



# Memorandum

**Date:** April 28, 2014

**To:** SOUTHERN NEVADA DISTRICT BOARD OF HEALTH

**From:** Jacquelyn Raiche-Curl, REHS, Environmental Health Supervisor *JRC*  
Paul Klouse, REHS, Environmental Health Manager *PK*  
Jacqueline Reszetar, Director of Environmental Health *JR*  
Joseph P. Iser, MD, DrPH, MSc, Chief Health Officer *JPI*

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**Subject:** Variance Request to Operate a Public Bathing Place not in Compliance with the Nevada Administrative Code NAC 444.130.1 and NAC 444.134.1, Hotspurs Resort Nevada LTD d/b/a JW Marriott Las Vegas Resort, 221 N Rampart Blvd, Las Vegas, NV 89145. [Assessor's Parcel Number (APN) 138-29-401-011] For Health Permit: PR0013748; Allison Wilson, Operator/Owner's Agent

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## I. BACKGROUND:

JW Marriott Las Vegas Resort is petitioning for a variance as requested by Allison Wilson, Owner's Representative of JW Marriott, to operate a public bathing place not in compliance with the Nevada Administrative Code NAC 444.130.1, which states "Every pool must be provided with a handhold around the entire perimeter of the pool, such as a perimeter overflow system, bull-nosed coping or cantilevered decking, installed not more than 9 inches (22.86 centimeters) above the waterline." And NAC 444.134.1, which states in part: "... a clear, unobstructed deck must be provided around the entire perimeter of a pool. In no case may the width of the deck be less than 4 feet (1.2 meters). A deck may be obstructed for a distance equal to not more than 10 percent of the perimeter of the pool ..."

The facility was constructed in 1999 as a spa which allowed up to 50% of the deck to be obstructed and did not include the handhold requirement outlined in the pool section of the regulations. Since that time, the facility has not been operated as a spa and is unable to meet the spa circulation requirements of a 30 minute turnover cycle. This facility is more appropriately categorized as a special purpose pool. The variances applied for will affect the change in category to be in full compliance with the more appropriate categorization and better address the relevant public health concerns associated with this facility.

## II. DISCUSSION:

April 28, 2014

The petitioner requests a variance to grant a condition that a pool at the JW Marriott Las Vegas Resort be operated with a waterfall constructed obstructing ~ 40% of the deck and a vanishing edge gutter system without handholds. The pool is only 18 feet wide and 3 feet deep allowing for ready access to the exposed deck on the opposite side of the waterfall.

The evidence presented for granting a variance to permit JW Marriott Las Vegas to deviate from NAC regulation 444.130.1 and 444.134.1 accommodating a pool with a deck obstruction greater than 10% and without handholds surrounding the entire pool perimeter is thus:

(a) There are circumstances or conditions which -

(1) Are unique to the applicant:

- I. (1) Body of water was built in 1999 and constructed with current conditions of an exercise pool.
- II. Temperature of water is 82 Degrees and has an average bather load of 14 people max.
- III. (3) Dimensions of pool 86L x 18W
- IV. (4) The entire pool is obstructed by individual hydrotherapy units, a water feature and landscaping.

(2) Do not generally affect other persons subject to regulations:

This pool has been open and in use for 15 years and has had no prior accidents or issues.

(3) Make compliance with the regulation unduly burdensome:

- I. Financial burden estimated to be approximately \$350,000 or more due to retrofitting landscape, water feature and pool. All pumps and filters would require modification adding additional cost.
- II. Area remodel would be labor intensive due to limited access causing all construction to be completed by hand or small equipment.

(4) Hardships caused and substantial property right abridged by complying with the regulation include.

- I. Financial burden estimated to be approximately \$350,000 or more due to retrofitting landscape, water feature and pool. All pumps and filters would require modification adding additional cost.
- II. Area remodel would be labor intensive due to limited access causing all construction to be completed by hand or small equipment.
- III. Hardship on business and resort guests due to area being out of service as well as a loss of revenue to be approximately \$12,000 or more.

