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Planning Commission Meeting

June 6, 2023

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| OPERATOR: | Sierra Cascade Aggregate & Asphalt Products, Inc. |
| PROPERTY OWNER | Viewland, LLC |
| TYPE OF APPLICATION: | Extension to Interim Management Plan |

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LASSEN COUNTY PLANNING COMMISSION
STAFF REPORT
June 6, 2023

FILE NUMBER: 5-01-87
OPERATOR: Sierra Cascade Aggregate & Asphalt Products, Inc.
PROPERTY OWNER: Viewland LLC
TYPE OF APPLICATION: Interim Management Plan Extension
GENERAL LOCATION: Approximately 0.25 miles north of Highway 395 and 5 miles northeast of Litchfield
ASSESSOR'S PARCEL NUMBER(S): 119-190-005
PROJECT SITE ZONING: U-C-A-P (Upland Conservation, Agricultural Preserve Combining District)
GENERAL PLAN: Extensive Agriculture
ENVIRONMENTAL DOCUMENT: Exempt (See Discussion)
ASSIGNED STAFF: Cortney Flather, Natural Resources Coordinator

AUTHORITY FOR APPLICATION:

Lassen County Code, Section 9.60.120 Interim Management Plans (d)
California Public Resources Code, Section 2770(h)(2) and 2727.1

REGULATING AGENCIES:

Regulatory authority for the proposed use includes, but is not limited to, the following agencies:

| <u>Agency</u> | <u>Required Permits / Approvals</u> |
|--|--|
| Lassen County Planning Commission | Interim Management Plan Extension approval |
| California Department of Conservation, Division of Mine Reclamation | Interim Management Plan Extension review |

PROJECT DESCRIPTION: Proposed five-year extension of existing Interim Management Plan #5-01-87 (approved by Planning Commission on June 5, 2013, by Resolution #6-01-13 and extended on June 6, 2018 by Resolution 6-06-18), to allow for the continuation of the temporary plan of mining operations, to be in effect during idle production periods when operations are reduced by more than 90 percent of maximum production. The existing approved Interim Management Plan is considered a minor amendment of approved Reclamation Plan #3-01-88 and the proposed extension will renew said Interim Management Plan for an additional period not to exceed five years, which is the second and final allowable extension. The surface mining operation is located off Highway 395, 5 miles northeast of Litchfield, CA.

PUBLIC RESOURCES CODE: An Interim Management Plan (IMP) is required by the Surface Mining and Reclamation Act, and can be extended according to Public Resource Code Section 2770(h) as follows:

2770(h)(1) Within 90 days of a surface mining operation becoming idle, as defined in Section 2727.1, the operator shall submit to the lead agency for review and approval, an interim management plan. The review and approval of an interim management plan shall not be considered a project for purposes of Division 13 (commencing with Section 21000). The approved interim management plan shall be considered an amendment to the surface mining operation's approved reclamation plan, for the purposes of this chapter. The interim management plan shall provide measures the operator will implement to maintain the site in compliance with the chapter, including, but not limited to, all permit conditions.

(2) The interim management plan may remain in effect for a period not to exceed five years, at which time the lead agency shall do one of the following:

(A) Renew the interim management plan for an additional period not to exceed five years, which may be renewed for one additional five-year renewal period at the expiration of the first five-year renewal period, if the lead agency finds that the surface mining operator has complied fully with the interim management plan.

(B) Require the surface mining operator to commence reclamation in accordance with its approved reclamation plan.

According to Public Resources Code Section 2727.1, "idle" is defined as follows:

"Idle" means that an operator of a surface mining operation has curtailed production at the surface mining operation, with the intent to resume the surface mining operation at a future date, for a period of one year or more by more than 90 percent of its maximum annual mineral production within any of the last five years during which an interim management plan has not been approved."

LASSEN COUNTY CODE: An existing Interim Management Plan may be extended according to Lassen County Code Section 9.60.120(d) as follows:

9.60.120 Interim management plans.

(d) The interim management plan may remain in effect for a period not to exceed five years, at which time the planning commission may renew the plan for another period not to exceed five years or require the surface mining operator to commence reclamation in accordance with its approved reclamation plan. (Ord. 509 § 2, 1992).

DISCUSSION: On June 3, 1987, the Lassen County Planning Commission approved Use Permit and Reclamation Plan #5-02-87 for a temporary sand and gravel pit, on a 10-acre portion of a 269-acre parcel. On April 6, 1988, the Lassen County Planning Commission approved Use

Permit #3-02-88 and Reclamation Plan #3-01-88 for the continued operation of the previously approved sand and gravel pit, and the expansion of said pit to 100 acres. Permitted operations include materials excavation, crushing, screening, and mixing of asphaltic concrete and asphaltic base.

On June 5, 2013, the Planning Commission approved IMP #5-01-87, to allow for a temporary plan of mining operations to be in effect during idle production periods (Resolution #06-01-13). The Interim Management Plan is considered a minor amendment to approved Reclamation Plan #3-01-88, is to be in effect for no more than five years from the date of approval, and must address the requirements of Public Resource Code 2770(h).

On June 6, 2018, the Planning Commission approved an extension to IMP #5-01-87 (Resolution 6-06-18).

On March 28, 2023, the Lassen County Department of Planning and Building Services, acting as the Lead Agency for the implementation of the Surface Mining and Reclamation Act, received a request from the mine operator for a five-year extension of the aforementioned approved Interim Management Plan #5-01-87.

ENVIRONMENTAL DOCUMENT: Interim Management Plans, and therefore extensions to Interim Management Plans, are not subject to the California Environmental Quality Act (CEQA) as they are not considered a “project” as defined by Section 15378 of the Guidelines and SMARA Section 2770(h)(1).

