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MARIPOSA COUNTY RESOLUTION NO. 91-224

A RESOLUTION APPROVING MODIFICATIONS TO THE LAND USE MAP  
OF THE MARIPOSA COUNTY GENERAL PLAN

WHEREAS, Mariposa County has received a request for an amendment to the General Plan Land Use Map; and

WHEREAS, environmental review has been conducted on the amendment in accordance with the California Environmental Quality Act and the Mariposa County Environmental Review Policies and Procedures adopted pursuant thereto; and

WHEREAS, the Mariposa County Planning Commission and Board of Supervisors have held duly noticed public hearings on the amendment in accordance with State Law and County Code.

NOW THEREFORE BE IT RESOLVED that the following amendment to the General Plan Land Use Map, as shown in the attached exhibit, is hereby approved by the Mariposa County Board of Supervisors:

- 1) General Plan Amendment No. 90-5 as shown in Exhibit A; Harry Kobayashi, et. al., applicants.

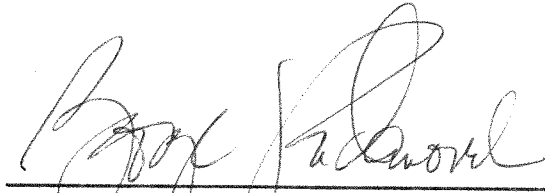
BE IT FURTHER RESOLVED that this action of the Board is based on the findings contained in Planning Commission Resolution No. 91-8 which is hereby incorporated by reference.

BE IT FURTHER RESOLVED that the Mariposa County Board of Supervisors hereby adopts a Negative Declaration for General Plan/Zoning Amendment No. 90-5 and Major Subdivision Application No. 9/27/90 which was reviewed in conjunction with the amendment.


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PASSED AND ADOPTED by the Mariposa County Board of Supervisors on this 21st day of May, 1991 by the following vote:

AYES: Baggett, Erickson, Punte, Radanovich, Taber  
NOES: None  
ABSTAINED: None  
EXCUSED: None

  
\_\_\_\_\_  
GEORGE P. RADANOVICH., Chairman  
Mariposa County Board of Supervisors

ATTEST:

  
\_\_\_\_\_  
MARGIE WILLIAMS  
Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

