



ALAMEDA COUNTY COMMUNITY DEVELOPMENT AGENCY

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FROM:

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SUBJECT: Notice of Availability of a Revised Notice of Preparation of a Subsequent Environmental Impact Report for the Proposed Reclamation Plan Amendment for the Eliot Quarry Surface Mining Permit-23 (SMP-23) in Alameda County

SUMMARY: The County of Alameda (County) is issuing this Revised Notice of Availability (Notice) to advise other agencies and the public that the County will be preparing a Subsequent Environmental Impact Report (SEIR) for the Reclamation Plan Amendment for SMP-23, Eliot Quarry Facility within a portion of unincorporated Alameda County, California. As the local land use authority, Alameda County authorizes mining activities on unincorporated lands through the issuance of Surface Mining Permits and approval of reclamation plans pursuant to County Code of Ordinances, Title 6: Health and Safety, Section 6.80: Surface Mining and Reclamation. However, no surface mining permit is required for vested mining operations. (Cal. Pub. Resources Code § 2776.) Mining activities at the Eliot Quarry are vested as documented in County Quarry Permits Q-1 (1957), Q-4 (1957), and Q-76 (1969) and later County documents. In 1987, the County approved SMP-23 as a reclamation plan for a vested rights operation at the Eliot Quarry. The project applicant, RMC Pacific Materials, LLC, a wholly owned entity of CEMEX (CEMEX) proposes to amend the current SMP-23 reclamation plan because changes in circumstances at the site and in applicable regulatory requirements have necessitated the preparation of an amended reclamation plan. The amended reclamation plan addresses those changes needed and provides reclamation objectives that can be feasibly accomplished and permitted by regulatory agencies. CEMEX has therefore applied to the County for a reclamation plan amendment.

As compared to the approved reclamation plan, the proposed project would:

- 1) reduce surface disturbance associated with mining,
- 2) reduce the overall mine site and reclamation area,
- 3) in a portion of the Lake B area, reroute the Arroyo del Valle to the south of its current location and retain the Arroyo de Valle south of Lakes A and B instead of diverting the Arroyo del Valle into Lakes A and B,
- 4) reclaim Lake A with limited earthmoving and no additional depth in mining,
- 5) provide area for a multiuse public trail along the entire southern portion of the Project site, and
- 6) revise the currently effective reclamation plan to add further specificity to the option that is included in the approved plan of creating an additional lake (Lake J).

The proposed reclamation plan amendment would still achieve the same end use, one that provides for water storage and water conveyance, agriculture, and open space under reclaimed conditions.

In considering the application and the discretionary action of approving the proposed reclamation plan amendment (project), the County is required to conduct environmental review pursuant to the California Environmental Quality Act (CEQA), and has determined that an EIR will be required. The SEIR for this project will be prepared in compliance with CEQA and all relevant state and federal laws. The County will serve as the lead agency under CEQA for preparation of the SEIR. The County is issuing this Notice to alert interested parties and to solicit public and agency input into the development of the scope of the SEIR. The County invites all interested individuals, organizations, public agencies, and Native American Tribes to comment on the scope of the SEIR.

The County encourages broad participation in the SEIR process during scoping and review of the resulting environmental documents. Comments and suggestions are invited from all interested agencies, organizations, Native American Tribes, and the public at large so that the full range of

issues related to the proposed Project and all reasonable alternatives are addressed and that all significant issues are identified. In particular, the County is interested in learning whether there are areas of environmental concern where there might be a potential for significant impacts. For all potentially significant impacts, the SEIR will identify mitigation measures, where feasible, to reduce or avoid these impacts. Public outreach activities conducted by the County and its representatives will be considered in the preparation of the EIR. Public agencies with jurisdiction over any aspect of the Project are requested to advise the County of the applicable permit and environmental review requirements of each agency, and the scope and content of the environmental information that is germane to the agency's statutory responsibilities. Public agencies are requested to advise the County if they anticipate taking any jurisdictional actions in connection with the proposed Project, and if they wish to cooperate in the preparation of the EIR.

DATES: Due to the time limits mandated by state law, public agencies are requested to send their responses to this Notice to the County at the address provided below at the earliest possible date, but not later than 30 days after receipt of this Notice. Members of the general public should provide scoping comments by July 18, 2019. A public scoping meeting is scheduled on June 26, 2019, at the time and location listed below.

ADDRESSES: Written comments on the scope of the EIR or requests for further information should be sent to:

Mr. Bruce Jensen, Senior Planner
Alameda County Community Development Agency
Planning Department
224 W. Winton Avenue, Suite 111
Hayward, CA 94544

or via e-mail with subject line "SMP-23 Reclamation Plan Amendment SEIR" to:

bruce.jensen@acgov.org

Agency and public comments may also be provided orally or in writing at the scoping meeting scheduled to be held at the following time and location:

Garré Vineyard & Winery
Martinelli Event Center
7986 Tesla Road, Livermore, Ca 94550
June 26, 2015
7:00 p.m. to 9:00 p.m.

The Notice of Preparation and the SEIR scoping materials will also be made available through the County's website at <http://nps.acgov.org/npspending.page>.