

**REVIEW CHECKLIST**

County of \_\_\_\_\_ /City of \_\_\_\_\_

**Mineral Resources Management Policies (MRMPs)  
under the Surface Mining and Reclamation Act (SMARA)  
and State Mining and Geology Board's (SMGB) Regulations**

Item	Element	Codes	Addressed (Yes or No)	Remarks
<b>SMARA REQUIREMENTS</b>				
1	State Geologist Classification of Mineral Land	PRC Section 2761(a)		
2	SMGB Designation of Mineral Lands	PRC Section 2790		
<b>SMARA STATUTORY REQUIREMENTS</b>				
3	<b>Within 12 months of receiving mineral information described in PRC Section 2761, and also within 12 months of the designation of an area of statewide or regional significance within its jurisdiction, a lead agency shall, in accordance with state policy, establish MRMP to be incorporated in its general plan that will:</b>	<b>PRC Section 2762</b>		
3a	Recognize mineral information classified by the State Geologist and transmitted by the SMGB.	PRC Section 2762(a)(1)		
3b	Assist in the management of land use that affects areas of statewide and regional significance.	PRC Section 2762(a)(2)		
3c	Emphasize the conservation and development of identified mineral deposits.	PRC Section 2762(a)(3)		
4	Every lead agency shall submit proposed MRMP to the SMGB for review and comment prior to adoption.	PRC Section 2762(b)		
5a	Any subsequent amendment of the MRMP previously reviewed by the SMGB shall also require review and comment by the SMGB. Has an amendment been prepared?	PRC Section 2762(c)		
5b	If so, has the MRMP been submitted to the SMGB for review?	PRC Section 2762(c)		

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6a	(1) If an area is classified by the State Geologist as an area described in paragraph (2) of subdivision (b) of Section 2761 and the lead agency either has designated that area in its general plan as having important minerals to be protected pursuant to subdivision (a), or otherwise has not yet acted pursuant to subdivision (a), then prior to permitting a use that would threaten the potential to extract minerals in that area, the lead agency shall prepare, in conjunction with preparing, if required, an environmental document required by Division 13 (commencing with Section 21000), or if, a statement specifying its reasons for permitting the proposed use, and shall forward a copy to the State Geologist and the board for review.	PRC Section 2762(d)		
6b	(2) If the proposed use is subject to the requirements of Division 13 (commencing with Section 21000), the lead agency shall comply with the public review requirements of that division. Otherwise, the lead agency shall provide public notice of the availability of its statement by all of the following:	PRC Section 2762(d)		
7a	Publishing the notice at least one time in a newspaper of general circulation in the area affected by the proposed use.	PRC Section 2762(d)(1)		
7b	Directly mailing the notice to owners of property within one-half mile of the parcel or parcels on which the proposed use is located as those owners are shown on the latest equalized assessment role.	PRC Section 2762(d)(2)		
7c	The public review period shall not be less than 60 days from the date of the notice and shall include at least one public hearing. The lead agency shall evaluate comments received and shall prepare a written response. The written response shall describe the disposition of the major issues raised. In particular, if the lead agency's position on the proposed use is at variance with recommendations and objections raised in the comments, the written response shall address in detail why specific comments and suggestions were not accepted.	PRC Section 2762(d)(2)		
7d	Prior to permitting a use that would threaten the potential to extract minerals in an area classified by the State Geologist as an area described in paragraph (3) of subdivision (b) of Section 2761, the lead agency may cause to be prepared an evaluation of the area in order to ascertain the significance of the mineral deposit located in the area. The results of the evaluation shall be transmitted to the State Geologist and the board.	PRC Section 2762(e)		

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<b>SMGB REGULATORY REQUIREMENTS</b>				
<b>8</b>	<b>Lead agency mineral resource management policies adopted pursuant to the provisions of PRC Section 2762 shall include, but not be limited to, the following:</b>	<b>CCR Section 3676</b>		
8a	A summary of information provided by the classification and/or designation reports, or incorporation of PRC Section 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 SMGB.	CCR Section 3676(a)		
8b	Statement of policy in accordance with the provisions of PRC Section 2762(a).	CCR Section 3676(b)		
<b>8c</b>	<b>Implementation measures that shall include:</b>	<b>CCR Section 3676(c)</b>		
8c-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.	CCR Section 3676(c)(1)		
8c-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.	CCR Section 3676(c)(2)		
<b>8d</b>	<b>At least one of the following:</b>	<b>CCR Section 3676(c)(3)</b>		
8d-1	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.	CCR Section 3676(c)(3)(A)		
8d-2	Record, on property titles in the affected mineral resource areas, a notice identifying the presence of identified mineral deposits.	CCR Section 3676(c)(3)(B)		
8d-3	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.	CCR Section 3676(c)(3)(C)		