MARIPOSA COUNTY ORDINANCE NO. 547

AN ORDINANCE TO AMEND SECTION 18.02.060 OF THE MARIPOSA COUNTY CODE TO PROVIDE A PROCESS FOR PROVING VESTED RIGHTS TO CONDUCT SURFACE MINING OPERATIONS.

The Board of Supervisors of Mariposa County, a political subdivision of the State of California, does hereby ordain and establish as follows:

SECTION I: Section 18.02.060 of the Mariposa County Code is hereby amended to read as follows:

18.02.060 Recognition of vested rights in existing operation.
The procedures for obtaining recognition of vested rights to conduct surface mining operations shall be as follows:

A. All persons presently conducting or having obtained vested rights to conduct surface mining operations shall submit a notification that shall be presented to the planning office by September 1, 1979, and will include the following information:

1. Names and addresses of the operator and any persons designated as the operator's agents for the service of process;

2. The size and legal description of the lands that are affected by such operation and a map that includes the boundaries and topographical details of such lands.

B. In the event that the notification provided for in Subdivision A was not submitted on or before September 1, 1979, all persons presently conducting or claiming to have obtained vested rights to conduct surface mining operations may obtain recognition of vested rights if it is established at a public hearing before the county planning commission that such rights have been perfected.
SECTION II: This ordinance shall become effective thirty days from the date of passage pursuant to Government Code Section 25123.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 17th day of June, 1980, by the following vote:

AYES:   Erickson, Moffitt, Dalton, Clark, Taber

NOES:   None

ABSTAINED: None

ABSENT: None

ERIC J. ERICKSON, Chairman
Board of Supervisors

ATTEST:

JOAN J. LYNK, Clerk of the Board
by: BARBARA KNELL, Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

RICHARD K. DENHALTER, County Counsel