

MARIPOSA COUNTY CODE NO. 779

AN ORDINANCE AMENDING SECTION 16.12.315 ENTITLED
"APPROVAL OF PARCEL MAPS" OF CHAPTER 16.12 ENTITLED
"MINOR SUBDIVISION" OF TITLE 16 ENTITLED "SUBDIVISIONS"

WHEREAS, the State of California in Section 66410 et seq. of the Government Code, cited as the Subdivision Map Act, authorizes local agencies to regulate subdivision of land, and

WHEREAS, Section 66463, of the Subdivision Map Act provides that the Board of Supervisors may provide, by ordinance, for the approval, conditional approval, or disapproval of parcel maps by the county engineer, surveyor or other official, and the Board may also provide that the official so designated may accept or reject the offers of dedication made by statement on those maps, and

WHEREAS, the Board of Supervisors, upon recommendation of the Public Works Department and the Planning Department, has determined that it is in the public interest to amend the subdivision provisions of the County Code to facilitate the processing of Parcel Maps for recordation;

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

SECTION I: Section 16.12.315 is amended to read in its entirety as follows:

16.12.315 Approval of parcel maps.

A. It shall be the responsibility of the county engineer to approve all parcel maps prior to recordation in the official records. The county engineer shall ensure compliance with the following requirements prior to approving a parcel map for recordation.

1. Compliance with all conditions applied to the tentative parcel map by the planning commission.

2. Payment of property taxes on the subdivided property in accordance with Section 16.12.395 of this title.

3. That the parcel map is in substantial compliance with the tentative parcel map approved by the planning commission.

4. That the parcel map complies with all surveying, mapping, and other requirements established by the *Subdivision Map Act* and this title.

B. The county engineer shall have the authority to accept, accept subject to improvement, or reject offers of dedication on behalf of the county for dedications provided by certificates on a parcel map or other document. Action on such dedications shall take place in accordance with the provisions of this title, *The Mariposa County Road Improvement and Circulation Policy* and recommendations by the planning commission.

1. Public utility easements shall be accepted on behalf of the county and the public. Acceptance shall be solely for the purpose of permitting development of necessary public utilities, and shall not obligate the county to assume any responsibility or liability related to the easements.

2. Offers of dedication for right-of-way contiguous to roads in the county road system shall be accepted for public access and for maintenance.

3. Offers of dedication shall be accepted, accepted subject to improvement or rejected. Offers of dedication for road right-of-way outside of the established county road system may be accepted for the purpose of access, circulation, and public utility purposes and for use by the public but not for maintenance. Roads accepted for access may also be accepted into the county road system for maintenance at the direction of the board of supervisors providing they have been constructed to an appropriate level according to the *Mariposa County Improvement Standards*.

4. Offers of dedication for road rights-of-way accepted for public access and circulation but not for maintenance shall not obligate the county to assume any liability or responsibility related to the rights-of-way.

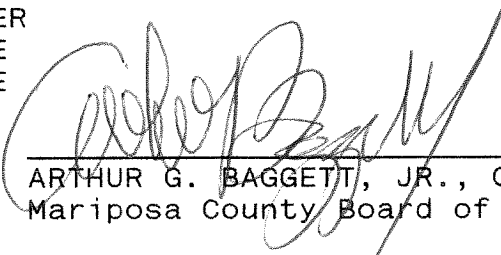
5. Any offers of dedication which are rejected shall remain open and may be accepted at any later date by the county engineer.

C. The county engineer, upon approval of a parcel map, shall sign a certificate on the map indicating the acceptance or rejection of the dedications offered by such map and transmit the map to the county recorder for recordation."

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

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 23rd day of October, 1990, by the following vote:


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



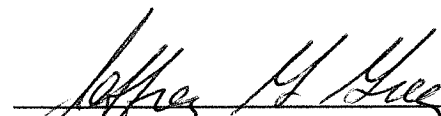
ARTHUR G. BAGGETT, JR., Chairman
Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



MARGIE WILLIAMS
Clerk of the Board



JEFFREY G. GREEN
County Counsel