

1 MARIPOSA COUNTY RESOLUTION 83-243

2 DENIAL OF GENERAL PLAN AMENDMENT 80-4, LEONARD AGUIRRE, APPLICANT.

3 WHEREAS the Mariposa County Board of Supervisors has considered
4 General Plan Amendment 80-4 in accordance with the requirements of Article 6,
5 Chapter 3, Division 1, of Title 7 of the California Government Code; and

6 WHEREAS, the Board of Supervisors has considered the proposed amend-
7 ment based upon the Planning Commission Resolution 83-11 recommending denial of
8 General Plan Amendment 80-4, and

9 WHEREAS, the Board of Supervisors considered the subject amendment
10 based upon testimony and evidence presented at the Public Hearing at which the
11 applicant was provided the opportunity to justify the proposed amendment,

12 BE IT THEREFORE RESOLVED that the Mariposa County Board of Supervisors
13 hereby denies General Plan Amendment 80-4 with the following findings of fact:

- 14 1. The amendment, as proposed, would create a discontinuous land use
15 pattern, which would not be desirable for the purpose of improving
16 the Mariposa County General Plan Land Use Element.
- 17 2. That the creation of an "island" of the "Mountain Home" land use
18 in the "Mountain General" land use would create a discontinuous
19 land use pattern, and would be inconsistent with the overall
20 intent of the proper location of land use designations of the
21 General Plan.
- 22 3. That said "island" of discontinuous land use cannot be found or
23 recommended as sound or good planning practice.
- 24 4. That the property, based upon the unsuitability of it's terrain
25 and it's remoteness from service centers, would not meet the
26 criteria in Section 3.503 A of the General Plan.
- 27 5. That the proposed amendment, and the intended purpose as stated
28 by the applicant, would benefit only one property owner and cannot


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be found in the general public interest.

- 6. That said amendment would not serve any purpose of improving the Mariposa County General Plan with respect to providing a long term guide for County development and a short term basis for day-to-day decision making.
- 7. That the applicant, and/or his representatives, failed to provide adequate proof or competent evidence (as required by Section 2.52.260 of the County Code) to make the findings required by Section 2.504 of the General Plan.

PASSED AND ADOPTED this 16th day of August, 1983 by the Mariposa County Board of Supervisors by the following vote:

- AYES: Barrick, Dalton, Erickson, Moffitt, Taber
- NOES: None
- ABSENT: None
- ABSTAINING: None

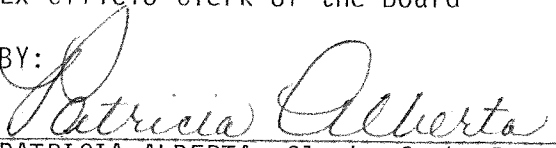


 ERIC J. ERICKSON, Chairman
 Mariposa County Board of Supervisors

ATTEST:

ELLEN BRONSON

 ELLEN BRONSON, County Clerk and
 Ex Officio Clerk of the Board

BY: 

 PATRICIA ALBERTA, Clerk of the Board