MARIPOSA COUNTY CODE ORDINANCE NO. 825

AN ORDINANCE ADDING CHAPTER 12.28 TO
THE MARIPOSA COUNTY CODE ENTITLED "PERMIT REQUIRED
PRIOR TO INSTALLING CERTAIN STRUCTURES ON ROADS
MAINTAINED THROUGH A ZONE OF BENEFIT"

WHEREAS, the County of Mariposa is administering the mainte-
nance of certain private roads through the Zone of Benefit proc-
ess, and

WHEREAS, the Board of Supervisors, upon recommendation of
the Public Works Department, has determined that it is in the
public interest to regulate encroachments on those roads;

NOW THEREFORE, the Board of Supervisor of Mariposa County, a
political subdivision of the State of California, hereby ordains
as follows:

SECTION I: Chapter 12.28 is added to the Mariposa County
Code to read as follows:

"PERMIT REQUIRED TO PLACE CERTAIN STRUCTURES ON ROADS
MAINTAINED THROUGH A ZONE OF BENEFIT"

Sections:

12.28.010 Permit required to place certain
structures on roads maintained through
a zone of benefit.
12.28.020 Right to appeal order of county engineer.
12.28.030 Violation--penalty.

12.28.010 Permit required to place certain struc-
tures on roads.

No person shall place in, under or over any por-
tion of a roadway easement where the road is maintained
through a zone of benefit, any driveway, pole, pole
line, pipe, pipeline, underground cable, fence, build-
ing or any structure or object of any kind, whether or
not particularly mentioned herein, without first ob-
taining an encroachment permit from the public works
department. The County engineer is granted the author-
ity to establish reasonable standards of construction
as condition to granting of a permit.

12.18.020 Right to appeal order of County engi-
neer.

Any person dissatisfied with an order of the
public works department pursuant to the authority
granted by this chapter is given the right to appeal
the order of the County engineer to the board of super-
visors within thirty (30) days after the date of issuance of such order.

12.28.030 Violation—penalty.
Violation of any provision of this chapter shall constitute an infraction and shall be punishable under chapter 1.20, the general penalty provisions, of this Code."

SECTION II: This ordinance shall become effective thirty (30) days from date of final passage pursuant to California Government Code Section 25123.

PASS AND ADOPTED by the Board of Supervisors of Mariposa County this 7th day of April, 1992 by the following vote:

AYES:   BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER
NOES:    NONE
ABSENT:  NONE
ABSTAINED: NONE

[Signature]
SALLY S. PUNTE, CHAIRPERSON
Mariposa County Board of Supervisors

ATTEST:

MARGIE WILLIAMS
Clerk of the Board

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JEFFREY C. GREEN
County Counsel

for Brenda Luna, deputy