

AMENDED

MARIPOSA COUNTY ORDINANCE NO. 691

AN ORDINANCE DECLARING A MORATORIUM
ON ISSUANCE OF BUILDING PERMITS AND SEPTIC TANK PERMITS
IN PORTIONS OF THE COMMUNITIES OF BEAR VALLEY,
MT. BULLION AND HORNITOS OF MARIPOSA COUNTY

(Synopsis)

The Board of Supervisors of Mariposa County, a political subdivision of the State of California, on Tuesday, September 22, 1987, adopted an emergency ordinance declaring a Moratorium on issuance of septic tank permits in portions of the communities of Bear Valley, Mt. Bullion and Hornitos. The Moratorium was a requirement in order for the County to qualify for State Grant monies to rectify clean water problems in portions of those communities. The Moratorium will not prohibit the issuance of a permit to reconstruct, repair, abandon or operate an existing septic system. Expansion of existing systems in the affected areas will not be permitted by the terms of the ordinance. Properties within the boundary of the Moratorium area will be required to connect to the public system when it becomes available. The State Regional Water Quality Control Board will have final authority for approval of any exemptions issued under the Moratorium. No new building permits will be issued based upon sewage disposal by septic tanks within the boundaries of the Moratorium Area. This Second Amendment to Ordinance 689, initially adopted on the 18th of August, 1987, and which was subsequently amended in its entirety by Ordinance 691 passed and adopted on August 25, 1987, is required to clarify the metes and bounds descriptions of said MORATORIUM AREA. Further, this Second Amendment to the Ordinance shall supercede in its entirety Ordinance No. 691 passed and adopted August 25, 1987, however, Ordinance 693, shall be effective as though passed and adopted on August 25, 1987.

AYES: BAGGETT, DALTON, ERICKSON, RADANOVICH, TABER

*At Councils
Meeting on Oct
6, 1987 was
quashed a
Synopsis was
quashed
Attached*

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MT. BULLION AND HORNITOS OF MARIPOSA COUNTY

(Synopsis)

The Board of Supervisors of Mariposa County, a political subdivision of the State of California, on Tuesday, August ~~18~~²⁵, 1987 adopted an emergency ordinance declaring a Moratorium on issuance of septic tank permits in portions of the communities of Bear Valley, Mt. Bullion and Hornitos. The Moratorium was a requirement in order for the County to qualify for State Grant monies to rectify clean water problems in portions of those communities. The Moratorium will not prohibit the issuance of a permit to reconstruct, repair, abandon or operate an existing septic system. Expansion of existing systems in the affected areas will not be permitted by the terms of the ordinance. Properties within the boundary of the Moratorium area will be required to connect to the public system when it becomes available. The State Regional Water Quality Control Board will have final authority for approval of any exemptions issued under the Moratorium. No new building permits will be issued based upon sewage disposal by septic tanks within the boundaries of the Moratorium Area. The ordinance supercedes in its entirety Ordinance No. 689 passed on August 18, 1987. The ordinance describes the Moratorium Area. The ordinance became effective upon passage, August 25, 1987.

AYES: BAGGETT, ERICKSON, RADANOVICH, TABER
ABSENT: DALTON

8-31-87

At Council's direction
Ord. No 691 was
not published. A
Synopsis was
published in its
place. (attached)
ms

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AN ORDINANCE DECLARING A MORATORIUM
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MT. BULLION AND HORNITOS OF MARIPOSA COUNTY

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, a political subdivision of the State of California, does ordain as follows:

SECTION I: No On-Site Sewage Disposal Systems shall be permitted to be constructed within the boundaries of the communities of Bear Valley, Mt. Bullion and Hornitos, located in Mariposa County, as shown on the list of properties described on Exhibit "A" attached hereto and by this reference incorporated herein, (hereinafter referred to as the "MORATORIUM AREA").

SECTION II: EXEMPTIONS. The moratorium upon the issuance of On-Site Sewage Disposal System Permits declared in Section I shall not prohibit the issuance of a permit to reconstruct, repair, abandon or operate an existing system. This exemption does not permit expansion of existing systems. This exemption does not permit expansion of existing systems to accommodate more intensive use. Final authority for approval of any exemptions from the moratorium are hereby delegated to the State of California Regional Water Quality Control Board.

SECTION III: No new building permits shall be issued based upon sewage disposal by septic tanks within the boundaries of the MORATORIUM AREA.

SECTION IV: All ordinances or parts of ordinances or resolutions in conflict herewith are hereby repealed to the extent of such conflict and no further.

