DEPARTMENT: PLANNING/BUILDING  BY: TONY LASHBROOK
PHONE: 966-5151

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes  No)

Adoption of resolution modifying Road Improvement and Circulation Policies regarding waiver of Zone of Benefit requirements in certain cases and approval of waiver for LDA 1403, Bill and Pamela Morrison, Applicants, subject to conditions:
1. Road is paved to County Standards.
2. Gate is installed controlling access.
3. Provide adequate maintenance mechanism.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
none

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
1. Do not adopt policies and reject waiver request. Applicant would be required to establish a Zone of Benefit and could not create a "gated" subdivision.
2. Establish different policies which may have far reaching policy significance.

COSTS: ( ) Not Applicable
A. Budgeted current FY $________
B. Total anticipated costs $________
C. Required Add'l funding $________
D. Source: ______________________

SOURCE: ( ) 4/5ths Vote Required
A. Internal transfers $________
B. Unanticipated revenues $________
C. Reserve for contingency $________
D. Description: ______________________
Balance in Reserve for Contingencies, if approved: $________

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

memo
memo from Public Works
Request for waiver from Bill and Pamela Morrison

CLERK'S USE ONLY:
Res. No.: 92-134
Ord. No.: ______________________
Vote - Ayes: _______ Noes: _______
Absent: _______ Abstained: _______
( X ) Approved ( ) Denied
(  ) Minute Order Attached

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

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:  
(X) Recommended
(__) Not Recommended
(__) For Policy Determination
(__) Submitted with Comment
(__) Returned for Further Action

Comment: ______________________

A.O. Initials: ______________________

Action Form Revised 12/89
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: TONY LASHBROOK, PLANNING DIRECTOR
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD
RE: POLICY REGARDING ZONES OF BENEFIT

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on March 17, 1992

ACTION AND VOTE:

Tony Lashbrook, Planning Director;
Direction Regarding Policy Allowing for Waivers of Zone
of Benefit Requirements in Certain Cases; and
Consideration of Waiver Request for Land Division
Application 1403 - Morrison/Applicants

BOARD ACTION: Res. 92-134 adopted waiving requirements
for Zone of Benefit for Land Division Application No.
1403 - Morrison/Applicants, with the understanding
that: 1) there is a one foot control strip of land; 2)
a condition be recorded on the Map that the lots will
not be split again; 3) adequate private road
maintenance conditions to be noted on the Map; and 4)
that there be a security gate at the entrance/Ayes:
(M) Erickson, (S) Baggett, Punte, Taber; Excused:
Radanovich. Board provided direction to staff to bring
back a policy which would allow the Planning Commission
to approve waivers of Zones of Benefits at the
tentative map stage of subdivisions outside of town
planning areas as follows: 1) subdivision to be in
rural area with road dead ends or loops entirely within
the subdivision; 2) road to be constructed to County
specifications; 3) subdivision is to be gated or signed
as a private road; 4) adequate maintenance provisions
to be established to the satisfaction of the Board; and
5) language is to be placed on the map prohibiting the
road from becoming a through road at a later time/Ayes:
(M) Erickson, (S) Baggett, Punte, Taber; Excused:
Radanovich.

cc: Public Works
County Counsel