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MARIPOSA COUNTY ORDINANCE NO. 816

AN ORDINANCE AMENDING TITLE 17 OF THE MARIPOSA COUNTY CODE
ENTITLED MARIPOSA COUNTY ZONING ORDINANCE

WHEREAS, the Mariposa County Board of Supervisors has initiated text amendments to the Mariposa County Zoning Ordinance; and

WHEREAS, the Mariposa County Planning Commission and Board of Supervisors have held duly noticed public hearings on the amendments in accordance with State Law and County Code; and

WHEREAS, the Mariposa County Planning Commission has recommended approval of the amendments; and

WHEREAS, the Board of Supervisors has determined, based on recommendations by the Planning Director and Planning Commission, that the amendments have no potential to create significant environmental effects and a Notice of Exemption has been filed in accordance with the California Environmental Quality Act and the Mariposa County Environmental Review Policies and Procedures adopted pursuant thereto; and

WHEREAS, the amendments to the Zoning Ordinance are consistent with the Mariposa County General Plan.

NOW THEREFORE the Mariposa County Board of Supervisors does hereby ordain as follows:

SECTION I

Chapter 17.148 (Definition) of the County Zoning Ordinance is hereby amended to replace the definition for "public schools" with the following:

1 "School, Public: An educational institution or facility
2 which provides education services and is operated by a public
3 agency. Public schools shall not include boarding schools or
4 other types of educational activities which provide residential
5 facilities for temporary or permanent use by students."

6 SECTION II

7 Chapter 17.148 (Definition) of the County Zoning Ordinance
8 is hereby amended to add the following definition:

9 "School, Private: An educational institution or facility
10 which provides educational services and is operated by a private
11 individual or organization. A private school shall include all
12 educational institutions or facilities which are not defined as
13 a public school. Examples of a private school include, but are
14 not limited to, nursery/preschools except as provided for in
15 Section 17.108.170, parochial schools, and private elementary
16 and secondary schools. Private schools shall not include
17 teaching within a residential structure of family members who
18 reside in the same residence."

19 SECTION III

20 Section 17.108.160 (General Use Standards) of the County
21 Zoning Ordinance is hereby amended to add the following:

22 "I. Private schools for 12 or fewer students and conducted
23 in a residential structure shall be a permitted use in the RR,
24 MH, MT, MG, GF, MP, and AE zones subject to the standards
25 contained in Section 17.108.170."

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SECTION IV

Section 17.16.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the Rural Residential Zone.

SECTION V

Section 17.20.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the Mountain Home Zone.

SECTION VI

Section 17.24.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the Mountain Transition Zone.

SECTION VII

Section 17.28.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the Mountain General Zone.

SECTION VIII

Section 17.32.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the General Forest Zone.

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SECTION IX

Section 17.36.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the Mountain Preserve Zone.

SECTION X

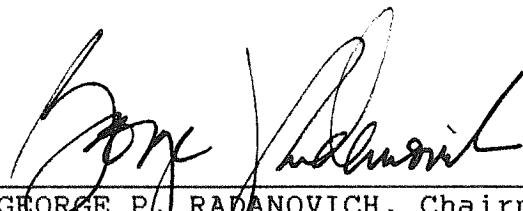
Section 17.40.010(A)(1)(b) of the County Zoning Ordinance is hereby amended to add "private schools except as permitted by Section 17.108.060(I)" as a conditional use in the Agriculture Exclusive Zone.

SECTION XI

This ordinance shall become effective thirty (30) days after final passage pursuant to Government Code Section 25123.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors on this 12th day of November , 1991 by the following vote:


- AYES: BAGGETT, ERICKSON, RADANOVICH
- NOES: NONE
- ABSTAINED: NONE
- EXCUSED: PUNTE, TABER




 GEORGE P. RADANOVICH, Chairman
 Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



 MARGIE WILLIAMS
 Clerk of the Board



 JEFFREY S. GREEN
 County Counsel