

ORDINANCE NO. 1567

Chapter 7.88

ORDINANCE REQUIRING MITIGATIONS FOR NEW DEVELOPMENT PROJECTS IN THE ROCK CREEK DRAINAGE BASIN

Sections:

- 7.88.010 Definitions.
- 7.88.020 Transmittal of Application to Public Works Agency
- 7.88.030 Imposition of mitigation measures.
- 7.88.040 Requirement that fee be paid before permit is issued.

7.88.010 Definitions. For the purpose of this chapter the words set out in this section shall have the following meanings:

“Agency” means any County officer, department, body, commission, or board approving a development project.

“Development project” means any new residential, commercial, agricultural, or industrial development which requires the issuance of a permit (except Encroachment Permits) or approval in any form from the County of Amador, including, but not limited to, subdivision maps, parcel maps, conditional use permits, and building permits for new construction.

“Fee” means the amount charged by the Public Works Agency to an applicant in connection with the review and/or approval of a development project which amount shall be calculated in the manner set forth in Section 17.40.010 of the Amador County Code.

“Rock Creek Drainage Basin” means that area in Martell which drains into Rock Creek drainage facilities at the Amador Plaza filed with the County Building Department.

“Reasonable mitigation measures” shall consist of an engineered drainage study identifying pre- and post-development runoff and methods to detain the increased flow on site and the improvements approved by the County consistent therewith.

7.88.020 Transmittal of Application to Public Works Agency. At the time any application for a development project subject to this chapter is submitted to the agency, the agency shall transmit the application to the Public Works Agency for review of the proposed development project for its drainage impacts and advise the applicant of the requirements of the chapter.

7.88.030 Imposition of mitigation measures. Whenever a development project within the Rock Creek Drainage Basin is approved by any agency, the Public Works Agency shall impose on said development project mitigation measures sufficient to mitigate the development project’s potential to flood Amador Plaza in the event of a 100 year precipitation flood event.

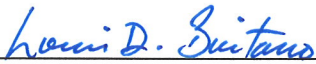
7.88.040 Requirement that fee be paid before permit is issued. No building, grading or other permit (excluding Encroachment Permit) shall be issued by any agency, including the County Building Department or Public Works Agency, until the fee imposed on the development project by the Public Works Agency (and any other County fee) has been paid. No final permit or permit to occupy shall be issued until all mitigation measures approved by the Public Works Agency have been completed and approved.

The foregoing ordinance was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 22nd day of April 2003, by the following vote:

AYES: Louis D. Boitano, Mario Biagi, Rich F. Escamilla, and Richard P. Vinson

NOES: None

ABSENT: Richard M. Forster



Chairman, Board of Supervisors

ATTEST:

MARDELL ANDERSON, Clerk of the
Board of Supervisors, Amador County,
California



Deputy