



# STATE MINING AND GEOLOGY BOARD

DEPARTMENT OF CONSERVATION

801 K Street • Suite 2015 • Sacramento, California 95814



Publication Date: December 4, 2006:

## NOTICE OF PUBLIC MEETING/HEARING

### THE STATE MINING AND GEOLOGY BOARD

Will Conduct a Regular Business Meeting on:

Thursday, December 14, 2006

9:00 A.M.

The Mission Inn  
3649 Mission Inn Avenue  
Santa Barbara Room  
Riverside, California 92501

## AGENDA

For questions regarding this Agenda, please contact the SMGB office by telephone at (916) 322-1082, or by facsimile at (916) 445-0738. This Notice and associated staff reports can be accessed electronically at the SMGB's Internet web site at: <http://www.consrv.ca.gov/smgbl/> (note: Agenda reports should be available electronically approximately one week prior to the scheduled meeting/hearing date).

The SMGB requests that all lengthy comments be submitted in writing in advance of the meeting date. To ensure that the SMGB has the opportunity to fully preview written material, comments should be received in the SMGB office no later than 15 days prior to the scheduled meeting date, and must indicate the Agenda Item to which it relates. For written material in excess of two pages, or that contains large maps, photos, foldouts, or other documents requiring special handling, please submit 12 copies. The SMGB will not reproduce these types of documents. Comments on Agenda Items will be accepted by electronic mail, and are subject to the same conditions set forth for other written submissions.

Individuals are responsible for presenting their own projects at the meeting.

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[NOTE: Times are approximate. 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 (Luther, Department of Conservation) [Information]

- Office of Mine Reclamation Report (Craig) [Information]
- State Geologist's Report (Parrish) [Information]

**IV. Chairman's Report (Jones) [Information]**

- Adoption of Resolution 2006-09 in Recognition of the American Geological Institute for their Geoscience Education and Outreach Efforts in California.

**V. Executive Officer's Report (Testa) [Information]**

**VI. Ex-Parte Communication Disclosure [Information]**

[Board Members will identify any discussions they may have had requiring disclosure pursuant to Public Resources Code Sections 663.1 and 663.2]

**VII. 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. All persons wishing to address the SMGB should fill out a speaker card and present it to the Secretary so that the Chair can determine the number of persons who wish to speak. Speakers are limited to three minutes except by special consent of the Chairman]

**VIII. Consent Items [Action]**

[All the items appearing under this section will be acted upon by the SMGB by one motion and without discussion; however, any Board member wishing to discuss a particular item may request the Chairman to remove the item from the Consent Calendar and consider it separately under Continued Business or New Business]

1. Approval of Minutes, November 9, 2006, Regular Business Meeting.  
CONFORMED MINUTES  
APPROVED

**IX. Continued Business [Action]**

[These business items have been continued from a previous meeting/hearing]

2. Adoption of 2007 Meeting Calendar.  
STAFF REPORT  
APPROVED
3. Consideration of Petition to Amend California Code of Regulations Section 3704.1(i) of Title 14, Article 9, Pertaining to Requirements to Backfill an Open Pit for Which the Lead Agency has Issued Final Approval of a Surface Mining Permit and /or Reclamation Plan, and a Financial Assurance, Prior to December 18, 2002.  
STAFF REPORT



A. Request from SMGB Staff for Clarification on Action Taken at its October 12, 2006, Regular Business Meeting.

B. Further Discussion on Background Information of the SMGB's Backfilling Regulations and Possible Further Action on the Petition.

**PETITION DENIED**

**X. New Business [Action]**

4. Adoption of Resolution No. 2006-10 Conditionally Recognizing the City of Claremont's Mineral Resources Management Policies Pursuant to Public Resources Code Section 2762.

**STAFF REPORT**

**CONDITIONALLY ADOPTED**

5. Adoption of Resolution No. 2006-11 Conditionally Certifying the City of Claremont's Surface Mining and Reclamation Ordinance.

**STAFF REPORT**

**CONDITIONALLY ADOPTED**

6. Adoption of Resolution No. 2006-12 Conditionally Recognizing the City of Santa Clarita's Mineral Resources Management Policies Pursuant to Public Resources Code Section 2762.

**STAFF REPORT**

**ACTION DEFERRED**

7. Adoption of Resolution No. 2006-13 Conditionally Certifying the City of Santa Clarita's Surface Mining and Reclamation Ordinance.

**STAFF REPORT**

**ACTION DEFERRED**

8. Adoption of Resolution No. 2006-14 Certifying the County of Madera's Surface Mining and Reclamation Ordinance No. 614.

**STAFF REPORT**

**ADOPTED**

9. Adoption of Resolution No. 2006-15 Certifying the County of Nevada's Surface Mining and Reclamation Ordinance No. 2220.

**STAFF REPORT**

**ADOPTED**



**XI. Special Reports and Department Presentations [Possible Action]**

[Based on these Reports, the Chair may instruct the SMGB staff to initiate administrative actions]

10. Report on County of Riverside SMARA Program. (Information)

**STAFF REPORT**

11. Report on SMARA Lead Agency Performance of Inspections, Review of Financial Assurance Amounts, and Select Enforcement Activities Pursuant to Public Resources Code Sections 2774 (b) and 2773.1 (a)(3), respectively.

**STAFF REPORT**

**REPORT DEFERRED**

12. Inspection reports pursuant to Public Resources Code Section 2772(b) for the following surface mining operations may be presented for SMGB acceptance consideration as being in accordance with the SMGB's requirements: (Vector Engineering)

**STAFF REPORT**

**REPORT ACCEPTED**

- Cal Sierra (CA ID #91-58-0001), Yuba County.
- Sperbeck Quarry (CA ID #91-58-0004), Yuba County.
- Teichert Hallwood Plant (CA ID #91-58-0006), Yuba County
- Wheatland Mine (CA ID #91-58-0007), Yuba County.
- Blue Point Rock Quarry (CA ID #91-58-0015), Yuba County.
- Teichert Yuba-Hofman Facility (CA ID #91-58-0019), Yuba County.
- Blue Point Sand and Gravel Mine (CA ID #91-58-0021), Yuba County.

**XII. SMGB Committee Reports [Information]**

**XIII. Executive Session (Closed to the Public) [Possible Action]**

[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, Section 11126]. Items to be discussed:

- a). Brunius vs. SMGB, Case # PC 20010449, El Dorado County Superior Court
- b). Brunius vs. SMGB, Case #C047380, Third Appellate District Court
- c). An un-named case where there is potentially significant exposure to litigation against the Board.

**Reopen Regular Business Session, Announce Results of Executive Session**

**XIV. Announcements of Future Meetings**

**XV. Adjournment**

