RECOMMENDED ACTION AND JUSTIFICATION:  (Policy Item: Yes___  No x__)

Request for variance from statutory setback distance of 100 feet between well and septic system leachfield for APN 06-160-012, Chris and Doe Falkenstein; recommend variance based upon uniqueness of property regarding geology and hydrology; recommend resolution authorizing variance from statutory setback distance between well and leachfield for APN 06-160-012, Chris and Doe Falkenstein, owners, with the following conditions:

1. Setback distance to encroach no closer than sixty (60) feet.
2. Leachfield to be installed no closer than 10 feet from destroyed well.
3. Existing well to be destroyed in the presence of Environmental Health Staff in a manner approved by the Health Department.
4. Quarterly bacteriological testing to be performed by the property owner on water from private well on said APN, to include coliform count and Heterotrophic Plate Count. Copy of results to be sent to Health Department. (This condition may be waived after two years of monitoring.)
5. In the case of any bacteriological test of water demonstrating presence of coliform organisms, or significant increase in the Heterotrophic Plate Count, the County Health Department to be immediately notified and the drinking of raw water from that well to be immediately suspended.
6. In the event that the water from said well should demonstrate bacteriological contamination and that standard and reasonable attempts to decontaminate the well fail, after three such attempts, the land owner will destroy the well.

BACKGROUND AND HISTORY OF BOARD ACTIONS: CONTINUED ON NEXT PAGE

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION: CONTINUED ON NEXT PAGE

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COSTS:  ( ) Not Applicable
A. Budgeted current FY  $____________
B. Total anticipated costs  $____________
C. Required additional funding  $____________
D. Internal transfers  $____________

SOURCE:  ( ) 4/5ths Vote Required
A. Unanticipated revenues  $____________
B. Reserve for contingencies  $____________
C. Source description: ________________________________
   Balance in Reserve for Contingencies,
   if approved:  $____________

SPECIAL INSTRUCTIONS:  
List the attachments and number the pages consecutively:

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CLERK'S USE ONLY: 
Res. No.: 96-64
Ord. No.: 
Vote  - Ayes: 5
   - Noes: 0
   - Abstained: 0
   ( ) Approved  ( ) Denied  ( ) Minute Order Attached  ( ) No Action Necessary

ADMINISTRATIVE OFFICER'S RECOMMENDATION: 
This item on agenda as: Recommended
   Not Recommended
   For Policy Determination
   Submitted with Comment
   Returned for Further Action
Comment: ________________________________

ATTEST:  MARGIE WILLIAMS, Clerk of the Board
         County of Mariposa, State of California
By: ________________________________
     Deputy

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BACKGROUND AND HISTORY OF BOARD ACTIONS: (continued from previous page)
On December 7, 1993, this Board approved a similar variance request for Bob and June Manly by Resolution No. 93-603.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION: (continued from previous page)
Do not approve variance -- owner will be required to develop property utilizing other alternatives.