

DEPARTMENT: Public Works

By: Michael D. Edwards

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No XXX)

1. Conduct Public Hearing to consider adoption of a Mitigated Negative Declaration for the Mariposa Town Pedestrian Improvement project.
2. Adopt a Mitigated Negative Declaration on the Project

This project includes 4 components:

- Highway Pedestrian facility: sidewalks along portions of Hwy 140 and 49 and Jessie Street
- Mariposa Creek Parkway: pedestrian/bikeway improvements 5th to 8th Streets
- Tree Planting: along pedestrian facilities and on public property
- Street Lighting: along pedestrian facilities and on public property

BACKGROUND AND HISTORY OF BOARD ACTIONS:

See Attached Memorandum. The sidewalk project along County roads (8th, Jones, Bullion, 9th, & 11th, on the east side of Highway 140) was already approved with a Negative Declaration last summer, and will be constructed this summer.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Negative Action would result in the Board not adopting an environmental document on the project and the potential loss of funding for the project.

COSTS: () Not Applicable

A. Budgeted current FY	\$	**
B. Total anticipated Costs	\$	_____
C. Required additional funding	\$	_____
D. Internal transfers	\$	_____

COSTS: () 4/5th Vote Required

A. Unanticipated revenues	\$	_____
B. Reserve for contingencies	\$	_____
C. Source description:	_____	

Balance in Reserve Contingencies, If Approved:
\$ _____

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

- Memorandum with Attachments:
Attachment #1 Initial Study
Attachment #2 Draft Mitigated Negative Declaration

** see attached memo for detail on project budget

CLERK'S USE ONLY

Res. No.: 99-103 Ord. No.: _____
 Vote - Ayes: _____ Noes: _____
 Absent: _____ Abstained: _____
 Approved Denied
 Minute Order Attached No Action Necessary
 The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
ATTEST: _____
MARGIE WILLIAMS, Clerk of the Board

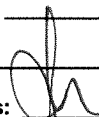
By: _____
Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

Recommended
 Not Recommended
 For Policy Determination
 Submitted for Comment
 Returned for Further Action

Comment: _____

 A.O. Initials: 



COUNTY of MARIPOSA

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

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MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: MIKE EDWARDS, Public Works Director and
SARAH WILLIAMS, Interim Planning Director

FROM: MARGIE WILLIAMS, Clerk of the Board *MW*

SUBJECT: Mitigated Negative Declaration for the Mariposa Town Pedestrian Improvement Project;
Res. 99-103

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on March 23, 1999

ACTION AND VOTE:

8:29 p.m. Ed Johnson, Planning and Building Director and
Mike Edwards, Public Works Director;

PUBLIC HEARING to Consider Adoption of a Mitigated Negative Declaration for the Mariposa Town
Pedestrian Improvement Project

BOARD ACTION: Mike Edwards, Gwen Foster/PWD-Engineer, and Jay Pawlek/Transportation and Air
Quality Specialist, presented the staff report. Mike Edwards advised that a more detailed design will be
brought back for the various components of the project. Staff responded to questions from the Board
relative to the environmental issues and location of the trees that are planned to be planted; and width of the
sidewalks for this project and for the continuation of the Mariposa Creek project.

Public portion of the hearing was opened and input was provided by the following:

Barry Brouillette asked about the recent survey activity along Mariposa Creek and whether a
presentation would be given to the Parks and Recreation Commission before proceeding. Staff advised that
there would be a presentation to the Commission and to the Mariposa Town Transportation and Parking
Advisory Committee and discussion would be held on the design. Barry Brouillette urged careful
consideration of the street light fixtures to maintain a sense of security and the rural setting and night sky.
He stated he likes the idea of the businesses planting trees, and he agrees with six-foot sidewalks along the
highway. He also requested a review of the timeline for the project.

AJ from Paystreak Mining, expressed concern with changes in the parking in front of his business with
the construction of the sidewalk, and he stated he does not feel that a six-foot sidewalk is necessary. He
requested that the sidewalk be redesigned so that it does not affect his existing parking and ability to accept
deliveries of equipment, and loading for patrons. Supervisor Parker provided input relative to the project

and plans for parking spaces in the area of his business. AJ stated he objects to parallel parking and stated he feels that changing the existing parking will lower the value of the property. He also expressed concern relative to being able to control the use of the parking spaces. He stated he supports the sidewalk project, he just doesn't want any access taken away.

Chuck Takahashi stated that as a visitor and tourist to the area, and as a businessman, he knows AJ. He stated he feels that this process can be intimidating and foreign to people whom do not understand it. He thanked staff for working with him on his review of the project. He expressed concern that the environmental document does not center on the economic impacts. On behalf of AJ, the property owner, and himself, he stated parking is a critical issue when a developer chooses a location – convenience and access are also important. He noted that AJ currently has direct access with diagonal parking and that parallel parking is more difficult. He stated it may create a “taking” if the sidewalk is constructed as proposed due to the change in access to the parking. He also noted that visibility is important to consider when planting the trees. He noted that when the trees grow, their roots have a tendency to lift the sidewalks and create a liability. He stated he does not agree with the proposed change in parking and he feels it will hurt AJ's business and that should be seriously considered before proceeding. He stated he feels a number of businesses have left the area over the last few years, and that if business dies, everybody dies. He responded to a question from the Board and stated he feels that no sidewalk in front of the business would be a possibility.

Public portion of the hearing was closed and Board commenced with deliberations. Staff responded to additional questions from the Board relative to the status of the project, lighting standards, and alternatives for designing the project in front of the Paystreak Mining business.

(M)Reilly, (S)Parker, Res. 99-103 adopted approving a Mitigated Negative Declaration for the Mariposa Town Pedestrian Improvement project for the following components: highway pedestrian facility; Mariposa Creek Parkway; tree planting and street lighting. Motion was amended, agreeable with maker and second, to include direction that the Negative Declaration be consistent with the Initial Study/Ayes: Unanimous. Hearing was closed.

cc: File