MARIPOSA COUNTY RESOLUTION 81-64

A RESOLUTION ADOPTING MARIPOSA COUNTY ENVIRONMENTAL REVIEW POLICIES AND PROCEDURES FOR PURPOSES OF IMPLEMENTING CEQA AND CEQA GUIDELINES.

The Board of Supervisors, County of Mariposa, a political subdivision of the state of California, do hereby resolve as follows:

WHEREAS, Section 15050 (c) of Title 14, Division 6, Chapter 3 of the California Administrative Code requires public agencies to adopt objectives, criteria, and specific procedures consistant with CEQA and CEQA Guidelines for the orderly evaluation of projects and the preparation of environmental documents.

NOW THEREFORE this Board determines and orders that the attached Mariposa County Environmental Review Policies and Procedures are adopted for the purpose of implementing CEQA and CEQA Guidelines within the County of Mariposa.

FURTHERMORE, in accordance with Section 21089, Division 13 of the Public Resource Code (CEQA) and Section 15053, Title 14, Division 6, Chapter 3 of the California Administrative Code (CEQA Guidelines) the following Environmental Review Fee Schedule is adopted:

A. Public Hearing Costs

A public hearing held by the Mariposa County Board of Supervisors or the Mariposa County Planning Commission shall be subject to a One Hundred ($100) Dollar fee. In the event that a public hearing is requested, by an affected property owner, the request will be accompanied by a ten ($10) Dollar fee, such fee to be deducted from the total public hearing fee required on the matter.

B. Affected Property Owner and Other Public Notice Costs

A fee of three ($3) Dollars shall be required on each affected property owner notification mailed during the conduction of an
environmental review on a project; such notifications to include
the initial notification and any subsequent notification required
at a latter time.

C. Other Costs

1. In the instance when an Environmental Impact Report is prepared
   by the lead agency, the fee for the preparation of such a report
   shall be the actual expenses in staff, materials and other costs
   required to prepare the document above and beyond such public
   hearing and notification costs delineated above.

2. Copies of environmental documents and supporting materials shall
   be available for purchase by any individual or group at the cost
   of printing such document if printed copies are available or if
   copies need to be reproduced, at the normal County cost for
   reproducing copies.

D. Costs for Negative Declarations and Reviewing EIRs

All applications for zonings, zoning amendments, use permits and
General Plan amendments will be subject to review and preparation
costs as follows:

1. Filing of a Negative Declaration shall be subject to a filing
   fee of $100.00.

2. Review and certification of an Environmental Impact Report shall
   be subject to a fee of $250.00.

E. Payment of Costs

1. Any entity or individual submitting a proposal or project re-
   quiring environmental review by the County of Mariposa, wherein
   the County of Mariposa assumes the responsibilities of a lead
   agency in accordance with CEQA and CEQA Guidelines, shall be
   charged a fee in accordance with the above provisions. Such fees
are due and payable when costs are incurred by the County of Mariposa and no environmental review action (Negative Declaration or Certification of an EIR) shall be deemed taken until such payment of fees are received by the County.

2. Any entity or individual submitting a proposal or project as described above shall execute an agreement (Attachment "A") implementing this provision.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 24th day of March, 1981 by the following vote:

AYES: Taber, Dalton, Clark, Erickson, Moffitt

NOES: None

NOT VOTING: None

ABSENT: None

WILLIAM MOFFITT, Chairman
Board of Supervisors

APPROVED AS TO FORM:

RICHARD K. DENHALTER, County Counsel
3/30/81

ATTEST:

ELLEN BRONSON, County Clerk and Ex-Officio Clerk of the Board
Exhibit "A"

MARIPOSA COUNTY
ENVIRONMENTAL REVIEW AGREEMENT

THIS AGREEMENT, executed this __ day of ___, 19___
by and between the COUNTY OF MARIPOSA, a political subdivision of the State of ____________,
hereinafter referred to as "COUNTY" and __________________
hereinafter referred to as "APPLICANT".

WITNESSETH:

I. IN CONSIDERATION of the mutual covenants, conditions and agreements to be kept
and performed by each of the respective parties hereto, it is hereby agreed as follows:

A. The COUNTY hereby agrees to prepare all preliminary review documents, not
including Environmental Impact Reports, provide public notification and conduct
environmental review proceedings in accordance with the California Environmental
Quality Act and COUNTY implementing policy.

B. The APPLICANT hereby agrees to prepare or cause to be prepared a Draft and
final Environmental Impact Report, if required, at the APPLICANT'S own cost and
expense, to be submitted to the COUNTY for review and certification. The COUNTY
shall, in the event such a report is required, be responsible for reviewing, con-
ducting public hearing and filing such notices as may be required subject to the
reimbursement schedule contained in Section "D" of this agreement below.

C. The obligation of COUNTY to review Environmental Impact Reports under this
agreement shall arise only upon timely submission of such reports, prepared
according to the rules, procedures and requirements of COUNTY, and sole respon-
sibility for such preparation and timely submission shall be that of APPLICANT.

D. The APPLICANT hereby agrees to reimburse the COUNTY for all costs in accordance
with the following schedule:

1. Costs of conducting a public hearing before the Planning Commission or
   Board of Supervisors shall be $100.00.

2. The cost for any continued hearing required due to the APPLICANT'S failure
   to reimburse COUNTY under the terms and conditions of this agreement, said
costs to be $100.00.

3. The costs of notifying affected property owners in accordance with Mariposa
   County CEQA policies and procedures shall be calculated at a rate of $3.00
   per mailed notice.

4. The costs for preparing a Negative Declaration for a zone change or amend-
   ment, use permit or General Plan amendment shall be $100.00.

5. The costs for reviewing and certifying an Environmental Impact Report for
   a zone change or amendment, use permit or General Plan amendment shall be
   $250.00.

II. COSTS

A. All APPLICANT costs will be billed by the COUNTY two weeks prior to any sched-
uled Public Hearing and will be due and payable on or before a twenty-four hour period
preceeding such required Public Hearing.

B. In the event payment is not received by the COUNTY 24 hours prior to the
scheduled Public Hearing, the Public Hearing will be continued until such time as all
costs are reimbursed to the COUNTY to include such costs of a continued hearing.
C. Should said costs not be received by the COUNTY within sixty days following official notice to APPLICANT, of non-compliance with the terms and conditions of this agreement, said project of applicant shall be deemed withdrawn and no further action taken on said project by COUNTY.

D. Paragraph IIC above will not preclude APPLICANT from initiating the application process through resubmittal at a latter date under the applicable sections of Mariposa County Code.

E. Estimated APPLICANT costs are as follows:

- Public Hearing $______________
- Property Owner Notification $______________
- Negative Declaration $______________
- EIR Review and Certification $______________
- Other Costs $______________

Total Estimated APPLICANT COSTS $______________

Total Costs may exceed the estimated costs depending upon the results of Environmental Review.

