

DEPARTMENT: Planning BY: Duane Hall PHONE: 966-5151

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes \_\_\_ No X)

Resolution denying the appeal and upholding the Planning Director's action to approve with conditions the construction of a 4'6" fence on APNs 10-270-24/25 in the Wawona Town Planning Area. Refer to the attached memo for discussion on the recommended action.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

None.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

ALTERNATIVES: 1) Continue public hearing to date and time certain; 2) Uphold appeal and deny construction of fence.

NEGATIVE ACTION of the recommended action would result in upholding the appeal and denying the construction of the fence.

COSTS: (X) 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: \$ \_\_\_\_\_

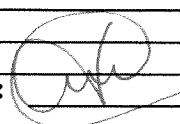
SPECIAL INSTRUCTIONS:  
List the attachments and number the pages consecutively:  
1. Memo to Board  
2. Chronology of County and Park Service Actions  
3. County Counsel Opinion on Appeal  
4. Joneses' Letter Dated 5/20/92  
5. Joneses' Letter Dated 4/20/92  
6. Joneses' Letter Dated 4/5/92  
7. Planning Dept Approval Letter  
8. County Counsel Opinion on Authorizing Construction  
9. Park Service Approval Letter

CLERK'S USE ONLY:  
Res. No.: 92-308  
Ord. No.: \_\_\_\_\_  
Vote - Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_  
( ) Approved ( ) Denied  
(X) 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  
 Recommended  
 Not Recommended  
 For Policy Determination  
 Submitted with Comment  
 Returned for Further Action

Comment: \_\_\_\_\_  
A.O. Initials: 

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

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TO: TONY LASHBROOK, PLANNING DIRECTOR  
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *MW/BL*  
RE: MARKHAM vs. JONES

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on June 9, 1992

ACTION AND VOTE:

2:37 p.m. Tony Lashbrook, Planning Director;  
PUBLIC HEARING to Consider an Appeal of the Planning  
Director's Determination to Approve with Conditions the  
Construction of a 4'6" Fence in the Wawona Town  
Planning Area; Markham, Applicants/ Jones, Appellants  
BOARD ACTION: Tony presented staff report. Input on  
behalf of the appellants was presented by: Attorney  
Glenn Holder/Baker, Manock and Jensen (representing  
appellants), Carol Jones, appellant, Jack Rollins,  
Lonnie Telero and Marie Escola. Input on behalf of the  
applicants was provided by: Attorney Steve  
Dahlem/Walton, Dahlem and Collings (representing  
applicants). Lloyd "Oly" Olson/Wawona District Ranger  
provided input. (M)Taber, (S)Punte (who passed the  
gavel), to uphold the appeal failed by the following  
vote: Ayes: Taber; Noes: Punte, Erickson,  
Radanovich, Baggett. (M)Erickson, (S)Baggett, Res. 92-  
308 adopted denying the appeal based upon the findings  
in the staff report and the public presentations/Ayes:  
Baggett, Punte, Erickson, Radanovich; Noes: Taber.

cc: Markham  
Jones  
File