

DEPARTMENT: Public Works

By: Michael Edwards

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No X)

Approve Resolution pursuant to Mariposa County Ordinance No. 934 allowing specified permit holders to connect to the Yosemite West sewer system and to receive water service.

This is justified because the wastewater treatment facility project has progressed well enough to justify connection to active permit holders without compromising the system's capacity. Attachment No. 2 is a copy of the current ordinance (note Paragraph 3 of Section I and Paragraph G of Section III allows the Board to amend the ordinance as proposed). Attachment No. 3 is the current list of twelve permit holders (note that one permittee allowed their permit to expire since adoption of the ordinance). Attachments #4 and #5 are concurrence letters from the Regional Water Quality Control Board and the County Environmental Health Department.

No other permits can be issued as a result of this action as described in the amended ordinance. The Board should not consider other changes to allow additional hook-ups until the actual working capacity of the WWTF can be ascertained. It is likely that a WWTF expansion must be completed before further hook-ups could be allowed. The time-frame for such expansion, considering environmental review, design, funding sources and assessment proceeds, could take up to two years or more.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On or about May 15, 1998 the leachfield which services the sewer system for the Yosemite West Maintenance District suffered a total failure, causing treated and untreated sewage to flow from the leachfield to open ground.

On May 26, 1998 the Board adopted interim urgency Ordinance No. 933 restricting water and/or sewer hook-ups and the issuance of building and other permits for any property within the Yosemite West Maintenance District.

On June 23, 1998, the Board adopted Ordinance No. 934 restricting water and/or sewer hook-ups and the issuance of building and other permits for any property within the Yosemite West Maintenance District and rescinding urgency Ordinance No. 933. That ordinance allowed certain modifications by resolution to allow some additional connections, if justified.

Staff has been providing status reports regularly to the Board on this issue.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. No not approve. Property owners in Yosemite West holding building permits will not have the ability to hook-up to the water and/or sewer in the District.

COSTS: (X) Not Applicable

A. Budgeted current FY> \$ _____

B. Total anticipated Costs> \$ _____

C. Required additional funding> \$ _____

D. Internal transfers> \$ _____

COSTS: () 4/5th Vote Required

A. Unanticipated revenues> \$ _____

B. Reserve for contingencies> \$ _____

C. Source description: > _____

Balance in Reserve Contingencies, If Approved:
\$ _____

SPECIAL INSTRUCTIONS:

List the attachments and number the pages consecutively:

1. Resolution _____
 2. Ordinance No. 934 _____
 3. List of current permit holders _____
 4. RWQCB/Edwards letter dated 9/30/98 _____
 5. Mosher/Edwards memo dated 10/8/98 _____
- _____
- _____
- _____
- _____

CLERK'S USE ONLY

Res. No.: 98-393 Ord. No.: _____

Vote - Ayes: 4 Noes: _____

Absent: Stewart Abstained: _____

- Approved Denied
- 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

By: _____

Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

- Recommended
- Not Recommended
- For Policy Determination
- Submitted With Comment
- Returned for Further Action

Comment: _____

C.A.O. Initials: *JK*

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MARIPOSA AMENDING ORDINANCE NO. 934 ALLOWING SPECIFIED PERMIT HOLDERS TO CONNECT TO THE YOSEMITE WEST SEWER SYSTEM AND TO RECEIVE WATER SERVICE

WHEREAS, on or before May 15, 1998, the leachfield which services the sewer system for Yosemite West Maintenance District suffered a total failure, causing treated and untreated sewage to flow from the leachfield to open ground; and

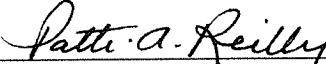
WHEREAS, on May 26, 1998, the Board adopted interim urgency Ordinance No. 933 restricting water and/or sewer hook-ups and the issuance of building and other permits for any property within the Yosemite West Maintenance District; and

WHEREAS, on June 23, 1998, the Board adopted Ordinance No. 934 restricting water and/or sewer hook-ups and the issuance of building and other permits for any property within the Yosemite West Maintenance District and rescinding urgency Ordinance No. 933. That ordinance allowed certain modifications by resolution to allow some additional connections, if justified.