F. APPLICANT agrees to indemnify, defend, hold, and save COUNTY free and harmless of, from, and against any and all claims, liability, loss or damage whenever so suffered or sustained by COUNTY, its agents, employees, subcontractors, or any third person, which loss, injury, death, or damage shall be caused by or in any way result from or arise from any act, omission, or negligence of APPLICANT in performance of his duties and obligations under this agreement.

G. Time is of the essence of this agreement.

DATED: ______________________, 19____, at Mariposa California.

COUNTY OF MARIPOSA

ROBERT L. BORCHARD, Planner/Grantsman
Pursuant to Mariposa County CEQA Procedures

APPROVED AS TO FORM:

RICHARD K. KENHALTER, County Counsel

I hereby understand and agree to the terms and conditions as set forth above:

Signed ______________________ Date

Project APPLICANT

Attest ______________________ Date
MARIPOSA COUNTY

ENVIRONMENTAL REVIEW POLICIES AND PROCEDURES

ADOPTED PURSUANT

THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)
AND CEQA GUIDELINES
AS AMENDED THROUGH APRIL 8, 1980

(As Revised 3-12-81)
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**APPENDICES**

APPENDIX "A" Preliminary Environmental Assessment Form

APPENDIX "B" Notice of Preparation

APPENDIX "C" Notice of Determination

APPENDIX "D" Negative Declaration

APPENDIX "E" Notice of Completion

APPENDIX "F" Notice of Exemption

APPENDIX "G" Certified Affected Property Owners List
SECTION 1.000
APPLICATION AND GENERAL ADMINISTRATION

1.100 REFERENCE

The following policies and procedures are set forth for the purpose of implementing the requirements of the California Environmental Quality Act (CEQA) as contained in Division 13, Section 21000 et seq of the Public Resources Code and CEQA Guidelines as contained in Title 14, Division 6, Chapter 3, Section 15000 et seq of the California Administrative Code.

1.200 PURPOSE

The following policies and procedures are set forth for the purpose of implementing CEQA and the CEQA Guidelines within the County of Mariposa. Nothing contained within these policies or procedures is intended to supercede or otherwise avoid the intent or express letter of applicable state law. When a stated policy or procedure is found to be inconsistent with a mandatory provision of CEQA or the CEQA Guidelines, state law and the Administrative Code shall govern. These policies and procedures therefore are intended to supplement the provisions of state law and the administrative code and provide necessary administrative rules necessary for carrying out the intent of the law within Mariposa County. Nothing contained within the following policies and procedures is intended to limit the lead agency from establishing alternative procedures for processing a project environmental review where either specific policies and procedures are not set forth herein or where an alternative procedure will expedite review consistent with state law and the purposed of CEQA.

1.300 DEFINITION OF TERMS AND REFERENCE

All terms and phrases utilized herein shall be defined in accordance with the California Environmental Quality Act and such administrative guidelines established by the Resources Agency of the State of California pursuant to the requirements of CEQA. In all cases, such terms or phrases not specifically defined as provided above will be subject to such definitions as applicable in Mariposa County Code or policy.

1.400 INTERPRETATION

All questions regarding specific application or interpretation of procedures, standards and policies as set forth herein shall be determined by the lead agency as defined in Section 2.000 of these policies and procedures.

1.500 SUPPLEMENTAL POLICIES

In the event that such policies, standards and procedures as described herein require supplemental policies for application to an agency or board other than the Mariposa County Board of Supervisors or boards, commissions or officials
operating under the authority of the Mariposa County Board of Supervisors, such supplemental policies, procedures and standards may be adopted by the affected agency for specific application to that agency and shall not affect these policies, procedures and standards as they apply to the County of Mariposa.

1.600 ADMINISTRATIVE APPEAL PROVISIONS

In the event that a determination is made, subject to the provisions of CEQA, CEQA Guidelines and the policies, procedures and standards contained herein, by a board, commission or public official acting under the authority of the County of Mariposa, a political subdivision of the State of California as set forth in Section 2.100 the Mariposa County Board of Supervisors shall be the Administrative Appeal Review Board. Wherein the Mariposa County Board of Supervisors is responsible for determinations under the provisions of CEQA, as set forth in Section 2.100, there shall be no administrative appeal provisions.

1.610 Administrative Appeals Generally

A. Administrative appeals based solely upon the merits of the proposed project and not upon the adequacy of the environmental document do not require a new hearing on the environmental document unless the lead agency holds a de novo hearing on the project being appealed.

B. The lead agency body, before which an appeal hearing is conducted, shall consider the environmental document and make findings as required under Sections 3.300-A or Section 3.450 or 3.460 of these procedures.

1.620 Appeal Periods

All decisions or determinations made pursuant to these policies and procedures, which are subject to appeal, may be appealed to the Appeal Review Board provided that such appeal is filed with said Appeal Board within 10 calendar days from the date findings of fact are filed, if requested or if not, the date of the decision or determination is made, subject to the following:

A. Appeal Notification Content

1. Any Appeal Notification filed in accordance with Section 1.600 shall contain the following written information:

   a. Name, address and phone number of individual filing appeal.

   b. Description of specific action being appealed and name of Board, Commission or official responsible for making such specific action which is subject of appeal.

   c. Statement of every error, omission or objection upon which the appeal is based. Appellants shall be allowed seven calendar days from date of filing appeal to file a written amendment or supplement to their original filed appeal, statement of errors or objections forming the basis of the appeal.

2. The appeal notification and any supplemental or amending information provided pursuant to Section 1.610 A 1 (c) above shall serve as the sole basis of any appeal determination unless supplemental procedures are applicable.
B. Appeal Review and Determination

1. All appeal notifications filed pursuant to Section 1.610 A shall be date stamped by the Clerk of the Appeal Review Board and receipt of such appeal notification acceptance mailed to the Appellant and such Board, Commission or Official named in the appeal notification and project proponent when applicable.

2. The notification of appeal and all supplementary or amending information shall be provided to the Appeal Review Board and scheduled on the agenda at the next regular meeting or within ten calendar days of the date of receipt of the notification of appeal. The Appeal Review Board shall, upon determination that such facts, circumstances or information provided in the appeal notification warrant review, schedule an appeal hearing in accordance with established policy.

3. Notification of such appeal hearing date as described above, shall be made to:

   a. All individuals and/or property owners noticed by individual mailed notice under the action that is subject to appeal,

   b. The appellant,

   c. The Board, Commission or Official named in the appeal notification, and

   d. Additionally, a notice of the appeal hearing date shall be noticed in the newspaper in accordance with established policy.

4. After appropriate hearing, the Appeal Review Board may sustain the appeal, deny the appeal, or refer to the Commission Board or official with directions regarding action previously taken. A decision by the Appeal Review Board is final unless referred back.