SECTION V: Properties within the boundary of this MORATORIUM AREA will be required to connect to the public system when it becomes available.

SECTION VI: It is the intent of the Board of Supervisors to repeal this moratorium when collection and treatment works which eliminate the existing or potential health hazard in the MORATORIUM AREA are constructed and in operation.

SECTION VII: This ordinance is an urgency ordinance for the immediate preservation of the public peace, health and safety, and shall take effect immediately in accordance with Section 25123 of the Government Code of the State of California.

The facts constituting such urgency are:

A. The Division of Clean Water Grants of the State Water Resources Control Board has determined that the MORATORIUM AREA has significant pollution and public health problems pertaining to septic tank systems and wells, and

B. The Mariposa County Health Department has determined that serious health hazards exist in the MORATORIUM AREA.

C. The Pollution Study completed by Questa Engineering in April 1987, and the staffs of the State and Regional Boards have concluded that, among other things, poor soil conditions affect the MORATORIUM AREA, which is one of the causes of septic tank system failures, and that well contamination has occurred in the MORATORIUM AREA.

D. The County Health Department has determined that serious health hazards exist.

This ordinance shall supercede in its entirety Ordinance No. 689 initially adopted on the 18th of August, 1987.

PASSED AND ADOPTED this 25 th day of August, 1987, by the Board of Supervisors of Mariposa County by the following vote:

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




LEROY RADANOVICH, Chairman
Board of Supervisors

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

ATTEST:



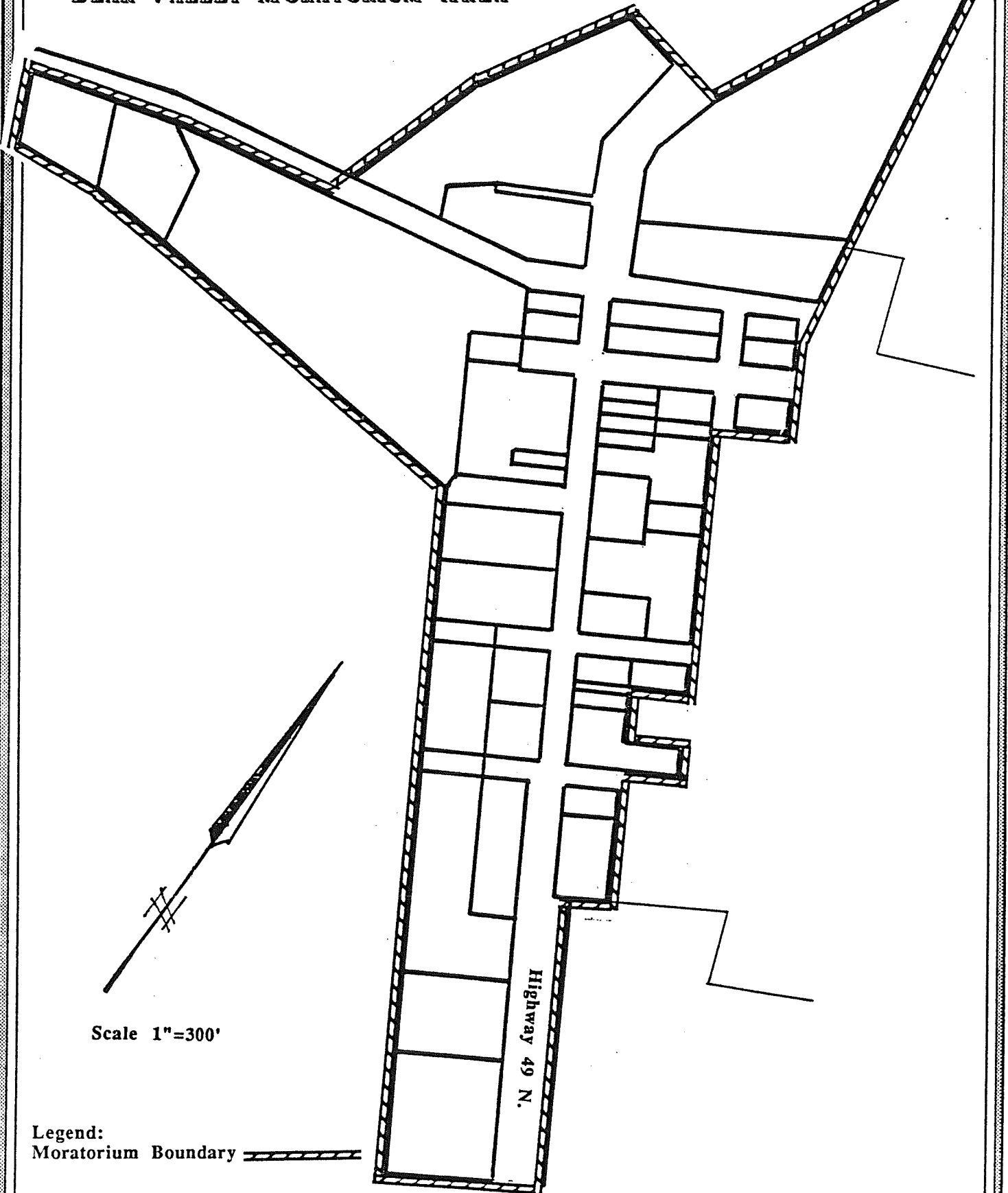
MARGIE WILLIAMS
Clerk of the Board




JEFFREY G. GREEN
County Counsel

Exhibit "A-1"

BEAR VALLEY MORATORIUM AREA



Scale 1"=300'

Legend:
Moratorium Boundary 

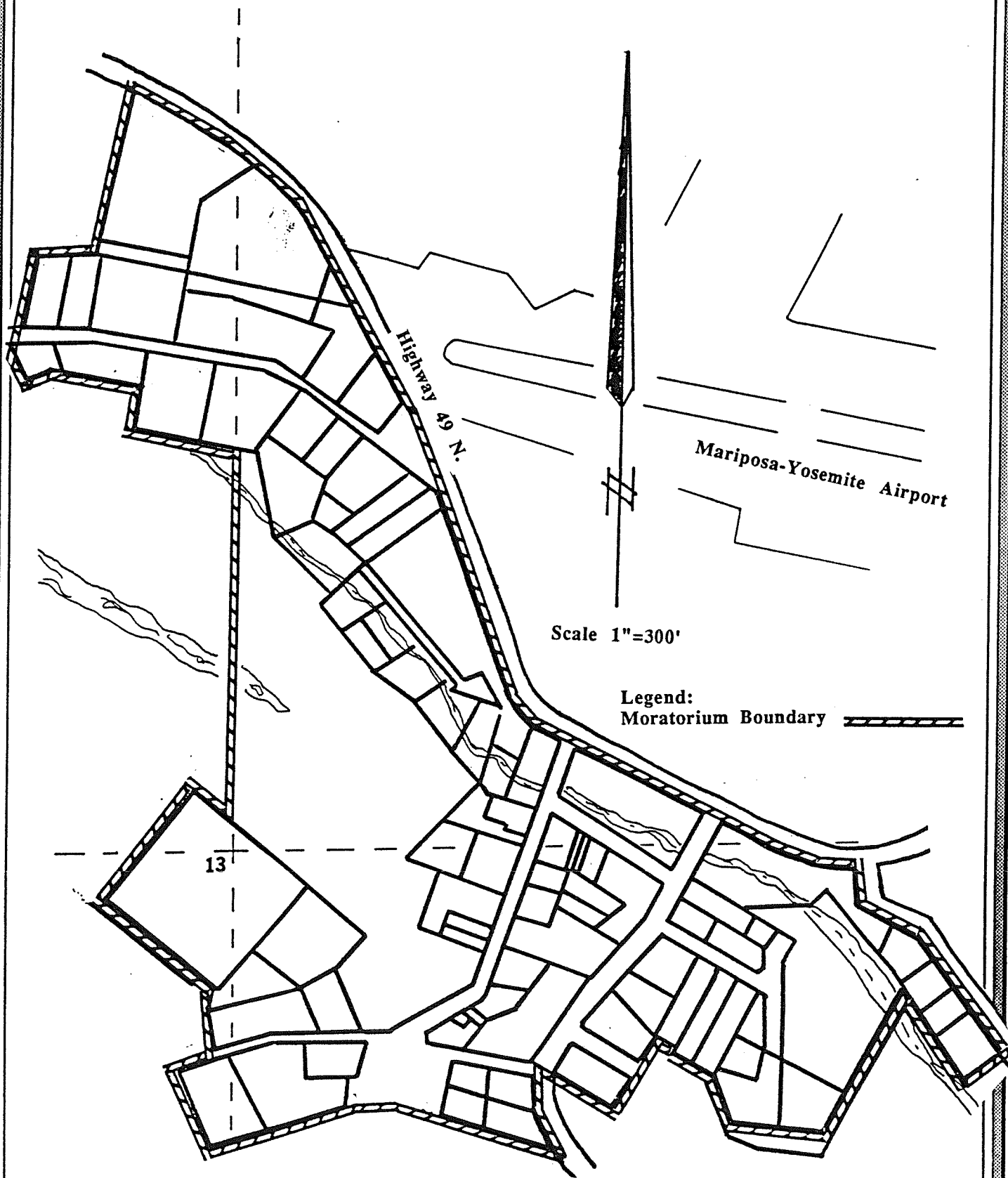
Bear Valley Assessors Parcels and Deed References

