A ORDINANCE AMENDING SECTION 17.108.130 ENTITLED "STRUCTURE LOCATION" OF CHAPTER 17.108 ENTITLED "SUPPLEMENTARY STANDARDS" ESTABLISHING STANDARDS FOR INSTALLATION OF PROPANE TANKS FOR RESIDENTIAL USE.

The Board of Supervisors of Mariposa County ordains as follows:

WHEREAS, Title 17 (Zoning) of the Mariposa County Code regulates the types of land use permitted on private property within the County; and

WHEREAS, it has been determined that propane tanks represent both a land use and safety concern; and

WHEREAS, Chapter 12 of the Uniform Plumbing Code, and Section 15.103.303 of the County Code requires propane tank installation to be approved by the Building Department; and

WHEREAS, Section 17.08.090 of the County Code requires review of site plan applications for conformance with all land use regulations; and

WHEREAS, it has been determined that there are both no provisions for exceptions in Title 17, and in some cases no regulations in the adopted Specific Plans; and

WHEREAS, it has been determined that additional flexibility is desirable;

NOW THEREFORE, the Board of Supervisors of Mariposa County hereby establishes exception provisions from standard setback requirements for installation of residential propane tanks, and ordains as follows:

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SECTION I: Section 17.108.130 A.3.a. entitled "Uses Permitted in Setback Areas" be amended as follows:

a. Wells, highway and traffic signs, signs, rural mail boxes, fences, gates, propane tanks, driveways, and utility lines may be erected or installed within the area bounded by the lot lines and setback line. Livestock loading structures can be located within the front setback of a parcel of land in the AEZs, MPZs, MGZs, IMZs and GFZs, and may be located in the front setback of other land use zones, subject to Planning Department review and approval.

SECTION II: The Board of Supervisors also finds that there is clearly no potential for causing a significant effect on the environment, and that the project is exempt from the California Environmental Quality Act under a general rule finding.

SECTION III: This ordinance shall become effective thirty (30) days after final passage pursuant to Government Code Section 25123.

PASSED AND ADOPTED this 14th day of March, 1989 by the Mariposa County Board of Supervisors by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER

NOES: NONE

EXCUSED: NONE

ABSTAINED: NONE

GERTRUDE R. TABER, Chairman
Mariposa County Board of Supervisors
ATTEST:

MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

JEFFREY E. GREEN, County Counsel