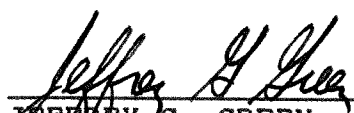
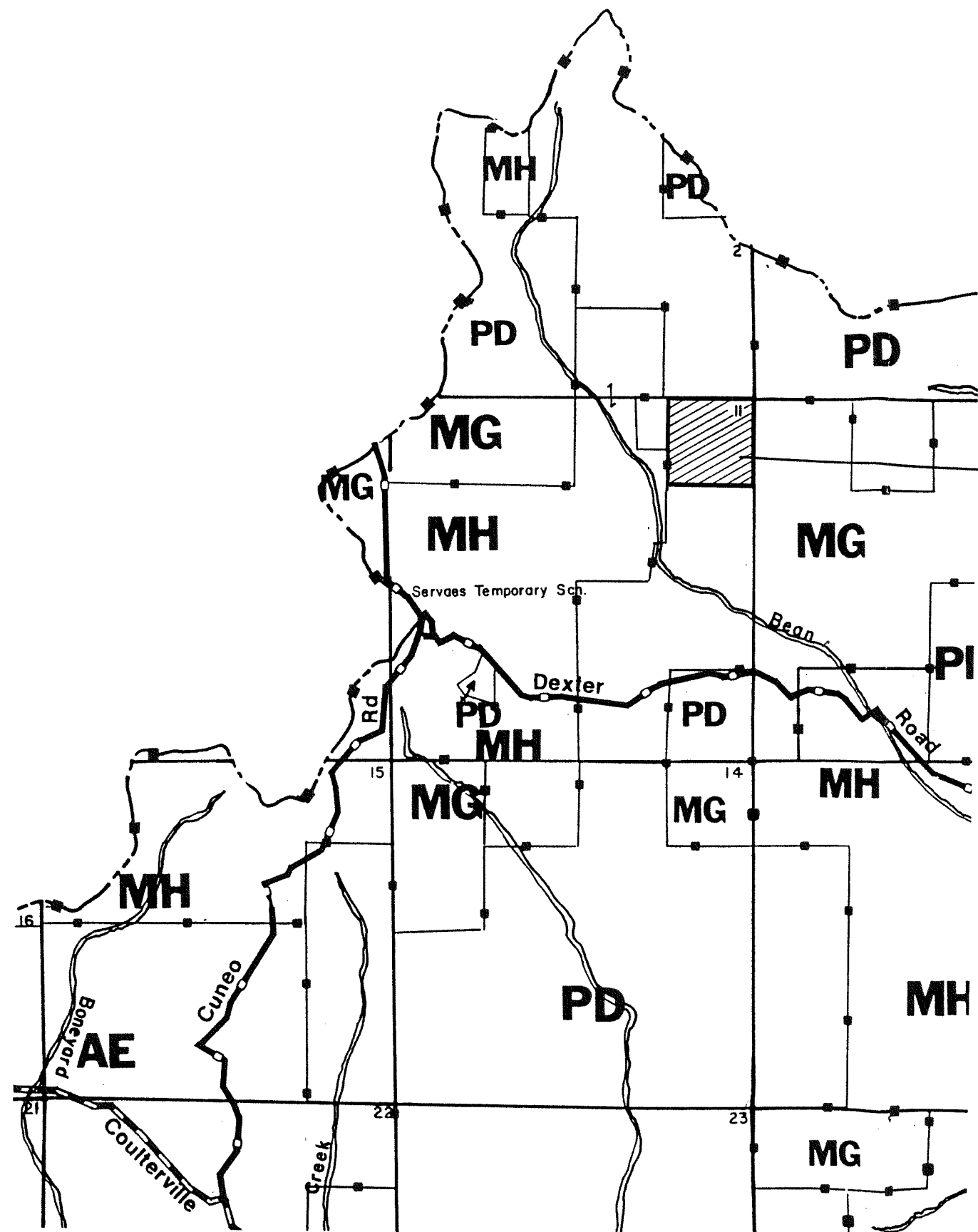
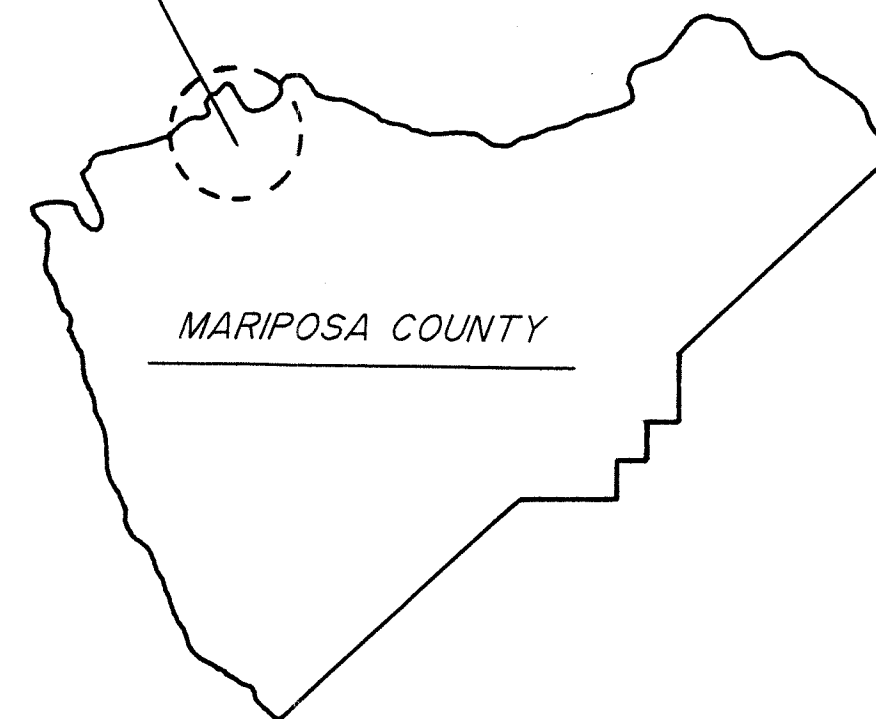
  
\_\_\_\_\_  
JEFFREY G. GREEN  
County Counsel

EXHIBIT A

GENERAL PLAN / ZONING AMENDMENT  
No. 90-5  
HARRY KOBAYASHI, et al, APPLICANTS  
MOUNTAIN GENERAL TO MOUNTAIN HOME



SUBJECT AREA LOCATION



1 MARIPOSA COUNTY PLANNING COMMISSION

2 RESOLUTION NO. 91-8

3 A RESOLUTION RECOMMENDING APPROVAL OF GENERAL PLAN/ZONING  
4 AMENDMENT NO. 90-5; HARRY KOBAYASHI, ET. AL., APPLICANTS.

