

MARIPOSA COUNTY ORDINANCE NO. 889

AN ORDINANCE AMENDING SECTION 17.108.190 OF TITLE 17
ENTITLED "ZONING ORDINANCE" OF THE MARIPOSA COUNTY CODE

WHEREAS, the on January 17, 1995, the Mariposa County Board of Supervisors directed the Planning Department to initiate the public review and hearing process to amend the Mariposa County Zoning Ordinance; and

WHEREAS, the Mariposa County Planning Commission and Board of Supervisors have held duly noticed public hearings on the amendment in accordance with State law and County Code; and

WHEREAS, the Board of Supervisors finds the project is exempt from the provisions of the California Environmental Quality Act (CEQA) based upon the following findings:

1. Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines states "...CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA."
2. The Zoning Ordinance already establishes standards for informational signs throughout the County. This amendment clarifies the applicability of these existing standards, as well as addresses informational signs in the community of Coulterville, which was originally excluded from the code provisions. The existing standards establish specific limits to sign content, size, and location, which will ensure that the signs will not detract from the integrity and character of the historic community of Coulterville. These standards have been implemented throughout the County, including the Mariposa TPA, and have not significantly impacted the integrity of this historic community. Based upon this physical evidence, this amendment to clarify existing standards and to allow similar signs in the community of Coulterville will not have significant environmental impacts.

WHEREAS, approval of the Zoning Amendment is based upon the following findings of General Plan and Specific Plan consistency:

1. This amendment is not inconsistent with any of the guiding policies, goals, and standards of the General Plan, including those of the Historic Preservation Element. This amendment is a minor change to the Countywide sign standards, which will not detract from the scenic resources of Mariposa County and will not impact the integrity of the County's historic resources and communities.
2. This amendment is not inconsistent with any of the policies and objectives of the Specific Plans for the Mariposa, Coulterville, Fish Camp and Wawona Town Planning Areas.

NOW THEREFORE, the Board of Supervisors, of the County of Mariposa, a political subdivision organized and existing under the laws of the State of California, does hereby ordain:

SECTION 1: Section 17.108.190 of Title 17 entitled "Zoning Ordinance" of the Mariposa County Code is hereby amended in accordance with Exhibit "A" of this Ordinance, hereto and incorporated herein by reference.

SECTION 2: This ordinance shall become effective thirty (30) days after final passage pursuant to Government Code Section 25123.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 15th day of August 1995, by the following vote:

AYES: BALMAIN, STEWART, PARKER

NOES: REILLY

ABSENT: NONE

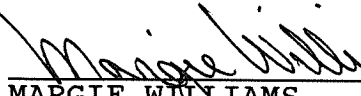
ABSTAINED: NONE

NOT VOTING: TABER

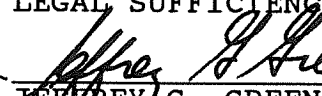


GARRY R. PARKER, CHAIRMAN
Mariposa County Board of Supervisors

ATTEST: APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



MARGIE WILLIAMS
Clerk of the Board



JEFFREY G. GREEN
County Counsel

17.108.190 Signs.

The intent of these regulations is to reduce the proliferation of signs to maintain the scenic quality of the County's transportation corridors and to generally preserve the rural appearance of the county.

The purpose of this section is to establish specific standards for the location, installation, construction or modification of signs. These standards shall apply in all instances except as modified by specific sign standards contained in this title or other standards adopted pursuant thereto.

A. A temporary or permanent on-site sign or signs with maximum aggregate area of 16 sq. ft. and containing no outline tubing, flashing lights or moving parts shall be a permitted use on all parcels. Such signs shall have a maximum height of 20 feet. Off-site signs are prohibited unless specifically permitted by the principal zone.

B. A sign or signs, which convey specific information as described herein, shall be a permitted use on all parcels within the County, including parcels within town planning areas with or without adopted specific plans, notwithstanding anything to the contrary contained in any regulatory language in any Specific Plan, existing or adopted in the future. Such signs shall include, but not be limited to, outline tubing signs, however such signs shall contain no flashing lights or moving parts. Such signs shall be limited to a maximum aggregate area of 3 sq. ft. per business, which shall be in addition to the sign area permitted by this title or by other specific sign standards adopted pursuant thereto. An additional 3 sq. ft. of informational signage, in accordance with the standards contained herein, may be approved for businesses which have a second public entrance, provided that no more than 3 sq. ft. of informational signage is visible from any location on any public right-of-way. Such signs shall be installed inside a building, and shall be limited to the following information:

1. OPEN, or CLOSED
2. VACANCY, or NO VACANCY
3. HOURS OF OPERATION

Such signs shall not advertise the business or contain the business logo or trademark, and shall not advertise or identify products sold within or services provided by the business.

[CoM1]C. All signs which do not conform with the standards of this title shall be considered non-conforming and shall be permitted to remain on a parcel for a period of 15 years from May 1, 1991 or until such sign becomes an illegal sign or is subject to any of the following conditions:

1. The sign is remodeled beyond a change in facial copy or relocated.
2. The property owner requests permission to expand, remodel or enlarge the building or land use on the parcel

containing the sign and the sign is affected by the construction.

