

DEPARTMENT: Public Works/Airport

BY: James J. Petropulos

PHONE: 966-5356

2nd Reading 2/17/04

RECOMMENDED ACTION AND JUSTIFICATION:

Waive first reading and introduce Ordinance; waive second reading and adopt Ordinance allowing long-term parking at the Mariposa/Yosemite Airport. With the adoption of this Ordinance the long-term parking fees, which the Board approved, will be enforced by allowing signing at the Airport for towing of vehicles if fees are not paid. The occasional abuse of the current "free" storage will then be controlled.

The Airport Advisory Committee is also in favor of adopting this Ordinance (see attached letter).

BACKGROUND AND HISTORY OF BOARD ACTIONS:

At its meeting of June 24, 1997 the Board approved long-term vehicle parking fees at the Airport and directed that an Ordinance be drafted to enforce those fees. At the meeting of October 6, 1998 the Ordinance was introduced and the matter was continued for Public Works to reschedule.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not adopt the Ordinance, which would not allow for enforcement of the parking fees. Revise the Ordinance as the Board desires and adopt.

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: \$ _____		1. Ordinance
Source:		2. Letter from Airport Advisory Committee
Internal Transfer _____		3. Vehicle Parking Permit
Unanticipated Revenue _____ 4/5's vote		
Transfer Between Funds _____ 4/5's vote		
Contingency _____ 4/5's vote		
() General () Other		

CLERK'S USE ONLY:

Res. No.: _____ Ord. No. 1003
Vote - Ayes: _____ Noes: _____
Absent: _____
() Approved
(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: RH

MARIPOSA COUNTY ORDINANCE NO. 1003

**AN ORDINANCE ALLOWING LONG-TERM PARKING
AT THE MARIPOSA/YOSEMITE AIRPORT**

WHEREAS, the Board of Supervisors, by Resolution, approved long-term vehicle parking fees at the Mariposa/Yosemite Airport, and

WHEREAS, the Board believes it is necessary to adopt an Ordinance to enforce payment of those fees and control the occasional abuse of current “free” storage of vehicles at the Mariposa/Yosemite Airport, and

NOW, THEREFORE, The Board of Supervisors of Mariposa County, a political subdivision of the State of California, does ordain as follows:

SECTION I: Section 10.08.130 entitled “Violation-penalty” shall be renumbered to section 10.08.140. The new section 10.08.130 shall be entitled “Long-term vehicle parking-Mariposa/Yosemite Airport” and both sections shall read in their entirety as follows:

10.08.130 Long-term vehicle parking-Mariposa/Yosemite Airport.

Long-term vehicle parking shall be allowed at the Mariposa/Yosemite Airport in the area described as follows:

A tract of land situated in projected Section 7.T.5. S., R.18E., M.D.B.&M., Rancho Las Mariposas, County of Mariposa, State of California being described as follows: Commencing at California State Highway 49, running between Mariposa and Mount Bullion, Station Number 194 + 62.77; thence north 80° 15' 25" west, 68.88 feet; thence south 53° 12' 00" west, 413.29 feet; thence north 80° 15' 25" west, 578.00 feet; thence north 9° 44' 35" east, 148.00 feet; thence south 80° 15' 25" east, 578.00 feet; thence south 9° 44' 35" west, 148.00 feet to the Point of Beginning.

The parking fees for long-term vehicle parking shall be established from time to time by resolution of the Board of Supervisors. Individuals parking vehicles, other than those renting tie downs and/or hangars at the Mariposa/Yosemite Airport, shall sign a written agreement with County and all sums due shall be paid, in advance, when the agreement is executed for the balance of that calendar month. A minimum purchase of 36 gallons per month would waive the parking fee for that calendar month. Additional months parking shall be paid on or before the fifth of each month thereafter in advance. Fees shall be set by resolution of the Board of Supervisors from time to time. Vehicles shall be towed if fees are not timely paid pursuant to the terms and conditions of this section.

10.08.140 Violation-penalty.

Every violation of the provisions of this chapter is an infraction punishable as provided in Vehicle Code section 42001.”

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

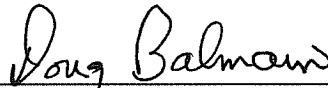
PASSED AND ADOPTED by the Board of Supervisors of Mariposa County this 17th day of February, 2004 by the following vote:

AYES: STETSON, BIBBY, AND PICKARD

NOES: BALMAIN

ABSENT: PARKER

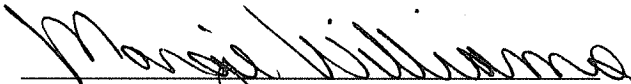
ABSTAINED: NONE



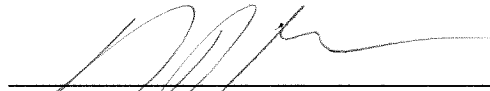
By: **DOUG BALMAIN**, Vice Chairman
GARRY R. PARKER, Chairman
Mariposa County Board of Supervisors

ATTEST:

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**



MARGIE WILLIAMS
Clerk of the Board



THOMAS P. GUARINO
County Counsel



COUNTY OF MARIPOSA

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

GARRY R. PARKER, CHAIR
DOUG BALMAIN, VICE-CHAIR
LEE STETSON
BOB PICKARD
JANET BIBBY

DISTRICT IV
DISTRICT II
DISTRICT I
DISTRICT V
DISTRICT III



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JIM PETROPULOS, Public Works Director
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*
SUBJECT: SECOND READING AND ADOPTION OF AN ORDINANCE ALLOWING
LONG-TERM PARKING AT THE MARIPOSA/YOSEMITE AIRPORT
Ordinance No. 1003

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on February 17, 2004

ACTION AND VOTE:

Waive Second Reading and Adopt an Ordinance Allowing Long-Term Parking at the Mariposa/Yosemite Airport (Public Works Director)

BOARD ACTION: (M)Pickard, (S)Stetson, the second reading was waived and Ordinance No. 1003 was adopted, allowing long-term parking at the Airport. The Clerk of the Board read the title and Ordinance number into the record. Discussion was held. Supervisor Balmain expressed concern with the proposal. Supervisor Bibby asked about liability issues, especially if a vehicle is parked without authorization. Tom Guarino stated he would review liability issues and the previous actions on this matter in consultation with Risk Management. Ayes: Stetson, Bibby, Pickard; Noes: Balmain; Excused: Parker.

cc: Tom Guarino, County Counsel
File