

DEPARTMENT: Building

BY:
PHONE:

John E. Davis
966-3934

2-2007 Adopt

RECOMMENDED ACTION AND JUSTIFICATION:

Amend County Code 15.28 to add the Figures and Table to 15.28.100 and remove the Figures and Table from 15.28.200.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

1997 Uniform Building Code and the 2001 California Building Code require the revisions to the Figures and Table referenced in the Mariposa Grading Ordinance.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Financial Impact? () Yes (X) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: \$ _____	List Attachments, number pages consecutively	
Additional Funding Needed: \$ _____	_____	
Source:	2/6 1st Reading Ordinance	
Internal Transfer _____	_____	
Unanticipated Revenue _____ 4/5's vote	_____	
Transfer Between Funds _____ 4/5's vote	2/20 2nd Reading Ordinance	
Contingency _____ 4/5's vote	_____	
() General () Other	_____	

CLERK'S USE ONLY:

Res. No.: _____ 2/20 Ord. No. 1034 Pages: 5
Vote - Ayes: _____ Noes: _____
Absent: _____

() Approved
2/6 (X) Minute Order Attached () No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: _____
Deputy

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
Comments:

CAO: [Signature]



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

JANET BIBBY, CHAIR
LYLE TURPIN, VICE CHAIR
BRAD ABORN
DIANNE A. FRITZ
BOB PICKARD

DISTRICT III
DISTRICT II
DISTRICT I
DISTRICT IV
DISTRICT V



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JOHN DAVIS, Building Director

FROM: MARGIE WILLIAMS, Clerk of the Board *MW*

SUBJECT: Waive First Reading and Introduce Ordinance Amending 15.28.100 and 15.28.200 of Chapter 15.28 of the County Code to Reflect Building Code Revisions to Required Setbacks from Permit Area Boundary

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on February 6, 2007

ACTION AND VOTE:

10:41 a.m. John Davis, Building Director;

Waive First Reading and Introduce Ordinance Amending 15.28.100 and 15.28.200 of Chapter 15.28 of the County Code to Reflect Building Code Revisions to Required Setbacks from Permit Area Boundary

BOARD ACTION: Discussion was held with John Davis relative to the amendment. It was noted that "b" in Table No. 1 needs to have two asterisks after it. Supervisor Turpin asked for clarification of the required setbacks and suggested that five feet be used versus two and one-half feet. Thomas P. Guarino, County Counsel, advised that the chart reflects what is in the Code that was adopted and a revision to the setbacks would need to be reviewed. He also noted that there is a cost for publication of the ordinances and that direction could be given to bring this matter back if there is an interest in revising the setbacks so that the actions could be combined in one ordinance. There was no input from the public.

10:57 a.m. Recess

10:59 a.m. John Davis recommended proceeding with the amendment as presented and with the correction of the asterisk. Supervisor Turpin noted that it was clarified that there is discretion with the setbacks, that the two and one-half feet is the minimum. Chair Bibby again called for public input and none was received. (M)Turpin, (S)Pickard, the first reading was waived and the Ordinance introduced as presented with the correction of the asterisk. The Clerk of the Board read the title of the Ordinance into the record. Ayes: Unanimous.

Cc: Kris Schenk, Planning Director
Becky Crafts, Assessor
File

MARIPOSA COUNTY ORDINANCE NO. 1034

**AN ORDINANCE AMENDING CHAPTER 15.28 OF
THE MARIPOSA COUNTY CODE
ENTITLED "GRADING AND EXCAVATION"**

WHEREAS, the Board of Supervisors desire to amend Chapter 15.28 of the Mariposa County Code, and

WHEREAS, this amendment will add the required revised Figures and Table to 15.28.100, and remove the Figures and Table from 15.28.200,

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, a political subdivision of the State of California, does ordain as follows:

SECTION I: Chapter 15.28 of the Mariposa County Code is hereby amended to include revised Figures and Table as follows:

15.28.100 Setbacks.

TABLE NO.1

REQUIRED SETBACKS FROM PERMIT AREA BOUNDARY (IN FEET)

SETBACKS

I-I	a*	b**
Under 5	2 ½	2 ½
5-30	15	15
Over 30	20	20

* Additional width may be required for fills on natural slopes of 5:1 or more, or on cut slopes.