STAFF RECOMMENDATION: Staff has reviewed the enclosed request to extend approved Interim Management Plan #5-01-87 and finds that it meets Lassen County Code Section 9.60.120 and Public Resources Code Section 2770(h), and that the surface mining operator has complied fully with the Interim Management Plan to date.

Staff recommends that the Planning Commission adopt a resolution approving the extension to Interim Management Plan #5-01-87.

RESOLUTION NO. _____

RESOLUTION OF THE LASSEN COUNTY PLANNING COMMISSION APPROVING EXTENSION TO INTERIM MANAGEMENT PLAN #5-01-87, VIEWLAND LLC, FOR APPROVED RECLAMATION PLAN #3-01-88.

WHEREAS, the Planning Commission of Lassen County, after due notice has considered on June 6, 2023 the extension to approved Interim Management Plan #5-01-87, Viewland LLC, to allow for a continued temporary plan of mining operations to be in effect during idle production periods. The proposed extension to the Interim Management Plan is to be in effect for no more than five years and must address the requirements of Public Resources Code 2770(h). The existing mining operation is located off Highway 395, 5 miles northeast of Litchfield, CA. A.P.N.: 119-190-05; and

WHEREAS, the Planning Commission of Lassen County is responsible for the consideration and approval of the proposed extension to approved Interim Management Plan #5-01-87; and

WHEREAS, the Environmental Review Officer of the County of Lassen has determined that Interim Management Plans, and therefore extensions to Interim Management Plans, are not subject to the California Environmental Quality Act (CEQA) as they are not considered a “project” as defined by Section 15378 of the Guidelines and SMARA Section 2770(h)(1).

NOW, THEREFORE, BE IT RESOVED AS FOLLOWS:

1. The foregoing recitals are true and correct.
2. The Lassen County Planning Commission finds as follows:
 - a. The proposed extension to Interim Management Plan #5-01-87 is consistent with Lassen County Code, Section 9.60.120 Interim Management Plans (d).
 - b. The proposed extension to Interim Management Plan #5-01-87 will be in effect for no more than five years from the date of its approval and will address the requirements of Public Resources Code, Section 2770(h).
 - c. The proposed extension to Interim Management Plan #5-01-87 shall be considered void should the associated Use Permit expire or be revoked, regardless of the status of the approved Interim Management Plan.

RESOLUTION NO. _____

3. The Planning Commission hereby concurs with the Environmental Review Officer that the Interim Management Plan, and therefore the extension to that Interim Management Plan, is not subject to the California Environmental Quality Act (CEQA) as it is not considered a “project” as defined by Section 15378 of the Guidelines and SMARA Section 2770(h)(1).

4. The Planning Commission hereby approves the extension to Interim Management Plan #5-01-87, Viewland LLC, subject to conditions established in the original Interim Management Plan approval, through Resolution No. 6-01-13 (Exhibit A).

PASSED AND ADOPTED at the regular meeting of the Planning Commission of the County of Lassen, State of California, on the 6th day of June, 2023, by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