1.700 PUBLIC NOTIFICATION STANDARDS

1.710 Purpose of Section

This section is intended to supplement the provisions of Section 3.000 for purposes of public notification.
1.720 Affected Property Owner Notification

Affected property owners shall be notified of environmental review actions or pending actions in accordance with the following standards:

A. Affected property owner shall mean:

1. Adjacent property owners within 600 feet of the boundaries of a project site.

2. All property owners adjacent to or utilizing, as primary access, any road, street or easement of record (as described on a recorded subdivision map) not included in the Mariposa County Road System or state/Federal highway system where such access is affected by project.

3. Such other property owners where it is determined by the lead agency that such property owners, person or group of persons could be affected due to unique or unusual characteristics of the project under review.

B. Affected property owners as defined in Section 1.720 A above shall be notified by direct first class mailing, such notice to include at least:

1. A general description and location of the project.

2. The location where initial studies, staff reports and other relevant information on the proposed project may be reviewed.

3. The actions taken or contemplated with respect to the proposed project.

4. The closing date of the public review period and appeal periods.

5. Options an affected property owner may have with respect to the proposed project including comments, public hearing requests and appeal rights.

C. In the event that more than one thousand notices are to be prepared to meet the provisions set forth above, the lead agency may provide other means of notification such as publication in a newspaper of general circulation, posting written notice or a combination of notification methods provided that such method or methods are of sufficient extent to provide affected property owners reasonable notice.
1.800 PUBLIC HEARINGS

A. A public hearing may be requested by an affected property owner as defined in Section 1.720-A, or on motion of the lead agency.

B. Such public hearing shall be conducted in accordance with established lead agency policy with notification in a newspaper of general circulation and written notification to any affected property owner and project proponent advising as to time, date, place and matter to be heard. Such notification must be advertised at least 10 days prior to any hearing. Public hearings may be continued from time to time at the pleasure of the lead agency.

C. A request for public hearing must be filed with the lead agency, in writing, prior to the closing of the public review date as specified in Section 1.720-B, such public review periods to be at least fifteen (15) calendar days from date of action as specified in Section 3,310-(1).

D. Any affected property owner requesting a public hearing in accordance with this section shall be responsible for a minimum fee to be specified in accordance with section 1.900 of these procedures. The project proponent shall be responsible for such additional costs of a public hearing which is in excess of the fee provided by the affected property owner in accordance with section 1.900 of these policies.

1.900 ENVIRONMENTAL REVIEW COSTS AND FEES

A. The lead agency may establish reasonable fees for the review of environmental documents. Such fees may include the costs of legal notices and affected property owner notifications, the costs of preparing and reviewing initial studies, notices of preparation, notices of determination, environmental impact reports and other environmental review documents, the cost of conducting public hearings or appeal hearings before the lead agency or other designated Board, Commission or Public Official charged with the responsibility for reviewing and acting on environmental documents on behalf of the lead agency.

B. Fee amounts and administrative procedures for collecting and depositing fees, if required, shall be established by separate resolution, adopted by the lead agency, which shall become part of these CEQA policies and procedures.
SECTIO
2.000
GENERAL LEAD AGENCY PROVISIONS

2.100 PURPOSE

In accordance with Section 15030 of CEQA Guidelines, a Lead Agency means the public agency which has the principal responsibility for carrying out or approving a project. Wherein it is determined that the County of Mariposa, a political subdivision of the State of California, is the Lead Agency as described above, the following responsibilities are set forth for purposes of implementing CEQA and the CEQA Guidelines.

2.200 ACTIONS ADMINISTERED BY THE MARIPOSA COUNTY PLANNING COMMISSION

A. The following actions, subject to CEQA, shall be determined by the Planning Commission:

1. Tentative Parcel Maps and Tentative Subdivision Maps
2. Use Permits and Surface Mining Permits

B. The following actions, subject to CEQA, which are heard before the Planning Commission shall be determined by the Board of Supervisors, however the Planning Commission shall administer Environmental Review procedures and provide recommendations where appropriate or requested:

1. Zoning or Rezonings.
2. General Plan Adoption and Amendments.
3. Specific Plan or Area Plan Adoption or Amendments.

C. The following actions, although reviewed and acted on by the Planning Commission, are not subject to CEQA as follows:

1. Division of existing multiple family rental units into condominiums. (Class 1: Section 15101-K)

2. The conversion of existing commercial units in one structure from single to condominium type ownership. (Class 1: Section 15101-0)

3. Minor alterations in land use limitations in areas of less than 20% slope which do not result in any changes in land use or density including:
b. Reversion to acreage in accordance with the Subdivision Map Act.

c. Certificates of Compliance.

d. Land Use Determinations in accordance with the Mariposa County General Plan.

e. Use Permit Determinations in accordance with Mariposa County Code.

f. Extensions for finaling subdivision maps.

(Class 5: Section 15105)

4. Information or data gathering, preparation of studies or reports.
(Class 6: Section 15106)

5. Surface Mining Reclamation Plans.
(Class 8: Section 15108)

6. Inspections conducted in accordance with permit review procedures and permit compliance. (Class 9: Section 15109)

7. Enforcement activities including but not limited to revocation of use permits or referral of violation of state law or County ordinance to County Counsel or County District Attorney. (Class 21: Section 15121)

2.210 Criteria for Determining Application Completeness

The following criteria shall be used to determine the completeness of an application acted on by the Planning Commission:

A. Minor Land Divisions

1. Application Form

2. Preliminary Environmental Assessment Form

3. Appropriate Fees

4. 15 Copies of the Tentative Parcel Map

5. Verification of Taxes Paid

6. Appropriate Deeds, to establish legality of parcel

7. Reports from the County Sanitarian and County Surveyor

8. Initial Study

9. Negative Declaration or Certified EIR

10. Certified property owner list in accordance with affected property owner provisions of Section 1.720-A and described in Appendix "G".
B. **Major Land Divisions**

1. Application Form
2. Preliminary Environmental Assessment Form
3. Appropriate Fees
4. 20 copies of the Tentative Map
5. Verification of Taxes Paid
6. Appropriate Deeds, to establish legality of parcel
7. Grading Plan showing grading for creation of building sites
8. Initial Study
9. Negative Declaration or certified EIR
10. Certified property owner list in accordance with affected property owner provisions of Section 1.720-A and described in Appendix "G".

C. **Use Permits and Surface Mining Permits**

1. Application Form
2. Preliminary Environmental Assessment Form
3. Appropriate Fees
4. 15 Copies of the site plan
5. A letter, or other written documentation, giving the specifics of the project (including reclamation plans where appropriate)
6. Initial Study
7. Negative Declaration or Certified EIR
8. Certified property owner list in accordance with affected property owner provisions of Section 1.720-A and described in Appendix "G".
D. General Plan Amendments

1. Application Form
2. Preliminary Environmental Assessment Form
3. Appropriate Fees
4. 12 copies of USGS 1:24,000 scale map showing the area of proposed amendment
5. Initial Study
6. Negative Declaration or Certified EIR
7. Certified property owner list in accordance with affected property owner provisions of Section 1.720-A and described in Appendix "G".