5 WHEREAS, an application to amend the Mariposa County  
6 General Plan Land Use Map and Mariposa County Zoning Map has  
7 been submitted to the County; and

8 WHEREAS, the Planning Commission is responsible for  
9 formulating a recommendation to the Board of Supervisors  
10 relative to the approval or denial of the requested amendment;  
11 and

12 WHEREAS, the Board of Supervisors has adopted a preliminary  
13 Negative Declaration for the project and established a public  
14 review period; and

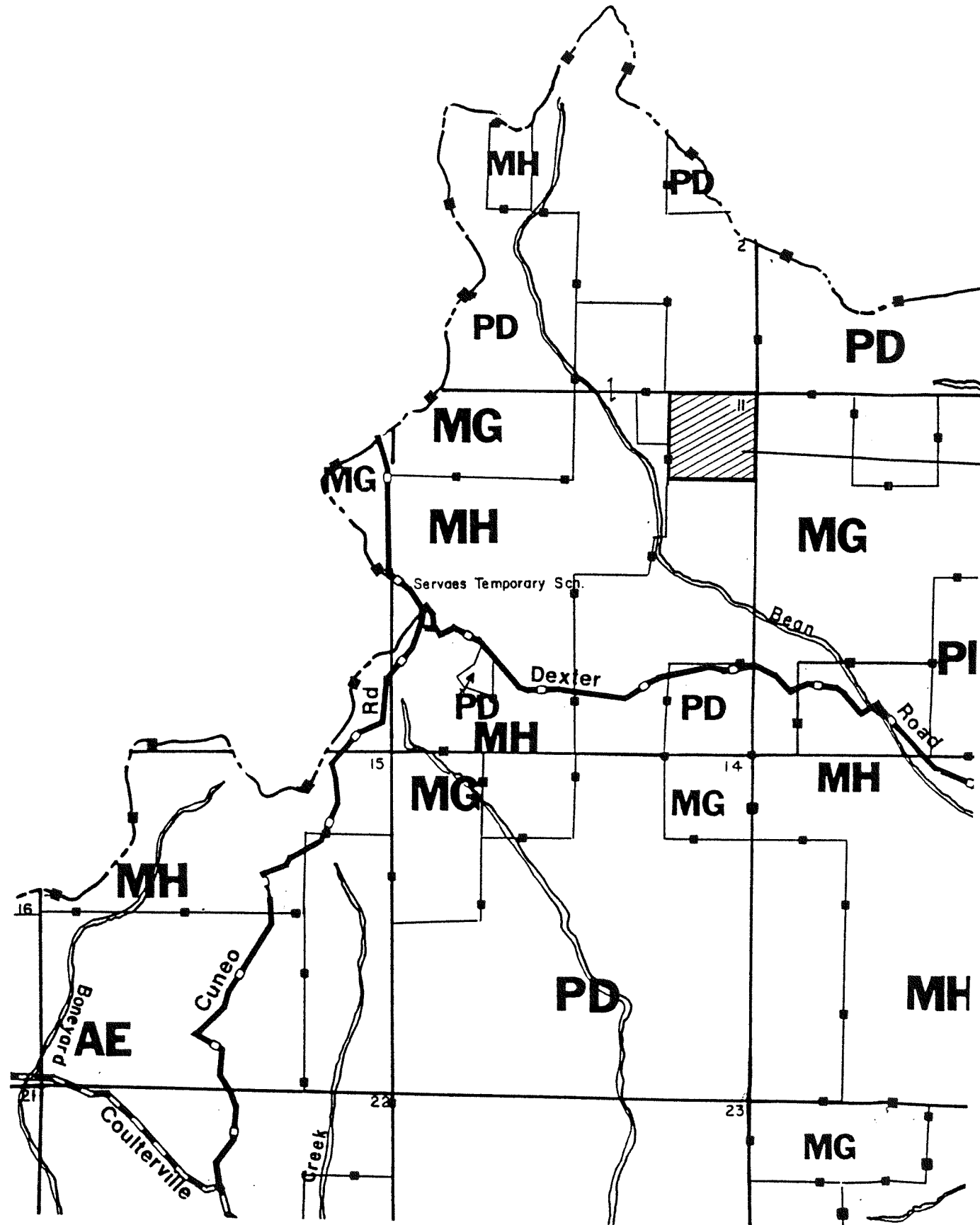
15 WHEREAS, the Planning Commission has held a duly noticed  
16 public hearing on the matter in accordance with State Law and  
17 County Code.

18 NOW THEREFORE BE IT RESOLVED the Planning Commission  
19 recommends that the Board of Supervisors adopt a Negative  
20 Declaration with mitigation measures for the project and approve  
21 the amendment to the Mariposa County General Plan Land Use Map  
22 and Mariposa County Zoning Map as shown in Exhibit A attached  
23 hereto.

