







Memorandum

Date: January 24, 2019

To: SOUTHERN NEVADA DISTRICT BOARD OF HEALTH

From: Jeremy Harper, REHS, Environmental Health Supervisor 
Karla Shoup, REHS, Environmental Health Manager 
Christopher Saxton, REHS, Director of Environmental Health 
Joseph P. Iser, MD, DrPH, MSc, Chief Health Officer 

Subject: Variance Request to Operate one Public Bathing Place not in Compliance with the Nevada Administrative Code (NAC) 444.116, 444.134 and 444.168; Town Center Enclave, LLC, dba Trilogly in Summerlin, located at 4201 Sunrise Flats Street, Las Vegas, Nevada 89135; [Assessor's Parcel Number (APN) 164-24-117-011] for Health Permit PR0128798, Jeremy Fritz, for the Owner(s), Town Center Enclave, LLC.

I. BACKGROUND:

Town Center Enclave, LLC, DBA Trilogly in Summerlin is petitioning for a variance as requested by Jeremy Fritz, representative for the owner, to construct and operate one public swimming pool not in compliance with the following: Nevada Administrative Code (NAC) **444.116.1**, which states "Every swimming pool must have a minimum depth in the shallow area of the main swimming pool area of not less than 3 feet (0.9 meter) or more than 3 feet 6 inches (1.1 meters) from the normal operating level to the floor," NAC **444.116.3**, which states "The side walls of the pool must be vertical at all points for a depth of not less than 2 feet 6 inches," NAC **444.134.1**, which states that "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)," and NAC **444.168.6**, which states that "One skimmer must be placed at a point in the pool opposite the direction of prevailing summer winds."

The public bathing place is located on APN 164-24-117-011, at 4201 sunrise Flats Street, Las Vegas, Nevada.

II. DISCUSSION:

For the public swimming pool, the petitioner is requesting a variance from NAC 444.116, 444.134, and 444.168, which would allow them to construct the Lounge Pool at the property incorporating a wet deck with a waterfall edge, allowing obstruction of the deck at the wet deck area, with the wet deck area being the shallow portion of the pool with the side walls of the wet deck to be less

than 2 feet 6 inches deep. The variance would allow the disappearing edge drain on the east side of the wet deck rather than a single skimmer.

The evidence presented for granting a variance to permit Town Center Enclave, LLC to deviate from NAC 444.116, 444.134, and 444.168, is listed below.

The petitioner states the following in regard to this requirement:

1. There must be circumstances or conditions which are unique to the applicant, and do not generally affect other persons subject to the regulation:

The wet deck with waterfall edge is a unique condition. All variances sought with this Application are due to this unique design. For example, the decking cannot surround the entire wet deck because of the unique waterfall edge design, the pool and side wall depth cannot meet the NAC provisions listed above because by design the wet deck is only 12 inches deep. Finally, the waterfall edge drain acts as a skimmer covering the entire east side of the wet deck. Consequently, the addition skimmer normally required under the NAC is not necessary here and would be duplicative. In addition, the wet deck and waterfall edge design is the centerpiece of the Club property, and has a unique and valuable design.

Granting a variance will not affect other persons subject to regulations on decking, pool and wall depth, and skimmers. The design of the wet deck with waterfall edge will comply in all respects with NAC, chapter 444 other than as outlined in this application.

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:

Compliance with the provisions noted in this application would be unduly burdensome for Owner and the current and future Trilogy homeowners. The owner has already submitted and received approval for all the plans, has contracted the wet deck with waterfall edge and all related fencing, decking, and flatwork. In addition, the owner has provided current and future homeowners with information on the design of the wet deck with waterfall edge, which will be a key centerpiece to the layout and usefulness of the Club landscape. Without a variance being granted, the Owner would be forced to completely re-design the Club landscape and obtain approval for the new design. Not only would this process prove very costly to the owner (in re-design, engineering, plan submittal, permitting, re-bidding, and related costs), but it would also delay the Club's opening, which is currently on schedule for grand opening early Spring 2019. This delay would also greatly burden Trilogy homeowners.