E. Zoning Amendments

1. Application Form
2. Appropriate Fees
3. Environmental Assessment Form
4. Deed, to establish legality of parcel
5. Verification of Taxes Paid
6. Initial Study
7. Negative Declaration or Certified EIR
8. Certified property owner list in accordance with affected property owner provisions of Section 1.720-A and described in Appendix "G".

F. Categorically Exempt Projects which are deemed to have potential for significant impact

1. Application Form
2. Appropriate Fees
3. Deed, to establish legality of parcel
4. Any written documentation as required by the Planning Office
5. A site plan (where appropriate)
G. Until such time as an application is deemed complete in accordance with the above, no action can take place on project or application approval. Where state law or County Code prescribes specific time periods for action on a project or application, such time periods shall not commence until an application is deemed complete in accordance with the above standards. Notices shall be sent to project proponents and/or applicants to notify them of the status of their project or application.

2.220 Subdivision Review

A. Initial studies on subdivision projects shall be reviewed by the Subdivision Committee of the Mariposa County Planning Commission, which committee shall then provide a recommendation and report to the Planning Commission. Such committee review may also include recommendations on the project map itself as to approval, conditional approval or denial. Meetings of the Committee shall be open and public.

B. Public notice and an opportunity to request a public hearing shall be provided prior to final action on environmental review documents. When a public hearing is requested, said hearing shall be held before the body with final approval authority over the map. All noticed public hearings required for map approval by the Subdivision Map Act shall be held prior to map approval or denial with no request required.

2.230 Projects Requiring Board Action

Where the matter before the Planning Commission must be approved by the Board of Supervisors, all determination and hearings with respect to environmental review shall be made by or heard before the Mariposa County Board of Supervisors. Such actions are described under Section 2.200 (B).

2.240 Environmental Review/Technical Advisory Committee

Any matter administered by the Planning Commission as provided under Section 2.200 may be referred to the Environmental Review/Technical Advisory Committee by the Board of Supervisors or Planning Commission for review, comment and/or recommendation.

2.250 Appeal of Planning Commission Determinations

All determinations of the Mariposa County Planning Commission under the provisions of Section 2.200 (A) and (C) may be appealed to the Mariposa County Board of Supervisors in accordance with Section 1.600.

2.260 Responsibilities of Planning Staff

All matters described in Section 2.200 shall be administered by the Planning Staff as follows:

1. Providing information and application forms to the general public.
2. Preparing initial studies.
3. Preparing and transmitting public notifications as appropriate.
4. Setting public hearing dates where required.

5. Preparing Negative Declarations, Notices of Determination, Completion and preparation as necessary.

6. Reviewing and commenting on draft EIRs.

7. Overseeing the preparation of final EIRs.

8. Preparing Environmental Impact Reports only when directed to do so by the Planning Commission.

9. Notifying project proponents or applicants of pending hearings and/or actions on their proposals as required.

10. Attending meetings and or hearings before the Board of Supervisors, Planning Commission, Subdivision Committee and Environmental Review Committee.

SECTION 3.000
GENERAL ENVIRONMENTAL REVIEW PROCEDURES

3.100 PURPOSE:

The basic purposes of CEQA are:

A. Inform governmental decision makers and the public about the potential significant environmental effects of proposed activities,

B. Identify ways that environmental damage can be avoided or significantly reduced,

C. Prevent significant avoidable damage to the environment by requiring changes in projects through the use of alternatives or mitigating measures when the governmental agency finds the changes to be feasible, and

D. Disclose to the public the reasons why a governmental agency approved the project in the manner the agency chose (Section 15006 CEQA Guidelines).

For purposes of implementing the provisions of CEQA two primary documents are utilized; (1) Initial Studies and (2) Environmental Impact Reports. Variations on these primary documents are permitted under CEQA and include Master Environmental Impact Reports, expanded Initial Studies, Focused EIRs, Tiered EIRs, etc. This section shall describe the basic procedures for preparing and reviewing Initial Studies and EIRs and shall apply to the various forms these documents may take.

3.200 INITIAL STUDY

If a project is subject to the requirements of CEQA, an Initial Study shall be prepared unless it can be determined that the project will have a significant effect on the environment in which case an EIR shall be prepared. For purposes of implementing this section, the initial study form contained in Appendix "A" shall be used.

3.210 Purpose of an Initial Study:

The purposes of an initial study are to:

A. Identify environmental impacts,

B. Enable an applicant or lead agency to modify a project and mitigate adverse impacts before an EIR is written,

C. Focus an EIR, if one is to be required, on potentially significant environmental effects,
D. Facilitate environmental assessment early in the design of a project,

E. Provide documentation of the factual basis for the finding in a Negative Declaration that a project will not have a significant effect on the environment and

F. Eliminate unnecessary EIRs.
   (Section 15060 (b) CEQA Guidelines)

3.220 Uses of Initial Study

An initial study shall be used to:

A. Provide a written determination of whether a Negative Declaration or EIR shall be prepared for a project,

B. Where a project is revised in response to an initial study so that potential adverse effects are mitigated to a point where no significant environmental effects would occur, a Negative Declaration shall be prepared. If the project would still result in one or more significant effects on the environment after mitigation measures are added to the project, an EIR shall be prepared.

C. The EIR shall emphasize study of the impacts determined to be significant and can omit further examination of those impacts found to be clearly insignificant in the initial study.
   (Section 15080 (d) CEQA Guidelines)

3.230 Preparation of Initial Studies

A. The lead agency shall conduct an initial study (see Appendix "A") however the project proponent shall complete the preliminary environmental data form. Any information that the project proponent deems relevant and will facilitate the environmental review of a project, should be submitted along with the project application. The lead agency may request, and the project proponent shall provide, additional information, studies or reports deemed necessary for the preparation of the initial study.

B. The initial study conducted by the lead agency shall result in the preparation of a written document entitled "Initial Study" in the form provided in Appendix "A" and shall be available for public review and comment in accordance with Section 3.310. The initial study shall not be deemed complete until the written documentation is accepted by the lead agency.
3.300 NEGATIVE DECLARATIONS:

A. A Negative Declaration shall be prepared for a project when one of the following conditions exist based upon information contained in an initial study:

1. The project will NOT have a significant effect on the environment or,

2. The project could potentially have a significant effect on the environment but the lead agency finds that there will not be a significant impact or,

3. The potential environment impact can be mitigated by conditions placed on the project approval and such mitigating measures are adopted as part of a conditional negative declaration.

