

# PERMANENTE QUARRY RECLAMATION PLAN MINOR AMENDMENT FOR ROCK PLANT HAUL ROAD RECLAMATION AND BOUNDARY ADJUSTMENT

## PROJECT DESCRIPTION

### Purpose

Lehigh Southwest Cement Company (Lehigh) has prepared this minor reclamation plan amendment (Minor Amendment) to amend the approved June 26, 2012, reclamation plan. The makes minor modifications to the reclamation plan to add 7.1 acres of land to the existing 1,238.6-acre reclamation plan boundary to incorporate a new haul road and an existing utility access road. The resulting reclamation plan boundary will encompass 1,245.7 acres. The additional mining-related disturbance incorporated within this area totals 7.2 acres. The Minor Amendment will not expand the area in which mineral deposits are harvested.

### Reclamation Overview

The adjustment to the reclamation plan boundary will add 7.1 acres to the existing 1,238.6 reclamation plan boundary. The Rock Plant haul-road construction will involve approximately 7.2 acres of surface disturbance, of which 6.2 acres would be reclaimed at the completion of construction. The remaining approximately 1-acre area is the road surface, which will remain following mining operations to provide long-term access to the adjacent property. This use is consistent with the applicable land-use policies, zoning requirements, and approved reclamation plan's postreclamation land condition suitable for open space uses.

The utility access road is a preexisting roadway that was previously limited to general-purpose access and utility company (currently Pacific Gas and Electric Company [PG&E]) access to power lines in the area. In spring 2018, the road was improved to support off-road haul trucks to transport aggregate material from the Permanente Quarry aggregate plant to the neighboring Stevens Creek Quarry. The County has directed Lehigh to cease using the road because the approved 2012 reclamation plan must be amended to include the haul road disturbance area. Lehigh stopped using the road for mining operations and installed a gate across the road's southern end to prevent further use by haul trucks. The road will continue to be used only for intermittent light-duty vehicle access and utility company access (i.e., road use will revert to historical uses). Reclamation specifications applied to the haul-road construction are based on the provisions of the approved 2012 reclamation plan. Where site-specific standards apply, they are described in this amendment.

### Vested Rights and Approved Reclamation Plans

Permanente Quarry is a "vested mine" operation, as determined following a County Board of Supervisors public hearing on February 8, 2011. The vested right, therefore, includes the right to continue operations within the vested rights. The planned haul road falls within this vested area.

The initial reclamation plan for Permanente Quarry was approved in 1985. It was comprehensively updated in 2012 to comply with all current standards under the California Surface Mining and Reclamation Act (SMARA). The approved plan provides for a postreclamation land condition suitable for open space uses. This use is consistent with the applicable land-use policies and zoning requirements.

## **Vesting and Planning Boundaries**

The approved reclamation plan identifies all lands that fall under the reclamation plan. That plan, consistent with current practices and in advance of statutory changes enacted in 2017, also identified a “reclamation plan boundary” (Public Resources Code [PRC] § 2772[c][5][B]). The reclamation plan boundary is identified for planning purposes as the intended limits of mining and reclamation at the time of plan approval. Such limits must be periodically revised where additional mining operations are planned, such that reclamation is planned for all mined lands. SMARA defines “mined lands” to include appurtenant roads. (PRC § 2729.) Also, SMARA provides that a reclamation plan must identify mine-related access roads and if they will be reclaimed at the end of mining or remain for postmining use (PRC § 2772[c][5][E]). This Minor Amendment implements these requirements with respect to the new road. Approximately 50 percent of the haul road development falls within the 2012 reclamation plan boundary; thus, a line adjustment is needed as shown in Figure 1, “Existing Conditions and Reclamation Plan Amendments,” and Figure 2, “Detail of Haul Road Footprint and Boundary Adjustment,” to encompass the full construction and reclamation area.





# Environmental Information Form

## Project Applicant or Representative:

Name: Erika Guerra

Address: 24001 Stevens Creek Blvd.  
Cupertino, CA 95014

Phone: (408) 996-4269

E-mail: erika.guerra@lehighhanson.com

Please answer the following questions in the spaces provided. Use additional sheets if necessary.  
If the question does not apply, mark "N/A."

Failure to provide complete and accurate information will result in your application being declared incomplete,  
which will delay application processing.

## Project Description:

1. Project address (or location): 24001 Stevens Creek Blvd.  
Cupertino, CA 95014
2. Describe the project (i.e., What will be constructed? Proposed use? Project objectives?):  
Reclamation plan boundary adjustment to add 7.1 acres to an existing reclamation  
plan area of 1,238.6 acres to include a utility access road and haul road.