Because removal of the wet deck with waterfall edge would change the grading and drainage of the entire area, new grading plans would also need to be designed and submitted, causing significant expense and potentially catastrophic delay of the Club.

If a variance is not granted, the Owner and Trilogy homeowners will be deprived of the design centerpiece of the Club site. The wet deck with waterfall edge is among the first

things the visitors see upon arrival at the community. This design element is critical and gives the Club a resort look, which is a key mark of any Trilogy community. This wet deck has iconic, signature marketing value for Trilogy that will not be possible in any other way. Without the wet deck, the Club will suffer impaired usage, diminished marketability, and decreased revenues. The total anticipated cost is significant and is still being determined.

3. Granting the variance will not be detrimental or pose a danger to the public health and safety:

Granting the variance will not be detrimental or pose a danger to public health and safety because the wet deck with waterfall edge is engineered to comply with code-mandated safety. In addition, the wet deck is coated with a non-slip plaster finish and has a hand-hold along the waterfall edge to further protect Club members and guests.

III. RECOMMENDATION:

1. With regard to a variance from NAC 444.116, 444.134, and 444.168 for the Lounge Pool, staff is of the opinion that circumstances exist which satisfy the requirements for a variance, and that granting a variance from these regulations will not be detrimental or pose a danger to public health and safety.

Staff recommends approval of a variance with the conditions outlined below.

IV. CONDITIONS

1. The petitioner agrees to maintain the existing walkway area around 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 non-transferable upon closing of any sale transaction involving the subject property. New owners must apply in writing for continuation of any variance conditions

JH

Attachments:

- A. Nevada Secretary of State Corporate Information
- B. Variance Application Letter
- C. Variance Candidate Worksheet
- D. Assessor's Parcel Information
- E. Assessor's Map
- F. Area Plans and Architectural Details
- G. Public Notice

ATTACHMENT

A

TOWN CENTER ENCLAVE LLC

Business Entity Information

| | | | |
|-------------------|-----------------------------------|-----------------------|-----------|
| Status: | Active | File Date: | 2/20/2015 |
| Type: | Foreign Limited-Liability Company | Entity Number: | E00961520 |
| Qualifying State: | DE | List of Officers Due: | 2/28/2019 |
| Managed By: | | Expiration Date: | |
| NV Business ID: | NV20151121345 | Business License Exp: | 2/28/2019 |

Additional Information

| | |
|--------------------|--|
| Central Index Key: | |
|--------------------|--|

Registered Agent Information

| | | | |
|--------------------|---|--------------------|------------|
| Name: | CSC SERVICES OF NEVADA, INC. | Address 1: | 2215-B REN |
| Address 2: | | City: | LAS VEGA |
| State: | NV | Zip Code: | 89119 |
| Phone: | | Fax: | |
| Mailing Address 1: | | Mailing Address 2: | |
| Mailing City: | | Mailing State: | NV |
| Mailing Zip Code: | | | |
| Agent Type: | Commercial Registered Agent - Corporation | | |
| Jurisdiction: | NEVADA | Status: | Active |

Financial Information

| | | | |
|---------------------|---|-----------------|------|
| No Par Share Count: | 0 | Capital Amount: | \$ 0 |
|---------------------|---|-----------------|------|

No stock records found for this company

Officers

Include

Managing Member - SH AA TOWN CENTER ENCLAVE, LLC

| | | | |
|-------------------|-----------------------------|-------------------|-----------|
| Address 1: | 655 BREA CANYON ROAD | Address 2: | |
| City: | WALNUT | State: | CA |
| Zip Code: | 91789 | Country: | |
| Status: | Active | Email: | |

