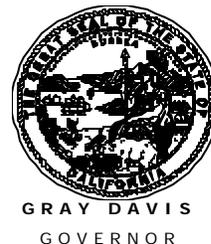




STATE MINING & GEOLOGY BOARD
DEPARTMENT OF CONSERVATION
STATE OF CALIFORNIA



RESULTS

THE STATE MINING AND GEOLOGY BOARD

Will hold a Regular Business Meeting on:

March 13, 2003

**Will Commence Immediately Following the Conclusion of the
Policy & Legislation Committee Meeting
Which Commences at 9:00 A.M.**

**Department of Consumer Affairs
400 R Street, First Floor Hearing Room
Sacramento, CA**

REVISED 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)
- VII Consent Items** (Action)
 - 1. Approval of Minutes, February 13, 2003, Regular Business Meeting.
STAFF REPORT
Approved as corrected
- VIII Continued Business Items** (These business items have been continued from a previous meeting) (Action)

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

2. Hearing of an Order to Comply Issued January 16, 2003 to Clinton and Kathleen Donovan, Operators, Donovan Ranch Property, El Dorado County; for Failure to Possess an Approved Reclamation Plan, Financial Assurance, and County Permits Prior to Conducting Surface Mining Activities in Violation of the Surface Mining and Reclamation Act.

STAFF REPORT

Order Upheld with Conditions

3. Approval of Updated Reclamation Plan for Garnet Pit, CA Mine ID # 91-33-0031, Granite Construction Company, Operator; City of Palm Springs.

STAFF REPORT

Clarified Reclamation Plan approved

4. Approval of a Notice of Violation to Garnet Pit, CA Mine ID # 91-33-0031, Granite Construction Company, Operator; City of Palm Springs; For Failure to Possess a Reclamation Plan that Substantially Complies with the Surface Mining and Reclamation Act. (Action on this item is subject to SMGB action on Item # 3.)

STAFF REPORT

Notice set aside

5. Approval of an Interim Management Plan for Garnet Pit, CA Mine ID # 91-33-0031, Granite Construction Company, Operator, City of Palm Springs. Failure to Approve the Interim Management Plan May Subject the Mine to the Conditions of PRC § 2770(h)(5) and (6).

STAFF REPORT

Approved with modifications

6. **PUBLIC HEARING.** Consideration of an Amended Reclamation Plan and Financial Assurances for Otay Ranch Pit, CA Mine ID # 91-37-0035, Hanson Aggregates, Inc.; City of Chula Vista.

STAFF REPORT

Consideration deferred to July 2003 meeting

IX New Business

(Action)

7. **PUBLIC HEARING.** Pursuant to PRC § 2696(b) and CCR 3723(a), a hearing will be conducted to receive public comments and recommendations for the Preliminary Seismic Hazard Maps specific to the areas encompassed in the Hayward, Mountain View, Newark, and Redwood Point quadrangles in Alameda County, and the Ventura quadrangle in Ventura County. Individuals are encouraged to present comments to the SMGB at this time.

X Special Reports and Department Presentations

(Information)

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

Presentation of Mine Inspection Reports for the Following Surface Mines:

A) Yuba County

- Sperbeck Quarry, CA Mine ID # 91-58-0004
- Wheatland Clay Pit, CA Mine ID # 91-58-0007
- Pearson Quarry, CA Mine ID # 91-58-0010
- Dantoni Pit, CA Mine ID # 91-58-00011
- Blue Point Clark Rock Quarry, CA Mine ID # 91-58-0015
- Blue Point Sand and Gravel Pit, CA Mine ID # 91-58-0021
- YSDI, Loma Rica (reclaimed), CA Mine ID # 91-58-0017

B) Tehama County

- Adobe Road Borrow Pit, CA Mine ID # 91-52-0039

C) El Dorado County

- Weber Creek Quarry, CA Mine ID # 91-09-0002
- Diamond Quarry, CA Mine ID # 91-09-0003

Reports accepted as presented.

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 # OOCs01434, 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.

XIII Reopen Regular Business Session, Announce Results of Executive Session

No Actions were taken

XIV Announcements of Future Meetings

XV Adjournment

SMGB Meeting Agenda

March 13, 2003

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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.

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.