

Sec. 1-3.4 ROAD MAINTENANCE

For applications of development (new or changes to the existing use) on existing parcels where primary access is provided through a Private Road shared by other parcels, the applicant shall be conditioned to pay its fair share of the Private Road maintenance costs in proportion to the additional use made under the application as defined by California Civil Code §845, as amended from time to time.

The Director of Resource Management may waive this standard if one of the following conditions apply:

1. An existing recorded Private Road Maintenance agreement over the Private Road in question exists.
2. Circumstances of the application require that the Director condition the application to execute a Private Road Maintenance Agreement with all parcel owners. The Maintenance Agreement shall be submitted to the Director for review and approval prior to recording.

Note: the above Private Road Maintenance Agreement requirement is in draft form subject to refinement prior to the Approval of the Board of Supervisors.