



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

JANET BIBBY, CHAIR
LYLE TURPIN, VICE CHAIR
BRAD ABORN
DIANNE A. FRITZ
BOB PICKARD

DISTRICT III
DISTRICT II
DISTRICT I
DISTRICT IV
DISTRICT V



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: KRIS SCHENK, Planning Director
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*
SUBJECT: Adopt a Resolution Correcting Certain Persisting Errors in the Adopted General Plan
RESOLUTION 07-102

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on March 20, 2007

ACTION AND VOTE:

C) Adopt a Resolution Correcting Certain Persisting Errors in the Adopted General Plan

BOARD ACTION: Discussion was held with Kris Schenk. Supervisor Turpin commented on a problem with a map for the Mondo property.

Input from the public was provided by the following:

Don Starchman, Starchman-Bryant Law Offices, noted that they referred to the Mondo property issue in their letter to the Board dated October 16, 2006; and he advised of their subsequent meeting with Supervisor Turpin and the Planning Director and assurance they received that the problem had been resolved.

(M)Pickard, (S)Turpin, Res. 07-102 was adopted correcting the four errors in the adopted General Plan as recommended; and with direction for staff to bring back any further map corrections to the Board for approval. Kris Schenk apologized for the Mondo property issue, and he advised that they plan to further review the maps and bring back any other corrections. Ayes: Unanimous.

Cc: Supervisor Turpin
File

DEPARTMENT: Planning

BY: Kris Schenk
PHONE: 742-1216

RECOMMENDED ACTION AND JUSTIFICATION: Individuals and staff who have reviewed the new General Plan documents since they were published in January have identified a few instances in which errata persist. Errors and editorial or technical problems should be corrected in order to accurately reflect the actions that the Board of Supervisors intended to take on December 18, 2006 in adopting the General Plan. The attached Resolution will officially correct these particular mistakes.

BACKGROUND AND HISTORY OF BOARD ACTIONS: In the many months of public workshops and hearings leading up to the adoption of the General Plan in December, corrections and editorial improvements to the plan were continually discovered by Planning Commissioners, Board members and many individuals in the public. Evidently a few errors survived, or crept into the General Plan documents during final editing and publication. While none of these changes is substantive in nature, it would be prudent to officially recognize and incorporate them as technical corrections to the General Plan.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION: If the editing and technical issues are not corrected, they may create confusion and problems in the future for users of the General Plan, including staff.

Financial Impact? () Yes (x) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? (x) Yes () No () Partially Funded		
Amount in Budget: \$ _____	List Attachments, number pages consecutively	
Additional Funding Needed: \$ _____	1. Resolution, with list of errata (attachment is still being prepared and will be available on Monday)	
Source:	<u>Exhibit A</u>	
Internal Transfer _____	_____	
Unanticipated Revenue _____ 4/5's vote	_____	
Transfer Between Funds _____ 4/5's vote	_____	
Contingency _____ 4/5's vote	_____	
() General () Other	_____	

CLERK'S USE ONLY:

Res. No.: 07-102 Ord. No. _____
 Vote - Ayes: 5 Noes: _____
 Absent: _____
 Approved _____
 () Minute Order Attached () No Action Necessary

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
 Comments: _____

CAO: [Signature]

The foregoing instrument is a correct copy of the original on file in this office.
 Date: _____
 Attest: MARGIE WILLIAMS, Clerk of the Board
 County of Mariposa, State of California
 By: _____
 Deputy

MARIPOSA COUNTY RESOLUTION NUMBER 07-102

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF
MARIPOSA CORRECTING CERTAIN PERSISTING ERRORS IN THE ADOPTED
GENERAL PLAN

WHEREAS, the laws of the State of California require Mariposa County to adopt and maintain a General Plan to guide the long-term development of the County, pursuant to Government Code Sections 65300 et seq.; and

WHEREAS, after six years of public workshops, policy drafts, plan revisions and final public hearings, the Board of Supervisors did adopt the Mariposa County General Plan on December 18, 2006; and

WHEREAS, planning staff has become aware of certain situations in which the final published General Plan volumes do not accurately reflect the actions taken by the Board of Supervisors to adopt the General Plan; and