** Additional width may be required for interceptor drain as provided in Section 15.28.110.

FIGURE 1

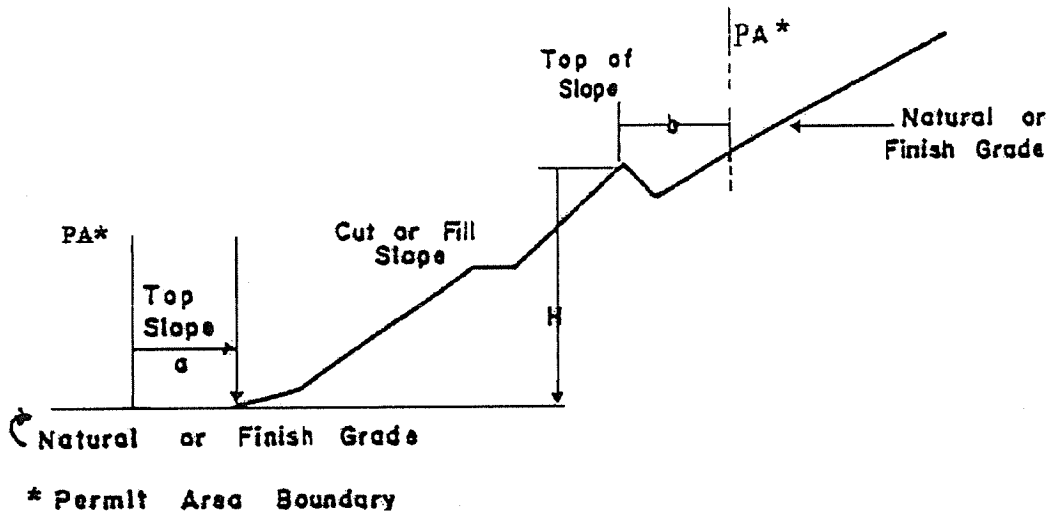
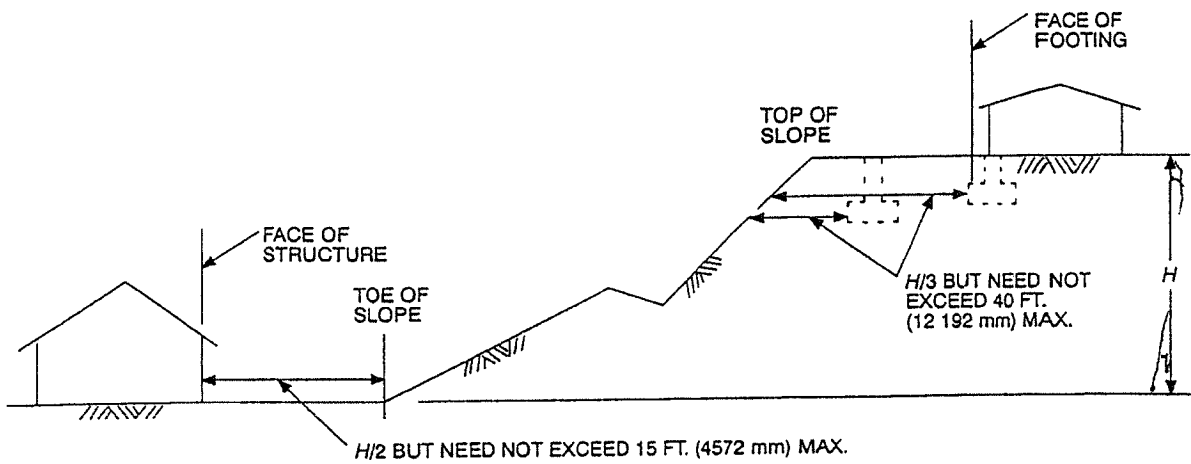



FIGURE 2



SECTION II: This Ordinance shall become effective thirty (30) days after final passage pursuant to Government Code Section 25123.

PASSED AND ADOPTED by the Board of Supervisors of Mariposa County this 20th day of February 2007 by the following vote:

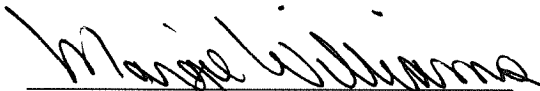
AYES: ABORN, TURPIN, BIBBY, FRITZ, PICKARD
NOES: NONE
ABSENT: NONE
ABSTAINED: NONE




JANET BIBBY, Chairman
Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM



MARGIE WILLIAMS
Clerk of the Board



THOMAS P. GUARINO
County Counsel