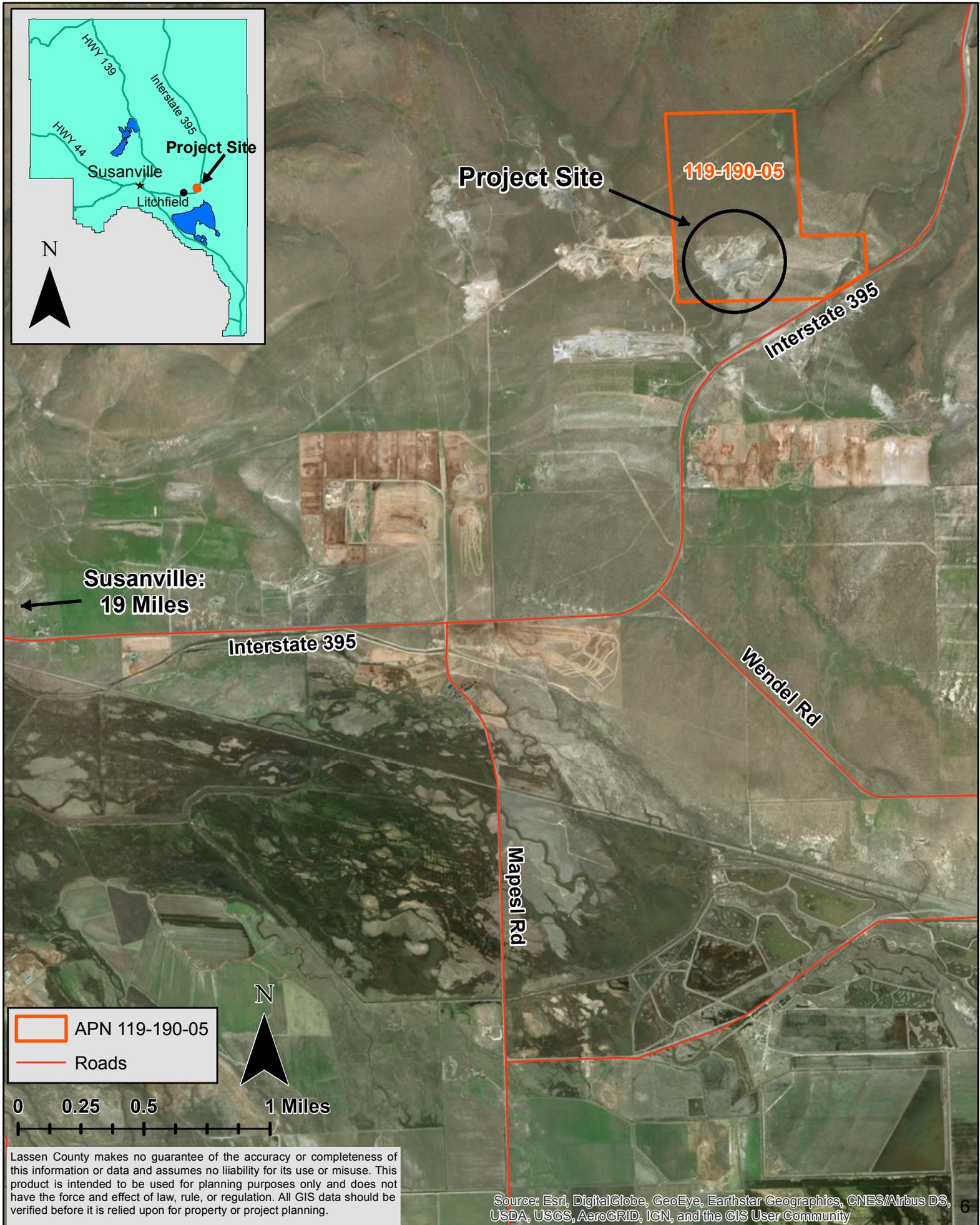
ABSENT: _____

Chairman
Lassen County Planning Commission

ATTEST:

Maurice L. Anderson, Secretary
Lassen County Planning Commission

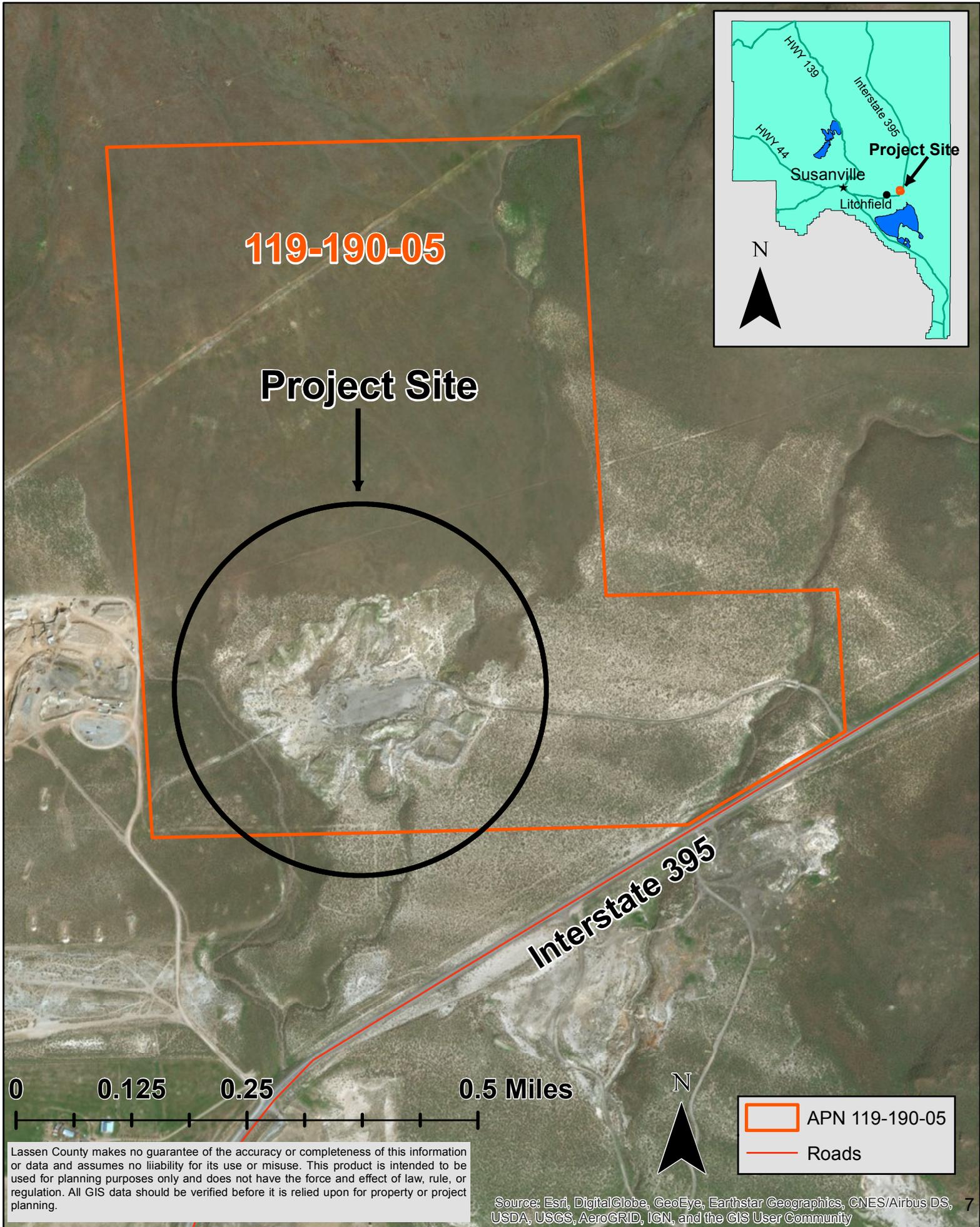
IMP #5-01-87 Extension, Viewland LLC



Lassen County makes no guarantee of the accuracy or completeness of this information or data and assumes no liability for its use or misuse. This product is intended to be used for planning purposes only and does not have the force and effect of law, rule, or regulation. All GIS data should be verified before it is relied upon for property or project planning.

