MARIPOSA COUNTY ORDINANCE NO. 879

AN ORDINANCE AMENDING SECTION 17.108.070(B) OF TITLE 17
ENTITLED "ZONING ORDINANCE" OF THE MARIPOSA COUNTY CODE

The Board of Supervisors of the County of Mariposa, a
political subdivision organized and existing under the laws of
the State of California, hereby ordains:

WHEREAS, the Mariposa County Board of Supervisors
adopted Resolution No. 94-325 thereby initiating the public
review and hearing process to amend the Mariposa County Zoning
Ordinance; and

WHEREAS, the Mariposa County Planning Commission and
Board of Supervisors have held duly noticed public hearings on
the amendment in accordance with State law and County Code; and

WHEREAS, the Board of Supervisors finds the project is
exempt from the provisions of the California Environmental
Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA
Guidelines; and

WHEREAS, the Board of Supervisors finds said amendment
is consistent with the Mariposa County General Plan.

NOW, THEREFORE, the Mariposa County Board of
Supervisors does hereby ordain as follows:

SECTION 1: Section 17.108.070(B) of Title 17 entitled
"Zoning Ordinance" of the Mariposa County Code is hereby amended
to read as follows:

"The on-site use has no more than one (1) employee per acre
up to twenty (20) employees. The use shall be operated by
the owner of the business who shall reside on the property
on a permanent basis."

SECTION 2: Section 17.108.070(E) is hereby added to
Title 17 to read as follows:
""Business owner" shall mean a person who controls a 50% or
more ownership in the business or corporation operating
said business, or if no one party controls 50% or more of
the business, the person who controls the greatest
percentage of ownership in the business or corporation
operating said business."

SECTION 3: Section 17.108.070(F) is hereby added to
Title 17 to read as follows:
""Property" shall mean that property which is contiguous to
and under the same ownership as the parcel on which the
business is located. If a portion of the property is sold
or transferred, the home enterprise/rural home industry
shall comply with these standards upon and after transfer
of the property."

SECTION 4: Any home enterprise/rural home industry
which is established prior to the effective date of this
ordinance or for which a building permit has been issued and
which is operated by a person who is not the owner of the
business shall be considered a legally established non-
conforming use in accordance with Section 17.08.020 of the
Zoning Ordinance for the purpose of compliance with this
standard.
SECTION 5: This ordinance shall become effective thirty (30) days after final passage pursuant to Government Code Section 25123.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors on this 1st day of November, 1994 by the following vote:

AYES: BAGGETT, BALMAIN, ERICKSON, PARKER

NOES: TABER

ABSTAINED: NONE

EXCUSED: NONE

ARThUR G. BAGGETT, JR., Chairman
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

JEFFREY G. GREEN, County Counsel
ACKNOWLEDGMENT

RE: LEGISLATIVE PUBLICATION

[Instructions: Please fill out the following acknowledgment of receipt regarding legal publication in the Mariposa Gazette complete the following acknowledgment of receipt regarding legal publication in the Mariposa Gazette. Please forward the billing request to the Mariposa County Board of Supervisors, P.O. Box 784, Mariposa, California 95338. Should you have any questions, please contact our office (attention: Janet) at (209) 966-3222. Thank you.]

I, ___________________________ hereby acknowledge receipt of the following document(s) for legal publication in the November 10, 1994, issue of the "Mariposa Gazette", on this 3rd day of November, 1994:

MARIPosa COUNTY ORDINANCE NUMBER 879
AN ORDINANCE AMENDING SECTION 17.108.070(B) OF TITLE 17 ENTITLED "ZONING ORDINANCE" OF THE MARIPosa COUNTY CODE

By: ___________________________ (Representative)