TAHOE REGIONAL PLANNING AGENCY
ORDINANCE NO. 2026-_____

AN ORDINANCE AMENDING ORDINANCE 87-9, AS PREVIOUSLY AMENDED, TO ADOPT AMENDMENTS TO TRPA'S CODE OF ORDINANCES

The Governing Board of the Tahoe Regional Planning Agency does ordain as follows:

Section 1.0 Findings

1.10 The Tahoe Regional Planning Compact (P. L. 96-551, 94 Stat. 3233, 1980) created the Tahoe Regional Planning Agency (TRPA) and empowered it to set forth environmental threshold carrying capacities ("threshold standards") for the Tahoe Region.

1.15 The Compact directs TRPA to adopt and enforce a Regional Plan that, as implemented through agency ordinances, rules and regulations, will achieve and maintain such threshold standards while providing opportunities for orderly growth and development consistent with such thresholds.

1.20 The Compact further requires that the Regional Plan attain and maintain federal, state, or local air and water quality standards, whichever are strictest, in the respective portions of the region for which the standards are applicable.

1.25 Compact Art. V(c) states that the TRPA Governing Board and Advisory Planning Commission shall continuously review and maintain the Regional Plan.

1.30 In June 1987, the TRPA Governing Board adopted Ordinance 87-9, which established the Regional Plan and included, amongst other things, the Goals & Policies and the Code of Ordinances ("Code").

1.35 Through this Ordinance, the TRPA Governing Board will adopt amendments to the TRPA Code of Ordinances to establish policy direction and additional standards for wireless telecommunications facilities that use synthetic tree limbs, branches, or needles composed substantially of plastic-based materials to simulate vegetation for scenic screening, while preserving TRPA's discretion to evaluate wireless telecommunications facilities on a case-by-case basis consistent with the Regional Plan and Code of Ordinances.

1.40 TRPA has made the necessary findings required by Article V of the Compact, Chapter 4 of the Code, and all other applicable rules and regulations, and incorporates these findings fully herein.

1.45 Each of the foregoing findings is supported by substantial evidence in the record.

Section 2.0 Amendment of TRPA Code of Ordinances

2.10 Ordinance 87-9, as previously amended, is hereby amended as shown in Exhibit 1.

Section 3.0 **Interpretation and Severability**

3.10 The provisions of this ordinance adopted hereby shall be liberally constructed to effectuate their purpose. If any section, clause, provision, or portion thereof is declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby. For this purpose, the provisions of this ordinance are hereby declared respectively severable.

Section 4.0 **Effective Date**

4.10 The provisions of this ordinance shall be effective 60 days after adoption.

PASSED AND ADOPTED by the Governing Board of the Tahoe Regional Planning Agency this ____ day of _____, 2026, by the following vote:

Ayes:

Nays:

Abstain:

Absent:

_____

Hayley Williamson, Chair
Tahoe Regional Planning Agency
Governing Board