(b) Granting the Variance -

(1) Is necessary to render substantial justice to the applicant and enable their preserving and enjoying a property right:

April 28, 2014

Granting the variance will allow the continued use of the established exercise pool in accordance with how the facility is operated rather than trying to place the facility in to an inappropriate category for operation.

(2) Will not be detrimental or pose a danger to public health and safety:

Granting the variance will not be detrimental or pose a danger to public health and safety. The pool has been in operation for 15 years and has not record of any major illness or injury events associated with the design or routine operation of the facility.

**III. RECOMMENDATION:**

Staff is of the opinion that there exist circumstances which satisfy the requirements for a variance and that the granting of this variance will not be detrimental or pose an unreasonable danger to public health and safety so long as the following conditions are included. Therefore, staff recommends approval of the variance in accordance with the outlined conditions.

**IV. CONDITIONS:**

1. The petitioner agrees to maintain the walkway area around the front side of the pool accessible and free from obstructions;
2. The petitioner agrees to adhere to all other applicable requirements of the Public Bathing Places Public Spas Regulations, NAC 444.
3. Failure of the petitioner to prevent public health and safety issues, as determined by the health authority, will result in the voiding of this variance;
4. This variance is automatically terminated without further notice upon the closing of any sale transaction involving the subject property, or upon petitioner leasing or assigning operation of these public bathing pools to any other person or entity.

JRC

**Attachments:**

- A. Nevada Secretary of State Corporation Information
- B. Variance Application Letter
- C. Variance Candidate Worksheet
- D. Signing Authority
- E. Assessor's Parcel Information
- F. Assessor's Map
- G. Public Notice
- H. Affidavit of Public Notice
- I. Photographs



# HOTSPUR RESORTS NEVADA, LTD.

Business Entity Information			
Status:	Active	File Date:	02/03/2005
Type:	Domestic Corporation	Entity Number:	E0007472005-1
Qualifying State:	NV	List of Officers Due:	02/28/2015
Managed By:		Expiration Date:	
Foreign Name:		On Admin Hold:	No
NV Business ID:	NV20051198312	Business License Exp:	02/28/2015

Additional Information	
	Central Index Key

Registered Agent Information			
Name:	GOOLD PATTERSON	Address 1:	1975 VILLAGE CENTER CIRCLE STE 140
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89134
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	NV
Mailing Zip Code:			
Agent Type:	Commercial Registered Agent - Limited-Liability Corporation		
Jurisdiction:	NEVADA	Status:	Active

[View all business entities under this registered agent \(\)](#)

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 75,000.00
Par Share Count:	75,000.00	Par Share Value:	\$ 1.00

Officers			
			<input type="checkbox"/> Include Inactive
<b>President - THADDAS L ALSTON</b>			
Address 1:	16202 BEACH DRIVE N.E.	Address 2:	
City:	SEATTLE	State:	WA
Zip Code:	98115	Country:	USA
Status:	Active	Email:	
<b>Secretary - THADDAS L ALSTON</b>			
Address 1:	16202 BEACH DRIVE N.E.	Address 2:	



SilverFlume Nevada's Business Portal to start/manage your business

Page 2 of 2

City:	SEATTLE	State:	WA
Zip Code:	98115	Country:	USA
Status:	Active	Email:	
<b>Treasurer - THADDAS L ALSTON</b>			
Address 1:	16202 BEACH DRIVE N.E.	Address 2:	
City:	SEATTLE	State:	WA
Zip Code:	98115	Country:	USA
Status:	Active	Email:	
<b>Director - THADDAS L ALSTON</b>			
Address 1:	16202 BEACH DRIVE N.E.	Address 2:	
City:	SEATTLE	State:	WA
Zip Code:	98115	Country:	USA
Status:	Active	Email:	

**Actions/Amendments**

[Click here to view 13 actions/amendments associated with this company \(\)](#)

Disclaimer ()

April 28, 2014

Attachment B: Variance Candidate Letter



March 5, 2014

Jacqueline Reszetar, Environmental Health Division Director  
Southern Nevada Health District  
Environmental Health Division  
330 S Valley View Blvd  
Las Vegas, NV 89152

Re: Aquatic Health Variance Reclassification

Dear Ms. Reszetar,

Please accept this letter, together with the Aquatic Health Program Variance Candidate Worksheet and exhibits as stated on the variance worksheet.

