

1 MARIPOSA COUNTY ORDINANCE NO. 530

2 AN INTERIM EMERGENCY ORDINANCE PLACING A MORATORIUM
3 ON THE ISSUANCE OF ANY BUILDING PERMITS FOR ANY PROPERTY
4 WITHIN THE YOSEMITE WEST MAINTENANCE DISTRICT

5 The Board of Supervisors of the County of Mariposa, a
6 political subdivision of the State of California, does hereby
7 ordain as follows:

8 SECTION I: FINDINGS AND DECLARATION

9 It has been found that an extreme water shortage pre-
10 sently exists within the boundaries of the Yosemite West
11 Maintenance District and the condominium units within Yosemite
12 West. Certain measures are being taken to effectively deal with
13 said water shortage, and it is the intent of the Board of
14 Supervisors of the County of Mariposa, upon the recommendation
15 of the Yosemite West Maintenance District Board of Directors,
16 to halt the issuance of all building permits for properties with-
17 in the Yosemite West Maintenance District and on the condominium
18 units within Yosemite West until such time as the current emer-
19 gency water situation is solved.

20 SECTION II: PURPOSE

21 The purpose of this interim emergency ordinance is to
22 halt the issuance of any building permit for any property within
23 the Yosemite West Maintenance District and the condominium units
24 within Yosemite West, with the exception of minor alterations
25 which will not increase the occupancy of any of the existing
26 dwellings within the Yosemite West Maintenance District or the
27 condominium units within Yosemite West.

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1 SECTION III: MORATORIUM

2 There is hereby passed and adopted a moratorium on the
3 issuance of any building permit for properties within the
4 Yosemite West Maintenance District and on the condominium units
5 within Yosemite West, with the exception of those items set out
6 in Section II of this ordinance.

7 During the period this ordinance is in effect no build-
8 ing permit shall be issued for the construction or development of
9 any item properly the subject of a building permit. The Building
10 Inspector is directed to refuse to issue a building permit after
11 December 11, 1979, for any use except those items set out in
12 Section II of this ordinance.

13 SECTION IV: EMERGENCY; EFFECTIVE DATE

14 This ordinance is an interim emergency ordinance and
15 is for the immediate preservation of the public peace, health,
16 and welfare. The facts constituting the emergency are as
17 follows:

18 An extreme water shortage presently exists within the
19 boundaries of the Yosemite West Maintenance District.
20 Increased water usage within said District cannot be effec-
21 tively controlled by a rationing program; any rationing pro-
22 gram may have a disastrous effect on providing fire
23 protection for the area, constituting an immediate threat to
24 the public peace, health, and welfare of the residents of
the Yosemite West Maintenance District and the condominium
units within Yosemite West. The Board of Directors of the
Yosemite West Maintenance District are taking immediate
action to attempt to alleviate said situation, and, there-
fore, it is necessary that no further demands be placed upon
the existing water supply.

25 This ordinance is adopted under the provisions of
26 Government Code §65858 and shall take effect on December 11,
27 1979, at 5 P.M. In accordance with Government Code §65858 this
28 ordinance is of no force and effect ONE HUNDRED TWENTY (120) DAYS

1 from the date of its adoption except as it may be extended pursu-
2 ant to said §65858.

3 SECTION V: PENALTY

4 Violation of any provision of this ordinance shall con-
5 stitute a misdemeanor and shall be punishable under Chapter 1.28,
6 the General Penalty provisions, of the Mariposa County Code.

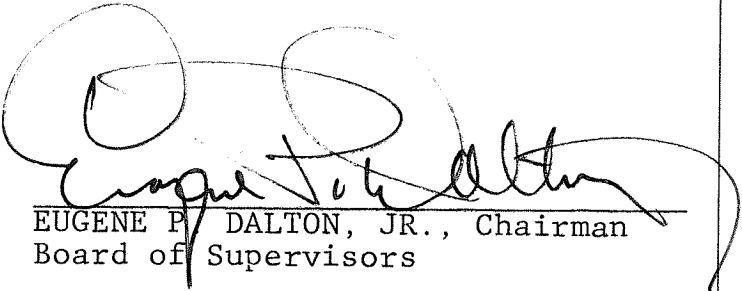
7 PASSED AND ADOPTED by the Board of Supervisors of the
8 County of Mariposa this 11th day of December, 1979, by the
9 following vote:

10 AYES: Clark, Dalton, Erickson, Moffitt, Taber.


11 NOES: None.

12 ABSTAINED: None.

13 ABSENT: None.

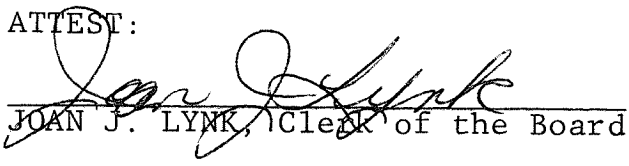
14 
15 EUGENE P. DALTON, JR., Chairman
Board of Supervisors

16 APPROVED AS TO FORM:

17 
18 NEIL B. VAN WINKLE
County Counsel/Administrative
Assistant to the Board

19 DATED: December 11, 1979

20 ATTEST:

21 
22 JOAN J. LYNK, Clerk of the Board