B. A Negative Declaration shall include a copy of the initial study prepared for the project in addition to a Negative Declaration form as contained in Appendix "D".

3.310 Public Notice:

Upon completion, review and acceptance of an initial study including the mandatory determinations as contained in Section "B" of the initial study form, a lead agency may approve a negative declaration in accordance with the following procedures:

1. Such negative declaration shall be prepared by the lead agency and accepted for review with public notice for a reasonable period of time sufficient to provide members of the public with an opportunity to respond before the negative declaration is adopted. Final adoption shall not take place until public notification procedures have been followed and the review period has expired.

2. Public notification shall take place in accordance with Section 1.700 fo these procedures.

3. In the event a formal request for public hearing is received, from a person or persons with a legal right to a hearing, in accordance with Section 1.800 of these procedures, a negative declaration shall not be further acted on until such time as a formal public hearing is held on the matter by the lead agency.

4. Where a formal public hearing is held on the approval of a negative declaration, the lead agency:

   a. May approve a negative declaration, revised initial study, conditional negative declaration, may revise or amend the initial study, or may require an environmental impact report based upon information obtained from the public hearing proceedings or other information provided for the proceedings record.

   b. Shall maintain a record of the public hearing proceedings for the purpose of review or appeal.
5. Actions of approving a negative declaration on a project shall be considered final following either the closing of the public review process without a public hearing request or upon the holding of a formal public hearing unless such action is appealed.

6. In the event such actions are subject to appealable review proceedings, no action of the lead agency shall be considered final until such times as appeal review periods have expired or appeal proceedings, if initiated, have been completed.

7. Nothing in these provisions shall preclude the lead agency from requiring a public hearing on a negative declaration without formal written request.

3.400 ENVIRONMENTAL IMPACT REPORTS

Where it has been determined that an Environmental Impact Report is required on a project subject to the requirements of CEQA, the project proponent shall cause to be prepared a draft EIR at the project proponent's sole cost and expense. Said draft EIR shall be submitted to the lead agency within a period of time specified by the lead agency.

3.410 Draft EIR Contents

A. Initial study in accordance with Section 3.230 of these procedures if such initial study was prepared.

B. Description of project in accordance with Section 15141 of CEQA Guidelines.

C. Description of environmental setting in accordance with Section 15142 of CEQA Guidelines.

D. Environmental Impact in accordance with Section 15143 of CEQA Guidelines as follows:

1. The significant environmental effects of the proposed project.

2. Any significant environmental effects which cannot be avoided if the proposal is implemented.

3. Mitigation measures proposed to minimize the significant effects.

4. Alternatives to the proposed action.

5. The growth inducing impact of the proposed action.

6. Additionally, environmental impacts may be required to be discussed as provided in Section 15143.1 of the CEQA Guidelines as follows:
a. The relationship between local short term uses of man's environment and the maintenance and enhancement of long term productivity.

b. Any significant environmental changes which would be involved if the proposed action should be implemented.

E. Effects found not to be significant in accordance with Section 15143.5 of CEQA Guidelines.

F. Organizations and persons consulted in accordance with Section 15144 of CEQA Guidelines.

G. Water quality aspects in accordance with Section 15145 of CEQA Guidelines.

3.420 Notice of Preparation

A. In accordance with Section 15085 (b), a notice of preparation shall be forwarded to all responsible agencies, trustee agencies responsible for resources affected by the project and federal agencies involved with approving or funding the project. Such notice of preparation shall be forwarded by certified mail by the lead agency and contain:

1. Notice of intent to prepare form (See Appendix "B")

2. Project location on portion of USGS 15' or 7 1/2' topographical map.

3. Brief description of project and probable environmental effects or copy of initial study.

B. A minimum of 30 days shall be allowed for the receipt of responses to a Notice of Preparation.

C. All issues, concerns or responses received on the Notice of Preparation within the appropriate time limits shall be addressed in the draft EIR.

D. Work may begin on the draft EIR prior to receipt of responses to the Notice of Preparation.

E. Additionally those responsible for the preparation of the Draft EIR should consult directly with any individual or organization believed to be concerned with the environmental effects of the project.

3.430 Draft EIR Review

A. Upon submission of a draft EIR to the lead agency by an applicant or a consultant, the lead agency shall review said draft for adequacy prior to acceptance for public review. Any document which is not deemed adequate for public review by the lead agency shall be returned to the applicant or consultant for revision. When the lead agency determines that a draft EIR is adequate, the document shall be submitted for public review as follows:
1. Submit the document to the Mariposa County Environmental Review-Technical Advisory Committee for review and comments.

2. File a Notice of Completion (See Appendix "C") and copies of the draft EIR with the State Clearinghouse.

3. Publish, in a newspaper of General Circulation within Mariposa County, a notice briefly describing the project, it's general location, addresses where copies of the draft EIR are available for inspection and date when a public hearing will be held on the draft EIR.

4. Direct notification of effected property owners as defined in Section 1.700 by first class mailing; such notification to include information as described in the published notification.

5. Direct notification of public agencies, other than state agencies notified by state clearinghouse procedures, having jurisdiction by law with respect to any environmental impact involved by a project.

B. Copies of draft environmental impact reports shall be deposited in at least one County Library located near the project site and/or the area affected by the project.

C. A public hearing shall be conducted on a draft environmental impact report, such hearing to be conducted in accordance with established lead agency policy, all costs of such hearing or hearings to be reimbursed to the lead agency in accordance with Section 1.900 of these procedures; such required hearing may be conducted simultaneously with any required hearing to approve the project provided that such project hearing is continued to a date certain to permit the preparation and certification of the final EIR prior to any action on the project.

D. The public review period for an EIR shall be at least 30 days, which period is to commence upon the acceptance of a draft EIR for public review and filing of notice of completion as set forth in Section 3.430-A except where state review is required as per Section 15161.6 of CEQA Guidelines in which case the minimum public review period shall be 45 days but not longer than 90 days.

3.440 Final EIR:

A. A final EIR shall be prepared, under the supervision and at the direction of the lead agency, following a public hearing.

B. A final EIR shall contain:

1. The Draft EIR or a revision of the draft EIR.

2. Comments and recommendations received on the draft EIR either verbatim or in summary.

3. A list of persons, organizations and public agencies commenting on the draft EIR.

4. The responses of the lead agency to significant environmental points raised in the review and consultation process of the draft EIR.
3.450 EIR Findings by The Lead Agency:

A. As provided in Section 15088 of CEQA Guidelines no public agency shall approve or carry out a project for which an environmental impact report has been completed which identifies one or more significant effects of the project unless the public agency makes one or more of the following written findings for each of those significant effects, accompanied by a statement of the facts supporting each finding.

1. Changes or alterations have been required in, or incorporated into, the project which mitigate or avoid the significant environmental effects thereof as identified in the final EIR.

