

MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

DATE: May 14, 1991
AGENDA ITEM NO.: 8

DEPARTMENT: PLANNING

BY: SARAH WILLIAMS

PHONE: 966-5151

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.

COSTS: () 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) Planning Commission Minutes
2) Staff Report containing all background information

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.: 91-209
Ord. No.: _____
Vote - Ayes: _____ Noes: _____
Absent: _____ Abstained: _____
() Approved () Denied
(X) Minute Order Attached

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

- X 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: [Signature]

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: [Signature]

AGENDA TITLE:

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

4/5ths Vote Required: Yes ___ No [X]
Policy Item: Yes ___ No [X] (For Action Agenda of ___)

AGENDIZE AS:

IF TIMED:

Routine Agenda: ___
Information: ___
Attention: ___
Timed: [X] ___

(XX) Public Hearing at: 2:00 p.m.
() Public Input Anticipated
() Indicate Time Required: ___

STAFF REVIEW REQUIRED:

ROUTE: APPROVED AS TO FORM
County Counsel ___
Auditor ___
Personnel ___
Purchasing ___
Other ___

REMARKS:

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: [Signature]

CLERK'S USE ONLY:

RECEIVED:

AGENDIZED FOR: 5-14-91

By: [Signature] 5-8-91

Agenda Item No.: 8
Routine Agenda:
Information
Attention
Timed at: 2:00 p.m.

MARIPOSA COUNTY BOARD OF SUPERVISORS
MINUTE ORDER

TO: TONY LASHBROOK, PLANNING DIRECTOR
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD *MW*
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~~