

MARIPOSA COUNTY ORDINANCE NO. 653

AN ORDINANCE CREATING CHAPTER 2.50,  
ENTITLED "MARIPOSA COUNTY PLANNING AGENCY"

WHEREAS, pursuant to California Government Code Sections 65100 through 65015 the Board of Supervisors may create a Planning Agency, and

WHEREAS, the Board of Supervisors of Mariposa County, a political subdivision of the State of California desires to create the "Mariposa County Planning Agency";

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

SECTION I: Chapter 2.50, entitled "Mariposa County Planning Agency" shall read in its entirety as follows:

"Chapter 2.50

MARIPOSA COUNTY PLANNING AGENCY

Sections:

- 2.50.010 Creation and composition of the planning agency.
- 2.50.020 Planning agency functions.
- 2.50.030 The board of supervisors.
- 2.50.040 The planning commission.
- 2.50.050 Planning department established.
- 2.50.060 The planning department.
- 2.50.070 Director of planning.
- 2.50.080 Duties of planning director.

2.50.010 Creation and composition of the planning agency. In accordance with Government Code Sections 65100 through 65105, the planning agency of Mariposa County is comprised of the following:

- A. The board of supervisors,
- B. Planning commission, and the
- C. Planning department.

2.50.020 Planning agency functions. In accordance with the provisions of Government Code Section 65103, the planning agency shall perform the following functions:

- A. Prepare, periodically review, and revise, as necessary, the general plan;
- B. Implement the general plan through actions

including, but not limited to, the administration of specific plans and zoning and subdivision ordinances;

C. Annually review the capital improvement program of the city or county and the local public works projects of other local agencies for their consistency with the general plan;

D. Endeavor to promote public interest in, comment on, and understanding of the general plan and regulations relating to it;

E. Consult and advise with public officials and agencies, public utility companies, civic, educational, professional, and other organizations, and citizens generally, concerning implementation of the general plan;

F. Promote the coordination of local plans and programs with the plans and programs of other public agencies;

G. Perform other functions as the legislative body provides, including conducting studies and preparing plans other than those required or authorized by this title.

2.50.030 The board of supervisors. The board of Supervisors, as the legislative body of Mariposa County shall:

A. Exercise the appointing power provided under state law and this code including appointment of the director of planning, the voting members of the planning commission, and such other boards, commissions, committees or advisory groups as may be established in accordance with this code or state law;

B. Adopt a general plan, and specific plans, regulations and ordinances as required by law and/or are deemed necessary for purposes of conducting a planning program in Mariposa County;

C. Exercise the functions of the "Official Agency" specified in Government Code Section 65401;

D. Be the final appellant body on all matters as specified in this code with respect to planning matters.

2.50.040 The planning commission. The planning commission shall:

A. Exercise the powers and duties prescribed by statute and this code except those powers and duties specifically reserved or delegated to other divisions of the planning agency;

B. Initiate the preparation of general plans, specific plans, regulations, programs and legislation necessary to implement the planning program of the county;

C. Be generally responsible for advising the legislative body of matters relating to planning, which,

in the opinion of the commission, should be studied;

D. Be the advisory agency as designated in Title 16 of this code for the purpose of acting on subdivision proposals;

E. Hear and decide all requests for conditional use permits;

F. Hear and decide all requests for variance permits;

G. Review and act upon all site plans and building elevations, off-street parking and loading plans, landscaping plans and drawings, drawings for location, size and design of signs, and other matters as may be required by this code.

H. Review the capital improvement program of the county and make recommendations to the board of supervisors with respect to its consistency with the general plan and specific plans.

2.50.050 Planning department established. There is hereby created a county department known as the planning department.

2.50.060 The planning department. The planning department shall:

A. Perform the duties required for the proper preparation and administration of the general plan and specific plans as provided by statute and county code;

B. Provide administrative support and professional advice to the planning commission and board of supervisors;

C. Perform special studies and surveys as directed by the board of supervisors.

2.50.070 Director of planning. The planning director shall administer the planning department. The Mariposa County Board of Supervisors shall appoint a planning director qualified by training, experience and demonstrated ability to manage the affairs of the planning department. The planning director shall serve at the pleasure of the board of supervisors.

2.50.080 Duties of director of planning. The planning director, as chief administrator of the planning department shall:

A. Be responsible for directing, supervising and overseeing the staff activities of the department;

B. Prepare and administer the budget of the department;

C. Advise the board and commission on matters relating to zoning, land use, subdivisions and other planning matters;

D. Conduct investigations, prepare reports and

recommendations on matters relating to planning in the county as required by Government Code Section 65400(a);

E. Act as official spokesman for the planning agency and prepare such notices, publications and other materials necessary to assure that the planning agency meets its statutory public information requirements as set forth in Government Code 65103;

F. Prepare an annual report for the legislative body as set forth in Government Code Section 65400(b);

G. Act as zoning enforcement officer of the county and take such actions as necessary to assure fair and equal enforcement of the county's zoning code;

H. Collect and deposit with the Mariposa County Treasurer's Office, all fees and charges for service by the planning department, as set forth by this code;

I. Oversee and administer the county environmental review procedures in accordance with the requirements of Title 14 of the California Administrative Code and Sections 21000 through 21176 Public Resources Code."

SECTION II: This Ordinance shall become effective thirty (30) days from the date of final passage, pursuant to Government Code Section 25123.

PASSED AND ADOPTED this 25th day of March, 1986 by the Board of Supervisors of Mariposa County by the following vote:

AYES: BARRICK, DALTON, ERICKSON, RADANOVICH, TABER  
NOES: NONE  
ABSENT: NONE  
ABSTAINING: NONE

Beverly Barrick  
BEVERLY BARRICK, Chairman  
Board of Supervisors

ATTEST:

Gerald McCarthy  
GERALD MC CARTHY, County Clerk and  
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY;

Jeffrey G. Green  
JEFFREY G. GREEN, County Counsel