

MARIPOSA COUNTY ORDINANCE NO. 853

AN ORDINANCE MODIFYING TITLE 15 OF COUNTY CODE REGARDING GRADING STANDARDS FOR THE CONSTRUCTION OF DAMS.

WHEREAS, the Board of Supervisors has determined that modifications to Title 15 of County Code are necessary to clarify the permit requirements and grading standards applied to dams.

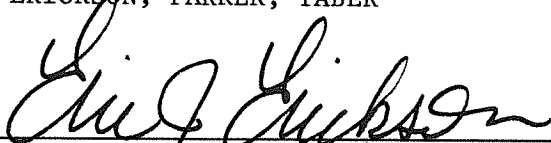
NOW THEREFORE, the Board of Supervisors of Mariposa County, a political subdivision of the State of California does ordain as follows:

Section I - Title 15 of Mariposa County Code shall be modified as delineated in Exhibit A attached hereto.

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

PASSED AND ADOPTED this 27th day of April, 1993 by the Board of Supervisors of Mariposa County by the following vote:

AYES:	BAGGETT, BALMAIN, ERICKSON, PARKER, TABER
NOES:	NONE
ABSTAINED:	NONE
EXCUSED:	NONE

X   
ERIC J. ERICKSON, Chairman  
Mariposa County Board of Supervisors

ATTEST:

  
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

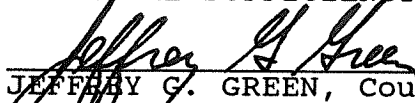
  
JEFFREY G. GREEN, County Counsel

EXHIBIT A

REVISIONS TO GRADING ORDINANCE REGARDING DAMS

Section 15.28.030 C - revise as follows:

For the purpose of creating ponds or catching storm water, earth filled dams that do not fall under the jurisdiction of the State Department of Water Resources, Division of Safety of Dams, are subject to the standards of this chapter. Dams six feet or more in height as measured from the natural bed of the water course (at the downstream toe of the dam) require a grading permit. The requirement for a grading permit may be waived by the Chief Building Inspector on a case by case basis, where all of the following conditions exist:

1. The proposed dam will not create a hazard to private property and improvements;
2. The proposed dam will not drastically affect exiting drainage patterns or create erosion hazards;
3. The proposed dam will not contain more than ten acre-feet of water.
4. The proposed dam is located on a parcel of 40 acre or one-sixteenth section, or more.
5. Written approval from the State Water Resource Control Board, Division of Water Rights for the specific project is provided.

Section 15.28.060

Add No. 9 stating-

9. For projects involving the construction, or enlargement of dams, written approval from the State Water Resource Control Board, Division of Water Rights for the specific project must be provided prior to issuance of the grading permit.

Section 15.28.090

Add Section 7 as follows:

7. All dams meeting the criteria set forth in 15.28.030 C shall be designed and constructed in accordance with the current edition of the Guidelines for the Design and Construction of Small Embankment Dams as published by the State Department of Water Resources, Division of Safety of Dams.