Specifically, the variance application is to grant a reclassification of the spa exercise body of water from an exercise spa to an exercise pool.

The current business address of the Owner, Hotspurs Resort Nevada, LTD, dba JW Marriott Las Vegas Resort is 221 N Rampart Blvd., Las Vegas, NV 89145. The Assessor's Parcel Number 138-29-401-011. The aquatic amenities at the facility will be operated by the Operator/Agent Allison Wilson, Spa Aquae Manager and her phone number is 702-869-7865.

At this time, the exercise pool located inside our Spa Aquae facility is permitted and described as the JW Marriott Exercise Pool, type of establishment is, Special purpose pool 100-2,2999SF. The Health Permit currently states "JW Marriott Exercise Pool", yet the health department records in the system currently state "JW Marriott Exercise Spa." Following Nevada Administrative Codes:

**Nevada Administrative Codes**

- **NAC 444.134.1 Decks.** Except as otherwise provided in this subsection and in NAC 444.196 and 444.1995, a clear, unobstructed deck must be provided around the entire perimeter of a pool. In no case may the width of the deck be less than 4 feet (1.2 meters). A deck may be obstructed for a distance equal to not more than 10 percent of the perimeter of the pool if:  
The (a) design of the obstruction does not endanger the health or safety of persons using the pool;  
An (b) unobstructed area of deck not less than 4 feet wide is provided around or through the obstruction not more than 15 feet (4.55 meters) from the edge of the pool; and  
Written (c) approval for the obstruction is obtained from the health authority before construction or installation of the obstruction.
- **NAC 444.130.1 Handholds.** Every pool must be provided with a handhold around the entire perimeter of the pool, such as a perimeter overflow system, bull-nosed coping or cantilevered decking, installed not more than 9 inches (22.86 centimeters) above the waterline

JW Marriott Las Vegas Resort & Spa

221 N. Rampart Boulevard, Las Vegas, Nevada 89145 USA Tel 702.869.7777 Fax 702.869.7339

**Evidence Submitted For Granting a Variance:**

The evidence presented for granting a variance to permit Hotspur Resort Nevada, LTD to

(a) There are circumstances or conditions which –

1. Are Unique to the applicant:

(1) Body of water was built in 1999 and constructed with current conditions of an exercise pool.

(2) Temperature of water is 82 Degrees and has an average bather load of 14 people max.

(3) Dimensions of pool 86L x 18W

(4) The entire pool is obstructed by individual hydrotherapy units, a water feature and landscaping.

2. Make Compliance with the regulation unduly burdensome:

(1) Financial burden estimated to be approximately \$350,000 or more due to retrofitting landscape, water feature and pool. All pumps and filters would require modification adding additional cost.

(2) Area remodel would be labor intensive due to limited access causing all construction to be completed by hand or small equipment.

(3) Hardship on business and resort guests due to area being out of service as well as a loss of revenue to be approximately \$12,000 or more.

3. Do not generally affect other persons subject to regulations:

(1) Spa exercise pool has been open for 15 years and had no prior accidents or issues.

Granting the variance will allow for continued use of the Spa Exercise Pool without endangering the health or safety of those utilizing the pool.

Exhibits supplied are:

1. Site plans & spa plans.
2. Photos illustrating examples of current spa exercise pool and deck obstructions.
3. Variance Candidate Worksheet.

Payment for the Variance Meeting fee of \$160, and the Variance Application fee of \$1,181, has been previously supplied.

