

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 Commission's action to issue conditional certificates of compliance to the three (3) subject parcels with a condition requiring compliance with the Subdivision Map Act and County Subdivision Ordinance. This recommendation is based on the legal opinion of County Counsel (Attachment #6).

BACKGROUND AND HISTORY OF BOARD ACTIONS:

No previous Board action on this item.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Alternatives: 1) Continue public hearing; 2) Uphold appeal and issue certificate of compliance; 3) Uphold appeal and issue conditional certificate of compliance with modified condition(s).

Negative action of the recommended action would result in upholding the appeal and overturning or modifying the Planning Commission's action.

COSTS: (X) Not Applicable

A. Budgeted current FY \$ \_\_\_\_\_

B. Total anticipated costs \$ \_\_\_\_\_

C. Required additional funding \$ \_\_\_\_\_

D. Internal transfers \$ \_\_\_\_\_

SOURCE: ( ) 4/5ths Vote Required

A. Unanticipated revenues \$ \_\_\_\_\_

B. Reserve for contingencies \$ \_\_\_\_\_

C. Source description: \_\_\_\_\_

Balance in Reserve for Contingencies, if approved: \$ \_\_\_\_\_

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

1. Memo to Board
2. Vicinity Map
3. Appeal letters
4. Planning Commission minutes
5. Planning Department action letter
6. Staff report including County Counsel legal opinion
7. Information submitted by appls at Commission hearing
8. Information submitted by staff at Commission hearing

CLERK'S USE ONLY:

Res. No.: 92-605 Ord. No. \_\_\_\_\_

Vote - Ayes: 5 Noes: \_\_\_\_\_

Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Approved: \_\_\_\_\_ ( ) Denied

(X) Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: \_\_\_\_\_

ATTEST: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California

By: \_\_\_\_\_  
Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:  
This item on agenda as:

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  
RE: LOBAUGH APPEAL

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA  
ADOPTED THIS Order on NOVEMBER 17, 1992.

ACTION AND VOTE:

10:30 a.m. Tony Lashbrook, Planning Director;

A) PUBLIC HEARING to Consider Appeal of Planning Commission's Action on Certificate of Compliance Application for APN 14-190-50; Lobaugh/Applicants-Appellants

BOARD ACTION: Duane Hall/Associate Planner, presented staff report. Tony Lashbrook/Planning Director, responded to questions by the Board. Input in support of the appeal was provided by: Robert Lobaugh/appellant, Rick Lobaugh/appellant, and Ken Melton. There was no public input in opposition to the appeal and no rebuttal was offered by appellants. (M)Radanovich, (S)Erickson, Res. 92-605 adopted denying appeal/Ayes: Unanimous.

cc: File