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

IMP #5-01-87 Extension, Viewland LLC



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March 27, 2023

Lassen County
Department of Planning and Building Services
Attn: Courtney Flather
707 Nevada St Ste 5
Susanville, CA 96130

RECEIVED

MAR 28 2023

LASSEN COUNTY DEPARTMENT OF
PLANNING AND BUILDING SERVICES

RE: Interim Management Plan, Mine ID# 91-18-0007

Dear Ms. Flather,

Sierra Cascade Aggregate and Asphalt Products, Inc. would like to request an extension of the current IMP for an additional five (5) years as an open and idle mine.

Should you have any questions please let me know, thank you for your assistance.

Sincerely,

Caleb Holland
President

PO Box 1193 · Chester · CA · 96020
Phone (530) 258-4555 · Fax (530) 258-4246
office@sierracascadeinc.com



County of Lassen
Department of Planning and Building Services

• Planning • Building • Environmental Health • Code Enforcement • Surveyor • Surface Mining

Maurice L. Anderson, Director
707 Nevada Street, Suite 5
Susanville, CA 96130-3912
Phone: 530 251-8269
Fax: 530 251-8373
email: landuse@co.lassen.ca.us
website: www.co.lassen.ca.us

May 3, 2023

Zoning & Building
Inspection Requests
Phone: 530 257-5263

Environmental Health
Messages: 530 251-8528
email: EHE@co.lassen.ca.us

Division of Mine Reclamation
715 P Street, MS 1905
Sacramento, CA 95814

Re: Extension to Interim Management Plan #5-01-87
CA Mine ID #91-18-0007

To whom it may concern:

Lassen County Department of Planning and Building Services received the attached request for an extension to Interim Management Plan #5-01-87. The proposed extension would renew said Interim Management Plan for a period not to exceed five years, which is the second and final allowable extension pursuant to Public Resources Code § 2770(h)(2)(A).

The submitted request was reviewed by the Lead Agency and has been found to be in compliance with the applicable requirements of SMARA and Chapter 9.60 of Lassen County Code. The request is scheduled to go before the Lassen County Planning Commission on June 6, 2023.

If you have any questions, please contact Cortney Flather, Natural Resources Coordinator at (530) 251-8271 or cflather@co.lassen.ca.us.

Sincerely,

MLA:clf
Maurice L. Anderson
Director

MLA:clf
Enclosures

cc: Lynette Hansen, Sierra Cascade Aggregate and Asphalt Products, Inc.

S:\PLA\Planning\2023\IMP #5-01-87 Extension, Viewland 007



INTERIM MANAGEMENT PLAN FORM

THE STATE MINING AND GEOLOGY BOARD



State Form
DEPARTMENT OF CONSERVATION
STATE MINING AND GEOLOGY BOARD
INTERIM MANAGEMENT FORM

CAMNE ID# Q/-IB-(XX)I

MINE NAME V:rt;k/LAWD'PII

| | | |
|---|--|---|
| 1. Company Operating <u>MILLER'S CUSTOM WORK</u> | Site Contact Person <u>JAMES MILLER</u> | Telephone <u>530-260-0815</u> |
| Street Address/P.O. Box No. <u>P.O. Box 1300</u> | City <u>SUSANVILLE</u> | State/ZIP Code/County <u>CA, 96130, LASSEN</u> |

| | | |
|--|---|----------------------------------|
| 2. Designated Agent's Name (Individual must reside in CA) <u>JAMES MILLER</u> | Mailing Address <u>P.O. Box 1300</u> | |
| City <u>SUSANVILLE</u> | ZIP Code <u>96130</u> | Telephone <u>530-260-0815</u> |

| | |
|---|-----------------------------------|
| 3. Owner of Mining Operation <u>MILLER'S CUSTOM WORK</u> | Telephone <u>530-260-0815</u> |
| Mailing Address <u>P.O. Box 1300</u> | |
| City <u>SUSANVILLE</u> | State/ZIP Code <u>CA 96130</u> |
| Country (If other than U.S.A.) | |

| | |
|--|---|
| 4. Landowner <u>MILLER'S CUSTOM WORK</u> | Assessor's Parcel # <u>119-19-05</u> |
| Mailing Address <u>P.O. Box 1300</u> | Telephone <u>530-260-0815</u> |
| City/State/ZIP Code <u>SUSANVILLE CA. 96130</u> | Country (If other than U.S.A.) |

| | |
|---|--|
| 5. Number or description of reclamation plan amended by IMP | |
| Date Approved | Copy Attached? <input type="radio"/> Yes <input type="radio"/> No |

| | |
|---|---|
| 6.a. Date Mine Became Idle <u>12/31/91</u> | 6.b. Date Mining Expected to Resume <u>UNKNOWN</u> |
|---|---|

| | |
|---|--------------------------------|
| 7.a. PROS Maximum Annual Production <u>45,000 Tons</u> | 7.b. Production \diamond die |
|---|--------------------------------|

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INTERIM MANAGEMENT PLAN FORM

THE STATE MINING AND GEOLOGY BOARD

| | | | | |
|---|------|-------------|--------------------------------------|---|
| 8. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Financial Assurances approved by Lead Agency. Complete section below for approved Financial Assurances: | | | | |
| ATTACH COPY AND PROOF OF APPROVAL | | | | |
| a. Amount | Type | Date Posted | Date of Annual Review by Lead Agency | Expiration Date or Renewal Date (If applicable) |
| \$42824.57 | BOND | 2/15/2011 | 4/22/11 | |
| b. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Proposed changes to Financial Assurance. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Financial Assurance Cost Estimate attached. | | | | |

A plan for maintaining the site in a safe and stable condition that includes the following elements must be attached to this form. Check the following boxes to verify that the appropriate information is attached.

