MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: TONY LASHBROOK, PLANNING DIRECTOR
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD
RE: APPEAL OF THE PLANNING COMMISSION'S DECISION ON LAND DIVISION APPLICATION NO. 1386

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on October 15, 1991

ACTION AND VOTE:

10:35 a.m. Tony Lashbrook, Planning Director;
   A) Continued PUBLIC HEARING to Consider the Appeal of the Planning Commission's Decision on Land Division Application No. 1386, Kowalski, Applicant; Rassau, et al., Appellants (Continued from 10/8/91)
BOARD ACTION: Tony Lashbrook/Planning Director, provided updated staff report. Public portion of hearing was reopened for input on the new information presented. Olga Rassau/representing appellants advised they had nothing to add. George Nunes provided input. Marty Allen/Freeman and Seaman Land Surveyors - representing applicant, advised they agree to the mitigation measures and revised findings. Res. 91-49B adopted upholding the appeal and the adoption of a Negative Declaration for the project based upon a Modified Initial Study with revised Mitigation Measures and approve the project with amended conditions/Ayes: (M)Baggett, (S)Punte, Erickson, Taber; Noes: Radanovich.

cc: File
RECOMMENDED ACTION AND JUSTIFICATION:  (Policy Item: Yes  No X)
Resolution upholding the appeal and the adoption of a Negative Declaration for the project based upon a Modified Initial Study with revised Mitigation Measures and approve the project with amended conditions.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
Public hearing continued from 9/17/91 Board Meeting.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
Alternatives: (1) Continue; (2) Uphold appeal and modify Initial Study to require preparation of an E.I.R.; (3) Deny project based on findings; (4) Deny appeal.
Negative action would result in delaying appeal and upholding Planning Commission's decision.

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

SOURCE:  ( ) 4/5ths Vote Required
A. Internal transfers $___
B. Unanticipated revenues $___
C. Reserve for contingency $___
D. 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) Tentative Parcel Map
4) Letter from Jerry Progner, SCS
5) RI & CP Standard regarding off-site improvements

CLERK'S USE ONLY:
Res. No.:________________________
Ord. No.:________________________
Vote - Ayes:____ Noes:____
Absent:____ Abstained:____
( ) Approved  ( ) Denied
( ) Minute Order Attached 10/15.

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

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:________________________

Action Form Revised 12/89
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: TONY LASHBROOK, PLANNING DIRECTOR

FROM: MARGIE WILLIAMS, CLERK OF THE BOARD

RE: PUBLIC HEARING TO CONSIDER THE APPEAL OF THE PLANNING COMMISSION'S DECISION ON LAND DIVISION APPLICATION NO. 1386

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on October 8, 1991

ACTION AND VOTE:

10:43 a.m. Continued PUBLIC HEARING to Consider the Appeal of the Planning Commission's Decision on Land Division Application No. 1386, Kowalski, Applicant; Rassau, et al., Appellants (Continued from 9/17/91) (Planning Director) BOARD ACTION: Tony Lashbrook/Planning Director, provided updated staff report. Public portion of hearing was reopened for input on the new information presented. Olga Rassau/representing appellants, requested a continuance of the hearing due to the new information just having been received. Marty Allen/Freeman and Seaman Land Surveyors - representing applicant, advised they were willing to agree to the mitigation measures. Hearing was continued to later this morning for Mr. Allen to contact the applicant relative to continuing this hearing for a week.

11:14 a.m. Continued PUBLIC HEARING to Consider the Appeal of the Planning Commission's Decision on Land Division Application No. 1386, Kowalski, Applicant; Rassau, et al., Appellants. Marty Allen advised that the applicant agrees to a one week continuance. Mr. Nunes/neighboring property owner, provided input concerning access to his property. County Counsel advised input next week would be limited to the new information brought before the Board this date. Hearing was continued to October 15, 1991, at 10:30 a.m.

cc: File