2. Such changes or alterations are within the responsibility and jurisdiction of another public agency and not the agency making the finding. Such changes have been adopted by such other agency or can and should be adopted by such other agency.

3. Specific economic, social, or other considerations make infeasible the mitigation measures or project alternatives identified in the final EIR.

B. The findings required by subsection A above shall be supported by substantial evidence in the record.

C. The finding in subsection A (2) above shall not be made if the agency making the finding has concurrent jurisdiction with another agency to deal with identified feasible mitigation measures or alternatives.

D. A public agency shall not approve or carry out a project as proposed unless the significant environmental effects have been reduced to an acceptable level.

E. As used in this Section, the term "acceptable level" means that:

1. All significant environmental effects that can feasibly be avoided have been eliminated or substantially lessened as determined through findings as described in Subsection (a), and

2. Any remaining, unavoidable significant effects have been found acceptable under Section 15089 of CEQA Guidelines.

3.460 EIR Statement of Overriding Considerations:

As provided in Section 15089 of CEQA Guidelines, a lead agency may approve a project, even though a significant impact will result, on the basis of information provided within an EIR as follows:
A. Where the decision of the lead agency allows the occurrence of significant effects which are identified in the final EIR but are not mitigated, the agency must state in writing the reasons to support its action based on the final EIR and/or other information in the record.

B. If an agency makes a statement of overriding considerations, the statement should be included in the record of the project approval and should be mentioned in the Notice of Determination.

3.500 NOTICE OF DETERMINATION

A. After making a decision to carry out or approve a project for which; (1) A negative declaration has been prepared, (2) A final Environmental Impact Report has been prepared, or (3) A project has been determined to be categorically exempt, a notice of determination shall be prepared and filed with the Mariposa County Clerk and the Secretary of Resources, State of California.

B. Copies of the appropriate form to be utilized for filing Notices of Determination are found in Appendix "C".
APPENDIX "A"

MARIPOSA COUNTY
PRELIMINARY ENVIRONMENTAL ASSESSMENT FORM/
INITIAL STUDY

for departmental use only

Date Filed _______
Received by _______
File No. _______
Application for:  
___ Minor Subdivision
___ Major Subdivision
___ Use Permit
___ Other (specify)

FORM "A"
ENVIRONMENTAL CHECKLIST
(to be completed by project applicant)

TO THE APPLICANT: In compliance with the California Environmental Quality Act (CEQA), this brief form is intended to obtain preliminary environmental information on your proposed project.

You are requested to complete only these questions listed in Form "A". Form "B" to be completed by the County Staff or Officials of the County.

As the project applicant, the burden of proof for justification of the project is your responsibility. The information supplied by you on this form, and any support information supplied by you, will be used by the Environmental Review-Technical Advisory Committee (ER-TAC) and/or the Planning Commission in determining whether a Negative Declaration or an Environmental Impact Report will be prepared for your project. IT IS STRONGLY RECOMMENDED THAT YOU REVIEW THE INITIAL STUDY PORTIONS OF FORM "B" AND PROVIDE AS MUCH SUPPORT INFORMATION AS POSSIBLE TO INSURE AS TIMELY PROCESSING OF THIS APPLICATION AS POSSIBLE.

As provided by State law, you will be notified within 30 days from the submittal of this form, and accompanying application forms, as to the completeness of your application. Within 45 days from the determination that your application is complete, a decision will be made as to whether a Negative Declaration will be prepared or an Environmental Impact Report will be required.
I. GENERAL INFORMATION:

1. Name and address of project applicant:

2. Agent (if any):

3. Type of Project:  
   - Minor Subdivision
   - Use Permit
   - Major Subdivision
   - Other (Specify)

4. List and describe any other related permits and other governmental agency approvals required for this project including other County, State and Federal agencies:

5. Existing Zoning and General Plan Land Use category:

II. PROJECT DESCRIPTION:

1. Address or location of project:

2. Assessor's Parcel Number (APN):

3. Project description to include but not limited to site size, associated projects, anticipated incremental development or project phases, proposed scheduling, etc. The project application may contain this information and be incorporated by reference.
III. POSSIBLE ENVIRONMENTAL EFFECTS:

Are the following items applicable to the project with respect to having a possible environmental effect? A brief discussion of those items checked should be attached to this form including any mitigating measures deemed appropriate.

YES  NO

___ ___ 1. Change in existing features of any lakes or hills, or substantial alteration of ground contours.

___ ___ 2. Change in scenic views or vistas from existing residential areas or public lands or roads.

___ ___ 3. Change in pattern, scale or character of general area of project.

___ ___ 4. Significant amounts of solid waste or litter.

___ ___ 5. Change in dust, ash, smoke, fumes or odors in vicinity.

___ ___ 6. Change in lake, stream or ground water quality or quantity, or alteration of existing drainage patterns, or result in increased erosion or runoff from project site.

___ ___ 7. Substantial change in existing noise or vibration levels in the vicinity.

___ ___ 8. Site on filled land or slope of 20 percent or more.

___ ___ 9. Use or disposal of potentially hazardous materials, such as toxic substances, flammables or explosives.

___ ___ 10. Substantial change in demand for public services (police, fire, water, sewage, etc.).

___ ___ 11. Substantially increased fossil fuel consumption (electricity, oil, natural gas, etc.).

___ ___ 12. Relationship to a larger project or series of projects.

___ ___ 13. Change, demolish, remove or modify structures, sites or features which are of historical, archeological or architectural consequence.

___ ___ 14. Result in creation of a potential traffic hazard, or traffic congestion or substantially increase traffic loads on existing streets or roads beyond present design or improvement limits.

IV. CERTIFICATION:

I hereby certify that the statements and answers furnished present the data and information required for this environmental assessment to the best of my ability, and that the facts, statements and information presented are true and correct to the best of my knowledge and belief.

