

DEPARTMENT: PLANNING

BY: Tony Lashbrook

PHONE: 966-5151

RECOMMENDED ACTION AND JUSTIFICATION: Deny appeal, upholding project conditions established by Planning Commission. Road Improvement and easement conditions conform to recently amended Mariposa County Road Improvement and Circulation Policy. Public benefit has not been shown to justify waiving requirements.

BACKGROUND AND HISTORY OF BOARD ACTIONS: No previous action on this project. Board of Supervisors waived improvement of this Bean Creek crossing in 1987 for a division dividing 80 acres into two 40 acre parcels.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Uphold appeal, waiving road improvements. This action requires a finding that the public interest is served by waiving the standard.
2. Deny the land division based upon the lack of easements and road improvements to County Standards.

COSTS: () Not Applicable

A. Budgeted current FY \$ _____

B. Total anticipated costs \$ _____

C. Required Add'l funding \$ _____

D. Source: _____

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

1. Memo outlining the appeal.
2. Maps of the project site
3. Statement of Appeal
4. Planning Commission Minutes
5. Staff Report considered by Planning Commission

SOURCE: () 4/5ths Vote Required

A. Internal transfers \$ _____

B. Unanticipated revenues \$ _____

C. Reserve for contingency \$ _____

D. Description: _____

Balance in Reserve for Contingencies, if approved: \$ _____

CLERK'S USE ONLY:

Res. No.: 90-246

Ord. No.: _____

Vote - Ayes: _____ Noes: _____

Absent: _____ Abstained: _____

() Approved () Denied

(X) Minute Order Attached

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

Recommended

Not Recommended

For Policy Determination

Submitted with Comment

Returned for Further Action

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____

ATTEST: MARGIE WILLIAMS
Clerk of the Board of Supervisors
County of Mariposa, State of CA

By: _____
Deputy

Comment: _____

A.O. Initials: [Signature]

MARIPOSA COUNTY BOARD OF SUPERVISORS
MINUTE ORDER

TO: TONY LASHBROOK, PLANNING DIRECTOR
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *MW*
RE: LDA No. 1340, JAMES EWERT, APPLICANT

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA
ADOPTED THIS Order on May 15, 1990

ACTION AND VOTE:

10:31 a.m. PUBLIC HEARING, Appeal of Planning Commission
Action on LDA 1340, Ewert, Appellant
BOARD ACTION: Staff report by Tony Lashbrook, Planning
Director. Input was provided by Jim Ewert, appellant.
(M)Punte, (S)Radanovich, appeal was denied. Motion amended,
agreeable with maker and second, to allow a reduction in the
50 foot easement requirement if it can be shown to the
satisfaction of the PWD/County Engineer that the required
improvements will fit/Ayes: Baggett, Punte, Erickson,
Radanovich; Noes: Taber. Res. 90-246

✓ cc File