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MARIPOSA COUNTY RESOLUTION 81-4 (a)

A RESOLUTION REQUESTING AN EXTENSION OF TIME, PURSUANT
GOVERNMENT CODE SECTION 65302.6(d), ON ADOPTION OF THE
MARIPOSA COUNTY GENERAL PLAN.

The Board of Supervisors of Mariposa County, a political
subdivision of the State of California, does hereby resolve as
follows:

WHEREAS, The County of Mariposa did adopt a General Plan
on February 14, 1978 which included Land Use, Open Space, Conser-
vation, Circulation, Safety, Seismic Safety, Scenic Highways and
Noise Elements and,

WHEREAS, through conscientious and thorough review of
these elements as required by state law, it has been determined by
the County that extensive updating and revisions are necessary, and

WHEREAS, during 1980 the County caused to be prepared a
comprehensive draft update of the General Plan which was presented
to the Mariposa County Board of Supervisors on July 31, 1980 and,

WHEREAS, this comprehensive General Plan Update is pre-
sently undergoing a process of review and,

WHEREAS, through this process of review it has been de-
termined that the existing General Plan does not comply with the
requirements of state law in several areas of the text and,

WHEREAS, the County deems it in the interest of good
planning practice to allocate sufficient time to the "update"
review process to insure development of an adequate plan and at
the same time insure that inadequacies of existing documents do not
frustrate the update review process with the threat of litigation,

NOW THEREFORE, the Mariposa County Board of Supervisors

1 requests that the Director of the California State Office of
2 Planning and Research grant a General Plan adoption extension
3 pursuant to Government Code Section 65302.6(d) subject to the
4 following:

5 I. Reasons for Request:

6 Review procedures as prescribed by good planning practice,
7 and described in the General Plan Guidelines, require
8 extensive public review and participation which will
9 result in delaying the approval of the Mariposa County
10 General Plan Update.

11 II. Elements Extension Requested For:

12 The extension is requested for the Mariposa County Gen-
13 eral Plan Land Use, Open Space, Conservation, Circula-
14 tion, Safety, Seismic Safety, Scenic Highways and Noise
15 Elements.

16 III. Period of Time for which Extension is Requested:

17 The extension is requested for a period of one year from
18 January, 1981 to January 1, 1982 or until such time as
19 the General Plan Update is adopted by the County which
20 ever occurs first.

21 IV. Interim Project Review Procedures:

22 During the period of time the requested extension is in
23 effect, the following permit review procedures shall be
24 followed:

25 A. Before approving any discretionary permit, the Board
26 of Supervisors shall find, based upon substantial
27 evidence in the record, that the discretionary permit
28 is consistent with the goals, policies and objectives

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of:

1. The existing Mariposa County General Plan; and
2. The working draft of the Mariposa County General Plan Update, July 31, 1980, and any subsequent revisions to said update as approved by the Mariposa County Board of Supervisors.

B. The Board of Supervisors may process and approve building permits, placement permits, certificates for legal lots and other ministerial permits according to County standards, provided that any discretionary approval which was previously issued for the same project and which is required to be consistent with the general plan has not been legally challenged in a timely manner.

C. The Board of Supervisors shall not amend existing elements of the General Plan except to adopt new and revised elements pursuant to the work program submitted to the Office of Planning and Research as part of the extension request.

D. The draft general plan revision and draft environmental documents shall be submitted to the State Clearinghouse of the Office of Planning and Research no less than forty-five (45) days prior to consideration by the Board of Supervisors for adoption.

E. Area or specific plans developed and adopted pursuant to the Mariposa County General Plan may be adopted, subject to the provisions of Section IV A above.

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F. For purposes of Definition:

1. "Discretionary permits" are defined to include, but not be limited to, tentative parcel and parcel maps where a tentative parcel map is not otherwise required, tentative subdivision maps, rezones, conditional use permits, variances, and other entitlements for use.

2. "Board of Supervisors" is defined to include any agency, commission, committee, board, or individual delegated responsibilities under County ordinances or state law.

PASSED AND ADOPTED this 6th day of January, 1981 by the Board of Supervisors of Mariposa County by the following vote:

AYES: Taber, Erickson, Moffitt, Clark, Dalton

NOES: None

NOT VOTING: None

ABSENT: None

Eric J. Erickson
Chairman
Mariposa County Board of Supervisors

ATTEST:

ELLEN BRONSON
ELLEN BRONSON, County Clerk
and Ex-Officio Clerk of the
Board

BY: *Patricia E. Alberta*
PATRICIA E. ALBERTA
Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Richard K. Denhalter
RICHARD K. DENHALTER, County Counsel