Hotspur Resort Nevada Ltd. is committed to the health and safety of all of its employees, members and guests. It is through this commitment, our awareness of potential safety issues that Hotspur Resort Ltd. requests your consideration of this variance. Please do not hesitate to contact Allison Wilson at 702-869-7865 if you require any additional information.

Sincerely,



Thaddas Alston  
President



Attachment C: Variance Candidate Worksheet



**AQUATIC HEALTH PROGRAM VARIANCE CANDIDATE  
WORKSHEET**

**PART I:**

**ESTABLISHMENT INFORMATION**

Name of Facility/Establishment: JW Marriott Las Vegas Resort

Health Permit Number: PR0013748

Date of Inquiry: 2/28/14

Name of Operator/Agent: Hotspurs Resort Nevada LTD

Address of Operator/Agent: 221 N Rampart Blvd Las Vegas NV 89145

Contact Information of Operator/Agent: Allison Wilson

Office Phone: 702-869-7865

Cell Phone: 702-595-0540

Fax Number: 702-869-7904

Email Address: [Allison.wilson@jwmarriottlv.com](mailto:Allison.wilson@jwmarriottlv.com)

If corporation, the name/title of individual to sign for Variance document:

Name:

Title:

**OWNER INFORMATION**

Name of Property Owner: Hotspurs Resort Nevada Inc

Address of Property Owner: 221 N Rampart Blvd Las Vegas NV 89145

Contact Information of Property Owner: Thaddas Alston

Office Phone: 702-869-7138

Cell Phone:

Fax Number: 702-869-7613

Email Address: [talston@larco.ca](mailto:talston@larco.ca)

**PROPERTY INFORMATION**

**Property Address: 221 N Rampart Blvd Las Vegas NV 89145**

**Assessor's Parcel Number (APN): 138-29-401-011**

**Describe location within larger facility (i.e. hotel/casino/resort, etc.):**

**Resort -Exercise Pool located in Spa Aquae at the JW Marriott Las Vegas Resort and Spa**

**Describe Variance Issue (s): (Include sections of the Nevada Administrative Code that applies to the request for a variance)**

**The entire backside of the spa exercise pool is obstructed with a water feature and landscaped area.**

**The entire front side of the spa exercise pool is obstructed with individual hydrotherapy units.**

**Nevada Administrative Codes**

- **NAC 444.134.1 Decks.** Except as otherwise provided in this subsection and in NAC 444.196 and 444.1995, a clear, unobstructed deck must be provided around the entire perimeter of a pool. In no case may the width of the deck be less than 4 feet (1.2 meters). A deck may be obstructed for a distance equal to not more than 10 percent of the perimeter of the pool if:  
The (a) design of the obstruction does not endanger the health or safety of persons using the pool;  
An (b) unobstructed area of deck not less than 4 feet wide is provided around or through the obstruction not more than 15 feet (4.55 meters) from the edge of the pool; and  
Written (c) approval for the obstruction is obtained from the health authority before construction or installation of the obstruction.
- **NAC 444.130.1 Handholds.** Every pool must be provided with a handhold around the entire perimeter of the pool, such as a perimeter overflow system, bull-nosed coping or cantilevered decking, installed not more than 9 inches (22.86 centimeters) above the waterline.

**PART II:**

Nevada Administrative Code 439.240 states in general that certain conditions or circumstances must be shown to exist in order for a Board of Health to approve a request for a Variance from adopted public health regulations. A variance application letter (as noted below in PART III) MUST specifically address each of the following issues:

1. There must be circumstances or conditions which are unique to the applicant, and do not generally affect other persons subject to the regulation. Please indicate how your request is unique to your situation and is, therefore, not likely to affect other persons subject to specific regulation:

- (1) Body of water was built in 1999 and constructed with current conditions of an exercise pool.
- (2) Temperature of water is 82 Degrees and has an average bather load of 14 people max.
- (3) Dimensions of pool 86L x 18W
- (4) The entire pool is obstructed by individual hydrotherapy units, a water feature and landscaping.

