

MARIPOSA COUNTY CODE ORDINANCE NO. 825

AN ORDINANCE ADDING CHAPTER 12.28 TO  
THE MARIPOSA COUNTY CODE ENTITLED "PERMIT REQUIRED  
PRIOR TO INSTALLING CERTAIN STRUCTURES ON ROADS  
MAINTAINED THROUGH A ZONE OF BENEFIT"

WHEREAS, the County of Mariposa is administering the maintenance of certain private roads through the Zone of Benefit process, and

WHEREAS, the Board of Supervisors, upon recommendation of the Public Works Department, has determined that it is in the public interest to regulate encroachments on those roads;

NOW THEREFORE, the Board of Supervisor of Mariposa County, a political subdivision of the State of California, hereby ordains as follows:

SECTION I: Chapter 12.28 is added to the Mariposa County Code to read as follows:

"PERMIT REQUIRED TO PLACE CERTAIN STRUCTURES ON ROADS  
MAINTAINED THROUGH A ZONE OF BENEFIT"

Sections:

- 12.28.010 Permit required to place certain structures on roads maintained through a zone of benefit.
- 12.28.020 Right to appeal order of county engineer.
- 12.28.030 Violation--penalty.

12.28.010 Permit required to place certain structures on roads.

No person shall place in, under or over any portion of a roadway easement where the road is maintained through a zone of benefit, any driveway, pole, pole line, pipe, pipeline, underground cable, fence, building or any structure or object of any kind, whether or not particularly mentioned herein, without first obtaining an encroachment permit from the public works department. The County engineer is granted the authority to establish reasonable standards of construction as condition to granting of a permit.

12.18.020 Right to appeal order of County engineer.

Any person dissatisfied with an order of the public works department pursuant to the authority granted by this chapter is given the right to appeal the order of the County engineer to the board of super-

visors within thirty (30) days after the date of issuance of such order.


**12.28.030 Violation--penalty.**

Violation of any provision of this chapter shall constitute an infraction and shall be punishable under chapter 1.20, the general penalty provisions, of this Code."

**SECTION II:** This ordinance shall become effective thirty (30) days from date of final passage pursuant to California Government Code Section 25123.

**PASS AND ADOPTED** by the Board of Supervisors of Mariposa County this 7th day of April, 1992 by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER  
NOES: NONE  
ABSENT: NONE  
ABSTAINED: NONE

  
\_\_\_\_\_  
SALLY S. PUNTE, CHAIRPERSON  
Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

*for*   
\_\_\_\_\_  
MARGIE WILLIAMS  
Clerk of the Board

  
\_\_\_\_\_  
JEFFREY G. GREEN  
County Counsel