RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes____ No X )

Determine that the proposed addition of a new pump island and upgrading of gas pumps at the Mariposa Beacon Station is a "substantial expansion" of an existing non-conforming use and therefore requires submittal of a Conditional Use Permit.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Specific Plan states that "no substantial expansion of said 'Grandfathered' use shall be permitted as determined by the Planning Commission." The Planning Commission took no action on the matter as the vote was split 2-2 with no action resulting.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

ALTERNATIVES: 1) Determine that the proposed project is not a "substantial expansion" which would enable development without a conditional use permit;

2) continue matter for future discussion.

SPECIAL INSTRUCTIONS:

List the attachments and number the pages consecutively:

1) Planning Commission Minutes
2) Staff Report containing all background information

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

Action Form Revised 12/89
MARIPOSA COUNTY

AGENDA TRANSMITTAL FORM

Instructions: Please fill in all blanks applicable for your agenda item. Items requiring staff review must be submitted to the appropriate staff on the Thursday before the Wednesday of agenda deadline. Incomplete material will be returned. Submit the original of the Transmittal and Action forms to the Board Clerk, along with the original and eleven copies, 3-hole punched, of any supporting documents.

AGENDA OF (Date): May 14, 1991

DEPARTMENT: PLANNING

BY: TONY LASHBROOK

APPROVED BY DEPT. HEAD:

AGENDA TITLE:

Determination of Expansion of Non-Conforming Use APN 13-061-05 (Mariposa Beacon Station)

4/5ths Vote Required: Yes No

Policy Item: Yes No (For Action Agenda of )

AGENDIZE AS: 

IF TIMED:

Routine Agenda: (XX) Public Hearing at: 2:00 p.m.

Information: ( ) Public Input Anticipated

Attention: ( ) Indicate Time Required:

Timed: 

STAFF REVIEW REQUIRED:

ROUTE: APPROVED AS TO FORM REMARKS:

County Counsel 

Auditor 

Personnel 

Purchasing 

Other 

SPECIAL INSTRUCTIONS TO CLERK:

Rush! Need to have signed documents by:

Legal publication required. (This is responsibility of submitting department.)

Other (i.e., need cert. resolutions, and/or signed contracts)

You want us to send copy of Action to:

CLERK'S USE ONLY:

RECEIVED: 

AGENDIZED FOR: 5-14-91

Agenda Item No.: 8

Routine Agenda: 

Information: 

Attention: 

Timed at: 2:00 p.m.

By: 

Trans. Form Revised 12/89
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: TONY LASHBROOK, PLANNING DIRECTOR
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD
RE: APPEAL HEARING - MARIPOSA BEACON STATION

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,
ADOPTED THIS Order on May 14, 1991

ACTION AND VOTE:

2:07 p.m. APPEAL HEARING, Appeal of Planning Commission Action Concerning Determination of Expansion of Non-Conforming Use for Mariposa Beacon Station; Dubberke/Thomas, Applicants/Appellants
BOARD ACTION: Staff report by Tony Lashbrook, Planning Director. Dieter Dubberke/Applicant-Appellant, and Banks Moore/Banks and Company, provided input. Res. 91-209 adopted upholding appeal, finding the project is not a substantial expansion/Ayes: (M)Baggett, (S)Taber, Erickson, Radanovich; Excused: Punte.

cc: File