9. Management Plan (Attach narrative that addresses all of the following.)

- a. Description of Surface Mining Activities
- b. Erosion Control Plan

If vegetation will not be used to control erosion while the site is idle, provide an explanation and describe an alternative method for surface erosion control in the previous section.
- c. Revegetation Plan
- d. Public Safety
- e. Monitoring and Maintenance Plan
- f. Site Photos
- g. Map

Check the appropriate boxes and attach a map that clearly depicts the relevant information at a legible scale.

 - Current Topography
 - Permit Reclamation Plan Boundary
 - Areas Disturbed by Surface Mining Operations
 - Stockpiles of Ore, Overburden, Waste, etc.
 - Sedimentation Pond
 - Office, Shop, Scalehouse, or Other Structures
 - Utilities
 - Site Drainage
 - Erosion Control Structures
 - Cross Sections
 - Additional Information

INTERIM MANAGEMENT PLAN FORM
 THE STATE MINING AND GEOLOGY BOARD

10. Attachments

- Approved reclamation plan (Attach only if there are proposed changes)
- Financial Assurance Cost Estimate
- Approved Financial Assurance and Proof of Approval
- Storm Water Pollution and Prevention Plan (Attach only if the SWPPP will be used in lieu of separate erosion control plan)
- Permit
- CEQA Mitigation and Monitoring Plan (Attach if mitigation measures were imposed in approving the reclamation plan)

| | |
|---------------------------------------|------------------------|
| Prepared by JAMES C. MILLER | Date 5/15/12 |
| Submitted by | Date |
| Approved by | Date |

9. Management Plan

a. Description of Surface Mining Activities

1. Approval of the use permit and reclamation plan for Miller Viewland Pit was granted in 1988, mining activity progressed steadily through 1991 and the total acreage disturbed during peak production was approximately 20 acres.

2. Miller Viewland is an open pit mine that produces rock, sand and clay aggregates from uncorrelated sand and gravel deposits. The deposits were derived on the shoreline of Lake Lahontan, during the Pleistocene epoch, with water/wave decomposition of Cenozoic era volcanic rock. Production of material requires mechanical extraction, generally accomplished by dozer or loader. Extracted deposits are then put onto conveyor and ran through primary (jaw crusher) and secondary (cone crusher) sorting in order to attain properly classified aggregates. During active operations the mine was under contract to accommodate both; local commercial projects and Caltrans contracts and the produced aggregates were primarily used as road base.

3. The mine site is located in a sparsely populated area of Eastern Lassen County, near Wendel Ca. Access from Lead Agency (Lassen County) Susanville Office is North 395 approximately 20 miles -> left onto private access road (near BLM Horse Corrals).

4. The operator requests idle status, as designated by the public resource code 2727.1, be implemented for the mine, due to zero production as it is defined by the SMARA, there has been zero mineral production since the 1991 reporting year. Current operations are not expected to change in the near future and no increase to production is expected.

5. No specific time frame exists for return to active production of material. Production will resume when the economy improves, an appropriate project begins and if/when material which can be created by the mines source rock and minerals, is needed.

6. A scale house facility and a power pole will remain on site while idle. No equipment will remain on site.

7. There will be zero production at the mine while idle, no mining activity is currently taking place. Reestablishment of mineral extraction or production is not expected to occur while under the proposed IMP.

b. Erosion Control Plan (ECP)

Planned Controls- the ECP will include implementation of management practices that are used to control, bank stability and storm water in order to prevent soil loss and sedimentation. Approval of the IMP will carry the condition that the operator shall the secure a certified Storm Water Pollution Prevention Plan (SWPPP).

Stabilization:

Typical stabilization practices include seeding, mulching, geotextiles, sod stabilization, vegetative buffer strips, protection of trees, preservation of mature vegetation, and decreasing slope angles or lengths. Natural re-vegetation of native shrubs, grasses and forbs has occurred and will be permitted to continue, across the site. Vegetative cover can significantly reduce erosion and the embankments on site will continue to benefit from the reestablishment of native plant species. Existing embankments are maintained at a maximum of a 2H to 1V slope, in order to promote soil absorption of rain water and minimize runoff amount/velocity. These mitigations will greatly reduce the erosive capacity of runoff and decrease the impacts resulting from storm events.

Structural Erosion Management:

No artificial structural mitigations will be implemented to prevent unnatural erosion of soils from the site, current natural diversion is adequate to redirect stormwater runoff away from exposed soils in naturally occurring drainages found throughout much of the site.

c. Revegetation Plan

There is no need for the IMP to amend the revegetation component as outlined in the current reclamation plan. The site has undergone partial revegetation due to low activity and natural reestablishment of native vegetation. The continued progression of native vegetation will be monitored during the period of the IMP and final reclamation will follow the original revegetation recommendations.

d. Public Safety

The mine site is located off of a private road and lies completely within private parcel, there is no public access available for the mine and the area would be monitored for trespass. Warning signs would be put into service on perimeter fencing, in order to ensure public safety.

e. Maintenance and Monitoring

The site will be maintained in accordance to the provisions outlined by the use permit, reclamation plan and this IMP, and any deviations from these provisions will be mitigated. In addition, Financial Assurance will be annually updated and the lead agency for SMARA will conduct an inspection for adequacy. Operator will continually monitor site to ensure effectiveness of; erosion control, revegetation and public safety plans.



