



Policy and Procedure Number 136

Policy Concerning Access to District Property and the Use of District Facilities for Expression

PREAMBLE

The Incline Village General Improvement District (the "District") is a special purpose district existing under Chapter 318 of the Nevada Revised Statutes and Washoe County Ordinance.

The District owns real property and facilities that it uses to fulfill its special purposes, and those uses by the District take precedence over any other activity or use.

The District recognizes that public expression, speech and assembly is a fundamental right. The District must, however, balance the exercise of that fundamental right with its significant interests to:

- (a) satisfy its special purposes;
- (b) assure orderly conduct;
- (c) protect the rights of persons authorized to use District real property and facilities to the unique recreational experiences provided by the natural environment of such real property and facilities;
- (d) protect and preserve the unique environment on which the various District properties and facilities reside;
- (e) reasonably provide an opportunity for access to the District community for expression; and,
- (f) reasonably protect persons entitled to use District real property and facilities from activities or practices which would make them involuntary audiences, or which are inappropriate to the purpose and enjoyment of a specific real property and facility.
- (g) Ensure the safety of the staff and the public.



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Through this Policy, the District designates public forum areas within its real property and facilities, and encourages any individual or group to use such designated public forum areas for the exercise of expression, speech and assembly, in accordance with this Policy. The District will not further regulate such exercise except as consistent with applicable law. In order to preserve the peace, however, and to promote the significant interests of the District, including those listed above, the District may make reasonable, lawful rules and regulations with respect to the time, place and manner of any use of its real property and facilities for purposes of expression, speech and assembly.

DESIGNATION OF PUBLIC FORUM AREAS

The District designates as public forum areas the following areas of the real properties and facilities listed on Exhibit 1 to this Policy as locations where assemblies may take place. The locations are further identified in Map 1. A copy of this Policy and Exhibit 1, which Exhibit is made a part of this Policy, shall be available at each such real property and facility, and shall also be available at the District Administrative Office.

The designated public forum areas as described above for the real properties and facilities listed on Exhibit 1 are areas where all persons may exercise the activities of expression, speech and assembly, to the extent permitted by law and this Policy and any rules and regulations which the District may adopt. Such activities must be consistent with the maintenance and operation of District real properties and facilities, and must not interfere with the intended use of such facilities, or with parking, the flow of vehicular



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traffic, and ingress to and egress from the property and all buildings and facilities. Such activities must not create an imminent health or safety hazard or result in a violation of the privacy or rights of others. The location and size of the designated public forum areas with respect to each real property and facility listed on Exhibit 1 reflects an appropriate balance of the significant interests of the District with the recognized right of expression, speech and assembly.

While it is the District's intention to assure use of the designated public forum areas as described in this Policy for each real property and facility listed on Exhibit 1 for the purpose of expression, speech and assembly, some of the real properties and facilities may have existing practical limitations. The District may make additional reasonable rules and regulations for the use of each real property and facility as it determines to be necessary.

NON-PUBLIC FORUM AREAS

The portions of the District real properties and facilities listed on Exhibit 1 and not designated in this Policy as a public forum area, and all other District real properties and facilities, including without limitation, the real properties and facilities described in Exhibit 2, where public access may be limited or restricted, are deemed to be and are designated as "non-public forum areas."

SPECIAL USE CASES

BOARD MEETING ROOM

The meeting room at the District Administrative Office in which the Board of



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Trustees of the District conducts its meetings is also available for expression, speech and assembly during the public comment period consistent with the conduct of the Board's business during such meetings and with the provisions of NRS § 241.020(3), related to restrictions on public comment.

SIGNATURE GATHERING

NRS 293.127565 requires that each public building that is open to the general public, the District designate an area for the use of any person to gather signatures on petitions, and that such area must be reasonable and may be inside or outside of the building. The District hereby designates those locations set forth in Exhibit 1 to be used for signature gathering. In addition, the Diamond Peak Ski Resort General Manager shall designate within Diamond Peak a suitable location, inside the main lodge or outside on the main lodge deck, for the conduct of signature gathering activities.

The District Clerk shall on an annual basis file a copy of this policy designating areas available for signature gathering with the Secretary of State and the county clerk in compliance with requirements under NRS 293.127565. Notifications required by NRS 293.127565 to use such areas shall be made to the District Clerk.



