

MARIPOSA COUNTY ORDINANCE NO. 768

AN ORDINANCE RESCINDING AND REPLACING  
THE TITLE OF CHAPTER 8.27 TO READ  
"CLEARING OF VEGETATION IN COUNTY CREEKBEDS"  
AND ADDING SECTION 8.27.015 ENTITLED  
"CLEARING OF VEGETATION IN BEAN CREEK"  
TO CHAPTER 8.27 OF TITLE 8 ENTITLED "HEALTH AND SAFETY"

WHEREAS, the mandatory clearing of vegetation in and around Bean Creek in the Greeley Hill area is needed to reduce the risk of flood potential, and

WHEREAS, this project will be the first step in obtaining a watershed management plan from the Soil Conservation Service, and

WHEREAS, this project will subsequently receive application for State Urban Stream Restoration Grant funds.

NOW, THEREFORE, THE BOARD OF SUPERVISORS of Mariposa County does ordain as follows:

SECTION I: Chapter 8.27 entitled "Clearing of Vegetation in Mariposa Creek" is rescind and replaced to read "Clearing of Vegetation in County Creekbeds".

SECTION II: Section 8.27.015 entitled "Mandatory clearing of vegetation in Bean Creek" is added to Chapter 8.27 to read in its entirety as follows:

"8.27.015 Mandatory clearing of vegetation in Bean Creek.

Any person, organization, partnership, joint venture or corporation that owns, leases, controls, operates or maintains any property within or adjacent to, or touching upon the creekbed of Bean Creek between Shimer's spillway to J20 bridge, Greeley Hill California, shall at all times do the following:

A. Maintain or cause to be maintained an area on each side of the centerline of Bean Creek to a distance of fifteen feet from said centerline clear and free of willows, tules, undergrowth and other brush and vegetation which is detrimental to the normal streamflow of water in said creek or which obstructs waterflow in such a manner as to produce a hazard or potentially hazardous condition;

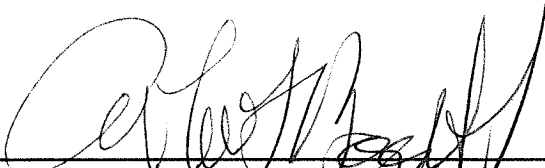
B. Remove and clear away any obstruction within fifteen feet of the centerline of Bean Creek on each side thereof which obstructs waterflow in such a manner as to create a hazard or potentially hazardous condition."

SECTION III: This ordinance shall become effective thrity (30)

days from the date of final passage, pursuant to California Government Code Section 25123.

PASSED AND ADOPTED this 3rd day of April, 1990 by the Mariposa County Board of Supervisors by the following vote:

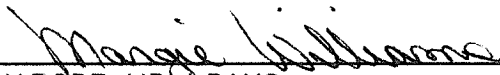
AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER  
NOES: NONE  
ABSENT: NONE  
ABSTAINED: NONE



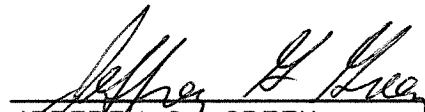
ARTHUR G. BAGGETT, JR., Chairman  
Mariposa County Board of Supervisors

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

ATTEST:



MARGIE WILLIAMS  
Clerk of the Board



JEFFREY G. GREEN  
County Counsel