Assessors Parcel Number	Deed Reference
008-07-0-002-0	204/003
008-07-0-003-0	267/038
008-07-0-004-0	36/274
008-07-0-005-0	234/488
008-07-0-008-0	214/660
008-07-0-009-0	172/530
008-07-0-012-0	220/289
008-07-0-013-0	220/289
008-07-0-014-0	276/079
008-07-0-015-0	292/130
008-08-0-001-0	220/289
008-08-0-002-0	123/536
008-08-0-006-0	243/418
008-08-0-007-0	38/325
008-08-0-008-0	221/322
008-08-0-009-0	220/289
008-08-0-010-0	150/580
008-08-0-011-0	213/464
008-08-0-012-0	213/464
008-08-0-013-0	213/464
008-08-0-014-0	213/464
008-08-0-015-0	213/464
008-08-0-016-0	243/418
008-08-0-017-0	279/519
008-08-0-018-0	213/464
008-08-0-019-0	213/464
008-08-0-020-0	232/221
008-08-0-024-0	120/119
008-08-0-025-0	120/676
008-08-0-026-0	213/464
008-08-0-026-0	213/464
008-08-0-026-0	213/464
008-08-0-026-0	213/464
008-08-0-027-0	213/464
008-08-0-028-0	213/464
008-08-0-028-0	213/464
008-08-0-030-0	213/464

008-08-0-031-0	213/464
008-08-0-032-0	259/121
008-08-0-033-0	277/456
008-08-0-034-0	220/289
008-08-0-035-0	220/289
008-08-0-037-0	122/023
008-08-0-038-0	145/011
008-08-0-039-0	267/532
008-08-0-040-0	232/221
008-08-0-041-0	Unknown
008-08-0-042-0	77/356
008-08-0-043-0	220/289
008-08-0-044-0	77/356
008-08-0-046-0	77/356
008-08-0-047-0	223/130

Exhibit "A-2"

MT. BULLION MORATORIUM AREA



Mt. Bullion Assessors Parcels and Deed References

Assessors Parcel Number	Deed Reference
011-25-0-010-0	229/274
012-08-0-001-0	249/191
012-08-0-002-0	125/648
012-08-0-004-0	290/636
012-08-0-005-0	189/208
012-08-0-006-0	149/128
012-08-0-006-0	149/128
012-08-0-006-0	149/128
012-08-0-007-0	136/170
012-08-0-010-0	147/065
012-08-0-011-0	205/549
012-08-0-012-0	186/619
012-08-0-013-0	241/046
012-08-0-014-0	27/242
012-08-0-015-0	118/622
012-08-0-016-0	117/002
012-08-0-017-0	242/146
012-08-0-018-0	149/329
012-08-0-020-0	94/424
012-08-0-021-0	241/046
012-08-0-022-0	292/301
012-08-0-025-0	254/676
012-08-0-027-0	149/317
012-08-0-028-0	142/670
012-08-0-030-0	174/296
012-08-0-031-0	173/383
012-08-0-032-0	266/018
012-08-0-033-0	156/265
012-08-0-034-0	113/221
012-08-0-035-0	291/039
012-08-0-035-0	291/039
012-08-0-036-0	200/196
012-08-0-037-0	42/289
012-08-0-038-0	221/021
012-08-0-039-0	273/466
012-08-0-040-0	197/333
012-08-0-041-0	109/296