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EXHIBIT 1

LOCATIONS AND MAPS OF PROPERTIES

WITH DESIGNATED PUBLIC FORUM AREAS

1. Administration Building – per Map 1 – Southeast area identified
2. Recreation Center – per Map 1 – the median on the east side of the parking lot
3. Chateau – per Map 1 – the median nearest the practice putting area
4. Preston Field – per Map 1 – Northwestern location of the parking lot
5. Mountain Golf Course – per Map 1 — the median on the north end of the parking lot
6. Aspen Grove—Village Green – per Map 1 — the northwest corner of the parking lot
7. Skateboard Park – per Map 1 — the southern area of the park



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EXHIBIT 2

NON-PUBLIC FORUM AREAS

1. Public Works Building
2. Water Treatment Plant
3. Wastewater Treatment Plant
4. Wetlands Effluent Disposal Facility
5. Sewer Pumping Station
6. Water Pumping Stations
7. Spooner Effluent Pumping Station
8. Water Storage Reservoirs and Tanks
9. Parks Storage Building
10. Overflow Parking Lot
11. Diamond Peak
12. Tennis/Pickleball Center
13. Ski Beach, Incline Beach, Burnt Cedar Beach, and Hermit Beach
14. Ridgeline Ball Parks



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Certification: I, Heidi H. White, Clerk of the Board of Trustees, do hereby certify, by my signature below, that on June 12, 2024, the Incline Village General Improvement District Board of Trustees heard Policy and Procedure Number 136, a true and correct copy of aforementioned is attached hereto, as a General Business Item and that this Policy and Procedure Number 136, was adopted by a 4 to 1 vote of said Incline Village Board of Trustees.

June 12, 2024


Heidi White

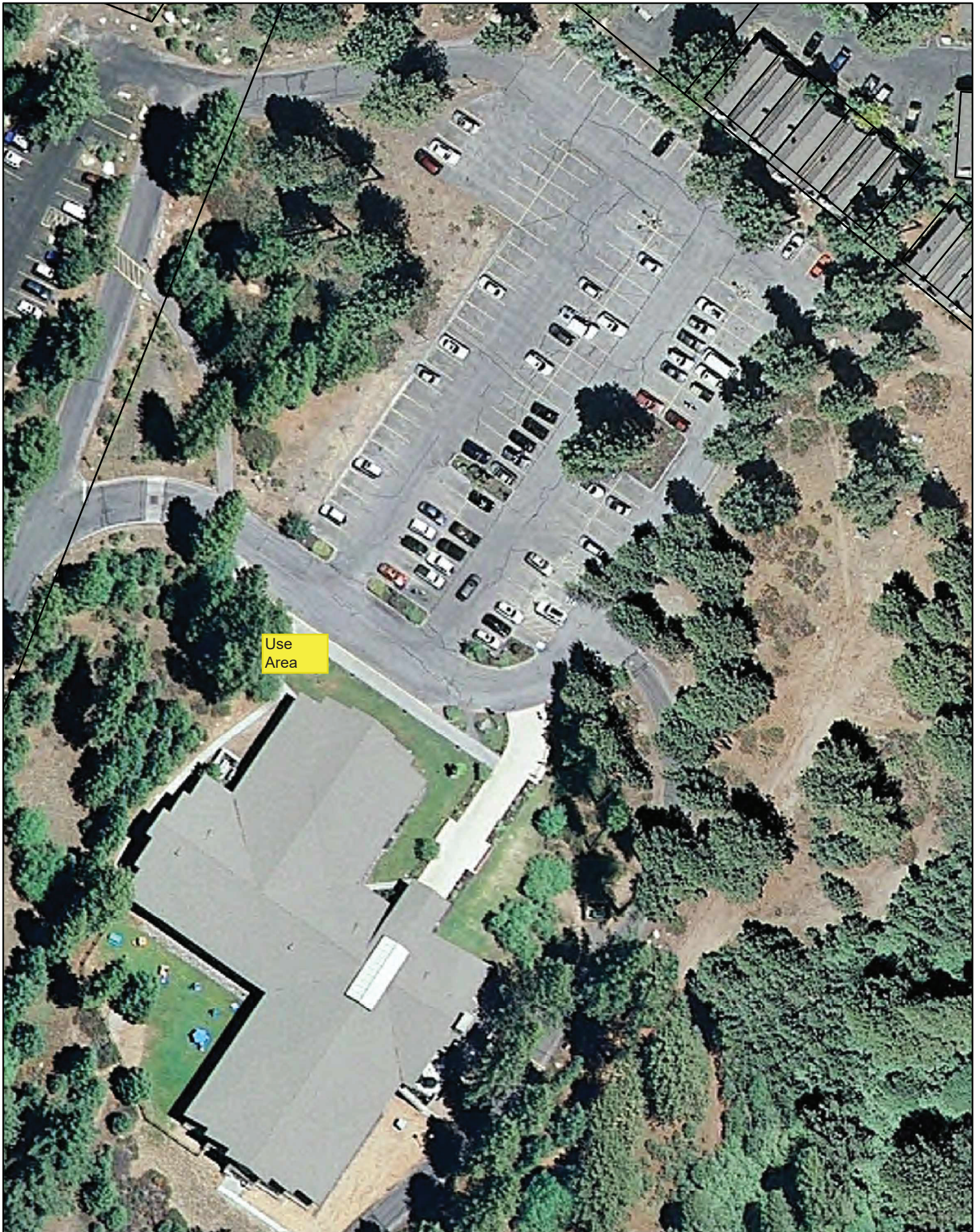
Heidi H. White, Clerk to the Board of Trustees