D. Unless otherwise prohibited by this chapter, signs may be illuminated provided such illumination does not shine light upon a public street or on to an adjacent parcel or in any way create a public safety hazard. No sign shall be illuminated after 11:00 p.m. or close of business, whichever occurs last, or prior to 6:00 a.m.

E. The following exterior signs shall be prohibited: Moving or rotating signs; sign with flashing, moving, or animated illumination except signs which display time and temperature information; advertising signs that include the words "Stop, Look, Listen" or any word, phrase, symbol, lights, motion, sound, fumes, mist, or other effluent that may interfere with, mislead, or confuse the driving public; portable signs except for temporary real estate signs which advertise the particular property; signs on inflatable advertising devices when the device is attached or secured to the ground or building and signs extending above the peak of the roof.

F. Illegal signs, as defined by this title, shall be considered a zoning violation and a public nuisance and subject to the abatement procedures established in Section 17.144 of this title. (Ord. 800 Sec. I, 1991; Ord. 878, 1994)

EXHIBIT "A"

Deletions are shown in ~~strikethrough~~ type.

Section 17.108.190 amended as follows:

17.108.190 Signs.

The intent of these regulations is to reduce the proliferation of signs to maintain the scenic quality of the County's transportation corridors and to generally preserve the rural appearance of the county.

The purpose of this section is to establish specific standards for the location, installation, construction or modification of signs. These standards shall apply in all instances except as modified by specific sign standards contained in this title or other standards adopted pursuant thereto.

A. A temporary or permanent on-site sign or signs with maximum aggregate area of 16 sq. ft. and containing no outline tubing, flashing lights or moving parts shall be a permitted use on all parcels. Such signs shall have a maximum height of 20 feet. Off-site signs are prohibited unless specifically permitted by the principal zone.

B. A sign or signs, which convey specific information as described herein, shall be a permitted use on all parcels within the County, including parcels within town planning areas with or without adopted specific plans, notwithstanding anything to the contrary contained in any regulatory language in any Specific Plan, existing or adopted in the future. ~~Except that the provisions of this Section 17.108.190(B) shall not apply to the Coulterville Town Planning Area.~~ Such signs shall include, but not be limited to, outline tubing signs, however such signs shall contain no flashing lights or moving parts. Such signs shall be limited to a maximum aggregate area of 3 sq. ft. per business, which shall be in addition to the sign area permitted by this title or by other specific sign standards adopted pursuant thereto. An additional 3 sq. ft. of informational signage, in accordance with the standards contained herein, may be approved for businesses which have a second public entrance, provided that no more than 3 sq. ft. of informational signage is visible from any location on any public right-of-way. Such signs shall be installed inside a building, and shall be limited to the following information:

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3. HOURS OF OPERATION

Such signs shall not advertise the business or contain the business logo or trademark, and shall not advertise or identify products sold within or services provided by the business.

Ordinance No.____, Exhibit A

C. All signs which do not conform with the standards of this title shall be considered non-conforming and shall be permitted to remain on a parcel for a period of 15 years from May 1, 1991 or until such sign becomes an illegal sign or is subject to any of the following conditions:

1. The sign is remodeled beyond a change in facial copy or relocated.

2. The property owner requests permission to expand, remodel or enlarge the building or land use on the parcel containing the sign and the sign is affected by the construction.

D. Unless otherwise prohibited by this chapter, signs may be illuminated provided such illumination does not shine light upon a public street or on to an adjacent parcel or in any way create a public safety hazard. No sign shall be illuminated after 11:00 p.m. or close of business, whichever occurs last, or prior to 6:00 a.m.

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F. Illegal signs, as defined by this title, shall be considered a zoning violation and a public nuisance and subject to the abatement procedures established in Section 17.144 of this title. (Ord. 800 Sec. I, 1991; Ord. 878, 1994)

Mariposa County Board of Supervisors



MIKE COFFIELD
County Administrative Officer

MARGIE WILLIAMS
Clerk of the Board

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District 1.....PATTI A. REILLY
District 2.....DOUG BALMAIN
District 3.....ROBERT C. STEWART
District 4.....GARRY R. PARKER
District 5.....GERTRUDE R. TABER

ACKNOWLEDGMENT

RE NEWSPAPER PUBLICATION

[Instructions: Please have a representative with the GAZETTE complete the following acknowledgment of receipt regarding legal publications. Please forward the billing request to the Mariposa County Board of Supervisors, Post Office Box 784, Mariposa, California 95338. Should you have any questions, please contact our office (attention: Janet) at (209) 966-3222. Thank you.]

I, DAN TUCKER hereby acknowledge receipt of the
(Print Name)

following document (s) for legal publication in the August 24, 1995, issue of the "Gazette", on this 17th day of August, 1995:

MARIPOSA COUNTY ORDINANCE NUMBER 889

AN ORDINANCE AMENDING SECTION 17.108.190 OF TITLE
17 ENTITLED "ZONING ORDINANCE" OF THE MARIPOSA
COUNTY CODE

By: _____
(Representative)

