



# MARIPOSA PLANNING

## COUNTY OF MARIPOSA

5100 BULLION STREET • POST OFFICE BOX 2039

MARIPOSA, CALIFORNIA 95338-2039

209. 966. 5151 • FAX 209. 742. 5024

Sarah Williams, Director

swilliams@mariposacounty.org

Alvaro Arias, Deputy Director

aarias@mariposacounty.org

September 25, 2020

## Notice of Public Hearings (Planning Commission and Board of Supervisors)

**Project name and number:** County Code Amendment No. 2019-218; Code Compliance Processes

**Proponent:** Mariposa County

**Property address:** Applies Countywide

**PROJECT DESCRIPTION SUMMARY:** The project is to amend county code to establish two alternative methods for pursuing compliance of applicable county codes - an administrative citation process and an abatement of nuisance process. Amendments will be made to Title 1, Title 3, Title 8 and Title 17. Most current code provisions establishing compliance requirements will not be eliminated. The proposed alternative methods are intended to:

1. Promote and protect the public health, safety, and welfare of the citizens of Mariposa County;
2. Ensure compliance with the applicable code(s) in a more timely and efficient manner;
3. Provide an administrative process to appeal an administrative citation and the imposition of fines and fees; the administrative process will fully conform with due process and provide those cited with the right to an appeal hearing;
4. Provide a hardship fine reduction process;
5. Provide a method to hold parties accountable when they fail or refuse to comply with the provisions of the applicable code(s);
6. Reduce the burden on the judicial system; and
7. Remove conditions of property declared to be a nuisance which have a blighting influence on properties in the vicinity and/or are detrimental to the health, safety, and welfare of the residents of, or visitors to, the county.

These alternative methods of compliance are routinely and successfully used throughout California.

For more detailed information regarding the project, and to view copies of the proposed ordinance text, please see:

- Mariposa County Planning Department website ([www.mariposacounty.org/planning](http://www.mariposacounty.org/planning))
- Mariposa County Planning Department  
5100 Bullion Street, Mariposa, CA 95338; Phone: (209) 966-5151

**PLANNING COMMISSION.** The **Title 17 amendments portion** of this project requires a **PLANNING COMMISSION** public hearing. On **Friday, October 9, 2020**, the Mariposa County Planning Commission will consider the ***Title 17 portion of County Code Amendment No. 2019-218; Code Compliance Processes.***

**Planning Commission**                    **9:00 a.m. or as soon thereafter as possible**  
**Hearing Time:**

**Planning Commission**                    Mariposa County Government Center (upper floor)  
**Hearing Location:**                    5100 Bullion Street, Mariposa California

**Action:** The Planning Commission will consider the Title 17 amendments portion of the project, staff's recommendation, an environmental determination and public input, and may take action to adopt a resolution recommending Board of Supervisors action on the Title 17 amendments portion of County Code Amendment No. 2019-218 for Code Compliance Processes and an environmental determination.

**BOARD OF SUPERVISORS.** This project requires a **BOARD OF SUPERVISORS** public hearing. On **Tuesday, October 20, 2020**, the Board will consider **County Code Amendment No. 2019-218; Code Compliance Processes.**

**Board of Supervisors**                    **2:00 p.m.**  
**Hearing Time:**

**Board of Supervisors**                    Mariposa County Government Center (upper floor)  
**Hearing Location:**                    5100 Bullion Street, Mariposa California

**Action:** The Board of Supervisors will consider the Planning Commission's recommendation, staff's recommendation, an environmental determination and public input on the project. The Board of Supervisors will consider the following actions:

1. Adopt a resolution, approving County Code Amendment No. 2019-218, finding that the project is exempt from environmental review pursuant to the General Rule Exemptions, Section 15060(c)(2) and Section 15061(b)(3), CEQA Guidelines and pursuant to a Categorical Exemption, Section 15308; CEQA Guidelines, and directing staff to file a Notice of Exemption with the County Clerk.
2. Waive the first reading and introduce an ordinance amending Mariposa County Code Title 1 General Provisions, to establish:
  - a. Mariposa County Code Chapter 1.40 Administrative Citations and
  - b. Mariposa County Code Chapter 1.42 Abatement of Nuisances
3. Waive the first reading and introduce an ordinance amending Mariposa County Code Title 3, Chapter 3.36 Transient Occupancy Tax, to add general provisions that are consistent with the new code provisions for administrative citations and abatement of nuisances added in Title 1.
4. Waive the first reading and introduce an ordinance amending Mariposa County Code Title 8, Chapter 8.56 Medical Marijuana Cultivation, to remove code enforcement text and to make code provisions for medicinal marijuana consistent with the new code provisions for administrative citations and abatement of nuisances added in Title 1.

5. Waive the first reading and introduce an ordinance amending Mariposa County Code Title 17, Chapter 17.144 Enforcement, to add general provisions that are consistent with the new code provisions for administrative citations and abatement of nuisances added in Title 1.

Written comments on the project may be submitted now and at any time up to and including the public portion of the public hearing times. Comments received prior to **October 1, 2020** will be included in the staff report packet to the Planning Commission. Comments received prior to **October 8, 2020** will be included in the staff report packet to the Board of Supervisors. Comments received after these dates will be copied and given to the Planning Commission and/or Board prior to the hearings. The staff reports for the projects will be available at least one week prior to the hearings.

The action of the Board of Supervisors is the final county action on the project. Please be advised that any concerns or issues relating to the project must be raised during the public review process described in this notice, if those issues are to be used for the basis of an appeal or a future court challenge. If you challenge the action of the Board of Supervisors in court, you may be limited to raising only those issues you or someone else raised at the public hearings described in this notice, or in written correspondence delivered to the Planning Commission and/or Board of Supervisors at, or prior to, the public hearings.

Information on County Code Amendment No. 2019-218, including ordinance text, will be available for review at:

- Mariposa County Planning Department website ([www.mariposacounty.org/planning](http://www.mariposacounty.org/planning))
- Mariposa County Planning Department  
5100 Bullion Street, Mariposa, CA 95338; Phone: (209) 966-5151

For further information, contact Alvaro Arias, Deputy Director or Sarah Williams, Director at (209) 966-5151 or by email at [aarias@mariposacounty.org](mailto:aarias@mariposacounty.org) or [swilliams@mariposacounty.org](mailto:swilliams@mariposacounty.org). You may also write us at P.O. Box 2039 Mariposa CA 95338 or drop by the office at 5100 Bullion Street (lower floor), Mariposa to review available information.

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Posting Locations: Mariposa County Clerk's Office  
Mariposa County Courthouse  
Mariposa County Library  
Mariposa County Planning  
Department  
Yosemite Valley Post Office  
Midpines Post Office  
Catheys Valley Post Office  
Fish Camp Post Office  
Coulterville Post Office  
Hornitos Post Office

El Portal Post Office  
El Portal Elementary School  
Wawona Post Office  
Greeley Hill Community Club  
Woodland Gas, Food, & Liquor  
Bootjack Store  
Lake Don Pedro Market  
Yosemite West Community Board  
[www.mariposacounty.org/planning](http://www.mariposacounty.org/planning)

Posting Date: September 25, 2020 (Mailed out on September 25, 2020)

Leave Posted Until: 5:00 p.m. on October 20, 2020