

Q-154

ORDINANCE NO. 361

1
2 The Board of Supervisors of the County of Mariposa, do
3 ordain as follows:

4 SECTION I. Definitions: The following definitions are
5 adopted for purposes of this ordinance.

6 (a) Controlled burn means any lawful fire set by
7 a property owner, or otherwise, for the purpose of land
8 clearance, brush burning, fire control, or range improve-
9 ment.

10 (b) Fire line means any water-course, road, bull-
11 dozer line, or fire break, or any other natural or
12 artificial fire break, constructed or adopted by any
13 property owner or owners for the purpose of confining
14 the area of a controlled burn.

15 (c) Property owner means any person, corporation,
16 unincorporated association, or combination or group
17 thereof, entitled to conduct a controlled burn under the
18 laws of the State of California and the regulations of
19 the State of California Division of Forestry, either
20 wholly or partly upon land owned or possessed by himself
21 in the County of Mariposa.

22 SECTION II. Every property owner, before conducting a
23 controlled burn in the County of Mariposa, shall publish or cause
24 to be published at least ten days prior to the date of said control-
25 led burn in a newspaper of general circulation in said county a
26 notice stating the date of the controlled burn and the general
27 area to be burned thereby, or at least five days prior to the
28 date of the controlled burn, shall post a similar notice in a

1 conspicuous place, one mile distant from the fire line of said
2 controlled burn, on every highway or road which enters an area one
3 mile distant from the perimeter of a controlled burn, as defined
4 by the fire line thereof.

5 SECTION III. Whenever a notice has been published or
6 posted, as provided in Section II, it shall be unlawful to hunt
7 warm blooded animals, or birds, or to carry a loaded rifle, within
8 one mile of a fire line on the day or days of a controlled burn.

9 SECTION IV. Violations of this ordinance shall be
10 punished by a fine not to exceed \$500.00, or by imprisonment in
11 the County jail for a period not in excess of six months, or by
12 both fine and imprisonment.

13 FOR THE FOREGOING REASONS this Ordinance shall take
14 effect immediately upon its enactment as an urgency measure for
15 the immediate protection of the public health and safety within
16 the meaning of subsection (d) of the Government Code 25123 and
17 the Constitution of the State of California.

18 PASSED AND ADOPTED by the Board of Supervisors of the
19 County of Mariposa, State of California, this 5 day of September
20 1972, by the following vote:

21 AYES: Davis, Hurlbert, Long, Moffitt, Richardson
22 NOES: None
23 ABSENT: None
24 NOT VOTING: None

25
26
27 ATTEST:

28 Ellen Bronson
Ellen Bronson
Acting Clerk of the Board
Ellen P. Ritter
Deputy Clerk

William H. Moffitt
William H. Moffitt, Chairman of the
Board of Supervisors
The foregoing instrument is a correct copy
of the original on file in this office.
ATTEST: *Sept 6*, 19*72*
ELLEN BRONSON
acting County Clerk and *acting* Clerk of the
Board of Supervisors, County of Mariposa,
State of California

Carolyn R. Anderson Deputy