

DEPARTMENT: County Counsel BY: Jeffrey G. Green

PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

11/18 Waive first reading and introduce Ordinance (1) Waive second reading and adopt Ordinance amending Section 2.08.020 consolidating the offices of Sheriff, Coroner, and Public Administrator; rescinding Chapter 2.28 as it has been superceded with job descriptions and Memorandums of Understanding with bargaining units; rescinding Chapter 2.32 due to the State of California consolidating the Justice Court with the Superior Court; amending Chapter 2.76 to be consistent with the current policies and procedures of County vehicle use; and amending L. in Section 3.56.020 to make this section consistent with the Board's previous action to rescind the Mariposa County Redevelopment Agency.

County Counsel is in the process of bringing the Mariposa County Code up to date.

See memo from County Counsel, which provides a detailed explanation for amending and rescinding Chapters 2.08, 2.28, 2.32, and 2.76 of the Code.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Described in Counsel's memo.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

None.

Original
Action Form
with Ord.
#999

| | | |
|---|---------------------|--|
| Financial Impact? () Yes (X) No | Current FY Cost: \$ | Annual Recurring Cost: \$ |
| Budgeted In Current FY? () Yes () No () Partially Funded | | |
| Amount in Budget: \$ | | List Attachments, number pages consecutively |
| Additional Funding Needed: \$ | | Ordinance (1st & 2nd Reading) |
| Source: | | Memo from County Counsel |
| 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.: _____ 12/2 Ord. No. 999 Ayes: 5
Vote - Ayes: _____ Noes: _____
Absent: _____
() Approved
() Minute Order Attached () No Action Necessary

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
Comments:

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

CAO:



COUNTY OF MARIPOSA

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

BOB PICKARD, CHAIR
GARRY R. PARKER, VICE-CHAIR
LEE STETSON
DOUG BALMAIN
JANET BIBBY

DISTRICT V
DISTRICT IV
DISTRICT I
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MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: ERIC TOLL, Planning Director
FROM: MARGIE WILLIAMS, Clerk of the Board *MWJ*
SUBJECT: GENERAL PLAN/ZONING AMENDMENT NO. 2003-154
Resolution No. 03-418

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on November 18, 2003

ACTION AND VOTE:

10:48 a.m. Sarah Williams, Deputy Planning Director, appeared on behalf of Eric Toll, Planning Director;

A) PUBLIC HEARING to Consider General Plan/Zoning Amendment No. 2003-154 for Gary Balmain, Applicant to Change the General Plan Land Use Map and County Zoning Map by Changing the Zoning Designation of a 10.78 Acre Parcel (APN: 3-040-014) from the Mountain Home (MH - 5 Acre Minimum Parcel Size) to the Mountain General (MG - 40 Acre Minimum Parcel Size); and to Apply the Timber Exclusive Overlay Zone over this Parcel and a 160 Acre Parcel (APN: 03-010-016) that is Located Adjacent and South of the 10.78 Acre Parcel. Requested Board Action Includes the Adoption of a Resolution and Waiving of the First Reading and Introduction of an Ordinance Approving the Change in Zoning

BOARD ACTION: Supervisor Balmain advised that since his son is the applicant for this project, he is excusing himself from participating in this hearing, and he joined the audience. Sarah Williams introduced the project, and Bill King, Senior Planner, presented the staff report, and he advised of the lot line adjustment that was approved as a part of this project. Staff responded to questions from the Board relative to the timber stocking standards and the current inventory; relative to the nexus for the overlay and the zoning of the 171 acres; and what would happen if the timber stocking standards are not met, especially relative to the tax payments.

The public portion of the hearing was opened. There was no public input. The public portion of the hearing was closed and the Board commenced with deliberations. Staff responded to a question from the Board as to whether the parcels should be merged if there is a question relative to each parcel being able to meet the timber stocking standards. Supervisor Bibby asked if the Assessor's Office had anything to add to this discussion; and Becky Crafts, Supervising Appraiser, said there was nothing to add. Discussion was held relative to directing staff to obtain additional information from the Forester prior to the second reading of the Ordinance, or whether to place conditions in the Ordinance as to whether each parcel would stand on its own or whether it is the whole of the property that meets the timber stocking standards. (M)Parker, (S)Stetson, Res. 03-418 was adopted adopting a Notice of Exemption and approving General Plan/Zoning Amendment No. 2003-154; and first reading was waived and an Ordinance introduced approving a change in the Official County Zoning Map in accordance with the General Plan Amendment; and with direction

given to staff to obtain additional information from the Forester as to whether each parcel would stand on its own or whether it is the whole of the property that meets the timber stocking standards. Staff responded to an additional question from the Board as to whether today's standards or standards that may be required in five years would be imposed if it is determined that the requirements are not met in five years. Ayes: Stetson, Bibby, Parker, Pickard; Excused: Balmain. The hearing was closed.

cc: File