| - Actions\Amendments | | | |
|-----------------------------------|---|------------------------|----------|
| Action Type: | Application for Foreign Registration | | |
| Document Number: | 20150079820-04 | # of Pages: | 2 |
| File Date: | 2/20/2015 | Effective Date: | |
| (No notes for this action) | | | |
| Action Type: | Initial List | | |
| Document Number: | 20150149886-74 | # of Pages: | 2 |
| File Date: | 3/30/2015 | Effective Date: | |
| ilo | | | |
| Action Type: | Annual List | | |
| Document Number: | 20160015839-95 | # of Pages: | 1 |
| File Date: | 1/13/2016 | Effective Date: | |
| (No notes for this action) | | | |
| Action Type: | Annual List | | |
| Document Number: | 20170022324-43 | # of Pages: | 1 |
| File Date: | 1/18/2017 | Effective Date: | |
| 17-18 | | | |
| Action Type: | Amended List | | |
| Document Number: | 20170219663-17 | # of Pages: | 1 |
| File Date: | 5/19/2017 | Effective Date: | |
| (No notes for this action) | | | |
| Action Type: | Annual List | | |
| Document Number: | 20180086389-75 | # of Pages: | 1 |
| File Date: | 2/26/2018 | Effective Date: | |
| (No notes for this action) | | | |

ATTACHMENT

B



September 28, 2018

Jeremy Harper, REHS (Environmental Health Supervisor)
Southern Nevada Health District
Environmental Health Division—Aquatic Health Program
280 S. Decatur Blvd.
Las Vegas, NV 89107

Project: Trilogy in Summerlin
Owner: Town Center Enclave, LLC
Address: 10777 W. Twain Ave., Ste. 222
Las Vegas, NV 89135

RE: Variance Application Letter/Request for Variance

Dear Jeremy,

In further support of our Variance Candidate Worksheet and all other related materials, please accept this letter seeking variances from the following NAC requirements as they relate to a wet deck with waterfall edge at the center our Community Club Site: under Nevada Administrative Code (“NAC”) 444.134, allowing additional obstruction of the deck at the wet deck area only; under NAC 444.116, allowing the wet deck to be less than 3 feet deep; under NAC 444.116.3 allowing the side walls, of the wet deck area only, to be less than 2 feet 6 inches; and under NAC 444.168.6, allowing the disappearing edge drain on the east side of the wet deck rather than a single skimmer. In short, this request for variances is to allow the wet deck with waterfall edge to be included in our Community despite the above-referenced code provisions.

Please note that the Owner’s current business address is that listed above. The Community is located at the Southwest corner of Flamingo and Town Center, Las Vegas, NV 89135. The Assessor’s Parcel Number is 164-24-117-011, and the Operator is Town Center Enclave, LLC. The contact for the Owner is Jeremy Fritz and the phone number is (702) 265-9366.

The following lists the conditions and circumstances that support this request for variances:

10777 W. Twain Ave., Suite 222, Las Vegas, NV 89135 • 725.605.6000 • TrilogyLife.com



Sales by J.F. Shea Co. Inc. (NV #B.0144675).
Construction by SHALC GC, Inc. (NV #0080574).



EVIDENCE SUBMITTED FOR GRANTING A VARIANCE:

The evidence presented for granting a variance to permit Town Center Enclave, LLC to vary from the requirements of NAC 444.134, regarding decking, NAC 444.116, regarding pool depth, NAC 444.116.3 regarding side walls, and NAC 444.168.6, regarding skimmer placement, is as follows:

(a) There are circumstances to conditions which –

- (1) Are unique to the applicant: The wet deck with waterfall edge is a unique condition. All variances sought with this Application are due to this unique design. For example, the decking cannot surround the entire wet deck because of the unique waterfall edge design, the pool and side wall depth cannot meet the NAC provisions listed above because by design the wet deck is only 12 inches deep. Finally, the waterfall edge drain acts as a skimmer covering the entire east side of the wet deck. Consequently, the addition skimmer normally required under the NAC is not necessary here and would be duplicative. In addition, the wet deck and waterfall edge design is the centerpiece of the Club property, and has a unique and valuable design.
- (2) Do not generally affect other persons subject to regulations: Granting a variance will not affect other persons subject to regulations on decking, pool and wall depth, and skimmers. The design of the wet deck with waterfall edge will comply in all respects with NAC, Chapter 444 other than as outlined in this Application.
- (3) Make compliance with the regulation unduly burdensome: Compliance with the provisions noted in this Application would be unduly burdensome for Owner and the current and future Trilogy homeowners. The Owner has already submitted and received approval for all the plans, has contracted the wet deck with waterfall edge and all related fencing, decking and flatwork. In addition, the Owner has provided current and future homeowners with information on the design of the wet deck with waterfall edge, which will be a key centerpiece to the layout and usefulness of the Club landscape. Without a variance being granted, the Owner would be forced to completely re-design the Club landscape and obtain approval for the new design. Not only would this process prove very costly to the Owner (in re-design, engineering, plan submittal, permitting, re-bidding, and related costs), but it would also greatly delay the Club's opening, which is currently on schedule for grand opening early Spring 2019. This delay would also greatly burden Trilogy homeowners.
- (4) Hardships caused and substantial property right abridged by complying with the regulation include:

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Sales by J.F. Shea Co. Inc. (NV #B.0144875).
Construction by SHALC GC, Inc. (NV #0080674).



- a. As noted above, an extremely costly re-design, re-engineering, plan re-submittal, re-permitting, and re-bidding of the entire Club landscape would be required, as the current plans including a wet deck with waterfall edge has already been approved.
- b. Because removal of the wet deck with waterfall edge would change the grading and drainage of the entire area, new grading plans would also need to be designed and submitted, causing significant expense and potentially catastrophic delay of the Club.
- c. If a variance is not granted, the Owner and the Trilogy homeowners will be deprived of the design centerpiece of the Club site. The wet deck with waterfall edge is among the first things visitors see upon arrival at the Community. This design element is critical and gives the Club a resort look, which is a key mark of any Trilogy community. This wet deck has iconic, signature marketing value for Trilogy that will not be possible any other way. Without the wet deck, the Club will suffer impaired usage, diminished marketability, and decreased revenues. The total anticipated cost is significant, and is still being determined.

(b) Granting the Variance –

- (1) Is necessary to render substantial justice to the applicant and enable their preserving and enjoying a property right: Granting the variance will allow the Owner to provide Trilogy homeowners with a refreshing wet deck for sunbathing and relaxing with friends, and a high-end waterfall edge that provides unmatched aesthetic value and ambiance. Other similarly situated properties currently enjoy a similar resort-quality feel. Trilogy homeowners should and do expect a resort-quality atmosphere, and this expectation will be greatly diminished if the wet deck with waterfall edge is not approved.
- (2) Will not be detrimental or pose a danger to public health and safety: Granting the variance will not be detrimental to or pose a danger to public health and safety because the wet deck with waterfall edge is engineered to comply with code-mandated safety. In addition, the wet deck is coated with a non-slip plaster finish and has a hand-hold along the waterfall edge to further protect Club members and guests.

Enclosed are:

1. Two (2) sets of site plans, plans of the wet deck with waterfall edge, and associated sections, plus supplemental information;
2. Variance Candidate Worksheet; and
3. Fees TBD.

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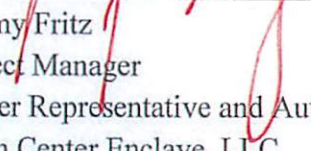
Sales by J.F. Shea Co. Inc. (NV #B.0144675).
Construction by SHALC GC, Inc. (NV #0030574).



It is our hope that timely submittal of this letter and the listed attachments will ensure that this Application will be heard at the Southern Nevada Board of Health meeting currently scheduled for November 15, 2018 at 8:00 a.m. The Owner will be represented at this meeting by myself, Jeremy Fritz, Project Manager for the Project and Authorized Agent for the Owner.

Please contact me if you require any further information in connection with this Letter or the Application.