3. Is the project part of a master plan, or a phase of a larger project? Yes  No

If yes, describe the project's situation/ role in the master plan or larger project (e.g., project is Phase 2 of 4, brief description of what each phase entails): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

4. Where on the site will project construction and activities occur (describe and show on site plan construction footprint and staging areas)? See addendum.

\_\_\_\_\_

5. Site and project area information:

(a) Parcel size (acres or square feet): See addendum.

(b) Describe all buildings (existing and proposed) associated with the proposed use:

BUILDING	SIZE (sq. ft)	HEIGHT
Not applicable.		

If more space is needed, please attach a supplemental sheet.

(c) Indicate total area (sq. ft.) of parking areas: Not applicable

(d) Number of on-site parking spaces: Not applicable

(e) Indicate total area (sq. ft.) of buildings, driveways, patios, walkways and other impervious surfaces: Not applicable

(f) Describe any other outdoor areas dedicated to activities of the proposed use (e.g. sales, storage, animal confinement, etc). Include land area (sq. feet or acres). See addendum.

\_\_\_\_\_

\_\_\_\_\_

(g) Indicate total area (sq. feet or acres) of vacant or undeveloped land, and land not devoted to the proposed use: See addendum.

6. Will grading (cut and/or fill) be required as part of the project? Yes  No

If yes, a licensed civil engineer or land surveyor must complete the following information. If no, proceed to question 7.

IMPROVEMENT	EARTHWORK QUANTITY (cubic yards)		MAXIMUM DEPTH (feet)	
	CUT	FILL	CUT	FILL
Not applicable				
Driveway, Access Road				
Building Pad				
Landscaping				
Other Improvements	100,000 cu yd	150,000 cu yd		
<b>TOTAL</b>	<b>100,000 cu yd</b>	<b>150,000 cu yd</b>	<b>0</b>	<b>0</b>

If more space is needed, please attach supplemental sheet.

(a) If volume of cut exceeds fill, where will excess soil be disposed? See addendum.

(b) Are retaining walls proposed? Yes  No

If yes, what is maximum height? \_\_\_\_\_

7. Are any structures on the property proposed to be demolished? Yes  No

If yes, attach photos of each structure from at least two directions, and describe the types of structures (e.g. barn), and age of the structures:

STRUCTURE	AGE	SIZE

If more space is needed, please attach supplemental sheet.

Applicants are required to submit a Santa Clara County property appraisal record to document the age of the structures proposed for demolition. The property owner may obtain a copy from the County Assessor's Office (70 W Hedding St., 5<sup>th</sup> Floor).

8. If the project is institutional, commercial or industrial, answer the following:

(a) Number of daily customers, residents or other users of your project? Not applicable.

(b) Basis for this number (e.g., seating, etc)? Not applicable.

(c). Number of employees? (i) Total: See addendum. (ii) Max. at any one time: See addendum.

(d) Hours of operation: 24 hours a day, 365 days per year

9. Indicate the water source serving the proposed use. Include provider name if applicable.  
See addendum.

10. If there are existing wells on the property:

(a) How many are functioning? See addendum.

(b) How many are abandoned? See addendum.

(c) Are the abandoned wells sealed? See addendum.

11. What is the distance to nearest water line? See addendum.

12. Indicate the method of sewage disposal for the proposed use. Include sewer district name if applicable. The project would not require new sewage disposal facilities.

13. If a septic system is being proposed, have percolation tests been done? Yes  No

If yes, who conducted the tests and what were the results? \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Form continues on next page



# Environmental Setting:

1. Describe the natural characteristics (e.g., topography, vegetation, drainage, soil stability, habitat, etc.) on the project site. \_\_\_\_\_

See addendum.

2. Describe the existing land uses on the project site. \_\_\_\_\_

See addendum.

3. Describe the existing land uses adjacent to the project site (note location in relation to the project site): \_\_\_\_\_

See addendum.

4. Are there any known technical reports that evaluate the property or the proposed project (e.g., geologic, biological, archaeological, environmental impact reports, etc.)? Indicate which reports will be submitted with this application: \_\_\_\_\_

See addendum.



Form continues on next page



## Environmental Aspects of Project:

### 1. Geology:

- (a) Are there any known geologic hazards on the site or in the immediate area. (e.g., earthquake faults, landslides, subsidence, steep slopes, etc.)? Yes  No

If yes, describe: See addendum.

