



WASHOE COUNTY

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STAFF REPORT BOARD MEETING DATE: June 16, 2026

DATE: June 8, 2026
TO: Board of County Commissioners
FROM: David Solaro, Assistant County Manager
SUBJECT: Public Hearing: Complaint alleging a public nuisance case under Nevada Revised Statutes (NRS) 244.360 and Washoe County Code Chapters 50 and 125 on private property at 179 E. 5th Street (APN 085-830-24) in Sun Valley, Nevada. The alleged nuisance generally consists of the accumulation and/or dumping of junk vehicles and other debris on the property. If a public nuisance is determined to exist on the property options may include: pursuing administrative enforcement to include abatement, directing the commencement of a civil action for abatement in the courts, or ordering a non-judicial abatement of a nuisance. (Commission District 3).

SUMMARY

This staff report requests that the Board of County Commissioners (Board) conduct a public hearing pursuant to NRS 244.360 and Washoe County Code (WCC) Chapters 50 and 125 to determine whether a public nuisance exists on private property located at 179 E. 5th Street (APN 085-830-24) in Sun Valley, Nevada owned by Arthur Wilson. The Code Enforcement Division has documented ongoing and escalating conditions at this property, including the accumulation and/or dumping of debris, rubbish and refuse on the property — conditions that constitute violations of WCC Chapter 50 (Public Peace, Safety and Morals) and WCC Chapter 125 (Enforcement; Remedies; Penalties). These conditions are subject to abatement proceedings under WCC 125.195(2)(a) and NRS 244.360(1)–(5). This property has a documented enforcement history dating back to 2025 with nine penalty notifications, and despite repeated notices of violation and penalty assessments, conditions have not been abated.

BACKGROUND

APN 085-830-24 is a residential parcel located at 179 E. 5th Avenue in Sun Valley and is owned by Arthur Wilson. Based on information received, Mr. Wilson passed away several years ago. The property has accumulated a large amount of debris, rubbish, and refuse that threatens the health, safety, and welfare of the occupants and the community. Additionally, the property has a large number of squatters occupying tents, trailers, and other non-permanent dwelling units on the property. This property has been the subject of a long list

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of Code Enforcement violations; however, because of the death of Mr. Wilson there is no owner to enforce the violations against.

On May 12, 2026, the Board acknowledged receipt of a public nuisance complaint received by Code Enforcement and set a public hearing for June 16, 2026. Notice of the hearing was published in the Reno-Gazette Journal on May 17, 2026 and May 24, 2026. Service of the public hearing notice was sent to last known address of the owners of the property via certified mail and regular mail.

LEGAL AUTHORITY

Nevada Revised Statutes

- **NRS 244.360(1):** Whenever a written complaint is filed with the County Clerk alleging the existence of a nuisance as defined in NRS 40.140, the County Clerk shall notify the Board of County Commissioners, who shall fix a date to hear the proof of the complainant and of the owner or occupant of the real property not less than 30 nor more than 40 days subsequent to the filing of the complaint.
- **NRS 244.360(2):** At the time of fixing the hearing, the Board shall order and cause notice of the hearing to be published at least once a week for 2 weeks next preceding the date fixed for the hearing in a newspaper of general circulation published in the county.
- **NRS 244.360(3):** At the hearing, the Board shall receive proofs offered to establish or controvert the facts set forth in the complaint, and on the final hearing shall by resolution determine whether or not a nuisance exists and, if one does exist, order the person or persons responsible to abate the same. If the order is not obeyed within 5 days after service, the Board shall cause the abatement of the nuisance and make the cost of abatement a special assessment against the property.

Washoe County Code

- **WCC §50.302 (Purpose and Scope):** The Nuisance Code is intended to protect the health, safety and welfare of the citizens of unincorporated Washoe County and applies to all property within unincorporated Washoe County. All property owners and occupants are required to maintain such property in accordance with state law and the Code.
- **WCC §50.308 (Public Nuisances):** The following conditions documented at 179 E. 5th Street constitute public nuisances under the Code:
 - Maintenance of property in a state of disrepair or deterioration that could cause harm to persons or damage to property.
 - The existence of debris-refuse-rubbish or garbage that could cause harm to persons, be materially detrimental to property, or become a harborage for rodents or other vermin, an attractive nuisance, a fire hazard, or in any other way detrimental to public health, safety, or welfare.
 - Outdoor storage of building materials, appliances, debris-refuse-rubbish, junk vehicles, or garbage in public view.
- **WCC §50.306 (Unlawful Acts and Enforcement):** It shall be unlawful to maintain, or permit to be maintained, the nuisances described in the Nuisance Code within the unincorporated area of Washoe County.
- **WCC §125.195 (Abatement):** To protect the health, safety and welfare of the residents of the county, an enforcement official may issue and serve an abatement

notice ordering an owner to clear debris, rubbish, refuse, litter, garbage, abandoned or junk vehicles, or junk appliances.

- **WCC §125.310 (Abatement — Cost Recovery):** The County may abate the public nuisance on the property and may recover the costs of abatement if the owner has failed to request or has exhausted all appeal rights and has not abated the public nuisance. The abatement notice must be served by certified mail upon the owner.
- **WCC §125.215 (Chronic Nuisance):** A chronic nuisance exists when three or more instances of public nuisance activities exist or have occurred during any 90-day period on the property. The documented conditions at 179 E. 5th Street — including ongoing sewage overflow, junk vehicles, and debris accumulation — meet this threshold.

FINDINGS

Staff finds that the conditions on APN 085-830-24 constitute a public nuisance under WCC Chapter 50 and NRS 244.360 for the following reasons:

1. **Debris and Refuse:** Accumulation of debris, garbage, mattresses, tires, and contaminated soil has been documented by Code Enforcement over multiple inspections from September 2025 through March 2026.
2. **Junk Vehicles:** Junk vehicles have been repeatedly documented on and in front of the property on the property, with an active enforcement case.
3. **Community Impact:** The conditions at APN 085-830-24 are part of a broader pattern of nuisance activity in the area that has been the subject of community complaints, and citizen petitions.
4. **Chronic Non-Compliance:** Despite multiple Notices of Violation, penalty notices, and inspector contacts, the property owner has failed to achieve lasting compliance.

FISCAL IMPACT

If the County is required to perform abatement, abatement costs may be recovered as a special assessment against the property pursuant to NRS 244.360(3) and WCC Chapter 125.310.

RECOMMENDATION

It is recommended the Board adopt a Resolution declaring a nuisance under Nevada Revised Statutes 244.360 and Washoe County Code Chapters 50 and 125; declaring that a public nuisance exists on private property located at 179 E. 5th Street (APN 085-830-24); and ordering the person or persons responsible for the nuisance to abate the same.

POSSIBLE MOTION

Move to adopt a Resolution declaring a nuisance under Nevada Revised Statutes 244.360 and Washoe County Code Chapters 50 and 125; declaring that a public nuisance exists on private property located at 179 E. 5th Street (APN 085-830-24); and ordering the person or persons responsible for the nuisance to abate the same.