WHEREAS, the corrections to errata cited in Exhibit A of this Resolution are not substantive changes but instead confirm the original purpose and improve the internal consistency, readability, and technical accuracy of particular aspects of the plan; and

WHEREAS, the corrections listed in Exhibit A do not constitute amendments to the Mariposa County General Plan subject to the provisions of Government Code Sections 65350 et seq.; and

WHEREAS, a public purpose is served by officially recognizing these minor technical changes as part of the public record by means of this Resolution.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors hereby adopts the changes listed in Exhibit A as errors that are to be corrected in the General Plan and directs planning staff to make the necessary corrections to the General plan text and land use diagrams.

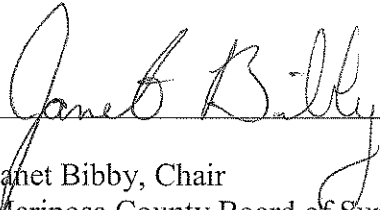
ON MOTION BY Supervisor Turpin, seconded by Supervisor Aborn, this resolution is duly passed and adopted this 20th day of March, 2007, by the following vote:

AYES: ABORN, TURPIN, BIBBY, FRITZ, PICKARD

NOES: NONE

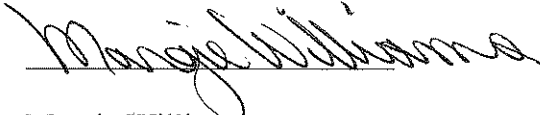
ABSENT: NONE

ABSTAIN: NONE



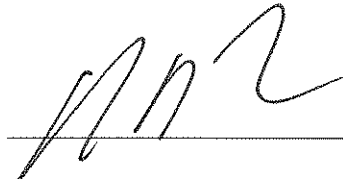
Janet Bibby, Chair
Mariposa County Board of Supervisors

ATTEST:



Margie Williams
Clerk of the Board of Supervisors

APPROVED AS TO LEGAL FORM:



Thomas P. Guarino
County Counsel

EXHIBIT A

CORRECTION OF GENERAL PLAN ERRATA (MARCH 20, 2007)

1. Chapters 5 and 7 of the General Plan should each begin with a page numbered 1. In fact, as published, Chapter 5 begins with a page numbered 5-9, and Chapter 7 begins with a page numbered 7-11. The editor of these documents inadvertently omitted a chapter page break from the page numbering sequence. To eliminate confusion for readers of the General Plan, all chapters should be page numbered consistently. Therefore Chapter 5 should be corrected to start with page 5-1; Chapter 7 should be changed to start with page 7-1; and both chapters should continue with consecutive numbering.
2. On page 5-23 (sic) of the published General Plan, the reference to Section "5.2.02N" at the bottom of the page should be removed. That particular section in the plan was renumbered during the final editing of the approved plan. The reference should be corrected to Section "5.1.14", which can be found on page 5-15 (sic) of the published General Plan.
3. Page 5-13 (sic) of the published General Plan, near the middle of the page, cites California Government Code "65852" as the statutory authority for additional, or second, dwelling units on residential parcels. That reference should be corrected to read "Section 65852.2".
4. In adopting the final land use diagrams for the General Plan, a rule for boundary line designations was established. Parcels 40 acres or larger in size may be assigned multiple land use designations, in order to reflect underlying zoning and providing that the land use classification lines follow legally defined boundaries (Section 5.03).

The major portion of the Mondo property (parcel # 008-060-003), lying north of the proposed Bear Valley Planning Study Area, is zoned Agriculture. A portion consisting of approximately 45 acres, however, consists of Mountain Home (MH) zoning and a former landfill site. The smaller portion of the Mondo parcel was placed by the Board into the Planning Study Area, although the GIS land use layers, for technical reasons, do not presently reflect that designation. The General Plan designation for this 45-acre Community Planning Area extension should be Residential. The remaining Mondo agricultural acreage should and will remain in the Agriculture/Working Landscape classification.

The Bear Valley interim boundaries should therefore be extended northerly to include the MH and landfill property, and the corrected boundary lines should be shown in the County GIS parcel layers and on the published land use diagrams.