MARIPOSA COUNTY RESOLUTION NO. 80-105

A RESOLUTION ADOPTING FINDINGS OF FACT ON THE PROPOSED GENERAL PLAN AMENDMENT FOR THE STUMPFIELD MOUNTAIN ROAD AREA

The Board of Supervisors of Mariposa County, a political subdivision of the State of California, hereby resolves as follows:

WHEREAS, the proposed General Plan Amendment referred to as the Stumpfield Mountain Road Amendment 79-2 came before the Board of Supervisors on May 13, 1980, and again, by continuance, on May 27, 1980; and

WHEREAS, on May 13, 1980 a public hearing was held, duly noticed as required by law, and evidence and testimony was received, all parties concerned having an opportunity to present their positions and evidence before the Board of Supervisors, and a record was made of the proceedings thereon; and

WHEREAS an Environmental Impact Report was presented with the recommendation by the Mariposa County Planning Commission that it be certified as complete and as prepared in accordance with the requirements of the California Environmental Quality Act and related State guidelines; and

WHEREAS the Mariposa County Planning Commission recommended that the proposed General Plan Amendment be denied; and

WHEREAS the proposed amendment would change the land use designation for the area in question from the Mountain General designation to the Mountain Home designation under the Mariposa County General Plan;

NOW THEREFORE IT IS RESOLVED, that the following findings of fact are adopted:
1. All public hearings required by law for a proposed General Plan Amendment have taken place and have been duly noticed.

2. An Environmental Impact Report has been prepared in accordance with the California Environmental Quality Act and State guidelines, which document has been reviewed by the Board of Supervisors.

3. The proposed amendment would expand the Mountain Home land use designation away from existing service centers, and this would be contrary and inconsistent with the policies established in the General Plan for concentric growth.

4. The majority of adjoining and neighboring property owners, and the general public who provided comments were not in favor of the proposed amendment because of the change in lifestyle that would result in the area.

5. The proposed amendment would create the potential for greater traffic loads on Stumpfield Mtn. Road, which it is not adequate to receive, and create greater safety and health hazards with increased traffic and greater dust generation.

6. The proposed amendment would increase the demand for County services in the area, and cause a burdensome impact upon existing facilities such as solid waste and fire protection.

7. The proposed amendment would have a growth inducing impact on the demand for electrical energy in an area that is already experiencing reduced electrical service.

8. The proposed amendment would place a greater strain on the quantity and quality of groundwater in the area.

9. The California Department of Fish and Game has stated that the proposed amendment would have an adverse impact on
wildlife in the area, and may adversely affect the movement of migratory and resident wildlife.

10. The proposed amendment has a potential for other adverse impacts as identified in the Environmental Impact Report and in the comments received as appended thereto.

11. The applicants have failed to demonstrate adequate justification for a change in the General Plan land use designation from Mountain General to Mountain Home.

12. The Board of Supervisors of Mariposa County finds that the proposed amendment to the General Plan is not in the public interest at this time.

NOW THEREFORE BE IT FURTHER RESOLVED that the Environmental Report is certified as complete and as having been prepared in accordance with the requirements of the California Environmental Quality Act and State guidelines.

NOW THEREFORE BE IT FURTHER RESOLVED by the Mariposa County Board of Supervisors that the proposed General Plan Amendment for the Stumpfield Mountain Road area is denied.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors on this 10th day of June, 1980, by the following vote:

AYES: Erickson, Moffitt, Clark, Taber

NOES: Dalton

ABSENT: None

ABSTAINED: None

ERIC J. ERICKSON, Chairman Board of Supervisors
ATTEST:

[Signature]

JOAN J. LYNE, Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

[Signature]

RICHARD K. DENHALTER, County Counsel