24 BE IT FURTHER RESOLVED this recommendation is based on the  
25 mandatory findings established by Section 2.504 of the Mariposa  
26 County General Plan as stated and discussed in Exhibit B  
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EXHIBIT A

GENERAL PLAN / ZONING AMENDMENT  
No. 90-5  
HARRY KOBAYASHI, et al, APPLICANTS  
MOUNTAIN GENERAL TO MOUNTAIN HOME



SUBJECT AREA LOCATION

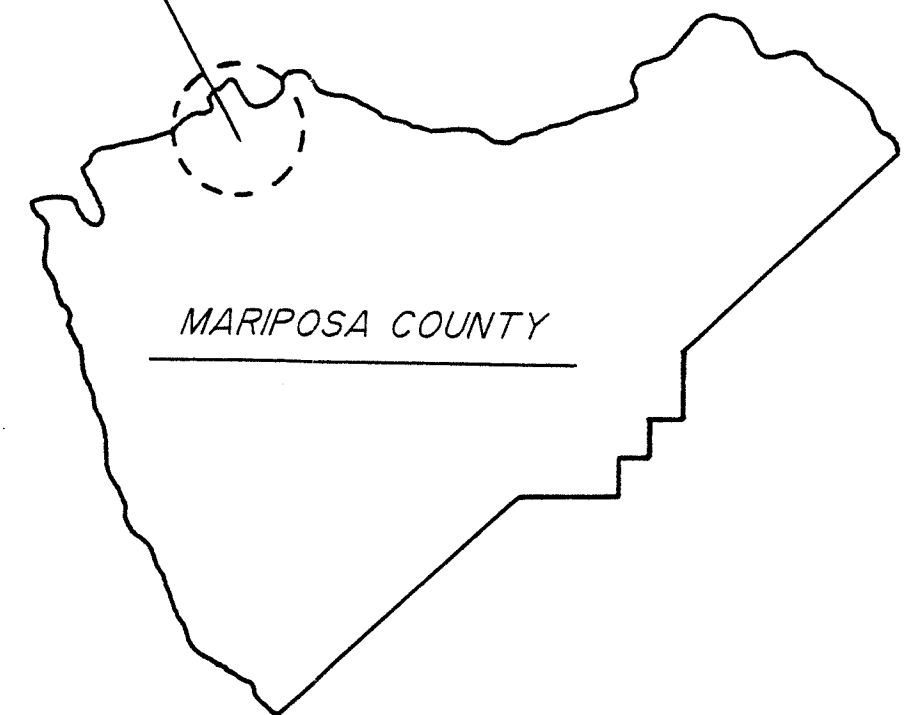


EXHIBIT B

GENERAL PLAN FINDINGS

Section 2.504 of the General Plan establishes four mandatory findings that must be made prior to approval of a General Plan Amendment. The required findings and a discussion in support of each finding follow:

1. The amendment is in the general public interest and will not have a significant adverse effect on the general public health, safety, peace, and welfare.

It is in the public interest to modify the land use classification on this property so that the land use classification more closely reflects the existing development on the site and the parcel is not divided by a land use classification boundary. The proposed land use classification and any subsequent development will be compatible with existing development and planned land uses on properties to the north, south, and west and will not impact the Mountain General property to the east. A Negative Declaration has been prepared for the amendment which states this project, including future subdivision of the parcel, will not have a significant adverse effect on the environment or the surrounding area and residents. The subdivision of the parcel will be reviewed and approved in accordance with adopted County standards and policies.

2. The amendment is desirable for the purpose of improving the General Plan with respect to providing a long term guide for County development and a short term basis for day-to-day decision making.

The amendment will result in the land use classification more closely reflecting existing development on the site and the adjacent area. The policy and standards of the General Plan will be applied to new residential development and subdivision of the site. The County will review divisions of the parcel for compliance with the Subdivision Ordinance and impose subdivision and improvement standards to ensure adequate access, services, and improvements. This will improve the circumstances of the existing development on the site. Consequently, the amendment will improve the General Plan by requiring existing development upon subdivision to comply with the policies and standards of the General Plan.

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: GP/ZA 90-5 - KOBAYASHI

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on May 21, 1991

ACTION AND VOTE:

11:11 a.m Tony Lashbrook, Planning Director;

A) PUBLIC HEARING to Consider the Adoption of a Negative Declaration and the Approval or Denial of General Plan/Zoning Amendment Application No. 90-5; Kobayashi, et al., Applicant

BOARD ACTION: Duane Hall, Associate Planner, gave staff report. Tony Lashbrook, Planning Director, provided input. Harry Kobayashi and Michael Malter, applicants, provided input. (M)Punte, (S)Baggett, 1) Res. 91-224 adopted approving a Negative Declaration with mitigation measures and approving General Plan/Zoning Amendment No. 90-5, with recommended findings; and 2) first reading was waived and an Ordinance introduced approving the Zoning Amendment/Ayes: Unanimous.

cc: File