

County of Santa Clara

Department of Planning and Development
Planning Office

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www.sccplanning.org



MEMORANDUM

Date: July 20, 2010

To: City of Cupertino City Council

From: Gary Rudholm, Senior Planner *GR*

Re: Update regarding the reclamation plan amendment proposals on file with the County of Santa Clara Planning Office related to the Permanente Quarry.

The Santa Clara County Planning Office is currently processing two applications submitted by Lehigh Hanson, Inc., for amendments to the existing reclamation plan for the Permanente Quarry. One amendment would affect a portion of the property owned by Lehigh Hanson, and is on an accelerated track to address a Notice of Violation and to provide for reclamation of the area consistent with current state standards. The second amendment is for a comprehensive reclamation plan that would cover the entire area that has been, or would be disturbed by mining activities. This second proposal includes an expansion of the mined area. Below is a summary update of each of these two applications.

EAST MATERIALS STORAGE AREA RECLAMATION PLAN AMENDMENT APPLICATION

Purpose:

The East Materials Storage Area (EMSA) reclamation plan amendment (RPA) is intended to address a Notice of Violation issued by Santa Clara County on June 20, 2008. The proposed RPA would allow for permanent placement of overburden material from the existing mine pit, and for re-vegetation of the final slopes.

Description:

The EMSA site encompasses approximately 89 acres in the northeastern portion of the Quarry. It proposes three phases that would be completed within five years. The County received the project application on April 20, 2009. Following review of the application the County commenced preparation of a Draft Environmental Impact Report (DEIR) in keeping with CEQA. The County issued a Notice of Preparation on April 21, 2010, and held a public scoping meeting on April 28, 2010. A copy of the Notice of Preparation is posted on the County Planning Office web site (www.sccplanning.org).

Status:

The technical studies required for the DEIR are underway by a County retained consultant. A public distribution of the DEIR is tentatively scheduled to take place in October 2010.

A public hearing to receive comments regarding the DEIR is tentatively scheduled for November 2010.

Preparation of Responses to Comments is tentatively scheduled to take place through January 2011.

A public hearing regarding the Final EIR and consideration of approval of the EMSA RPA is tentatively scheduled for February or March 2011 before the County Planning Commission.

COMPREHENSIVE RECLAMATION PLAN AMENDMENT APPLICATION

Purpose:

The Comprehensive RPA would resolve a Notice of Violation issued by the County in October 2006, provide for a reclamation plan that covers all the land disturbed by mining operations, both existing disturbances and a proposed expansion, and reclaim the land consistent with current State SMARA standards. The application includes a proposal for a Use Permit that would cover a portion of land for a new mine pit.

Description:

The Comprehensive RPA would span an approximately 20-year period. It proposes an expansion that would locate a second pit, referred to as the "South Quarry," directly south of the existing pit, across from Permanente Creek. The Comprehensive RPA and Use Permit would encompass a total project area of 1,105. A summary description of the project will be posted to the County Planning Office web page when review of the application materials is complete. The "Project Area Activities" map showing the location of the project boundary is attached for reference.

Status:

The County received the application for the Comprehensive RPA on May 28, 2010. The application is under review to determine whether it is complete for environmental review under CEQA. Because the completeness review of the application is under way the schedule, including the CEQA process has not yet been determined.