2. There must be circumstances or conditions which make compliance with the regulation unduly burdensome and cause a hardship to and abridge a substantial property right of the applicant, and the variance is necessary to render substantial justice to and preserve the property rights of the applicant. Please indicate in what manner compliance with the regulation would be burdensome or cause a hardship on your business or how the free use of your property may be affected (if economic factors are an issue, please include estimates regarding the costs that would be incurred by compliance):

- (1) Financial burden estimated to be approximately \$350,000 or more due to retrofitting landscape, water feature and pool. All pumps and filters would require modification adding additional cost.
- (2) Area remodel would be labor intensive due to limited access causing all construction to be completed by hand or small equipment.
- (3) Hardship on business and resort guests due to area being out of service as well as a loss of revenue to be approximately \$12,000 or more.

3. Granting the variance will not be detrimental or pose a danger to the public health and safety. Please provide evidence that the variance request, if approved, will not adversely affect the safe and sanitary operation of the applicant(s) pool, spa, or food establishment:

Spa Exercise pool has been open for 15 years and has had no prior accidents or issues.

**NAC 439.240 Approval by State Board of Health. (NRS 439.150, 439.190, 439.200)**

1. The State Board of Health will grant a variance from a regulation only if it finds from the evidence presented at the hearing that:
  - (a) There are circumstances or conditions which:
    - (1) Are unique to the applicant;
    - (2) Do not generally affect other persons subject to the regulation;
    - (3) Make compliance with the regulation unduly burdensome; and
    - (4) Cause a hardship to and abridge a substantial property right of the applicant; and
  - (b) Granting the variance:
    - (1) Is necessary to render substantial justice to the applicant and enable the applicant to preserve and enjoy his or her property right; and
    - (2) Will not be detrimental or pose a danger to public health and safety.
2. Whenever an applicant for a variance alleges that he or she suffers or will suffer economic hardship by complying with the regulation, the applicant must submit evidence demonstrating the costs of compliance with the regulation. The Board will consider the evidence and determine whether those costs are unreasonable.

[Bd. of Health, Variances Reg. §§ 2.7-2.8, eff. 10-16-80; A 2-5-82; 1-19-84]

**PART III:**

A **Variance Application Letter**, which includes all information provided by the applicant on his worksheet, must be submitted in writing to Jacqueline Reszetar, Environmental Health Division (EHD) Director no later than six (6) weeks before the monthly Board of Health Meeting on the 4th Thursday except in November and December which is on the 3rd Thursday. The Application letter must be on the owner's letterhead signed by the Owner/Corporate Officer specifically listing which part(s) of the Regulation the proposed Variance covers with this completed Worksheet as an attachment. The written Application Letter must take particular care in providing statements and evidence of circumstances or conditions and reasons why the District Board of Health should grant the Variance as listed in NAC 439.240 as shown at the top of this page. *ALL information you have provided in PART I and II of this Worksheet must be included in the body of the letter.* The evidence required may include 8 1/2" x 11" or 11" x 17" detailed drawings and/or photographs.

The Variance process is outlined in Nevada Administrative Code (NAC) 439.200 through 439.260 with the exception that an application fee is payable to SOUTHERNNEVADAHEALTH DISTRICT (SNHD).

Referred by: **INSERT HERE**

(Print Name of APR or DEHS)

Completed by: **INSERT HERE**

(Print Name of APR or DEHS if not by supervisor)

Received by: **INSERT**

(Owner/Operator/Agent)

Reviewed by:

Attachment D: Signing Authority



March 5, 2014

Jacqueline Reszetar, Environmental Health Division Director  
Southern Nevada Health District  
Environmental Health Division  
330 S Valley View Blvd  
Las Vegas, NV 89152

Re: Designated Signing Authority

Dear Ms. Reszetar,

As President of Hotspur Resort Nevada, LTD, dba JW Marriott Las Vegas Resort, I authorize Michael J Gaughan III, General Manger of the Resort and Key Employee for the Spa, as the designated representative that has the authority to sign on behalf of the company in our request to attain the Aquatic Health Variance Reclassification.