- miller_powerpole
- + miller_powerline
- ▨ miller_overburden
- ▭ miller boundary
- ▬ miller_drainage2
- ▬ miller_drainage1
- ▬ miller_access
- ▬ miller_scale
- ▨ miller_pitfloor
- ▭ miller_area

0 62.5 125 250 Meters



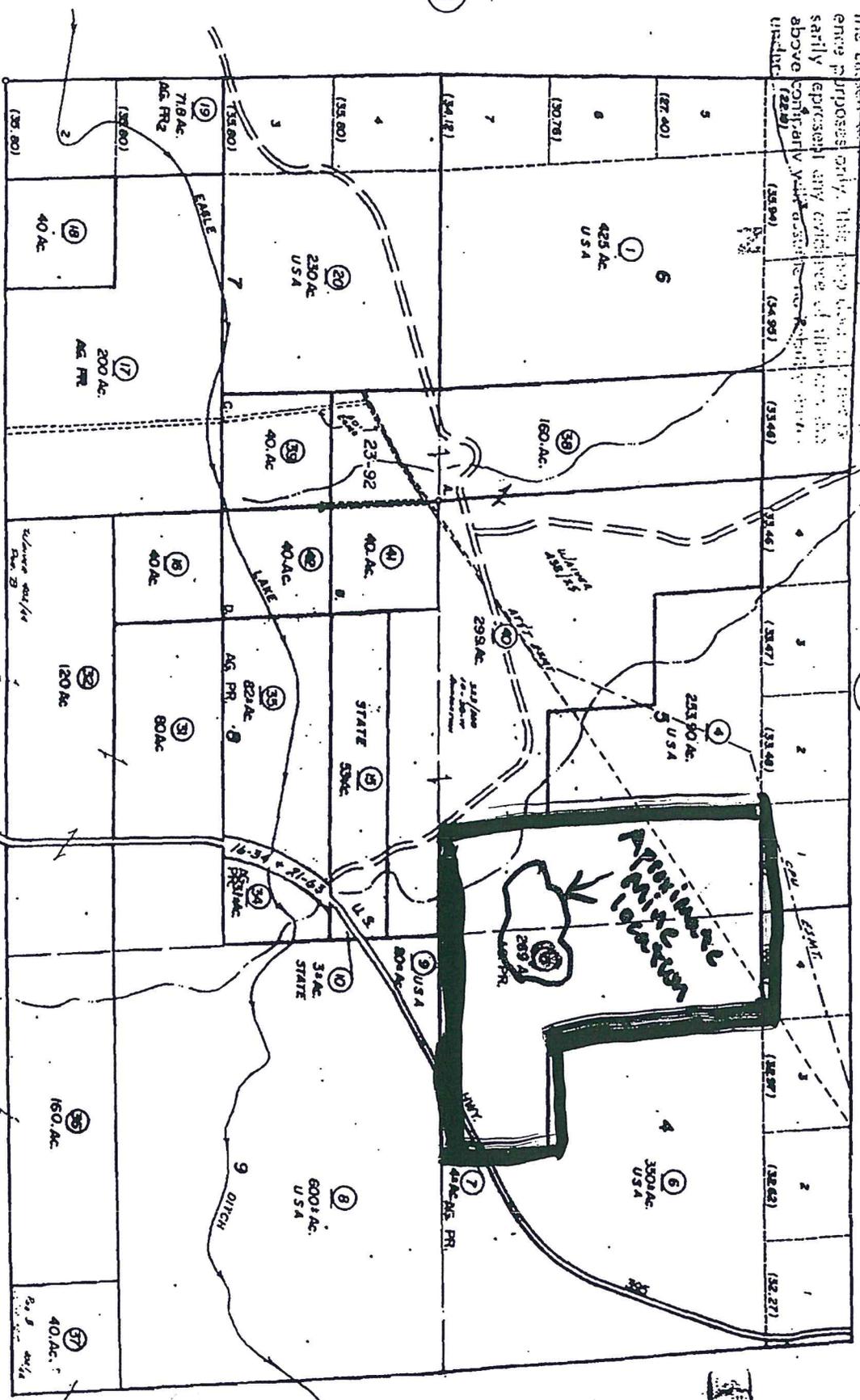
COMPLIMENTS OF WESTERN TITLE INS. CO.

This map is not a survey and does not constitute the latest survey of the land. It is prepared for the purpose of showing the general location of the land and is not to be used for any purpose other than that stated above. It is not to be used for any purpose other than that stated above. It is not to be used for any purpose other than that stated above.

T. 29 N.,

Bk. 109

R. 15 E., M.D.B. & M.



R. 5. MAP BK 9 PG. 58 C.P.U.
 R. 5. MAP BK 16 PG. 34 DEPT. OF TRANSPORTATION
 R. 5. MAP BK. 31 PG. 35
 R. 5. MAP BK. 33 PG. 32 BOLLMAN

Assessor's Map Bk. 119 - Pg
 County of Lassen, Calif.

RESOLUTION NO. 06-01-13

RESOLUTION OF THE LASSEN COUNTY PLANNING COMMISSION APPROVING INTERIM MANAGEMENT PLAN #5-01-87, JAMES MILLER FOR APPROVED RECLAMATION PLAN #5-01-87.

