MARIPOSA COUNTY RESOLUTION NO. 30-125

A RESOLUTION ADOPTING FINDINGS OF FACT ON LAND DIVISION APPLICATION NO. 921.

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

WHEREAS Land Division Application (LDA) 921 came before the Board of Supervisors on July 1, 1980 and again, by continuance, on July 8, 1980; and

WHEREAS a noticed public hearing was held and evidence and testimony was received, all parties 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 the Mariposa County Planning Commission approved LDA 921 on or about May 19, 1980 and the appeal thereof was continued at the request and consent of the appellant and applicants to the above stated dates;

NOW THEREFORE IT IS RESOLVED by the Board of Supervisors that the following findings of fact are adopted:

1. The project is in conformance with the overall intent and policies of the General Plan, in addition to the Land Use and Open Space Element, the Circulation Element, the Safety Element, and the Noise Element.

2. All road easements shall be 60 ft. wide, non-exclusive.

3. Non-revocable offers of dedication are required for all road easements. Such offers shall specifically state that they are for "public road and utility purposes".

4. For purposes of public health, safety, welfare and orderly development, Guadalupe Creek Road from Yaqui Gulch Road to the junction of easement serving parcels B and D shall be improved to a Class IV Standard and the easement road serving parcels B and D shall be improved to a Class II Standard prior to recordation of the Parcel Map. Cul-de-sac shall be improved to a radius of 45 ft.
5. Covenants for the maintenance of all easement roads shall be filed in accordance with Resolution No. 78-38.

6. The County Sanitarian recommends approval based on soils tests, but suggests restrictions on housing units. Deed restriction shall be filed on the subject parcel and shall show on the face of the Parcel Map, limiting each parcel to one single family dwelling.

7. A public hearing has been held, and a Negative Declaration accepted on this project in accordance with Resolution No. 79-23.

8. School impact fees, as determined by the Mariposa County Superintendent of Schools, shall be paid by the applicant prior to recodarion of the Parcel Map.

9. The appellant has failed to demonstrate adequate justification for a reversal of the Planning Commission approval of LDA 921.

10. The Board of Supervisors of Mariposa County finds that LDA 921 was properly approved and the appeal is therefore denied.

PASSED AND ADOPTED this 15th day of July, 1980, by the Mariposa County Board of Supervisors, by the following vote:

AYES: Erickson, Moffitt, Clark, Dalton, Taber

NOES: None

ABSENT: None

ABSTAINED: None

ERIC J. ERICKSON, Chairman
Board of Supervisors

ATTEST:
JOAN J. LYNN, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:
RICHARD K. DENHALTER, County Counsel