Sincerely,

A handwritten signature in blue ink, appearing to read "Thaddas Alston", is written over a faint, larger version of the same signature.

Thaddas Alston  
President



Attachment E: Assessor's Parcel Information

Clark County Real Property

Page 1 of 2

GENERAL INFORMATION	
<u>PARCEL NO.</u>	138-29-401-011
<u>OWNER AND MAILING ADDRESS</u>	HCTSPUR RESORTS NEVADA LTD 1975 VILLAGE CENTER CIR #140 LAS VEGAS NV 89134-6256
<u>LOCATION ADDRESS</u> <u>CITY/UNINCORPORATED TOWN</u>	221 N RAMPART BLVD LAS VEGAS
<u>ASSESSOR DESCRIPTION</u>	<a href="#">PARCEL MAP FILE 115 PAGE 34</a> LOT 1
<u>RECORDED DOCUMENT NO.</u>	* <a href="#">20050404 02493</a>
<u>RECORDED DATE</u>	Apr 4 2005
<u>VESTING</u>	NS
<u>COMMENTS</u>	.06A VAC 20081008:695

\*Note: Only documents from September 15, 1999 through present are available for viewing.

ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE	
<u>TAX DISTRICT</u>	200
<u>APPRAISAL YEAR</u>	2013
<u>FISCAL YEAR</u>	2014-15
<u>SUPPLEMENTAL IMPROVEMENT VALUE</u>	0
<u>SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER</u>	N/A

REAL PROPERTY ASSESSED VALUE		
<u>FISCAL YEAR</u>	2013-14	2014-15
<u>LAND</u>	7316249	7316249
<u>IMPROVEMENTS</u>	0	10948223
<u>PERSONAL PROPERTY</u>	0	0
<u>EXEMPT</u>	0	0
<u>GROSS ASSESSED (SUBTOTAL)</u>	7316249	18264172
<u>TAXABLE LAND+IMP (SUBTOTAL)</u>	20903569	52184206
<u>COMMON ELEMENT ALLOCATION ASSD</u>	213	209
<u>TOTAL ASSESSED VALUE</u>	7316462	18264681
<u>TOTAL TAXABLE VALUE</u>	20904177	52184803

ESTIMATED LOT SIZE AND APPRAISAL INFORMATION	
<u>ESTIMATED SIZE</u>	39.99 Acres
<u>ORIGINAL CONST. YEAR</u>	1999
<u>LAST SALE PRICE MONTH/YEAR</u>	0
<u>LAND USE</u>	310 - Hotels - Class 1 Resort
<u>DWELLING UNITS</u>	572

<http://sandgate.co.clark.nv.us/assrealprop/ParcelDetail.aspx?hdnParcel=138-29-401-011&h...> 4/3/2014



<b>PRIMARY RESIDENTIAL STRUCTURE</b>					
<b>TOTAL LIVING SQ. FT.</b>	0	<b>CARPORT SQ. FT.</b>	0	<b>ADDN/CONV</b>	
<b>1ST FLOOR SQ. FT.</b>	0	<b>STORIES</b>	Casino, Category I	<b>POOL</b>	YES
<b>2ND FLOOR SQ. FT.</b>	0	<b>BEDROOMS</b>	0	<b>SPA</b>	NO
<b>BASEMENT SQ. FT.</b>	106231	<b>BATHROOMS</b>	0.00	<b>TYPE OF CONSTRUCTION</b>	
<b>GARAGE SQ. FT.</b>	0	<b>FIREPLACE</b>	0	<b>ROOF TYPE</b>	
<b>CASITA SQ. FT.</b>	0				



Attachment G: Public Notice



PUBLIC NOTICE

The Southern Nevada Health District Board of Health will conduct a PUBLIC HEARING on **April 28, 2014** at 5:00 p.m., during its monthly meeting held at **330 S. VALLEY VIEW BOULEVARD, LAS VEGAS, NEVADA 89127** to approve or deny a variance request to operate a public bathing place not in compliance for Horspurs Resort Nevada, LTD, dba JW Marriott Las Vegas Resort, 221 N Rampart Blvd., Las Vegas, NV 89145, APN 138-29-401-011. Note, if this application is not presented at the April 28, 2014 meeting, it will be presented at the May 22, 2014 meeting.

