BUSINESS IMPACT STATEMENT

The following business impact statement was prepared pursuant to NRS 237.090 to amend Clark County Code Title 8, Chapter 8.20, Sections 8.20.020.040, 8.20.020.270, 8.20.020.405, 8.20.060, 8.20.115, 8.20.295, 8.20.450, Chapter 8.04, Sections 8.04.070 and 8.04.075, to eliminate distance restriction requirements for liquor and gaming establishments from business license code and create distance restrictions as part of the land use approval process pursuant to Title 30; to delete Chapter 8.40 in its entirety.

The following constitutes a description of the number of and manner in which comment was solicited from affected businesses, a summary of their response and explanation of the manner in which other interested persons may obtain a copy of the summary. NRS 237.090(1)(a)

On February 9, 2011 a Notice of Proposed Ordinance and request for public comment was sent to tavern liquor licensees and related community partners were notified. An additional Notice of Proposed Ordinance and request for public comments was emailed to interested stakeholders on February 11, 2011. A minor revision was read into the record upon introduction of the Ordinance on March 1, 2011.

On March 4, 2011, Notification of the Four Proposed Amendments was sent to liquor and gaming licensees, stakeholders, and posted in the following publications:
Las Vegas Review Journal
El Tiempo
Las Vegas Sentinel Voice
Las Vegas Business Press
Chinese News Network
Philippine Times
Korean Las Vegas Times
La Voce
The Israelite

The Department of Business License continued to accept public comment until the close of the business day on March 28, 2011. The deadline for submission of the Business Impact Statement to County Management for inclusion on the April 5, 2011 Special Liquor and Gaming Meeting Agenda was March 24, 2011. Therefore, comments received between March 24, 2011 and March 28, 2011 have been included within this Revised Business Impact Statement to be included in the record on April 5, 2011 and noted with an asterisk*.

At the April 5, 2011 Special Liquor and Gaming meeting, the Board approved that the distance restriction transition language be taken separately and conduct a public hearing at the May 3, 2011 BCC meeting.

All notifications listed above were also posted on the Clark County Department of Business License Website along with a grid outlining key points of the four proposed ordinances and a list of frequently asked questions concerning the proposed ordinances.

Copies of comments received in response to the notification are attached.
The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects: *NRS 237.090(1)(b)*

Adverse effects:

*The requirements of NRS 237.030 – 237.150 do not apply to jurisdictional actions in the areas of development (NRS Chapter 271) or planning and zoning (NRS Chapters 278, 278A and 278B) as these areas of local government authority are specifically exempted.*

Beneficial effects:

*None applicable*

Direct effects:

*Complexity of Liquor, Gaming or Entertainment regulation and compliance.*

Indirect effects:

*None reported*

The following constitutes a description of the methods that the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, methods were used: *NRS 237.090(1)(c)*

*None*

The governing body estimates that the annual cost to the local government for enforcement of the proposed rule is: *NRS 237.090(1)(d)*

*The department currently assures compliance on the front end of the licensing process. Therefore, no additional cost will be incurred.*

The proposed rule includes provisions, which duplicate or are more stringent than federal, state or local standards regulating the same activity. The following explains which such duplicative or more stringent provisions are necessary. *NRS 237.090(1)(f)*

*The proposed rule is less stringent than NRS 237 and NRS 271.*