012-08-0-042-0	99/462
012-08-0-043-0	174/466
012-08-0-044-0	121/556
012-08-0-045-0	293/246
012-08-0-046-0	285/366
012-08-0-047-0	242/437
012-08-0-048-0	242/427
012-08-0-049-0	Unknown
012-08-0-050-0	84/072
012-08-0-051-0	76/087
012-08-0-052-0	242/305
012-08-0-053-0	128/168
012-08-0-054-0	102/321
012-08-0-055-0	163/498
012-08-0-056-0	122/427
012-08-0-057-0	151/200
012-08-0-058-0	137/526
012-08-0-059-0	229/274
012-08-0-060-0	247/125
012-08-0-061-0	291/039
012-08-0-063-0	292/301
012-08-0-064-0	163/498
012-08-0-069-0	291/185
012-08-0-070-0	252/249
012-09-0-001-0	268/150
012-09-0-002-0	143/306
012-09-0-005-0	171/498
012-09-0-005-0	171/498
012-09-0-006-0	95/356
012-09-0-007-0	269/397
012-09-0-008-0	Unknown
012-09-0-009-0	251/645
012-09-0-010-0	253/552
012-09-0-011-0	111/394
012-09-0-012-0	200/038
012-09-0-013-0	148/253
012-09-0-014-0	95/355
012-09-0-015-0	64/595
012-09-0-016-0	10/188
012-09-0-017-0	254/543
012-09-0-018-0	74/249
012-09-0-019-0	127/066
012-09-0-020-0	222/342

012-09-0-021-0	County Property
012-09-0-022-0	269/190
012-09-0-023-0	68/428
012-09-0-024-0	83/631
012-09-0-025-0	117/143
012-09-0-026-0	210/274
012-09-0-027-0	129/307
012-09-0-028-0	220/315
012-09-0-029-0	Unknown
012-09-0-030-0	Unknown
012-11-0-001-0	253/686
012-11-0-002-0	247/526
012-11-0-003-0	249/548
012-12-0-015-0	185/004

Exhibit "A-3"