_________________________  ______________________________
Date  Signature of applicant or authorized representative
INITIAL STUDY

ENVIRONMENTAL CHECKLIST FORM "B"

(To be Completed by Lead Agency)

Revised 1/1/81
Approved 1/15/81

File No.________________________
Date of Preparation________________________
Date of Action________________________

SECTION A

(To Be Prepared by Lead Agency Staff)

I. Background

1. Name of Project Proponent

2. Address and Phone No. of Project Proponent

3. Lead Agency Title

4. Project Title (if applicable)

II. Description of Project (brief)

III. Description of Environmental Setting (brief):

IV. Environmental Effects Checklist:

(Explanations of all "Yes" or "Maybe" answers are required on attached sheets)

<table>
<thead>
<tr>
<th>Potential Effect</th>
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<tbody>
<tr>
<td><strong>EARTH</strong> Could the project result in:</td>
</tr>
<tr>
<td>1. The destruction, covering of any unique geologic or physical features?</td>
</tr>
<tr>
<td>2. Substantial acceleration in wind or water erosion of soils, either on or off the site?</td>
</tr>
<tr>
<td>3. Unnecessary or unusual exposure of people or property to geological hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?</td>
</tr>
<tr>
<td><strong>AIR</strong> Could the project result in:</td>
</tr>
<tr>
<td>4. Creation of substantial air emissions or major deterioration of ambient air quality?</td>
</tr>
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<td>5. The creation of objectionable odors?</td>
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<tr>
<td>6. The creation of substantial amounts of air-borne particulate matter?</td>
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### WATER
Could the project result in:

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<tr>
<td>7.</td>
<td>Major changes in absorption rates, drainage patterns, or the rate and amount of surface runoff?</td>
<td>(7)</td>
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<tr>
<td>8.</td>
<td>Major alterations to the course of flow of flood waters?</td>
<td>(8)</td>
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<tr>
<td>9.</td>
<td>Major discharge into surface waters or in any major alteration of surface water quality, including but not limited to temperature dissolved oxygen or turbidity?</td>
<td>(9)</td>
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<tr>
<td>10.</td>
<td>Major alteration or reduction of available subsurface water supplies necessary to support existing development?</td>
<td>(10)</td>
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</table>

**PLANT LIFE** Could the project result in a substantial reduction of the numbers of any rare or endangered species of plants?

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**ANIMAL LIFE** Could the project result in:

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<tr>
<td>12.</td>
<td>Major reduction of the numbers of any unique, rare or endangered species of animals?</td>
<td>(12)</td>
</tr>
<tr>
<td>13.</td>
<td>Major introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?</td>
<td>(13)</td>
</tr>
<tr>
<td>14.</td>
<td>Major deterioration of existing fish or wildlife habitat?</td>
<td>(14)</td>
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**NOISE** Could the project result in increases in existing noise levels detrimental to existing uses?

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**LIGHT AND GLARE** Could the project produce new light or glare abnormal to existing uses?

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**LAND USE** Could the project result in a substantial alteration of the present or planned use of an area?

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**NATURAL RESOURCES** Could the project result in:

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<tr>
<td>18.</td>
<td>Major increases in the rate of use of any natural resource excluding water?</td>
<td>(18)</td>
</tr>
<tr>
<td>19.</td>
<td>Substantial depletion of any non-renewable natural resource or preclude development of a natural resource?</td>
<td>(19)</td>
</tr>
<tr>
<td>20.</td>
<td><strong>RISK OF UPSET</strong> Could the project involve a risk of an explosion or release of hazardous substances?</td>
<td>(20)</td>
</tr>
<tr>
<td>21.</td>
<td><strong>POPULATION</strong> Could the project substantially alter the existing or planned location, distribution, density or growth rate of human populations of an area?</td>
<td>(21)</td>
</tr>
</tbody>
</table>
**Environmental Checklist Form "B"**

**TRANSPORTATION/CIRCULATION** Could the project result in:

<table>
<thead>
<tr>
<th></th>
<th>Yes</th>
<th>Maybe</th>
<th>No</th>
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<tbody>
<tr>
<td>22. Major effects on existing parking facilities, or demand for new parking?</td>
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<td></td>
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<tr>
<td>23. Major alterations to present or planned patterns of circulation or movement of people and/or goods?</td>
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<tr>
<td>24. Major increase in traffic that may be hazardous to motor vehicles, bicyclists, pedestrians, or livestock?</td>
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</table>

**PUBLIC SERVICES** Could the project have an effect upon, or result in a need for new or altered governmental services in any of the following areas?

<table>
<thead>
<tr>
<th></th>
<th>Yes</th>
<th>Maybe</th>
<th>No</th>
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<tbody>
<tr>
<td>25. Fire Protection</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>26. Police Protection</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>27. Schools</td>
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<tr>
<td>28. Parks and Other Recreation Facilities</td>
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<tr>
<td>29. Maintenance in public facilities including streets and roads</td>
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<tr>
<td>30. Other governmental or public services or facilities</td>
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</table>

**HUMAN HEALTH** Could the project result in:

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<th></th>
<th>Yes</th>
<th>Maybe</th>
<th>No</th>
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<tbody>
<tr>
<td>31. Creation of any health hazard or potential health hazard (excluding mental health)?</td>
<td></td>
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<td></td>
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<tr>
<td>32. Exposure of people to potential health hazards?</td>
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</table>

**AESTHETICS** Could the project result in:

<table>
<thead>
<tr>
<th></th>
<th>Yes</th>
<th>Maybe</th>
<th>No</th>
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</thead>
<tbody>
<tr>
<td>33. The destruction of any scenic vista or view open to the public?</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>34. The creation of an aesthetically offensive site open to public view/</td>
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</table>

**CULTURAL RESOURCES** Could the project result in:

<table>
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<th></th>
<th>Yes</th>
<th>Maybe</th>
<th>No</th>
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<tbody>
<tr>
<td>35. The alteration of or the destruction of a prehistoric or historic archaeological site?</td>
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<tr>
<td>36. Adverse physical or aesthetic effects to a prehistoric or historic building, structure or object?</td>
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</tbody>
</table>
V. DISCUSSION OF ENVIRONMENTAL CHECKLIST FINDINGS:

VI. Suggested mitigating measures deemed appropriate to reduce or eliminate possible environmental effects:
VII. ANALYSIS OF SIGNIFICANCE:

<table>
<thead>
<tr>
<th>Identified Potential Impact (No.)</th>
<th>Mitigation Possible</th>
<th>Impact Significant</th>
<th>Explanation</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Yes</td>
<td>No</td>
<td>Yes</td>
</tr>
</tbody>
</table>

VIII. MANDATORY FINDINGS OF SIGNIFICANCE  (As per Section 15062 of the CEQA Guidelines, requires EIR if "Yes") Does the project have:

A. The potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?  

B. The potential to achieve short term, to the disadvantage of long term, environmental goals?  

C. Impacts which are individually limited but cumulatively considerable?  

D. Environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
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</table>
IX. DETERMINATION:

On the basis of this initial study:

A. _____ It is found on the basis of this initial study that the proposed project WILL NOT have a significant effect on the environment and a NEGATIVE DECLARATION WILL BE PREPARED.

B. _____ It is found on the basis of this initial study that the potential environmental effects of this project WILL NOT be significant in this case because the mitigation measures described in Section VI will be added to the project proposal as conditions of approval and will mitigate environmental effects entirely or to an acceptable level. A NEGATIVE DECLARATION will be prepared.

C. _____ It is found on the basis of this initial study, that the proposed project MAY have a significant effect on the environment, and an Environmental Impact Report is required. (This determination may be based upon Section VII, Analysis of Significance or Section VIII, Mandatory Findings of Significance)

D. _____ It is found that it can be argued on the basis of substantial evidence that the project may have a significant environmental impact. An Environmental Impact Report is required.