Lehigh-Hanson/Permanente Quarry EMSA RPA Project Boundary

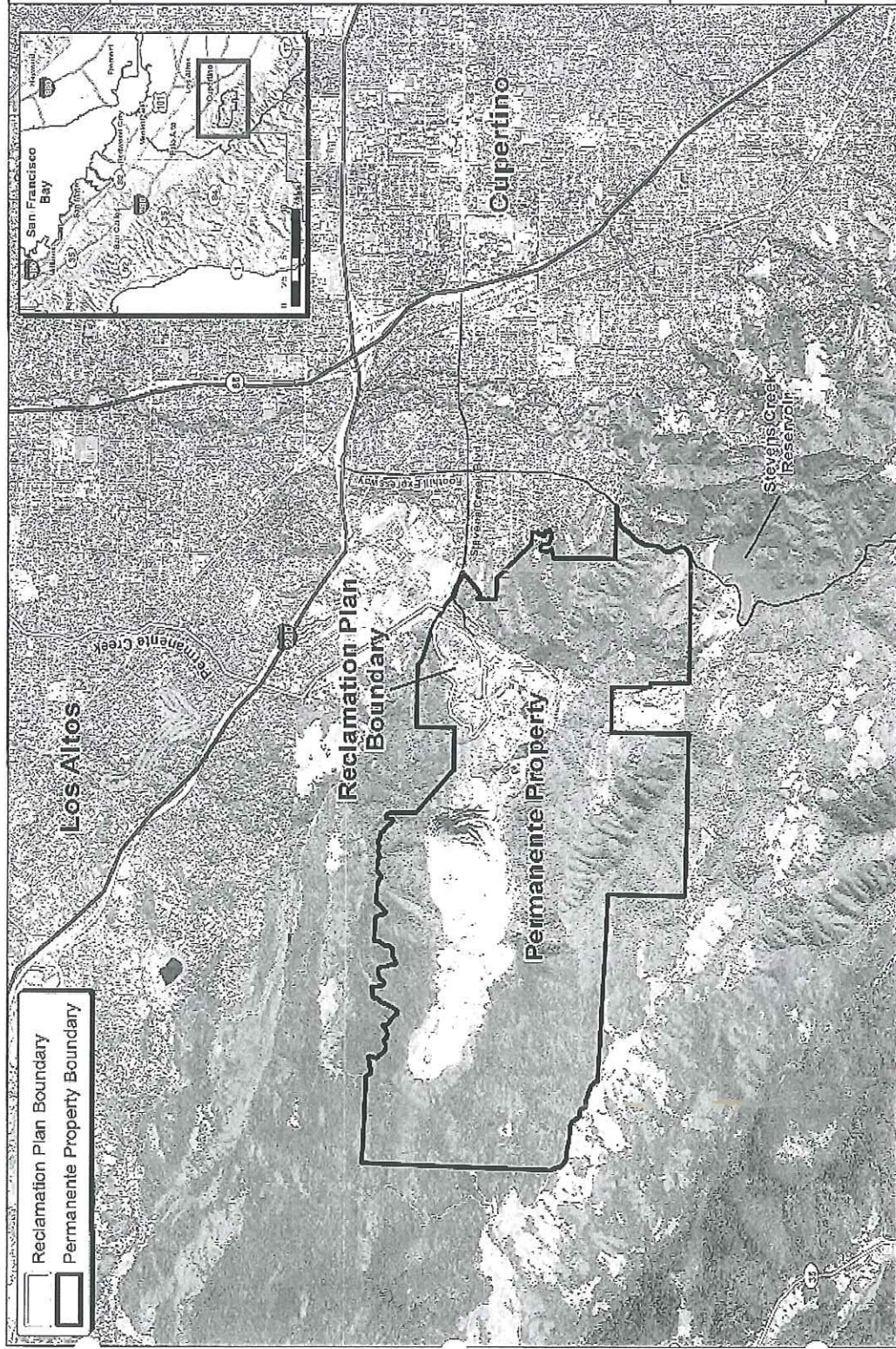
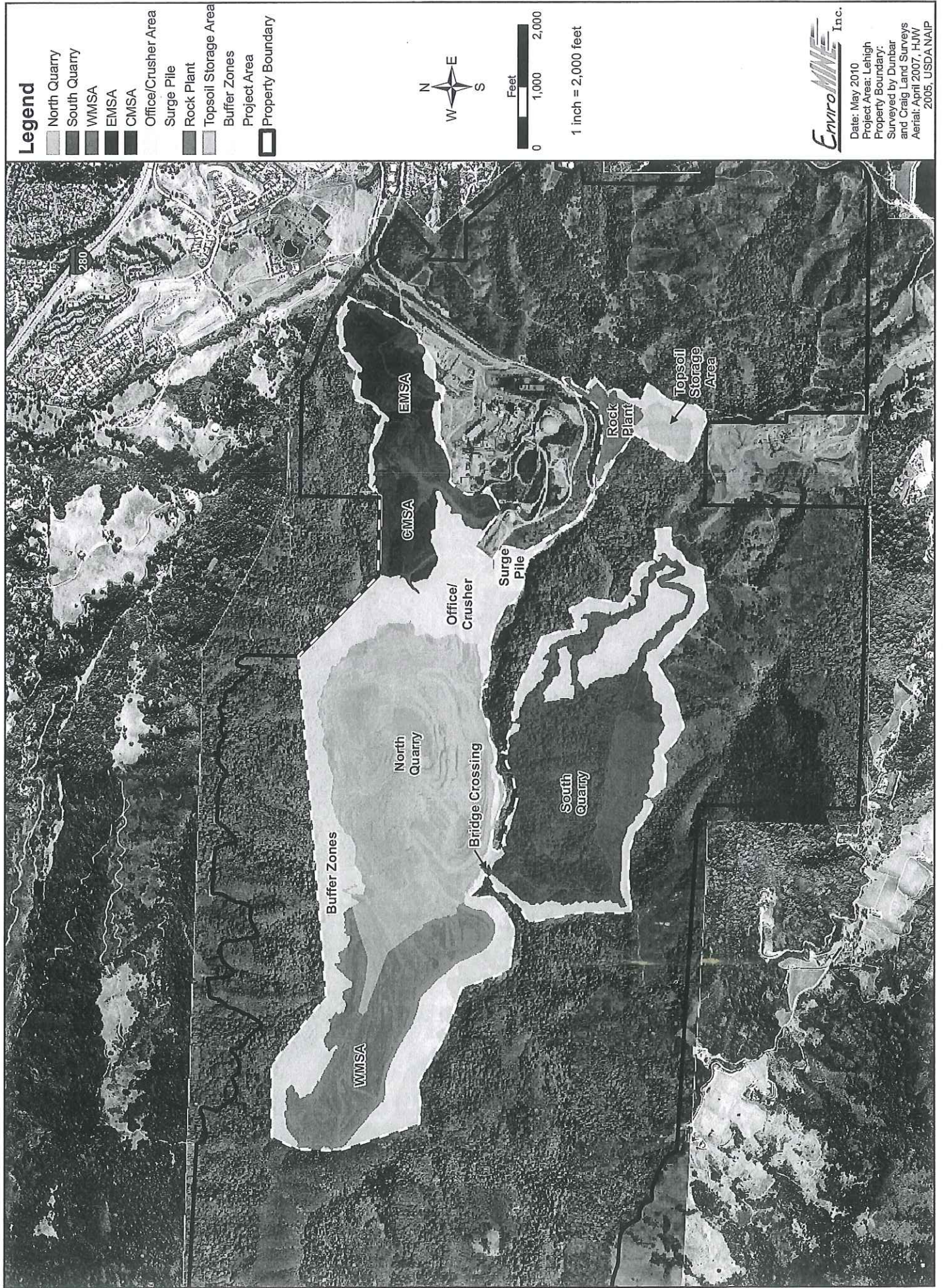


Figure 8 Project Area Activities



EnviroMine
Inc.

Date: May 2010
 Project Area: Lehigh
 Property Boundary:
 Surveyed by Dunbar
 and Craig Land Surveys
 Aerial: April 2007, H/W
 2005, USDA/NAIP