RESOLUTION 80-9

WHEREAS, Title 16 of the Mariposa County Code and the Subdivision Map Act of the State of California require that if the work of improvement required in a subdivision is not completed prior to the acceptance of a final subdivision map thereof, the owner of the subdivision shall enter into an agreement with the Board of Supervisors to complete the work of improvement as required by COUNTY under said ordinance Code, and applicable State and local laws and regulations, in consideration of the acceptance of said final subdivision map by said Board and,

WHEREAS, said Mariposa County Code and the Subdivision Map Act require that said agreement be secured by improvement security in a penal sum, not to exceed the estimated cost of the improvement, for faithful performance of the agreement and for securing payment of labor and material claims and,

WHEREAS, there is a need to determine the estimated costs to be deposited as a secured improvement security in a penal sum and,

WHEREAS, the Road Commissioner is the inspection authority in relation to approval or disapproval of certain improvements required for final approval of subdivision maps and,

WHEREAS, certain required improvements are best effected during certain seasons and weather conditions and,
WHEREAS, it is reasonable that the County Auditor's office is the proper person to impound the said performance security in the County treasury.

NOW THEREFORE, be it resolved that:

1. The County Road Commissioner be and hereby is authorized to defer improvements on single family dwelling driveways under construction due to weather conditions for maximum period of six months.

2. The County Road Commissioner be and hereby is authorized to determine the amount of cash deposit required for deferred improvements on subdivision agreements and enter into agreement with an applicant for deferred improvement for a period not to exceed six months.

3. The County Auditor be and hereby is authorized to impound in the County Treasury any such security until completion of the said deferred improvement.

PASSED AND ADOPTED by the Board of Supervisors of the County of Mariposa this 8th Day of January, 1980 by the following vote:

AYES: ERICKSON, MOFFIT, DALTON, CLARK, TABER
NOES:
ABSTAINED:
ABSENT:

ERIC J. ERICKSON, Chairman
Board of Supervisors

APPROVED AS TO FORM:

Dated
RALPH J. CAMPBELL
Acting County Counsel

ATTEST:

JOAN J. LYNN
Clerk of the Board