



# STATE MINING AND GEOLOGY BOARD

## EXECUTIVE OFFICER'S REPORT



ARNOLD  
SCHWARZENEGGER  
GOVERNOR

For Meeting Date: December 11, 2008

### **Agenda Item No. 3: Adoption of Revised Mineral Resources Management Policies, City of Irwindale 2020 General Plan Resources Management Element, Pursuant to Public Resources Code, Section 2762.**

**INTRODUCTION:** The Surface Mining and Reclamation Act (SMARA; Public Resources Code Section 2710, et seq.) requires every lead agency, within which a mineral resource's economic value has been Classified by the State Geologist or has been Designated as having regional economic significance by the State Mining and Geology Board (SMGB), to establish Mineral Resource Management Policies (MRMP) for the mineral resource in its General Plan. The SMGB is considering recognizing the revised MRMP for the City of Irwindale.

**STATUTORY AND REGULATORY AUTHORITY:** Pursuant to Public Resources Code (PRC) Section 2762, every lead agency is required to submit its proposed amendment to its MRMP to the SMGB for review and comment prior to adoption. PRC Sections 2762(a), (b), and (c) states:

*“Within 12 months of receiving the mineral information described in Section 2761, and also within 12 months of the designation of an area of statewide or regional significance within its jurisdiction, every lead agency shall, in accordance with state policy, establish mineral resource management policies to be incorporated in its general plan which will:*

- (1) Recognize mineral information classified by the State Geologist, and transmitted by the Board.*
- (2) Assist in the management of land use which affects areas of statewide and regional significance.*
- (3) Emphasize the conservation and development of identified mineral deposits.*
- (b) Every lead agency shall submit proposed mineral resource management policies to the board for review and comment prior to adoption.*
- (c) Any subsequent amendment of the mineral resource management policy previously reviewed by the board shall also require review and comment by the board.”*

The SMGB has established, in State Policy, minimum standards for a lead agency MRMP pursuant to Title 14 CCR, Article 6, Sections 3675 and 3676. Article 6 of Title 14 CCR, Section 3675, provides definition and states:

*“The following definitions as used herein shall govern the interpretation of these regulations:*



*Executive Officer's Report*

*Compatible Land Use. Land uses inherently compatible with mining and/or that require a minimum public or private investment in structures, land improvements, and which may allow mining because of the relative economic value of the land and its improvements. Examples of such uses may include, but shall not be limited to, very low density residential, geographically extensive but low impact industrial, recreational, agricultural, silvicultural, grazing, and open space.*

*Incompatible Land Use. Land uses inherently incompatible with mining and/or that require public or private investment in structures, land improvements, and landscaping and that may prevent mining because of the greater economic value of the land and its improvements. Examples of such uses may include, but shall not be limited to, high density residential, low density residential with high unit value, public facilities, geographically limited but impact intensive industrial, and commercial.”*

Article 6 of Title 14 CCR, Section 3676, provides minimum standards and states:

*“Lead agency mineral resource management policies adopted pursuant to the provisions of PRC Section 2762 shall include but not be limited to, the following:*

- (a) A summary of the information provided by the classification and/or designation reports, or incorporation of PRC Sections 2710 et seq., and state policy by reference, together with maps of the identified mineral deposits or incorporation by reference of the classification and/or designation maps provided by the Board.*
- (b) Statements of policy in accordance with the provisions of PRC Section 2762(a).*
- (c) Implementation measures that shall include:*
  - (1) Reference in the general plan of the location of identified mineral deposits, and a discussion of those areas targeted for conservation and possible future extraction by the lead agency.*
  - (2) Use of overlay maps or inclusion of information on any appropriate planning maps to clearly delineate identified mineral deposits and those areas targeted by the lead agency for conservation and possible future extraction.*
  - (3) At least one of the following:*



*(A) Use of special purpose overlay zones, mineral resource/open space zoning, or any other appropriate zoning that identifies the presence of identified mineral deposits and restricts the encroachment of incompatible land uses in those areas that are to be conserved.*

*(B) Record, on property titles in the affected mineral resource areas, a notice identifying the presence of identified mineral deposits.*

*(C) Impose conditions upon incompatible land uses in and surrounding areas containing identified mineral deposits for the purpose of mitigating the significant land use conflicts prior to approving a use that would otherwise be incompatible with mineral extraction.”*

**BACKGROUND:** Within the City’s jurisdiction, mining of construction aggregate has occurred along the banks of the San Gabriel River for over a hundred years. In 1971, the City adopted the “Q Zone” or “Quarry Zone” as a means of designating those areas where quarries and related aggregate extraction areas could locate. There are a number of quarries that were once active that are now undergoing reclamation. In addition, there are currently six active quarries within the City.

The California Geological Survey (CGS) has previously identified and mapped mineral resources in the region. A listing of pertinent post-SMARA reports prepared by the California Geological Survey (CGS) follows:

SMARA Designation Report No. 3: Designation of Regionally Significant Construction Aggregate Resource Areas in the Orange County-Temescal Valley and San Gabriel Valley Production-Consumption Regions, August 1984 (San Gabriel Valley P-C Region; San Gabriel Alluvial Fan, Aggregate Resource Sectors A-E), prepared by the Department of Conservation under the direction of the SMGB.

CGS Special Report SR 143, Part IV: Mineral Land Classification of the Greater Los Angeles Area: Classification of Sand and Gravel Resource Areas, San Gabriel Valley, Production- Consumption Region, Susan L. Kohler, 1982.

**ANALYSIS:** Revised MRMP for the City of Irwindale, Los Angeles County, are contained in “Section 5 - Resource Management Element” of the “City of Irwindale 2020 General Plan.” In May 2008, the SMGB received the proposed MRMP amending the City’s General Plan. The MRMP are included in the General Plan under “Section 5, Resource Management Element”. The MRMP were reviewed by the Executive Officer, and comments provided and subsequently incorporated. The MRMP was considered by the City Counsel and subsequently adopted by the City via Resolution No. 2008-27-2299 on June 25, 2008.



**EXECUTIVE OFFICER'S FINDINGS:** The Executive Officer finds:

1. The City of Irwindale's General Plan – MRMP is in compliance with the requirements of the Surface Mining and Reclamation Act (SMARA, Public Resources Code Section 2710 et seq.); and
2. The proposed MRMP meets the requirements of SMARA and State Policy, specifically Title 14 CCR, Article 6, Sections 3675 and 3676.

**EXECUTIVE OFFICER'S RECOMMENDATIONS:** Pursuant to PRC Section 2762, and Title 14 CCR, Article 6, Sections 3675 and 3676, the Executive Officer recommends:

1. The SMGB recognize the City of Irwindale's MRMP in its General Plan as being in compliance with SMARA and the SMGB's regulations; and
2. Instruct the Executive Officer to notify the City of Irwindale of its determination.

**SUGGESTED MOTION LANGUAGE:**

To recognize MRMP and convey determination:

*Mr. Chairman, in light of the information before the SMGB today, I move that the SMGB adopt Resolution 2008-07 and recognize the City of Irwindale's MRMP in its General Plan as being in compliance with SMARA and the Board's regulations. This motion includes instructions to the Executive Officer to notify the City of this determination.*

Respectfully submitted:

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Stephen M. Testa

Executive Officer