The variance request is made to allow the Petitioner to operate a public bathing place which is not in accordance with the Nevada Administrative Code (NAC) 444 Public Bathing Places and Public Spas: NAC 444.134 Decks and 444.130.1 Handholds.

Interested persons may appear at the public hearing and present their views thereon. Written comments will also be considered by the Southern Nevada Health District Board of Health and must be forwarded to Jacquelyn Curl, Environmental Health Supervisor, Southern Nevada Health District, P.O. Box 3902, Las Vegas, Nevada 89127-3902, no later than April 11, 2014. The variance application request is available for review at the Southern Nevada Health District, Environmental Health Division, 330 S. Valley View Blvd, Las Vegas NV 89107.

If there are special viewing needs, please contact Korie Maxfield at (702) 759-0571 to schedule an appointment to review the permit application during normal business hours of 8:00 a.m. to 4:00 p.m. Copies of the documents may be requested during that time for \$1.00 per page.

  
\_\_\_\_\_  
Jacqueline Reszetar, Environmental Health Director  
Southern Nevada Health District

3-11-14  
Date

Attachment H: Affidavit of Public Notice

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

SOUTHERN NEVADA HEALTH DIST
PO BOX 3902
LAS VEGAS NV 89127-3902

Account # 22345
Ad Number 0000121785

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 03/18/2014 to 03/18/2014, on the following days:

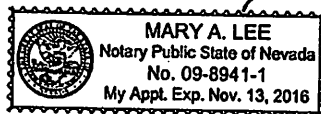
03 / 18 / 14

SNHD Southern Nevada Health District PUBLIC NOTICE
The Southern Nevada Health District Board of Health will conduct a PUBLIC HEARING on April 28, 2014 at 5:00 p.m. during its monthly meeting held at 330 S. VALLEY VIEW BOULEVARD, LAS VEGAS, NEVADA 89127 to approve or deny a variance request to operate a public bathing place not in compliance for Horseshoe Resort Nevada, LTD, dba JW Marriott Las Vegas Resort, 221 N Rampart Blvd., Las Vegas, NV 89145. APN: 139-29-01-011. Note: if this application is not presented at the April 28, 2014 meeting, it will be presented at the May 22, 2014 meeting. The variance request is made to allow the Petitioner to operate a public bathing place which is not in accordance with the Nevada Administrative Code (NAC) 444. Public Bathing Places and Public Spas: NAC 444.134 Decks and 444.130.1 Handholds. Interested persons may appear at the public hearing and present their views thereon. Written comments will also be considered by the Southern Nevada Health District Board of Health and must be forwarded to Jacquelyn Curti, Environmental Health Supervisor, Southern Nevada Health District, P.O. Box 3902, Las Vegas, Nevada 89127-3902, no later than April 11, 2014. The variance application request is available for review at the Southern Nevada Health District Environmental Health Division, 330 S. Valley View Blvd., Las Vegas NV 89107. If there are special viewing needs, please contact: Korie Maxfield at (702) 759-0571 to schedule an appointment to review the permit application during normal business hours of 8:00 a.m. to 4:00 p.m. Copies of the documents may be requested during that time for \$1.00 per page. /s/ Jacqueline Reszetar, Environmental Health Director, Southern Nevada Health District. PUB: March 18, 2014 LV Review Journal

ISI Stacey M. Lewis LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 18th day of March, 2014

Mary Lee Notary





Attachment I: Photographs

