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ORDINANCE NO. 353

An ordinance requiring Certificate of Public Convenience and Necessity to engage in the occupation of operating a taxicab, clean septic tanks or refuse collection.

SECTION 1: It shall be a misdemeanor for any person to engage in any of the following occupations in Mariposa County without first obtaining a Certificate of Public Convenience and Necessity from the Board of Supervisors:

Taxicab for Hire

Septic Tank Pumping

Refuse Collection

SECTION 2: All persons applying to the Board of Supervisors for Certificate of Public Convenience and Necessity for any occupation listed in Section 1 of this ordinance shall file with the County Clerk a sworn application which shall state the following facts:

- a. Type of business to be operated
- b. Name and address of owner or owners
- c. General description of the type of business proposed to be operated
- d. Such other information as the Board of Supervisors may by resolution require

SECTION 3: No Certificate of Public Convenience and Necessity shall be granted until the Board of Supervisors shall, after hearing, declare by resolution that the Public convenience and necessity require issuing said certificate.

Before granting a Certificate of Public Convenience and Necessity for the occupations listed in this ordinance, the Board of Supervisors shall hold public hearings to determine this fact.

1           SECTION 4: The Board of Supervisors may, at its discretion,  
2 require an investigation and a report in writing to be made to the  
3 Board of Supervisors.

4           SECTION 5: After Certificate of Public Convenience and Neces-  
5 sity is granted, should the person sell or discontinue for 45 or  
6 more consecutive days the business for which the Certificate is  
7 granted, said Certificate shall be deemed automatically cancelled  
8 and shall not be re-issued unless the provisions of this ordinance  
9 are complied with by the applicant.

10          SECTION 6: The Board of Supervisors shall by Resolution fix  
11 fees required to obtain a Certificate of Public Convenience and  
12 Necessity.

13          SECTION 7: The Certificate of Public Convenience and Necessity  
14 may be suspended or revoked by the Board of Supervisors at any  
15 time that the Board finds that the owner of the certificate's  
16 past record is unsatisfactory or he has not operated in compliance  
17 with this ordinance or other applicable ordinances or Federal or  
18 State laws and regulations.

19          SECTION 8: This ordinance shall not apply to any person pre-  
20 sently engaged in any business governed by this ordinance, unless  
21 that person shall sell or cease doing business for 45 or more  
22 days.

23          SECTION 9: Nothing in this ordinance shall be construed to re-  
24 lieve any person from the obligation of complying with all other  
25 applicable federal, state or local laws and regulations,,including  
26 ordinances heretofore enacted regulating any occupation that is  
27 further regulated by this ordinance.

28           PASSED AND ADOPTED by the Board of Supervisors of the County


1 of Mariposa, State of California, this 11 day of April 1972,  
2 by the following vote:

3 AYES: Davis, Hurlbert, Long, Moffitt, Richardson

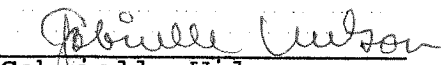
4 NOES: None

5 ABSENT: None

6 NOT VOTING: None

7   
8 William H. Moffitt,  
Chairman of the Board of Supervisors

9 ATTEST:

10   
11 Gabrielle Wilson,  
12 County Clerk and Ex-  
13 Officio Clerk of the  
14 Board of Supervisors