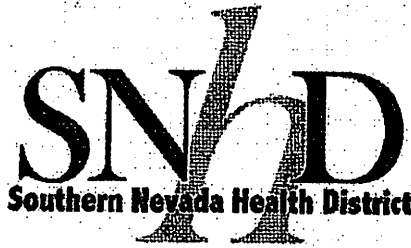
Sincerely,



Jeremy Fritz
Project Manager
Owner Representative and Authorized Agent,
Town Center Enclave, LLC

ATTACHMENT

C



VARIANCE CANDIDATE WORKSHEET

PART I:

ESTABLISHMENT INFORMATION

Name of Facility/Establishment: Trilogy Las Vegas
Health Permit Number:
Date of Inquiry:
Name of Operator/Agent: Shale cc inc Jeremy Fritz @ Sheahomes.com
Address of Operator/Agent: 10777 W. Twain Ave St.
Contact Information of Operator/Agent:
Office Phone:
Cell Phone:
Fax Number:
Email Address:
If corporation, the name/title of individual to sign for Variance document:
Name:
Title:

OWNER INFORMATION

Name of Property Owner: Town Center Enclave, LLC.
Address of Property Owner: 10777 W. Twain Ave St.
Contact Information of Property Owner:
Office Phone: 725-605-6000
Cell Phone:
Fax Number:
Email Address: Tyler.Shute@sheahomes.com

PROPERTY INFORMATION

Property Address: 4201 Sunrise Flats
Assessor's Parcel Number (APN): 164-24-117-011
Describe location within larger facility (i.e. hotel/casino/resort, etc.):
Older Adult Community

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

NAC 444.134 A Deck may be obstructed for a distance equal to not more than 10% of Perimeter of the Pool

NAC 444.116 Swimming Pool minimum depth in shallow area of the main Swimming Pool Area of not less than 3 ft.

NAC 444.116.3 The side walls of the pool must be vertical at all points for a depth of not less than 2 feet 6 inches

NAC. 444.168.6 One Skimmer must be placed at a point in the pool opposite the direction of prevailing winds

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 the regulations:

NAC 444.134 We want 50% Obstruction as a design feature, The Pool is at
The main entrance to the Subdivision with a water fall Vanishing edge to highlight the
Community, Will Be lit at night to make a Spectacular entrance. This is a sales
point to keep up the Value of the community.
NAC 444.116 The pool is only 1 foot deep as a Cool Pool Request
NAC 444.1163 The pool is only 1 foot deep and cannot have 2'6" straight walls
NAC 444.108 The Pool edge is a gutter on the whole east side

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):

Our sales won't be up to the Amenity of other communities
This is a major design factor for this community

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:

ATTACHMENT

D

| GENERAL INFORMATION | |
|--|--|
| PARCEL NO. | 164-24-117-011 |
| OWNER AND MAILING ADDRESS | TOWN CENTER ENCLAVE L L C %IHP CAPITAL PARTNERS 100 BAYVIEW CIR #2000 NEWPORT BEACH CA 92660 |
| LOCATION ADDRESS CITY/UNINCORPORATED TOWN | 4201 SUNRISE FLATS ST SUMMERLIN |
| ASSESSOR DESCRIPTION | SUMMERLIN VILLAGE 15A PARCEL 1 - LATITUDE PLAT BOOK 153 PAGE 11 COMMON ELEMENT G |
| RECORDED DOCUMENT NO. | * 20150226:02019 |
| RECORDED DATE | Feb 26 2015 |
| VESTING | NS |

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

| ASSESSMENT INFORMATION AND VALUE EXCLUDED FROM PARTIAL ABATEMENT | |
|---|---------|
| TAX DISTRICT | 420 |
| APPRAISAL YEAR | 2018 |
| FISCAL YEAR | 2019-20 |
| SUPPLEMENTAL IMPROVEMENT VALUE | 0 |
| INCREMENTAL LAND | 0 |
| INCREMENTAL IMPROVEMENTS | 0 |

| REAL PROPERTY ASSESSED VALUE | | |
|---------------------------------------|---------|---------|
| FISCAL YEAR | 2018-19 | 2019-20 |
| LAND | 0 | 0 |
| IMPROVEMENTS | 0 | 0 |
| PERSONAL PROPERTY | 0 | 0 |
| EXEMPT | 0 | 0 |
| GROSS ASSESSED (SUBTOTAL) | 0 | 0 |
| TAXABLE LAND+IMP (SUBTOTAL) | 0 | 0 |
| COMMON ELEMENT ALLOCATION ASSD | 0 | 0 |
| TOTAL ASSESSED VALUE | 0 | 0 |
| TOTAL TAXABLE VALUE | 0 | 0 |