NOW, THEREFORE, BE IT RESOLVED THAT THE MARIPOSA COUNTY BOARD OF SUPERVISORS, pursuant to Section III G of Mariposa County Ordinance No. 934 hereby authorizes those holding building permits that were issued, but not finalized, as of the effective date of Ordinance No. 934 to proceed to connect to the Yosemite West Maintenance District sewer system and to receive water service. A list of affected permit holders is attached to this resolution.

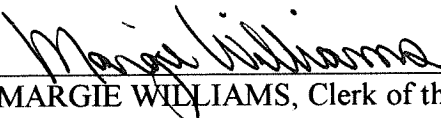
The foregoing resolution was passed by the Mariposa County Board of Supervisors this 20th day of October, 1998. Effective October 20, 1998.

AYES: Reilly, Balmain, Parker, Pickard
NOSES: None
ABSENT: Stewart
ABSTAINED: None



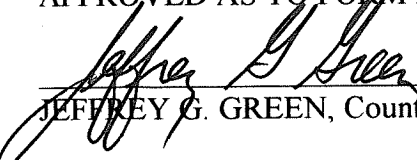
PATTI A. REILLY, Chair
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



JEFFREY G. GREEN, County Counsel

YOSEMITE WEST BUILDING PROJECTS (RESIDENCES) Updated: 10/8/1998

DATE ISSUED	PROPERTY OWNER	ASSESSORS PARCEL NO.	ADDRESS	PROJECT	STAGE OF INSPECTION	LAST INSPECTION	CHARGES
6/21/96	Laura Sefchik	06-100-039	7405 Henness Ridge Road	Dwelling & Deck EXP. PERMIT	Walk-thru for final w/corr.	8/6/97	Hooked Up
10/3/97	Richard Romero	06-100-054	7381 Yosemite Parkway	Dwelling	Roof Nail Ext. Shear	9/11/98	None
7/23/97	Steve Yates	06-100-058	7403 Yosemite Parkway	Dwelling, Garage/Deck	Inside Finish Work	5/26/98	Base Rate*
4/10/98	Jeffrey Hornacek	06-110-003	7509 Yosemite Parkway	Dwelling	Meter Set	7/22/98	None
5/19/93	Michael Bradley	06-110-006	7503 Yosemite Parkway	Dwelling & Deck EXP. PERMIT	Inside Finish Work	1/27/98	Base Rate*
10/21/87	Carol Moses	06-110-007	7499 Yosemite Parkway	Dwelling EXP. PERMIT	Sheetrock Nail	2/16/88	Hooked Up
5/20/93	Walter Fierson	06-110-016	7505 Henness Ridge Road	Two Story Garage Add. EXP. PERMIT	Sheetrock Nail & Corr.	5/9/94	Hooked Up
9/2/81	Francis Smith	06-120-014	7485 Henness Ridge Road	Dwelling and Garage/Stor.	Rough Frame State Meter Set	9/13/85	Base Rate*
8/16/96	Richard Long	06-130-007	7463 Henness Circle	Guest House	CLOSED		None
7/6/89	Lawrence Calvi Prev. Owner Hajime Suzuki	06-130-029	7495 Henness Circle	Dwelling EXP. PERMIT	Gas Test	11/8/89	Hooked Up
11/6/97	Don Pitts	06-130-036	7507 Henness Circle	Duplex, Carport/Deck	Final NO CO issued	10/5/98	None
5/20/96	Harry Hagan	06-130-042	7464 Henness Circle	Dwelling	Sheetrock Nail/Gas Test	5/6/98	None
8/23/90	Ken Wall	06-130-043	7476 Henness Circle	Dwelling, Garage/Deck	Inside Finish Work	8/10/92	Hooked Up

*Base rate - Hooked into system but haven't used more than 1,000 gallons.

THIS LIST IS PROVIDED FOR INFORMATION ONLY.