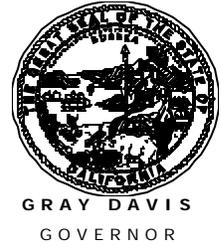




STATE MINING & GEOLOGY BOARD
DEPARTMENT OF CONSERVATION
STATE OF CALIFORNIA



RESULTS

THE STATE MINING AND GEOLOGY BOARD

Held a Regular Business Meeting on:

February 13, 2003

**Pacific Palms Conference Center
One Industry Hills Parkway
Industry Hills, CA 91744**

AGENDA

(NOTE: The Chairman may alter the hearing start time or agenda item order during the meeting)

I Call to Order (Jones)

II Roll Call and Declaration of a Quorum

III Director's Report (Young, Department of Conservation) (Information)

IV Chairman's Report (Jones) (Information)

V Executive Officer's Report (Parrish) (Information)

VI Good of the Meeting (Information)

(This time is scheduled to provide the public with an opportunity to address non-agenda items. Those wishing to speak should do so at this time. Speakers are limited to three minutes except by special consent of the Chairman)

RESULTS

VII Consent Items (Action)

1. Approval of [Minutes](#), January 16, 2003, Regular Business Meeting

APPROVED

VIII Continued Business Items (Action)

(These business items have been continued from a previous meeting)

2. Hearing of an Order to Cease and Desist Issued to Snows Road Quarry,
CA Mine ID # 91-09-0012, Snows Quarry Products, Operators; El Dorado

*Mission of the State Mining and Geology Board is to Represent the State's Interest in the
Development, Utilization and Conservation of Mineral Resources; Reclamation of Mined Lands;
Development of Geologic and Seismic Hazard Information; and to Provide a Forum
for Public Redress*

County; for Failure to Possess a Financial Assurance.

STAFF REPORT

ORDER UPHELD PENDING PAYMENT OF FINANCIAL ASSURANCE

3. Issuance of An Administrative Penalty to Snows Road Quarry, CA Mine ID # 91-09-0012, Snows Quarry Products, Operators; El Dorado County; for Conducting Operations in Violation of a Cease and Desist Order Issued November 14, 2002 and Made Effective February 13, 2003.

STAFF REPORT

ADMINISTRATIVE PENALTY ISSUED PENDING RECEIPT OF FINANCIAL ASSURANCE

4. Issuance of an Order to Comply to Snows Road Quarry, CA Mine ID # 91-09-0012, Snows Quarry Products, Operators; El Dorado County; for Failure to Obtain Documentation from the California Department of Fish and Game Regarding Special Animal Species, as Required by the Approved Reclamation Plan.

STAFF REPORT

ORDER TO COMPLY DEFERRED 90 DAYS

IX New Business

(Action)

5. Consideration of Dismissal of Reclamation Plan Appeal Currently Before the SMGB for United Rock Products Pit No. 2 (CA Mine ID # 91-19-0014) and Pit No. 3 (CA Mine ID # 91-19-0015); City of Irwindale.

STAFF REPORT

RECLAMATION PLAN APPEAL DISMISSED

6. Consideration of Issuance of 45-Day Notice of Deficiencies to the City of Irwindale Pursuant to PRC § 2774.4. Depending on Conclusions and Recommendations from the Department of Conservation's Office of Mine Reclamation, the Board May Postpone Its Consideration of this Item.

STAFF REPORT

CONSIDERATION POSTPONED PENDING PROGRESS REPORTS FROM DEPARTMENT OF CONSERVATION'S OFFICE OF MINE RECLAMATION

X Special Reports and Department Presentations

(Information)

(Based on these Reports, the Chairman may instruct the Board staff to initiate administrative actions)

- a) Presentation of Mine Inspection Reports for the Following Surface Mines in Yuba County:

- Parks Bar, CA Mine ID # 91-58-0013
- Blue Point Mine (2 sites), CA Mine ID # 91-58-0015; 91-58-0021)
- Timbuctoo, CA Mine ID # 91-58-0020
- Silica Resources, CA Mine ID # 91-58-0022
- Garcia Sand and Gravel, CA Mine ID # 91-58-0023
- Gilt Edge – Bright Star (91-58-0024) (reclaimed)

MINE INSPECTION REPORTS ACCEPTED

XI SMGB Committee Reports

XII Executive Session (Closed to the Public)

(Information)

[The Board will discuss information from its legal counsel on pending litigation and may take appropriate actions based on this information. This session is being held under Government Code § 11126.] Items to be discussed:

- a) Calvert, et al vs. SMGB et al, Case # OPCS01434, Sacramento Superior Court
- b) Loring Brunius vs. SMGB, Case # PC 20010449, El Dorado County
- c) An un-named case where there is potentially significant exposure to litigation against the Board.