| ESTIMATED LOT SIZE AND APPRAISAL INFORMATION | |
|---|----------------------------|
| ESTIMATED SIZE | 3.46 Acres |
| ORIGINAL CONST. YEAR | 0 |
| LAST SALE PRICE MONTH/YEAR SALE TYPE | 0 |
| LAND USE | 27.100 - SFR - Common Area |
| DWELLING UNITS | 0 |

| PRIMARY RESIDENTIAL STRUCTURE | | | | |
|--------------------------------------|---|------------------------|---|---------------------------|
| 1ST FLOOR SQ. FT. | 0 | CASITA SQ. FT. | 0 | ADDN/CONV |
| 2ND FLOOR SQ. FT. | 0 | CARPORT SQ. FT. | 0 | POOL |
| 3RD FLOOR SQ. FT. | 0 | STYLE | | SPA |
| UNFINISHED BASEMENT SQ. FT. | 0 | BEDROOMS | 0 | TYPE OF CONSTRUCT. |
| FINISHED BASEMENT SQ. FT. | 0 | BATHROOMS | 0 | ROOF TYPE |
| BASEMENT GARAGE SQ. FT. | 0 | FIREPLACE | 0 | |
| TOTAL GARAGE SQ. FT. | 0 | | | |

ATTACHMENT

E

ASSESSOR'S PARCELS - CLARK CO., NV.
Michele W. Shafe - Assessor

164-24-1

N 2 NW 4

24

T21S R59E

136 137 138 13

165 164 163 16

174 175 176 17

Scale: 1" = 200' **Rev: 7/3/2018**

MAP LEGEND

CONDOMINIUM UNIT
 001 ROAD PARCEL NUMBER
 002 PARCEL NUMBER
 003 AIR SPACE PCL
 004 RIGHT OF WAY PCL
 005 SUB-SURFACE PCL