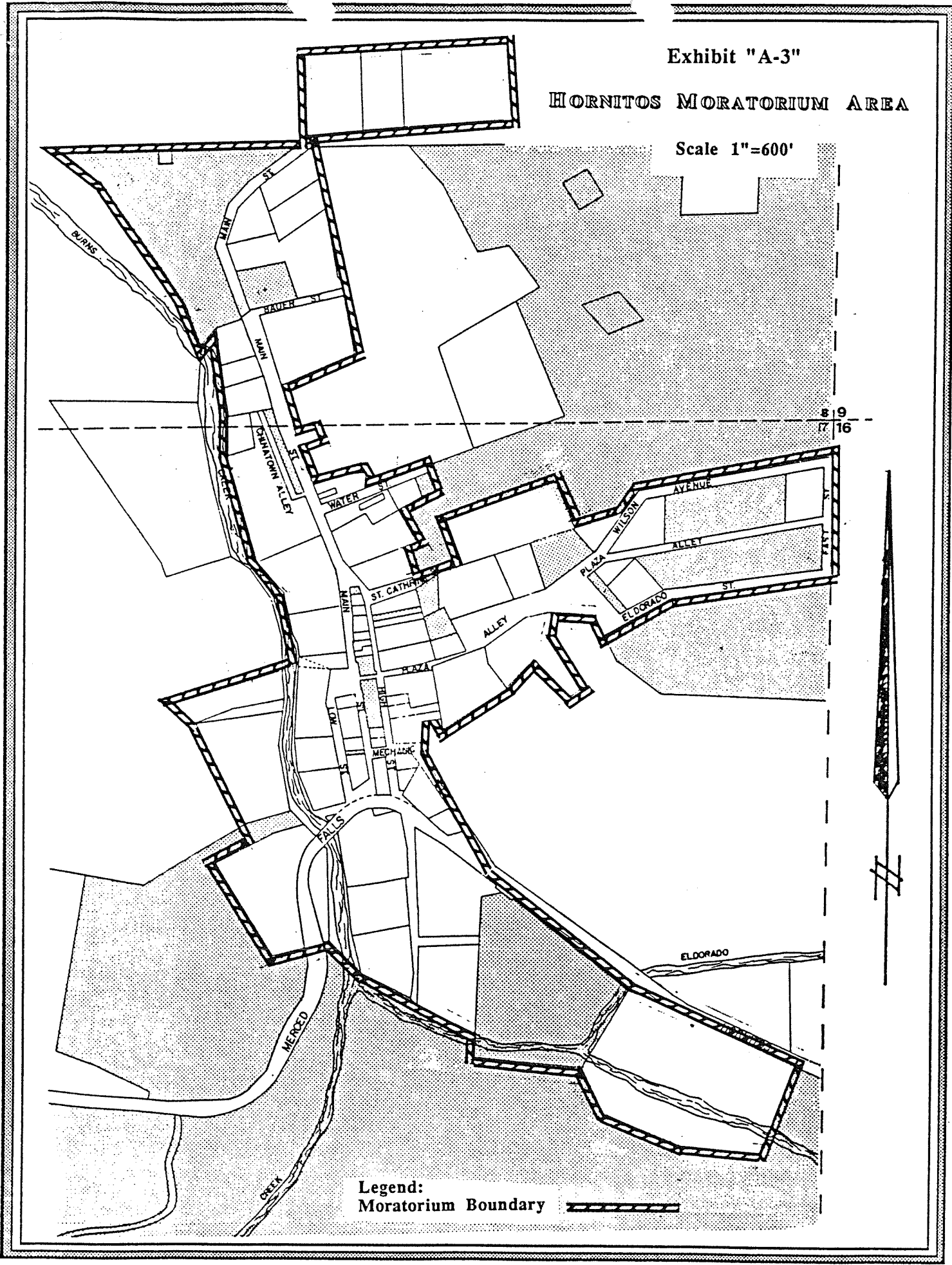
HORNITOS MORATORIUM AREA

Scale 1"=600'

8 9
17 16



Legend:
Moratorium Boundary



Hornitos Assessors Parcels and Deed References

Assessors Parcel Number	Deed Reference
011-04-0-007-0	194/284
011-04-0-008-0	93/595
011-04-0-011-0	State Property
011-04-0-014-0	103/431
011-07-0-002-0	290/260
011-07-0-003-0	County Property
011-09-0-002-0	240/194
011-09-0-003-0	Unknown
011-09-0-004-0	181/508
011-09-0-005-0	County Property
011-09-0-007-0	240/194
011-10-0-001-0	122/252
011-10-0-002-0	191/056
011-10-0-003-0	207/095
011-10-0-004-0	31/070
011-11-0-001-0	247/474
011-11-0-002-0	290/260
011-11-0-003-0	247/223
011-11-0-004-0	290/260
011-11-0-005-0	Unknown
011-11-0-006-0	County Property
011-12-1-001-0	290/260
011-12-1-002-0	254/683
011-12-1-002-0	254/683
011-12-1-002-0	254/683
011-12-1-002-0	254/683
011-12-2-001-0	County Property
011-12-2-002-0	87/354
011-12-2-004-0	248/423
011-12-2-005-0	38/011
011-12-2-006-0	33/048
011-12-2-007-0	267/248
011-12-3-001-0	217/516
011-12-3-002-0	County Property
011-12-3-003-0	108/115
011-12-3-004-0	223/453
011-12-3-005-0	128/481

011-13-0-001-0	County Property
011-13-0-004-0	118/325
011-13-0-005-0	108/115
011-13-0-006-0	164/768
011-13-0-007-0	83/580
011-13-0-008-0	County Property
011-14-0-001-0	186/638
011-14-0-002-0	Unknown
011-14-0-003-0	126/427
011-15-1-001-0	117/333
011-15-1-001-0	117/333
011-15-1-003-0	125/106
011-15-2-001-0	201/140
011-15-2-002-0	88/025
011-15-2-004-0	225/056
011-15-2-005-0	County Property
011-15-3-001-0	County Property
011-15-3-005-0	225/058
011-15-3-006-0	213/369
011-16-2-001-0	245/328
011-16-3-001-0	201/140
011-16-4-001-0	225/056
011-16-4-002-0	136/409
011-16-4-003-0	124/714
011-16-4-004-0	291/107
011-17-1-001-0	254/010
011-17-1-002-0	254/010
011-17-1-004-0	County Property
011-17-1-005-0	157/650
011-17-2-001-0	168/713
011-17-2-002-0	46/276
011-17-2-003-0	164/290
011-17-2-004-0	209/351
011-17-2-006-0	157/650
011-17-2-007-0	Unknown
011-18-1-001-0	County Property
011-18-1-002-0	249/303
011-18-2-001-0	County Property
011-18-2-002-0	275/144
011-18-2-003-0	249/303
011-18-3-001-0	County Property
011-18-3-002-0	125/298
011-18-3-003-0	157/650

011-18-3-004-0	County Property
011-19-0-002-0	197/458
011-19-0-002-0	197/458
011-19-0-004-0	93/210
011-19-0-005-0	County Property
011-19-0-006-0	145/288
011-20-1-003-0	247/201
011-20-1-005-0	244/282
011-20-1-006-0	198/097
011-20-2-001-0	14/335