Executive Session (Continued)

Annual Performance Review of Executive Officer

XIII Reopen Regular Business Session, Announce Results of Executive Session

NO ACTIONS WERE TAKEN

XIV Announcements of Future Meetings

XV Adjournment

NOTE: ITEMS TO BE CONSIDERED FOR PLACEMENT ON A BOARD MEETING AGENDA MUST BE SUBMITTED NOT LATER THAN THIRTY (30) DAYS PRIOR TO THE SCHEDULED MEETING.

NOTE: BOARD MEETINGS ARE OPEN TO THE PUBLIC AND ARE HELD IN BARRIER FREE FACILITIES IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. FOR ADDITIONAL INFORMATION OR ASSISTANCE, CONTACT THE BOARD OFFICE.

NOTE: INFORMATION REGARDING STATE MINING AND GEOLOGY BOARD MEETINGS MAY BE OBTAINED BY CALLING THE BOARD OFFICE AT (916) 322-1082. COPIES OF STAFF REPORTS AND APPROVED MINUTES MAY BE OBTAINED BY WRITING THE BOARD OFFICE AT 801 'K' STREET, MS 24-05, SACRAMENTO, CALIFORNIA 95814 OR BY ACCESSING THE BOARD'S WEB SITE: <http://www.consrv.ca.gov/smgb/>

NOTE: IF YOU WISH TO COMMENT ON AN AGENDA ITEM OR SPEAK DURING THE PUBLIC COMMENTS PERIOD, PLEASE FILL OUT A "REQUEST TO SPEAK" FORM, AVAILABLE AT THE MEETING ROOM ENTRANCE, AND GIVE IT TO THE BOARD SECRETARY. PLEASE DELIVER THE FORM PRIOR TO THE ITEM BEING HEARD BY THE BOARD. DURING THE PUBLIC COMMENT PERIOD, EACH SPEAKER IS LIMITED TO A MAXIMUM OF THREE MINUTES. AT THE DISCRETION OF THE CHAIRMAN, MORE TIME MAY BE GRANTED.

SMGB Meeting Agenda

February 13, 2003

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NOTE: INDIVIDUALS ARE ENCOURAGED TO SUBMIT WRITTEN STATEMENTS OF ANY LENGTH AND DETAIL TO THE BOARD. IT IS PREFERABLE THAT THESE STATEMENTS BE SUBMITTED AT LEAST FIFTEEN DAYS PRIOR TO THE MEETING SO THAT THE BOARD MEMBERS CAN PREVIEW THE INFORMATION BEFORE THE MEETING. PLEASE SUBMIT 12 COPIES OF ALL WRITTEN MATERIALS IN EXCESS OF TWO PAGES. THE BOARD WILL NOT REPRODUCE REPORTS IN EXCESS OF TWO PAGES OR LARGE MAPS, PHOTOS, OR OTHER DOCUMENTS REQUIRING SPECIAL HANDLING. **INDIVIDUALS ARE RESPONSIBLE FOR PRESENTING THEIR PROJECTS AT THE PUBLIC HEARING.**

NOTE: A CLOSED SESSION MAY BE CALLED BY THE CHAIRMAN TO DISCUSS LITIGATION AND OTHER PRIVILEGED ATTORNEY/CLIENT COMMUNICATIONS BY AUTHORITY OF GOVERNMENT CODE §11126(q) AND SACRAMENTO NEWSPAPER GUILD vs. SACRAMENTO COUNTY BOARD OF SUPERVISORS [1968] 266(b) CAL. APP. 2nd, 41; BASIS OF "LITIGATION" EXCEPTION IS THE ATTORNEY/CLIENT PRIVILEGE.

NOTE: AS A STATE AGENCY, THE BOARD IS GOVERNED BY THE BAGLEY-KEENE OPEN MEETING ACT THAT REQUIRES THE BOARD TO (1) PUBLISH AN AGENDA AT LEAST TEN DAYS IN ADVANCE OF ANY MEETING; (2) DESCRIBE IN THE AGENDA SPECIFIC ITEMS TO BE TRANSACTED OR DISCUSSED; AND, (3) REFUSE TO ADD AN ITEM AFTER THE AGENDA IS PUBLISHED.