



STATE MINING AND GEOLOGY BOARD

EXECUTIVE OFFICER'S REPORT



ARNOLD
SCHWARZENEGGER
GOVERNOR

For Meeting Date: February 11, 2010

Agenda Item No. 8: Presentation of Select 2009 SMARA Surface Mine Inspection Reports for Seven Surface Mining Operations for Acceptance Consideration by the State Mining and Geology Board.

INTRODUCTION: The State Mining and Geology Board (SMGB) serves as the lead agency under SMARA for forty-four (44) individual surface mining operations, including operations located in two counties (El Dorado County and Yuba County), twelve (12) San Francisco Bay marine dredging operations, and ten (10) cities that do not have mining ordinances. SMARA inspection reports for seven (7) surface mining operations are being presented for acceptance consideration.

MINE INSPECTION REPORTS FOR THE SMGB'S ACCEPTANCE CONSIDERATION:

The 2009 SMARA mine inspection reports to be presented at the SMGB's February 11, 2010, regular business meeting for acceptance consideration by the SMGB are as follows:

- Western Aggregates (CA Mine ID #91-58-0001), County of Yuba.
- Cal Sierra Development (CA Mine ID #91-58-0003), County of Yuba.
- Sperbeck Quarry (CA Mine ID #91-58-0004), County of Yuba.
- Teichert Hallwood (CA Mine ID #91-58-0006), County of Yuba.
- Dantoni Pit (CA Mine ID #91-58-0011), County of Yuba.
- Teichert Marysville (CA Mine ID #91-58-0019), County of Yuba.
- Ella and Platter Borrow Sites (CA Mine ID #91-58-0026), County of Yuba.

A summary of violations, corrective measures and recommendations per surface mining operation is presented below.

Western Aggregates (CA Mine ID #91-58-0001), County of Yuba:

No new or outstanding violations were noted at time of inspection on December 8, 2009.

It is understood that Western will be required to prepare and submit an amended reclamation plan following final determination by the SMGB of the scope of Western's claim to a vested right to mine. It is expected that the SMGB's final determination will be made in early 2010.

The following recommendations are offered:

- The operator should prepare and submit a revised financial assurance cost estimate per CCR 3804(c).



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- Upon final determination of vesting, the operator should work closely with SMGB and OMR staff to develop and implement an amended reclamation plan for the site that meets current SMARA statute and regulations.

Cal Sierra Development (CA Mine ID #91-58-0003), County of Yuba:

No violations or corrective measures were noted at time of inspection on December 8, 2009.

The following recommendation is offered:

- A revised financial assurance cost estimate should be prepared and submitted to the SMGB for review and approval per CCR Section 3804(c).

Sperbeck Quarry (CA Mine ID #91-58-0004), County of Yuba:

No violations or corrective measures were noted at time of inspection on December 16, 2009.

Teichert Hallwood (CA Mine ID #91-58-0006), County of Yuba:

No violations or corrective measures were noted at time of inspection on December 15, 2009.

The following recommendation is offered:

- The operator should submit a revised financial assurance cost estimate to the SMGB for review and approval consideration per CCR Section 3804(c).

Dantoni Pit (CA Mine ID #91-58-0011), County of Yuba:

No violations or corrective measures were noted at time of inspection on December 16, 2009.

Teichert Marysville (CA Mine ID #91-58-0019), County of Yuba:

No violations or corrective measures were noted at time of inspection on December 15, 2009.

It is noted that the site has been virtually inactive during the past year. As such, the following recommendations are offered:

- The operator should provide an Interim Management Plan (IMP) to the SMGB for review and approval consideration per PRC Section 2770(h).
- The operator should provide a revised financial assurance cost estimate for the site per CCR Section 3804(c).



Ella and Platter Borrow Sites (CA Mine ID #91-58-0026), County of Yuba:

No violations or corrective measures were noted at time of inspection on December 14, 2009.

EXECUTIVE OFFICER'S RECOMMENDATION: The Executive Officer recommends that the SMGB accept the seven 2009 SMARA mine inspection reports, and transmit the findings contained therein to their respective local lead agency and each mine operator.

SUGGESTED MOTION LANGUAGE:

To accept seven 2009 SMARA surface mine inspection reports:

Mr. Chairman, in light of the information before the SMGB today, I move that the SMGB accept the seven 2009 SMARA mine inspection reports, and transmit the findings to the respective local lead agencies and each mine operator. These surface mining operations are Western Aggregates, Cal Sierra Development, Sperbeck Quarry, Teichert Hallwood, Dantoni Pit, Teichert Marysville, and Ella and Platter Borrow Sites.

Respectfully submitted:

Stephen M. Testa
Executive Officer

