documentation. Many thanks...

Pat



Pat Whitten
County Manager
Storey County

(775) 847-0968 (Office)
(775) 721-7001 (Cell)
PWhitten@StoreyCounty.org

Storey
County is an
equal
opportunity
provider and
employer.

From:

AdventureCORPS [mailto:adventurecorps@gmail.com]
Sent: Friday, August 26, 2016 1:46 PM
To: Deny Dotson; Pat Whitten; Gerald Antinoro
Cc: ric schrank; Jim DeGraffenreid
Subject: Re: Bicycling Event on September 17-19: Storey County

Greetings, gentlemen:

While we do request to be placed on the agenda for the September 6 Commission meeting, we also request the opportunity to come in and meet with the three of you this Wednesday, August 31 at any time that is convenient for you. It is our hope that we can address your concerns and resolve the matter without expending any of the Commission's time the following week. Please advise a good time and place to meet on August 31 - if possible - and we look forward to meeting with you at your convenience.

Thank you and have a nice weekend.

Yours in sport,
Chris Kostman,
Chief Adventure Officer and Race Director

Cell 818 661 0016

AdventureCORPS, Inc.

Item #10

638 Lindero Canyon Rd #311
Oak Park, CA 91377 USA

<http://www.adventurecorps.com>
<http://www.badwater.com>
<http://www.the508.com>

On Aug 24, 2016, at 12:37 PM, Deny Dotson wrote:

Chris,

Per our conversation, I wanted to pass on the comments and decision regarding your request to come thru Virginia City on Sept 17-18, from the Storey County team. Unfortunately, we will be denying the request (as submitted) based on County Manager Pat Whitten's comments below. Further below also outlines your legal right to appeal our decision to the Storey County Board of Commissioners. I hope that you understand our position and concerns. We wish you and your event well.

Best Regards,
Deny Dotson, Director
Virginia City Tourism Commission

Begin forwarded message:

From: Pat Whitten <pwhitten@storeycounty.org>
Date: August 24, 2016 at 5:57:45 AM PDT
To: Deny Dotson <ddotson@storeycounty.org>
Cc: Gerald Antinoro <gantinoro@storeycounty.org>, Mike Nevin <mnevin@storeycounty.org>, Gary Hames <ghames@storeycounty.org>, Jeff Nevin <jnevin@storeycounty.org>
Subject: **Bicycling Event on September 17-19: Storey County**

Deny,

As we discussed recently, I am denying the permitting of the above referenced event which I consider to be a Special Event as defined and provided for in Chapter 8.28 of Storey County Code (SCC). Since Storey County may have limited permitting authority for portions of the proposed race route involving State Route 341 (Geiger Grade) which I understand to be under the auspices and jurisdiction of the Nevada Department of Transportation and Nevada Highway Patrol, my above referenced denial pertains specifically to sections of County-owned and maintained streets, specifically Mill Street and 6 Mile Canyon transiting in a generally southern route beginning at the intersection of SR 341 and Mill Street and proceeding to the Storey/Lyon County Line just above the Mark Twain/Dayton area. My denial is based on the following stated findings:

- Failure to meet or satisfy SCC 8.28.030 (D) (1-4 inclusive). These specifically being:
 - 1. This event is not governed by or subject to any other permit procedures provided elsewhere in this Code or other applicable laws, rules or regulations.
 - 2. The conduct of the proposed use will unduly impede, obstruct, impair or interfere with the public's use of the street, specifically the residents located on

Mill/6 Mile Canyon as well as the general public using Mill Street/6 Mile Canyon.

- o 3. The conduct of of this proposed use would unduly impede, obstruct or interfere with the operation of emergency vehicles and equipment in or through the permit area and may adversely affect the county's ability to perform municipal functions or furnish services. Specifically, during portions of this proposed event, we will have the previously permitted the Way It Was Rodeo, an inaugural event which we anticipate may require surplus available Emergency Medical and Response Services locally.
- o 4. The proposed use and event does present a substantial and unwarranted safety and traffic hazard. Specifically, but not limited to, this includes transit thru the heavily traveled Mill Street residential area at speeds presumably in excess of the established posted limits of 20 MPH. Also, presumed failure to recognize and comply with posted and established safety traffic controls (stop signs) located at two locations in the above referenced residential area. And, presumed traffic and safety violations that would likely occur down the southbound route of 6-Mile including speeds in excess of posted limits and failure to maintain lanes, amongst others.

