

**BILL NO. 2723**

**INTRODUCED BY COUNCIL**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING TITLE 15 OF THE SPARKS MUNICIPAL CODE (ADDING SECTION 15.05.104.1.4) TO REQUIRE ALL PERMANENT BUILDINGS OR FACILITIES CONSTRUCTED ON OR AFTER OCTOBER 1, 2017 THAT ARE USED BY THE PUBLIC AND CONTAIN A PUBLIC RESTROOM TO PROVIDE A BABY CHANGING TABLE(S) AND OTHER MATTERS PROPERLY RELATED THERETO.**

**THE CITY COUNCIL OF THE CITY OF SPARKS DOES ORDAIN:**

**SECTION 1.** Section 15.05.101.1.4 – “Baby Changing Stations in Buildings and Facilities Used by the Public” is hereby added as follows:

Section 15.05.104.1.4 Baby Changing Table in a Permanent Building or Facility used by the Public. Any new building or facility, constructed on or after October 1, 2017, that 1) does not meet the definition of a Temporary Building or Structure; and 2) is open to the public; shall be equipped with at least one Baby Changing Table.

- A. Baby Changing Table means a safe, sanitary, and convenient baby diaper-changing station, deck table, or similar amenity. Such accommodations may include, but are not limited to, stations, decks, and tables. Each building or facility used by the public shall provide signage at or near its entrance indicating the location of the Baby Changing Table.
- B. If a Baby Changing Table is not accessible in such a building or facility to both men and women, the building or facility shall be equipped with at least one Baby Changing Table accessible to men and at least one Baby Changing Table accessible to women.
- C. The installation of all Baby Changing Tables shall comply with local, state, and federal laws relating to access to persons with disability.
- D. Exceptions. This section shall not apply to:
  - i. Buildings or facilities that do not have a public restroom; and
  - ii. Buildings or Facilities that have been issued a permit or license which restricts admission of children to the building or facility on the basis of age.

**SECTION 2.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 3.** The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law.

**SECTION 4.** This ordinance shall become effective, following passage, approval and publication, on October 1, 2017.

**SECTION 5.** The provisions of this ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

**SECTION 6.** If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

**SECTION 7.** The City Council finds that this ordinance is **not** likely to impose a direct and significant economic burden upon a business or directly restrict the formation, operation or expansion of a business, or is otherwise exempt from Nevada Revised Statutes Chapter 237.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of September, 2017, by the following vote of the City Council:

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

**ABSTAIN:** \_\_\_\_\_

**ABSENT:** \_\_\_\_\_

**APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by:

\_\_\_\_\_  
GENO MARTINI, Mayor

**ATTEST:**

**APPROVED AS TO FORM AND LEGALITY:**

\_\_\_\_\_  
TERESA GARDNER, City Clerk

\_\_\_\_\_  
CHESTER H. ADAMS, City Attorney