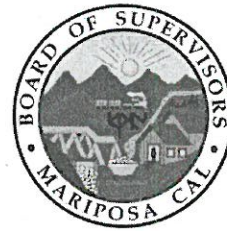




MARIPOSA COUNTY

Public Works · (209) 966-5356



RESOLUTION - ACTION REQUESTED 2013-178

MEETING: May 14, 2013

TO: The Board of Supervisors

MINUTE ORDER ATTACHED

FROM: Peter Rei, Public Works Director

RE: Approve New Business Attraction-Mariposa Stage Line

RECOMMENDATION AND JUSTIFICATION:

Authorize Mariposa Stage Line, (Owner Myia Davila) to Provide Horse-Drawn Wagon Rides in the Town of Mariposa.

Location for loading and unloading passengers will be at 5130/5132 Highway 140, in front of the History Center turnout. Caltrans approved the location and does not require an encroachment permit because the horse-drawn wagon is governed by the California Vehicle Code. The proposed route is within the narrative encroachment application, wherein the wagon would travel through the Rest Area. The alternative route map, also attached, excludes travel through the Rest Area which would be the preferred route.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board of Supervisors has granted approval of other similar horse-drawn wagon rides such as the annual Wagon Train event and horse-drawn rides hosted by Marshall Long.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not approve; the Mariposa Stage Line will not be able to host the wagon rides within Mariposa County.

ATTACHMENTS:

Narrative and Encroachment Application for Mariposa Stage Line (PDF)
Mariposa Stage Line Proposed Route (PDF)
Mariposa Stage Line Alternate Route (PDF)
Mariposa Stage Line Caltrans Email (PDF)
Mariposa Stage Line Cert of Insurance (PDF)

CAO RECOMMENDATION

Requested Action Recommended


Rick Benson, County Administrator

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER: Kevin Cann, District IV Supervisor
SECONDER: Merlin Jones, District II Supervisor
AYES: Stetson, Jones, Bibby, Cann, Carrier



COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

LEE STETSON, CHAIR
KEVIN CANN, VICE-CHAIR
JANET BIBBY
MERLIN JONES
JOHN CARRIER

DISTRICT I
DISTRICT IV
DISTRICT III
DISTRICT II
DISTRICT V



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: PETE REI, Public Works Director
FROM: RENE' LaROCHE, Clerk of the Board *RL*
SUBJECT: Approval of Consent Agenda (Items designated by "CA")
RES. 13-178

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on May 14, 2013

ACTION AND VOTE:

CA4. Public Works RES-2013-178

Authorize Mariposa Stage Line, (Owner Myia Davila) to Provide Horse-Drawn Wagon Rides in the Town of Mariposa

Discussion between Supervisor Bibby and Peter Rei/Public Works Director regarding the liability of the Wagon Rides being proposed in CA4. Supervisor Carrier inquired as to whether we would be issuing a permit and, if so, any conditions on that permit to possibly mitigate nuisances like odors, flies, manure, etc. Mr. Rei responded.

Supervisor Cann welcomed Ms. Davila and her business, and noted that this request does contain a provision for the capture of manure. Ms. Davila, who was sitting in the audience, displayed a manure capture bag. Supervisor Bibby noted that many of these concerns are already covered through Environmental Health and Animal Control, and that Ms. Davila will be required to comply with all County Rules and Regulations. County Counsel clarified that the action before the Board is for the approval and encroachment permit, and is not a County sponsored event. Supervisor Jones welcomed Ms. Davila. Discussion ensued between Mr. Rei and Supervisor Bibby regarding the encroachment permit. Supervisor Bibby encouraged Mr. Rei to include language stating that they must comply with all additional permits. Supervisor Cann required clarification as to which agency will be issuing an encroachment permit. Mr. Rei responded.

Supervisor Bibby inquired as to whether the Motion includes the direction that the individual in CA4 will obtain any applicable additional permits. Supervisor Cann inquired of Mr. Rei as to whether Ms. Davila has to meet all of our normal codes with the encroachment permit. Mr. Rei responded affirmatively. Supervisor Cann stated that he felt such direction was implied. Chair Stetson concurred.

Cc: File