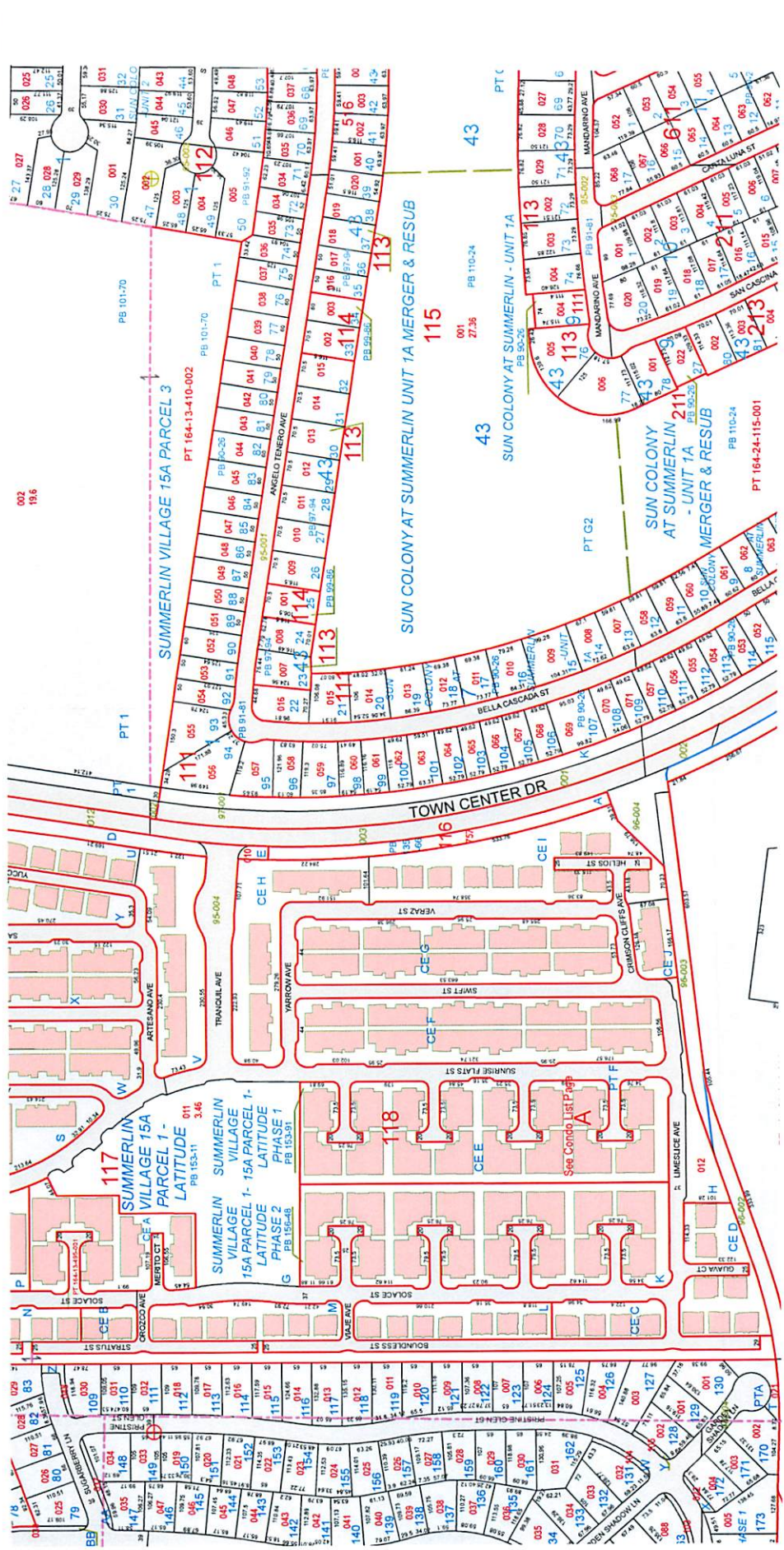
PARCEL BOUNDARY
 006 SUB BOUNDARY
 007 PMLD BOUNDARY
 008 ROAD EASEMENT
 009 MATCH / LEADER LINE
 010 HISTORIC LOT LINE
 011 HISTORIC SUB BOUNDARY
 012 HISTORIC PMLD BOUNDARY
 013 SECTION LINE

NOTES

This map is for assessment use only and does NOT represent a survey.
 No liability is assumed for the accuracy of the data delineated herein.
 Information on roads and other non-assessed parcels may be obtained
 from the Road Document Listing in the Assessor's Office.
 This map is compiled from official records, including surveys and deeds,
 but only contains the information required for assessment. See the
 recorded documents for more detailed legal information.

