MARIPOSA COUNTY RESOLUTION NO. 83-43
LOCAL ASSISTANCE FOR FLOODING ON PRIVATE PROPERTY

WHEREAS, the California Emergency Services Act authorizes the County to "provide for the effective mobilization of all of the resources within the political subdivision, both public and private" in case of disaster; and

WHEREAS, the public resources of Mariposa County are available to come to the assistance of any and all County residents affected by a community-wide disaster; and

WHEREAS, the difference between a public disaster and a private one is discretionary distinction based generally on the number of people affected; and

WHEREAS, there exists within the County no effective means whereby an individual homeowner may obtain assistance in protecting his residence or business from the effects of an isolated flooding incident; and

WHEREAS, for County officers and employees to come to the aid of a homeowner or business owner under these circumstances would constitute an unlawful gift of public funds; and

WHEREAS, the Board of Supervisors feels a responsibility to provide a means whereby the owner of a residence or business threatened by an isolated flooding incident can call upon and make use of existing County resources to assist him in protecting his residence or business from floodwaters;

NOW, THEREFORE, it is resolved by the Board of Supervisors of Mariposa County that under circumstances of a private flooding emergency as described above, the County Director of Emergency Services is authorized to mobilize the resources of the County
to assist a homeowner or businessowner whose property is endangered by an isolated flooding incident; PROVIDED that said homeowner or businessowner must provide the County Office of Emergency Services with advance written authorization to proceed with the work, and a written commitment to reimburse the County for all expenses incurred by the County in responding to the incident, in a form approved by the County.

RESOLVED FURTHER, it is the intent of the Board that this service be employed only for the protection of residences and businesses and not for outbuildings, private roads, or any other structure or real estate of any description.

PASSED AND ADOPTED this 22nd day of February, 1983 by the Mariposa County Board of Supervisors by the following vote:

AYES: Barrick, Taber, Dalton, Erickson, Moffitt

NOES: None

ABSENT: None

ABSTAINED: None

ERIC J. ERICKSON, Chairman
Mariposa County Board of Supervisors

ELLEN BRONSON, County Clerk
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

RICHARD K. DENHALTER
County Counsel