E. _____ It is found that there is a serious public controversy concerning the potential environmental effects of the project and an Environmental Impact Report is required.

F. _____ It is found that the project cannot be approved or conditionally approved and no further action is required under the provisions of the California Environmental Quality Act.

X. ACTIONS:

A. Section "A" of this Initial Study was:
   Prepared by_________________________ Date_________________________
   Assisted by_________________________
   Reviewed by_________________________ Date_________________________
   Reviewed by_________________________ Date_________________________

B. Section "B" of this Initial Study was:
   Prepared by_________________________ Date_________________________
   at the direction of_____________________
   Approved by_________________________ Date_________________________

C. Authority:
   Signature __________________________ Date_________________________
   Title ______________________________ For
   ______________________________
APPENDIX "B"
MARIPOSA COUNTY
NOTICE OF PREPARATION

To: ___________________________ From: COUNTY OF MARIPOSA
   Responsible Agency or
   Effected Agency
   Address

   Address

Subject: Notice of preparation of a Draft Environmental Impact Report or Initial Study:

will be the Lead Agency and will prepare an environmental impact report for the project identified below. We need to know the views of your agency as to the scope and content of the environmental information which is germane to your agency's statutory responsibilities in connection with the proposed project. Your agency will need to use the EIR prepared by our agency when considering your permit or other approval for the project.

The project description, location, and the probable environmental effects are contained in the attached materials. A copy of the initial study is, is not, attached.

Due to the time limits mandated by state law, your response must be sent at the address shown above no later than _________________. We will need the name for a contact person in your agency.

PROJECT TITLE:

PROJECT APPLICANT, IF ANY:

DATE:_________________________ Signature ____________________________
   Title __________________________
   Telephone ______________________

Reference: California Administrative Code, Title 14, Sections 15035.7, 15054.3, 15066.
APPENDIX "C"
MARIPOSA COUNTY
NOTICE OF DETERMINATION

TO: County Clerk
County of Mariposa
Mariposa County Courthouse
Mariposa, California 95338

Secretary for Resources
1416 Ninth Street, Room 1311
Sacramento, California 95814

SUBJECT: Filing of Notice of Determination in Compliance with
Section 21108 or 21152 of the Public Resources Code

PROJECT TITLE

STATE CLEARINGHOUSE NUMBER (if submitted to State Clearinghouse)

CONTACT PERSON

TELEPHONE NUMBER

PROJECT LOCATION

PROJECT DESCRIPTION

This is to advise that [Name] has made the following determinations regarding the above described project. The Negative Declaration or EIR and Record of Project Approval may be examined at

1. The Project:
   □ Has had an Environmental Impact Report prepared pursuant to the provisions of CEQA.
   □ Has had a Negative Declaration prepared pursuant to the provisions of CEQA.

2. On the basis of the above, it has been determined:
   □ The project will not have a significant effect on the environment.
   □ Mitigation measures have been applied as conditions of project approval and as a result the project will have no significant effect on the environment.
   □ On the basis of an EIR, Findings have been made pursuant to Section 15088 of CEQA Guidelines.
   □ On the basis of an EIR, a statement of overriding concerns has been adopted pursuant to Section 15089 of CEQA Guidelines.

Date Received for Filing

SIGNATURE

TITLE

DATE
APPENDIX "D"

MARIPOSA COUNTY

NEGATIVE DECLARATION
(Pursuant to California Administrative Code, Section 15083)

APPLICANT/APPLICATION

PROJECT TITLE/DESCRIPTION

No significant effect is based on the following findings:

(1) No unique or significant natural features including but not limited to animal life, fish life or plant life, or its habitat or movement are to be adversely affected; (2) No known archeological, cultural, historical, recreational or scenic sites are to be adversely affected; (3) The project will not result in a significant dislocation of people; (4) The project will not result in a substantial detrimental effect on air or water quality or on ambient noise levels; (5) The project will not breach any published national, state or local standards relating to solid waste or litter control; (6) The project will not have a substantial and demonstrable negative aesthetic effect; (7) The project will not create hazards including but not limited to flooding, erosion or siltation; (8) The project is not subject to major known geologic hazards; (9) The project will not result in the need for public services beyond those presently available or proposed in the near future; (10) The project will not have a significant growth-inducing impact; (11) The project does not appear to generate major environmental controversy.

No significant effect is based on review procedures of the following County Departments or Divisions:

____ Building Department
____ Planning Commission

____ County Health Department
____ County Road Department

Other

No significant effect is based on additional conditions as follows:

________________________________________

Initial Study prepared by
and on file at Mariposa County Planning Commission
5101 Jones Street
Mariposa, California 95338

________________________________________

Chairman, Mariposa County Planning Commission
Date
APPENDIX "E"

State of California
The Resources Agency

SECRETARY FOR RESOURCES

1416 Ninth Street, Room 1311
Sacramento, California 95814

NOTICE OF COMPLETION

Project Title

Project Location--Specific

Project Location--County

Description of Nature, Purpose, and Beneficiaries of Project

Lead Agency Division

Address Where Copy of EIR is Available

Review Period

Contact Person Area Code Phone Extension
APPENDIX "F"

Notice of Exemption

TO: Secretary for Resources
    1416 Ninth Street, Room 1311
    Sacramento, California, 95814

    County Clerk
    County of______________________

FROM:

Project Title

Project Location--Specific

Project Location--County

Description of Nature, Purpose, and Beneficiaries of Project

Name of Public Agency Approving Project

Name of Person or Agency Carrying Out Project

Exempt Status: (Check One)

____ Ministerial (Sec. 15073)
____ Declared Emergency (Sec. 15071 (a))
____ Emergency Project (Sec. 15071 (b) and (c))
____ Categorical Exemption. State Type and section number

Reasons why project is exempt:

Contact Person _____________________________ Area Code ______ Telephone ______ Extension ______

If filed by applicant:
1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project? Yes____ No____

Date Received for Filing __________________________

Signature __________________________

Title __________________________
APPENDIX "G"

CERTIFIED AFFECTED PROPERTY OWNERS' LIST

AFFIDAVIT

STATE OF CALIFORNIA  )
COUNTY OF MARIPosa  )

Pursuant to the Mariposa County Environmental Review Procedures, I, ____________________________, hereby certify that the list attached hereto contains the names and addresses of property owners as they appear on the most recent available assessment roll: (1) Within a minimum distance of six hundred (600) feet from the exterior boundaries of the property as described in the attached application; and (2) Adjacent to or utilizing, as primary access, any road, street or easement of record (as described on a recorded subdivision map) not included in the Mariposa County Road System or state or Federal highway system as described in the attached application.

I certify under penalty of perjury that the foregoing is true and correct.

(Signed) ____________________________

Date ____________________________

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(Attach additional sheets as necessary)