USE THIS SCALED/FIELD MAP REDUCED FROM 1:100 ORIGINAL

0 100 200 300 400 500 600



ATTACHMENT

F



Trilogy

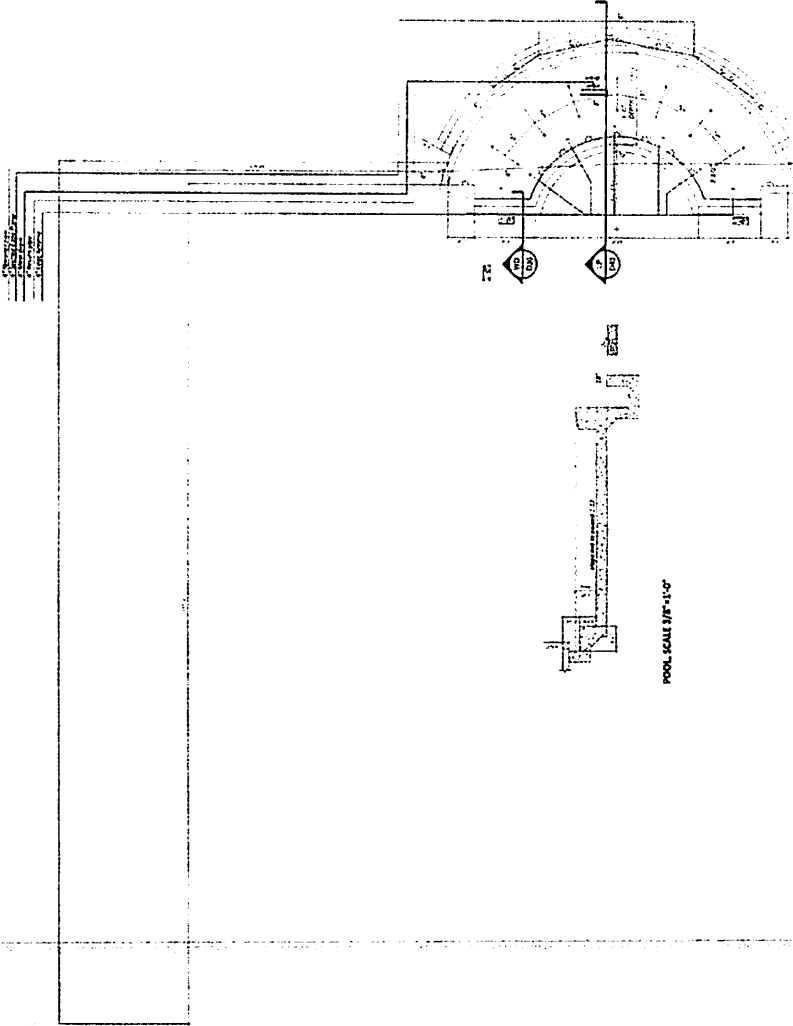
PRESTIGE POOLS INC.
4275 S. Eastern Ave. Ste. 200
Las Vegas, NV 89123
PHONE: 702.735.1100

Trilogy Latitude
4201 Sunrise Plaza
Las Vegas, NV 89135
APRIL 16/24/17/2011
OWNER: POOL PLAN

RECEIVED
APR 17 2011
ARCHITECTURAL

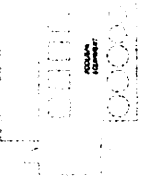
CHECKED BY: []
DRAWN BY: []
DATE: []
PROJECT NUMBER: []
SHEET: S2

Setting Pool & Spa Structure. Erections Only
WORST CASE



LOUNGE POOL PLAN; SCALE 1/8\"/>

POOL SCALE 3/8\"/>



POOL SCALE 1/8\"/>
OWNER: []
PROJECT: []
DATE: []

OWNER: []
PROJECT: []
DATE: []

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OWNER: []
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OWNER: []
PROJECT: []
DATE: []



ATTACHMENT

G



PUBLIC NOTICE

The Southern Nevada Health District Board of Health will conduct a PUBLIC HEARING on January 24, 2019, at 8:30 a.m. during its monthly meeting held at 280 South Decatur Boulevard, Las Vegas, NV 89107, to approve or deny a variance request to operate a public bathing place not in compliance for Town Center Enclave, LLC, DBA Trilogy in Summerlin, located at 4201 Sunrise Flats Street, Las Vegas, Nevada 89135, APN 164-24-117-011. Note, if this application is not presented at the January 24, 2019 meeting, it will be presented at the February 28, 2019 meeting.

The variance request is made to allow the Petitioner to operate an aquatic venue not in accordance with the Nevada Administrative Code (NAC) 444 Public Bathing Places and Public Spas: NAC 444.116 Limitations on Depth - minimum water depth, NAC 444.134 Decks - deck obstruction, and NAC 444.168 Skimmers - number of skimmers.

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 Jeremy Harper, Environmental Health Supervisor for the Aquatic Health Program, Southern Nevada Health District, P.O. Box 3902, Las Vegas, Nevada 89127-3902, or via email at harper@snhd.org, no later than January 23, 2019. The variance application request is available for review at the Southern Nevada Health District, Environmental Health Division, 333 N Rancho Drive, Las Vegas, NV 89106.

If there are special viewing needs, please contact Bonnie Archie at (702) 759-0572 or archie@snhd.org 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
Christopher Saxton, Environmental Health Director
Southern Nevada Health District

1/7/2019
Date