

**COUNTY OF MARIPOSA
AGENDA ACTION FORM**

CLERKS USE ONLY: Approved: _____
 Vote: Ayes: 5 Denied: _____
 Res/Ord #: 89-23 Date: 1-17-89
 Agenda Item #: 2-B Minute Order

The following instrument is a correct copy of the original on file in this office.
 ATTEST: MARGIE WILLIAMS
 Clerk of the Board of Supervisors, County of Mariposa, State of California
 by _____ Deputy

Department: Planning By: Tony Lashbrook Phone: 966-5151

AGENDA TITLE: Consideration of an appeal of a Planning Department determination regarding the applicability of zoning setbacks to a development project, Harvey Bass, appellant/applicant.

RECOMMENDED ACTION: Adoption of a resolution denying the appeal.

HISTORY OF BOARD ACTIONS: None.

CONSEQUENCES OF NEGATIVE ACTION:

- 1) Approving the appeal would result in the placement of a building within the front yard setback area established by Title 17.

ALTERNATIVES:

- 1) No action - (continue for more information).
- 2) Waive fees for Variance Application to allow setback reduction.

COSTS: () Not Applicable
 A. Budgeted current F.Y. \$ _____
 B. Total anticipated costs \$ _____
 C. Required Add't. Funding \$ _____
 D. Source: _____

SOURCE: () 4/5ths Vote Required
 A. Other budgeted funds \$ _____
 B. Unanticipated revenues \$ _____
 C. Reserve for contingencies \$ _____
 D. Other: _____
 Balance in Reserve for Contingencies if Approved: \$ _____

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
 This Item on Agenda As:

Recommended _____
 Not Recommended _____
 For Policy Determination _____
 Submitted with Comment _____
 Returned for Further Action _____

A.O. Initials *TL*

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: LARRY RED, PLANNING DIRECTOR
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *mw*
RE: ZONING SET-BACKS DEVELOPMENT PROJECT, HARVEY BASS
APPELLANT/APPLICANT

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on January 17, 1989

ACTION AND VOTE:

APPEAL HEARING, consideration of an appeal of a Planning Department determination regarding the applicability of zoning setbacks to a development project, Bass, applicant/appellant. Tony Lashbrook, Senior Planner, advised that Mr. Bass left and would be back after lunch. The hearing was continued to after the Public Hearing after lunch this date.

Continued APPEAL HEARING, consideration of an appeal of a Planning Department determination regarding the applicability of zoning setbacks to a development project, Bass, applicant/appellant. Tony Lashbrook, Senior Planner, presented staff report. Questions by Board of staff as to the project and the setback requirements; and parcel size. Questions by Board of Harvey Bass, applicant/appellant, as to alternative building sites and future construction plans that may encroach in the setback area. County Counsel advised that Title 17 does not permit construction in the setback area; that an applicant would need to go through the variance process. On motion of Baggett, seconded by Erickson, Res. No. 89-23 passed and adopted denying the appeal of the Planning Department determination by Harvey Bass; and waiving the variance application fees to allow setback reduction for this project; finding that the land in the setback area is land that has been donated by the applicant to the County which results in some equity that would not otherwise be involved. Ayes: Unanimous.

cc File