

MARIPOSA COUNTY RESOLUTION NO. 85-292

A RESOLUTION UPHOLDING APPEAL OF PLANNING STAFF DETERMINATION  
ON MEL-O-DEE MOTEL, LOUSTALOT, APPLICANT

WHEREAS, the Mariposa County Planning Department, on or about March 25, 1985, made a determination that Appellants had not operated a "Motel" at their premises located at 5509 Highway 140, Mariposa, California, commonly known as the "Mel-O-Dee Motel", for a period of four years and the premises therefore did not qualify as a "grandfathered use" (prior non-conforming use) as a "Motel" in Mariposa County; and that a Use Permit would be required in order for Appellants to operate the premises as a "Motel"; and,

WHEREAS, on or about July 22, 1985, George S. Logan, Esquire, filed a written Notice of Appeal for and on behalf of Appellants regarding the determination of the Planning Department as above described; and,

WHEREAS, a Public Appeal Hearing was held by the Mariposa County Board of Supervisors on Tuesday, September 10, 1985; and,

WHEREAS, Appellants produced both oral and written testimony regarding the usage of the "Mel-O-Dee Motel" from the date of purchase in 1979, to the present; and,

WHEREAS, based upon the evidence presented, the Mariposa County Board of Supervisors finds as follows:

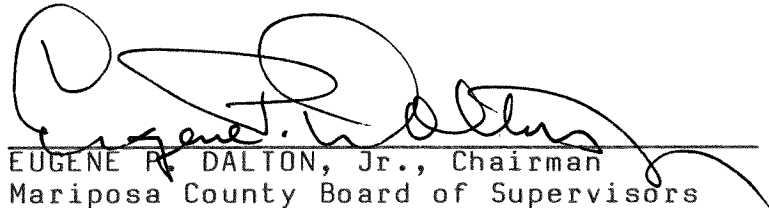
IT IS HEREBY RESOLVED that based upon the usage of the "Mel-O-Dee Motel" by the Appellants from date of purchase to the present, that the usage conforms to the definition of "hotel" as

defined in Section 17.22.020 of the Mariposa County Code.

BE IT FURTHER RESOLVED that Appellants are entitled to operate seven (7) units at the "Mel-O-Dee Motel" as a "grandfathered use" (prior non-conforming use) as a "Hotel" pursuant to Section 17.20.020 of the Mariposa County Code without the requirement of a Use Permit.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors, a political subdivision of the State of California, this 10th day of September, 1985, by the following vote:

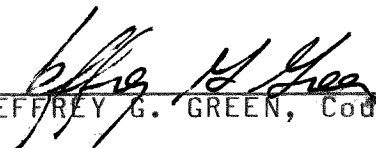
AYES: BARRICK, DALTON, ERICKSON, RADANOVICH, TABER  
NOES: NONE  
ABSENT: NONE  
ABSTAINED: NONE

  
EUGENE P. DALTON, Jr., Chairman  
Mariposa County Board of Supervisors

ATTEST:

  
GERALD MC CARTHY, County Clerk and  
Ex officio Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

  
JEFFREY G. GREEN, County Counsel