- (b) Will construction occur on slopes greater than 10%? Yes  No

If yes, indicate percent of slope: \_\_\_\_\_%; and describe how erosion/siltation will be prevented? \_\_\_\_\_

### 2. Trees:

- (a) On the site plan, show all trees with trunk diameter of 12 inches or larger, measured at 4.5 feet above the ground (12-inch dbh), and any other protected trees (See “Protected Trees” text box). Indicate the species and size of each tree, and clearly mark each of those trees that are proposed for removal.

- (b) In the table below, indicate the species, trunk diameter and location of each tree proposed to be removed.

TREE SPECIES	TRUNK DIAMETER	LOCATION
See addendum.		

If more space is needed, please attach a supplemental sheet.

**PROTECTED TREES.** In addition to the general requirement to show trees with trunk diameter of 12 inches or larger, measured at 4.5 feet above ground (12-inch diameter at breast height, or dbh), the following must also be reported: (a) Oak trees 5” dbh or larger, to determine whether oak woodlands are present (see *Guide to Evaluating Oak Woodland Impacts*); (b) Trees 6” dbh or larger in the “-h<sub>1</sub>” (Historic Preservation) district; (c) Any heritage tree, as defined in Section C16-2 of the County Ordinance Code; (d) Any tree required to be planted as a replacement for an unlawfully removed tree, pursuant to Section C16-17e; and (e) Any tree that was required to be planted or retained by the conditions of any discretionary County land use permit.

**3. Agriculture:**

(a) Is the site currently under Williamson Act contract? Yes  No

If yes, contact Planning Office for more information pertaining to Williamson Act compatible use determination. The application is available at the Planning Office.

(b) Are there any agricultural uses on-site? Yes  No

If yes, describe: The project would not develop agricultural lands. Therefore, the project meets the criterion provided in the table provided in the Petition for Exemption From an Environmental Assessment.

(c) Are there any commercial agricultural uses on-site? Yes  No

If yes, describe: \_\_\_\_\_  
\_\_\_\_\_

(d) Are there any agricultural uses adjacent to the project site? Yes  No

If yes, describe: \_\_\_\_\_  
\_\_\_\_\_

(e) Is the site currently under an open space easement contract? Yes  No

If yes, contact Planning Office for more information pertaining to Open Space Easement compatible use determination. The application is available at the Planning Office.

(f) Would the project convert more than 1 acre of farmland to a non-agricultural use? Yes  No

If yes, describe: \_\_\_\_\_  
\_\_\_\_\_

**4. Drainage/Flooding/Riparian:**

Are there any watercourses and riparian habitat (e.g. drainage swale, stream course, spring, pond, lake, creek, tributary of creek, wetlands) within 150 feet of proposed construction or grading?

Yes  No

If yes, describe, and indicate its location relative to the project: \_\_\_\_\_  
Permanente Creek is located approximately one-quarter mile north of  
Permanete Quarry and will not be affected by the project.  
\_\_\_\_\_  
\_\_\_\_\_

**5. Transportation:**

- (a) Name street(s) to be used to access project: Not applicable.
- (b) Approximate number of vehicle trips per day to be generated by project (Please note that each direction equals one trip)? Not applicable.
- (c) Indicate the days & times you expect most trips to occur: Not applicable.
- (d) Is there traffic congestion during commute hours at any nearby street intersections providing access to the project? Yes  No
- If yes, list the intersections: o significant new traffic will be generated. Thus, the project meets the criterion provided in the table provided in the Petition for Exemption From an Environmental Assessment.

Transportation Impact Analyses (TIAs) using the Congestion Management Agency's methodology must be prepared for all projects that generate 100 or more peak hour trips. Transportation impact analyses (TIAs) using the Congestion Management Agency's methodology may also be required if the project will generate substantial growth in the project area, result in an increase of traffic in relation to the existing traffic load and capacity of the street system, etc.

**6. Safety/Health:**

- (a) To your knowledge, do potentially hazardous materials exist on either this site or nearby property? (e.g., fuels, chemicals, industrial residue, etc.) Yes  No
- If yes, describe: See addendum.
- (b) Will the project require the use, storage or disposal of hazardous materials such as toxic substances, flammables, or explosives (e.g diesel generator), underground storage of chemicals)? Yes  No
- If yes, describe: \_\_\_\_\_

**7. Air/Noise:**

- (a) Describe the types (and numbers) of construction equipment that will be used during project construction? (e.g. grader, backhoe, pile driver, jackhammer).  
The project will use equipment similar to that used at Permanente Quarry.
- (b) Will the ongoing operation of the proposed use generate dust, smoke, fumes, odors, or noise (such as outdoor amplified noise or industrial activity)? Yes  No
- If yes, describe: Activities will be similar to existing activities on-site. Thus, the project will not create significant outdoor noise. Therefore, the project meets the criterion provided in the table provided in the Petition for Exemption From an Environmental Assessment.