WHEREAS, the Planning Commission of Lassen County, after due notice and a public hearing held on June 5, 2013, has considered Interim Management Plan #5-01-87, James Miller, to allow for a temporary reduction of mining operations to be in effect during idle production periods. The proposed Interim Management Plan is considered a minor amendment of approved Reclamation Plan #5-01-87, is to be in effect for no more than five years and must address the requirements of Public Resources Code 2770(h). The existing mining operation is located approximately 0.25 miles north of Highway 395 and 5 miles northeast of Litchfield. A.P.N.: 119-190-05, zoned U-C-2-A-P (Upland Conservation/Resource Management, Agricultural Preserve Combining District); and

WHEREAS, the Planning Commission of Lassen County is responsible for the consideration and approval of the proposed Interim Management Plan which is considered a minor amendment to the approved Reclamation Plan #5-01-87; and

WHEREAS, the Planning Commission has considered at a public hearing duly noticed and held on June 5, 2013, Interim Management Plan #5-01-87, James Miller; and

WHEREAS, the Environmental Review Officer of the County of Lassen has determined that Interim Management Plans are not subject to the California Environmental Quality Act (CEQA) as they are not considered a "project" as defined by Division 13, Section 21065 of the guidelines.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The foregoing recitals are true and correct.
2. The Lassen County Planning Commission finds as follows:
 - a. The proposed project is consistent with Lassen County Code, Section 9.60.120 Interim Management Plan and Public Resources Code, Section 2770(h) and 2774.
 - b. The proposed Interim Management Plan #5-01-87 will be in effect for no more than five years and address the requirements of Public Resources Code 2770(h).
3. The Planning Commission hereby concurs with the Environmental Review Officer that the proposed Interim Management Plan is not subject to the California

Environmental Quality Act (CEQA) as it is not considered a "project" as defined by Division 13, Section 21065 of the guidelines.

4. The Planning Commission hereby approves Interim Management Plan #5-01-87, James Miller.

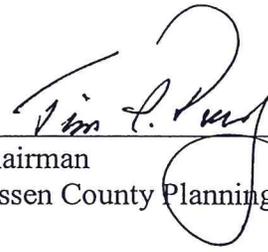
PASSED AND ADOPTED at a regular meeting of the Planning Commission of the County of Lassen, State of California, on the 5th day of June 2013, by the following vote:

AYES: Herman, Meyer, Mudrich, Purdy

NOES: None

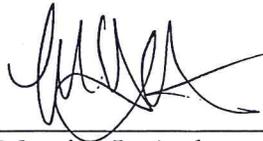
ABSTAIN: None

ABSENT: Solomon



Chairman
Lassen County Planning Commission

ATTEST:



Maurice L. Anderson, Secretary
Lassen County Planning Commission

EXHIBIT A
CONDITIONS OF APPROVAL
INTERIM MANAGEMENT PLAN #5-01-87, JAMES MILLER

1. In order to ensure public safety, warning signs will be posted around the perimeter of the mine area, clearly indicating point of trespass and other hazards.
2. A Storm Water Pollution Prevention Plan (SWPPP) will be prepared and implemented after IMP approval.
3. The project site shall be maintained and kept clear of any new debris during the life of the IMP.
4. Throughout the IMP period, operator will routinely monitor the site to ensure the following:
 - 1) Adequacy of and conformity to, the approved Financial Assurance Cost Estimate.
 - 2) Effectiveness of Public Safety measures.
 - 3) Effectiveness of SWPPP.
 - 4) The progression of natural revegetation to ensure compatibility to the approved Reclamation plan.
5. The operator shall monitor erosion on site and implement erosion control utilizing grade and flow interceptors to manage runoff on rills and channels at the time of identification and monitored after a significant rainfall event. The operator shall inform the Department of Planning and Building Services within one week of implementation.
6. The operator shall conduct vegetation monitoring identifying the establishment of non-native vegetation/ noxious weeds, and impacts to native vegetative identified and abated. The operator shall inform the Department of Planning and Building Services one week prior to implementation of non-native vegetation/ noxious weed abatement.
7. If the facility will be generating hazardous waste, storing hazardous materials, or utilizing aboveground fuel tanks, the Environmental Health Department has determined that the applicant must submit a Hazardous Materials Business Plan to the Lassen County Environmental Health Dept. for review and approval

RESOLUTION NO. 6-06-18

RESOLUTION OF THE LASSEN COUNTY PLANNING COMMISSION APPROVING EXTENSION TO INTERIM MANAGEMENT PLAN #5-01-87, VIEWLAND LLC, FOR APPROVED RECLAMATION PLAN #3-01-88.

WHEREAS, the Planning Commission of Lassen County, after due notice has considered on June 6, 2018 the extension to approved Interim Management Plan #5-01-87, Viewland LLC, to allow for a continued temporary plan of mining operations to be in effect during idle production periods. The proposed extension to the Interim Management Plan is to be in effect for no more than five years and must address the requirements of Public Resources Code 2770(h). The existing mining operation is located off Highway 395, 5 miles northeast of Litchfield, CA. A.P.N.: 119-190-05; and

WHEREAS, the Planning Commission of Lassen County is responsible for the consideration and approval of the proposed extension to approved Interim Management Plan #5-01-87; and

WHEREAS, the Environmental Review Officer of the County of Lassen has determined that Interim Management Plans, and therefore extensions to Interim Management Plans, are not subject to the California Environmental Quality Act (CEQA) as they are not considered a “project” as defined by Section 15378 of the Guidelines and SMARA Section 2770(h)(1).