As provided for in SCC 8.28.060, please notify the "applicant" of my denial and inform them of their rights to appeal my decision. Also include my notice that should they determine to appeal, they should do so expeditiously given the timing of their event. To appeal my decision to the County Board of Commissioners, it is my opinion that they would best do this at the September 6th Commission meeting, in order for it to potentially be applicable to this year's event. Any date beyond that would most likely be considered after their proposed event. Our deadline for submittal of items for consideration is established by policy as noon on the Monday of the week immediately preceding their meeting which is this coming Monday...August 29th. Given the short timeline, I am willing to make a 24 hour policy exception in the interest of fairness and consideration to them so please advise them clearly that they must initiate appeal to the Storey County Clerk for consideration prior to 12:000 noon Tuesday, August 30th.

I caveat all statements I have made above as without advise from Storey County Counsel but will stand by them conditioned only on any unknown contradiction to either Nevada Revised Statute and/or Storey County Code. Thank you...

Pat

From: AdventureCORPS [<mailto:adventurecorps@gmail.com>]

Sent: Friday, August 12, 2016 2:12 PM

To: Gerald Antinoro <gantinoro@storeycounty.org>; Deny Dotson <ddotson@storeycounty.org>

Subject: Bicycling Event on September 17-19: Storey County

Hello Storey County Sheriff's Office as well as Deny Dotson with Virginia City:

As we did on October 5-7, 2014 and September 19-21, 2015, we are organizing a 510-mile, 48-hour, non-stop bicycling event on September 17-19, 2016 called "Silver State 508" which will travel from the Atlantis Casino Resort in Reno across SR 341, SR 79, Hwy 50, SR 722, and Hwy 50 again to Eureka, then return to Reno on the same route.

The route will utilize 13.6 miles of Storey County roadways (SR 341 and SR 79 / Six Mile Canyon) briefly on Saturday, September 17 at the start (Stage One), then late on September 18 and into September 19 (Stage Eight) on the return in the opposite direction. You can see your section of the route in this link:

Stage One: Reno to SR 341 to Virginia City to Hwy 50 to Silver Springs: 47.65 miles
End: Silver Saver Mini Mart 1000 U.S. 50, Silver Springs, NV (775) 577-2180
Map: <http://connect.garmin.com/activity/577983115>

Stage Eight: Silver Springs to Virginia City via Hwy 50, then SR 341 to Reno: 46.72 miles
End: Atlantis Casino Resort, 3800 S. Virginia Street. Reno, NV 89502
Map: <http://connect.garmin.com/activity/560414605>

We had hosted the forerunner to this event in California for 25 years and, in search of quieter roads and more wide open spaces, we moved the event to the great state of Nevada two years ago for 2014 and beyond. The 2014 and 2015 editions were held without incident and to wide acclaim. We are excited to return this year and once again showcase the awesome Nevada outback!

This event has just 70 cyclists and they will spread out very, very quickly due to the difficulty and distance of the event. They will NOT ride in a group, nor even in a peline. As such, there will be little to no impact on other road users. "BIKE AHEAD" Warning signage will be placed at key points along the route.

The Nevada Department of Transportation has requested the Sheriff for each county through which the event passes to please sign the Permit Application. That signature page is attached, along with the operational details and routing information.

Deny: I just paid the \$25 fee to Virginia City online.

If you have any questions, my cell is 818 661 0016. Otherwise, I ask that you return the signed NDOT Page 2 form at your earliest convenience. You can email it directly to Jean Allen with NDOT JAllen2@dot.state.nv.us with a copy to me, or send it to me, and then I will forward it to her.

Thank you!

Yours in sport,
Chris Kostman,
Chief Adventure Officer and Race Director

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Oak Park, CA 91377 USA

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