

DEPARTMENT: Planning

BY: Duane Hall, Assoc Planner PHONE: 966-5151

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

Adopt resolution denying the appeal and upholding the Planning Commission's adoption of a Negative Declaration and conditional approval for Major Subdivision Application No. 10/26/90; R&H Enterprises, applicant; James Johnson, et. al., appellants.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

None.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Alternatives--(1) Approve appeal, require Environmental Impact Report; (2) Approve appeal, require additional mitigation measures; (3) Continue matter for further discussion or information.

Negative action would require EIR or additional mitigation for project.

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

SPECIAL INSTRUCTIONS:  
List the attachments and number the pages consecutively:  
1) Memo to Board  
2) Appeal letters  
3) Planning Commission Minutes  
4) Planning Commission Staff Report

SOURCE: ( ) 4/5ths Vote Required  
A. Internal transfers \$ \_\_\_\_\_  
B. Unanticipated revenues \$ \_\_\_\_\_  
C. Reserve for contingency \$ \_\_\_\_\_  
D. Description: \_\_\_\_\_

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

CLERK'S USE ONLY:

Res. No.: 91-160  
Ord. No.: \_\_\_\_\_  
Vote - Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_  
( ) Approved ( ) Denied  
4/16+ 4/9 (X) Minute Order Attached

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

- Recommended
- Not Recommended
- For Policy Determination
- Submitted with Comment
- Returned for Further Action

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

Comment: \_\_\_\_\_

A.O. Initials: JWM  
by mws

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

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TO: TONY LASHBROOK, PLANNING DIRECTOR  
LARRY POLLARD, PUBLIC WORKS DIRECTOR

FROM: MARGIE WILLIAMS, CLERK OF THE BOARD, *mw*

RE: APPEAL HEARING - MAJOR SUBDIVISION 10/26/90/  
DIRECTION FOR ROAD DEVELOPMENT FEE PROGRAM

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,  
ADOPTED THIS Order on April 16, 1991

ACTION AND VOTE:

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

A) Continued PUBLIC HEARING, Appeal of Planning Commission's Action to Adopt a Negative Declaration and Conditionally Approve Major Subdivision Application No. 10/26/90; R&H Enterprises, Applicant; James Johnson, et al., Appellants (Continued from 4/9/91)

BOARD ACTION: Updated staff report given by Tony Lashbrook, Planning Director; and Larry Pollard, Public Works Director. Public portion of the hearing was reopened with regards to transportation/development fees issue. Input was received from: Jim Johnson, Jack Wurmnest, Tim Snyder, and William Kolander. (M)Baggett, (S)Punte (who passed the gavel), Res. 91-160 adopted denying the appeal/Ayes: Baggett, Punte, Erickson; Noes: Taber; Excused: Radanovich. Direction was given to staff to come back within three weeks with a proposal, including budgeting, for road development fee program.

cc: File

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

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TO: TONY LASHBROOK, PLANNING DIRECTOR  
LARRY POLLARD, PUBLIC WORKS DIRECTOR

FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *mw*

RE: APPEAL HEARING - MAJOR SUBDIVISION 10/26/90

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,  
ADOPTED THIS Order on April 9, 1991

ACTION AND VOTE:

B) PUBLIC HEARING, Appeal of Planning Commission's Action to Adopt a Negative Declaration and Conditionally Approve Major Subdivision Application No. 10/26/90; R&H Enterprises, Applicant; James Johnson, et al., Appellants  
BOARD ACTION: Staff report given by Duane Hall, Associate Planner. Tony Lashbrook, Planning Director, and Larry Pollard, Public Works Director, provided input. Persons speaking in support of the appellants: Paul Van Cantfort, Jim Johnson, Sharon Proietti, Jack Wurmnest, and Leah Rosenfeld. Persons speaking on behalf of the applicants: Tim Snyder. Supervisor Baggett requested a status report be scheduled concerning establishment of a fee structure proposal. Hearing was continued to April 16, 1991, at 10:00 a.m. for further deliberation to consider road issues and options, including the access issue on Usona Road, with the public portion to be reopened if necessary; and direction given to staff to bring back alternatives concerning these issues/Ayes: (M)Erickson, (S)Baggett, Punte, Taber; Excused: Radanovich.

cc: File