NOW, THEREFORE, BE IT RESOVED AS FOLLOWS:

1. The foregoing recitals are true and correct.
2. The Lassen County Planning Commission finds as follows:
 - a. The proposed extension to Interim Management Plan #5-01-87 is consistent with Lassen County Code, Section 9.60.120 Interim Management Plans (d).
 - b. The proposed extension to Interim Management Plan #5-01-87 will be in effect for no more than five years from the date of its approval and will address the requirements of Public Resources Code, Section 2770(h).
 - c. The proposed extension to Interim Management Plan #5-01-87 shall be considered void should the associated Use Permit expire or be revoked, regardless of the status of the approved Interim Management Plan.

- 3. The Planning Commission hereby concurs with the Environmental Review Officer that the Interim Management Plan, and therefore the extension to that Interim Management Plan, is not subject to the California Environmental Quality Act (CEQA) as it is not considered a "project" as defined by Section 15378 of the Guidelines and SMARA Section 2770(h)(1).
- 4. The Planning Commission hereby approves the extension to Interim Management Plan #5-01-87, Viewland LLC, subject to conditions established in the original Interim Management Plan approval, through Resolution No. 6-01-13 (Exhibit A).

PASSED AND ADOPTED at the regular meeting of the Planning Commission of the County of Lassen, State of California, on the 6th day of June, 2018, by the following vote:

AYES: Commissioners Solomon, Herman, Meyer and Purdy

NOES: _____

ABSTAIN: _____

ABSENT: _____

Chairman
Lassen County Planning Commission

ATTEST:

Maurice L. Anderson, Secretary
Lassen County Planning Commission
by: Gaylon F. Norwood

EXHIBIT A

RESOLUTION NO. 06-01-13

RESOLUTION OF THE LASSEN COUNTY PLANNING COMMISSION APPROVING INTERIM MANAGEMENT PLAN #5-01-87, JAMES MILLER FOR APPROVED RECLAMATION PLAN #5-01-87.

WHEREAS, the Planning Commission of Lassen County, after due notice and a public hearing held on June 5, 2013, has considered Interim Management Plan #5-01-87, James Miller, to allow for a temporary reduction of mining operations to be in effect during idle production periods. The proposed Interim Management Plan is considered a minor amendment of approved Reclamation Plan #5-01-87, is to be in effect for no more than five years and must address the requirements of Public Resources Code 2770(h). The existing mining operation is located approximately 0.25 miles north of Highway 395 and 5 miles northeast of Litchfield. A.P.N.: 119-190-05, zoned U-C-2-A-P (Upland Conservation/Resource Management, Agricultural Preserve Combining District); and

WHEREAS, the Planning Commission of Lassen County is responsible for the consideration and approval of the proposed Interim Management Plan which is considered a minor amendment to the approved Reclamation Plan #5-01-87; and

WHEREAS, the Planning Commission has considered at a public hearing duly noticed and held on June 5, 2013, Interim Management Plan #5-01-87, James Miller; and

WHEREAS, the Environmental Review Officer of the County of Lassen has determined that Interim Management Plans are not subject to the California Environmental Quality Act (CEQA) as they are not considered a "project" as defined by Division 13, Section 21065 of the guidelines.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The foregoing recitals are true and correct.
2. The Lassen County Planning Commission finds as follows:
 - a. The proposed project is consistent with Lassen County Code, Section 9.60.120 Interim Management Plan and Public Resources Code, Section 2770(h) and 2774.
 - b. The proposed Interim Management Plan #5-01-87 will be in effect for no more than five years and address the requirements of Public Resources Code 2770(h).
3. The Planning Commission hereby concurs with the Environmental Review Officer that the proposed Interim Management Plan is not subject to the California

RESOLUTION 06-01-13

Environmental Quality Act (CEQA) as it is not considered a "project" as defined by Division 13, Section 21065 of the guidelines.

4. The Planning Commission hereby approves Interim Management Plan #5-01-87, James Miller.

PASSED AND ADOPTED at a regular meeting of the Planning Commission of the County of Lassen, State of California, on the 5th day of June 2013, by the following vote:

AYES: Herman, Meyer, Mudrich, Purdy

NOES: None

ABSTAIN: None

ABSENT: Solomon



Chairman
Lassen County Planning Commission

ATTEST:



Maurice L. Anderson, Secretary
Lassen County Planning Commission

EXHIBIT A
CONDITIONS OF APPROVAL
INTERIM MANAGEMENT PLAN #5-01-87, JAMES MILLER

1. In order to ensure public safety, warning signs will be posted around the perimeter of the mine area, clearly indicating point of trespass and other hazards.
2. A Storm Water Pollution Prevention Plan (SWPPP) will be prepared and implemented after IMP approval.
3. The project site shall be maintained and kept clear of any new debris during the life of the IMP.
4. Throughout the IMP period, operator will routinely monitor the site to ensure the following;
 - 1) Adequacy of and conformity to, the approved Financial Assurance Cost Estimate.
 - 2) Effectiveness of Public Safety measures.
 - 3) Effectiveness of SWPPP.
 - 4) The progression of natural revegetation to ensure compatibility to the approved Reclamation plan.
5. The operator shall monitor erosion on site and implement erosion control utilizing grade and flow interceptors to manage runoff on rills and channels at the time of identification and monitored after a significant rainfall event. The operator shall inform the Department of Planning and Building Services within one week of implementation.
6. The operator shall conduct vegetation monitoring identifying the establishment of non-native vegetation/ noxious weeds, and impacts to native vegetative identified and abated. The operator shall inform the Department of Planning and Building Services one week prior to implementation of non-native vegetation/ noxious weed abatement.
7. If the facility will be generating hazardous waste, storing hazardous materials, or utilizing aboveground fuel tanks, the Environmental Health Department has determined that the applicant must submit a Hazardous Materials Business Plan to the Lassen County Environmental Health Dept. for review and approval