**ANNE VORDERBRUGEN BUILDING
IVGID ADMINISTRATION
893 SOUTHWOOD BLVD.**

Not to Scale

EXHIBIT 1, MAP 1 

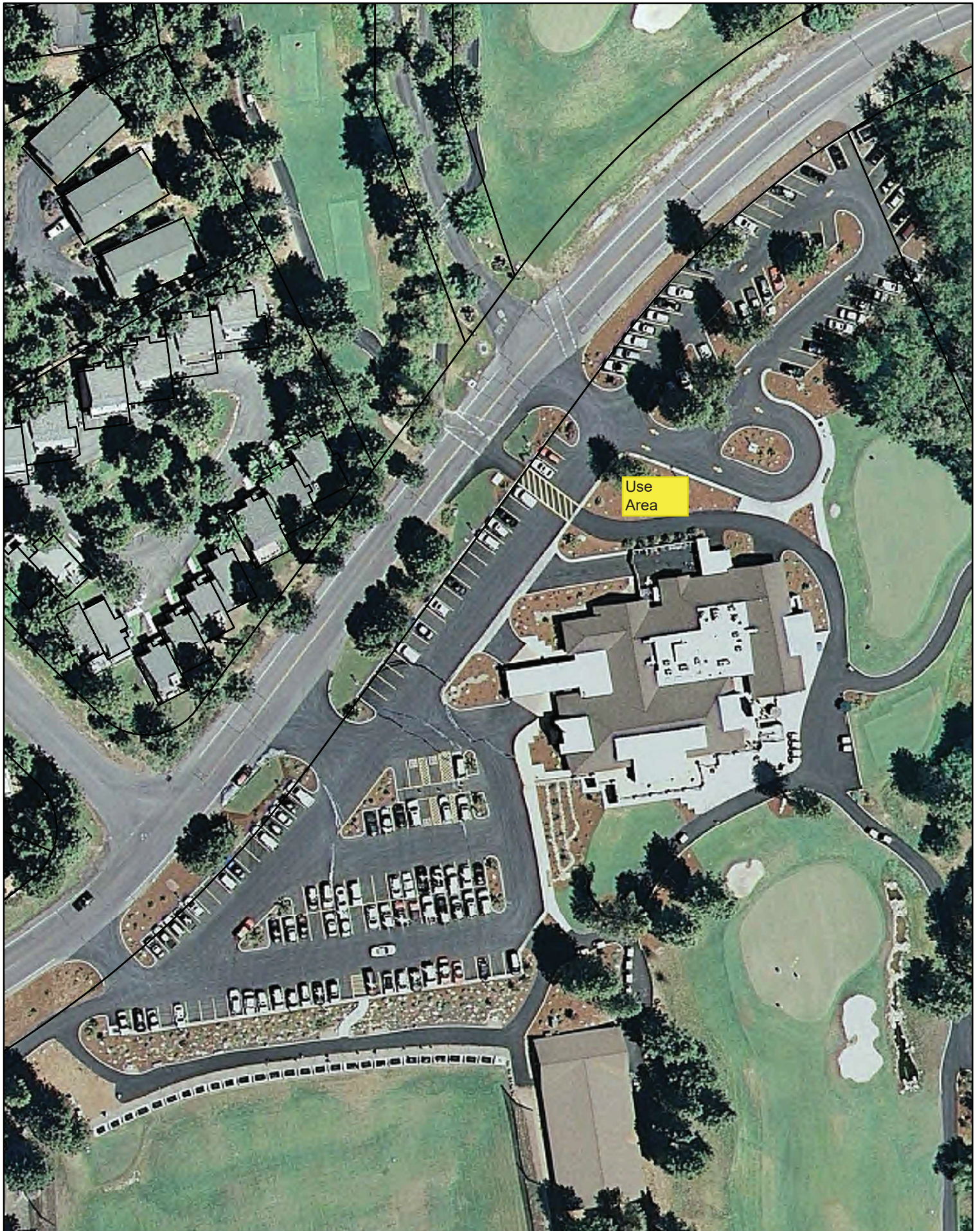


Not to Scale

**RECREATION CENTER
964 INCLINE WAY**

EXHIBIT 1, MAP 2





Not to Scale

**CHATEAU
955 FAIRWAY**

EXHIBIT 1, MAP 4





Not to Scale

**PRESTON FIELD
700 TAHOE BLVD.**

