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MARIPOSA COUNTY RESOLUTION NO. 88-390

A RESOLUTION ESTABLISHING A POLICY FOR CONSIDERATION OF GENERAL PLAN AMENDMENTS FOR ESTABLISHED COMMERCIAL USES.

WHEREAS, the Board of Supervisors desires to establish a fair and equitable policy to allow existing commercial uses to be brought into conformance with the General Plan; and

WHEREAS, the Board of Supervisors has determined that there should be no filing fee for these applications, and

WHEREAS, a limitation on the duration of this policy is also desired,

NOW THEREFORE, BE IT RESOLVED that the following procedures are established for this purpose:

A. This policy shall be effective for a period of 90 days from the date of its publication.

B. During this period, applications for establishment of appropriate land use classifications and zoning may be filed, without required filing fees.

C. Applications shall satisfy all pertinent requirements relative to content and form.

D. Applications which do not comply with provisions of County Code will not be accepted for processing.

E. Applications must be for established commercial businesses, and existing commercial structures located in areas of the County not covered by adopted specific plans.

F. Applications involving existing commercial

1 structures not currently in use, may be subject to a sunset
2 provision requiring reversion of the site to the previous
3 classification within three years, if the commercial use is not
4 established. Application of this provision will be based on an
5 individual analysis of the application.

6 G. The project site shall include only that parcel
7 on which the business is located, and the use must be permitted
8 by the district for which the application is filed. Additional
9 parcels in the same or separate ownership may be included to the
10 extent necessary to satisfy minimum site area requirements for
11 the district requested.

12 H. Following acceptance of an application by the
13 Planning Department, it shall be referred to the Planning
14 Commission for review relative to compliance with this policy
15 and for formal initiation.

16 I. Processing shall be in accordance with existing
17 codes, ordinances, and policies, with the Board of Supervisors
18 making final determinations based on recommendations by the
19 Planning Commission.

20 J. Acceptance of an application does not bind the
21 County to a positive action and each project will be evaluated
22 on its own merits.

23 K. This policy is to be administered by the
24 Planning Department and Planning Commission subject to appeal to
25 the Board of Supervisors.

26 PASSED AND ADOPTED by the Board of Supervisors of the
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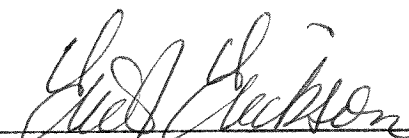
1 County of Mariposa, this 19th day of July , 1988 by the
2 following vote:

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


4 NOES: NONE

5 ABSTAINED: NONE

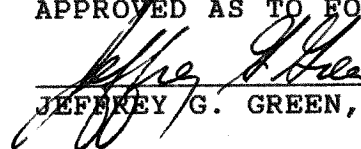
6 EXCUSED: NONE

7 
8 ERIC J. ERICKSON, Chairman
9 Mariposa County Board of Supervisors

10 ATTEST:

11 
MARGIE WILLIAMS, Clerk of the Board

12 APPROVED AS TO FORM AND LEGAL SUFFICIENCY

13 
JEFFREY G. GREEN, County Counsel