EXHIBIT 1, MAP 6





Use
Area

Not to Scale

MOUNTAIN GOLF COURSE
687 WILSON WAY

EXHIBIT 1, MAP 7

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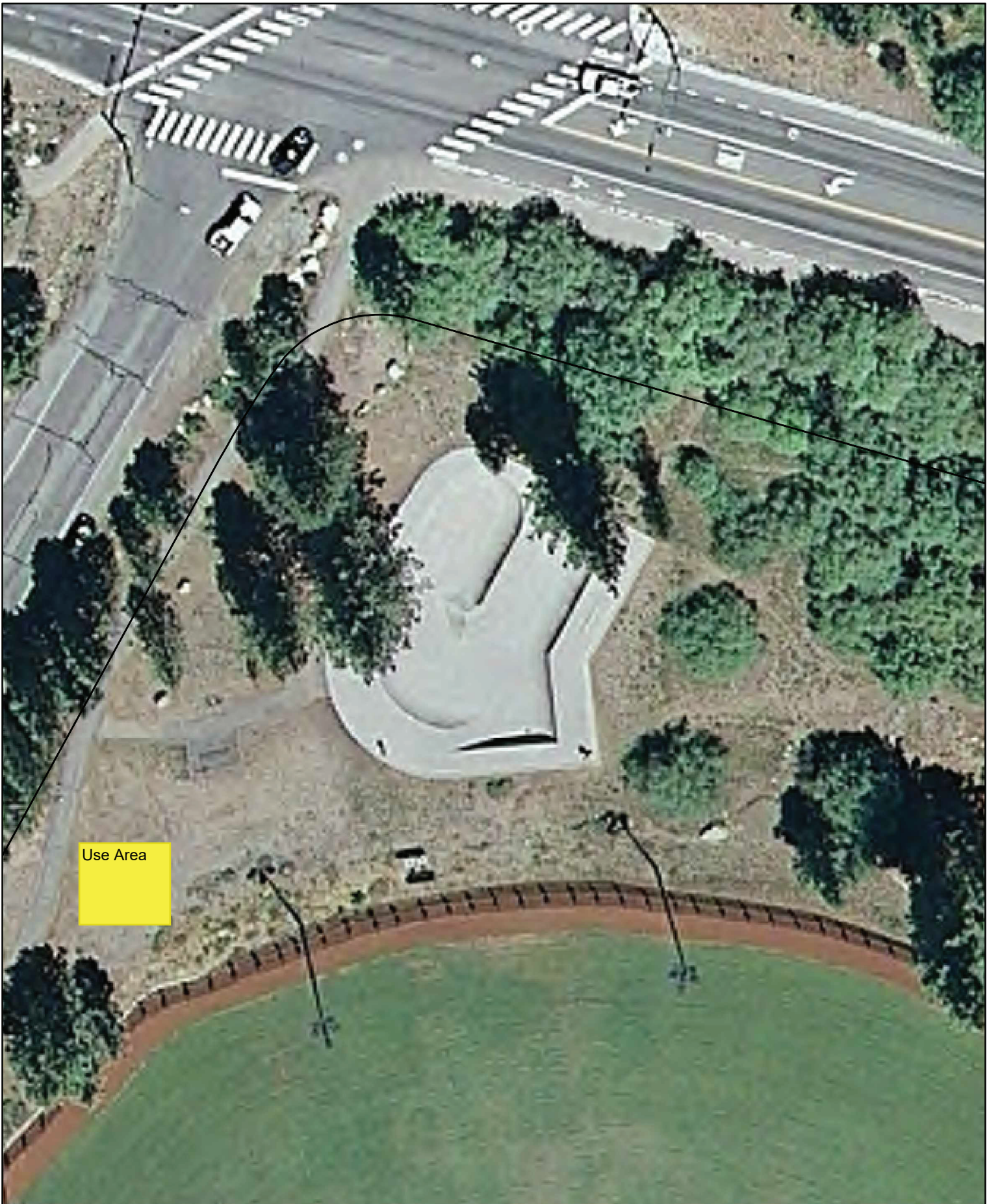
Use Area

**ASPEN GROVE
960 LAKESHORE BLVD.**

EXHIBIT 1, MAP 11

Not to Scale





Use Area

Not to Scale

SKATE PARK