8. **Aesthetic:**

- (a) Does the property contain natural features of scenic value or rare or unique characteristics (e.g., rock outcropping, mature trees)? Yes  No

If yes, describe: See addendum.

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- (b) Will construction occur at or near a ridgeline or hilltop? Yes  No

- (c) Will the project include visual impact mitigation (e.g. new landscaping, light reflectivity value of exterior surfaces less than 45, etc.) ?

Yes  No

If yes, describe: \_\_\_\_\_

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9. **Historical/Archaeological:**

- (a) Has the property received any historic designation(s)? Yes  No

If yes, check the boxes that apply and attach the appropriate nomination form or documentation related to its listing.

- National Historic Register of Historic Places  
 California Historical Landmark  
 California Point of Historic Interest  
 California Register of Historical Resources  
 Santa Clara County Heritage Resource Inventory  
 Santa Clara County Historical Zoning District

- (b) Are you aware of any archaeological remains on the property? Yes  No

If yes, describe: The construction of the haul road will not result in the demolition or alteration of historic resources (e.g., structure more than 50 years old). Therefore, the proposed project meets this criterion provided in the Project Qualification for Exemption table provide in the Petition for Exemption From an Environmental Assessment.

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10. **Habitat for endangered, threatened, or rare wildlife or plants:**

(a) Does the property contain critical habitat for special-status species (e.g., California Tiger Salamander, Bay Checkerspot Butterfly, Red Legged Frog)? Yes  No

(b) Is the property in or adjacent to a mapped occurrence of a special-status species as reported in the California Natural Diversity Database (CNDDDB)? Yes  No

If yes, describe: [see Planning Office for assistance] See addendum.

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**Reduction or Avoidance of Impacts:**

Discuss possible actions that could reduce or avoid any adverse environmental affects raised in the previous section (*Environmental Aspects of Project*). Use appropriate reference numbers.

The project is a reclamation plan boundary adjustment; thus, no impacts would occur and this requirement would not apply.

If more space is needed, please attach a supplemental sheet.

**Certification:**

I hereby certify that the statements on this form and the attached exhibits are true and correct to the best of my knowledge. If any of the facts represented here change, it is my responsibility to inform the County of Santa Clara.

Owner/Applicant Signature: Erika Guerra Digitally signed by Erika Guerra  
Date: 2018.11.09 05:34:39 -08'00' Date: \_\_\_\_\_

**Staff Use Only**

FILE #: \_\_\_\_\_

Environmental information form reviewed and found to be complete?:

Yes  No

If no, what additional information is needed?

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Signature: Erika Guerra Digitally signed by Erika Guerra  
Date: 2018.11.09 05:35:02 -08'00' Date: \_\_\_\_\_

**PERMANENTE QUARRY RECLAMATION PLAN MINOR AMENDMENT  
FOR SCQ HAUL ROAD RECLAMATION AND BOUNDARY ADJUSTMENT**

**ADDENDUM TO ENVIRONMENTAL INFORMATION FORM**

**Project Description:**

**4. Where on the site will project construction and activities occur (describe and show on site plan construction footprint and staging areas)?**

The minor reclamation plan boundary amendment area is located in the southeastern portion of the Lehigh Southwest Cement Company (Lehigh) property within Santa Clara County's (the County's) unincorporated jurisdiction.

**5. Site and project area information:**

**(g) Indicate total area (sq. feet or acres) of vacant or undeveloped land, and land not devoted to the proposed use:**

This amendment expands the reclamation plan boundary by 4.3 acres. The current reclamation plan boundary totals 1,238.6 acres. Thus, the increase is less than 0.5% of total area of the Quarry.

**6. Will grading (cut and/or fill) be required as part of the project?**

The Environmental Information Form provides the estimated cut and fill quantities for the construction of the haul road. The earthwork associated with the haul road construction is related to the underlying mining activities, which are vested activities not associated with reclamation plan boundary amendment. Therefore, the numeric limitation of 5,000 cubic yards (cut and fill) would not apply to the minor reclamation plan amendment. This project is limited to reclamation plan amendment that will involvement placement of top soil up to 4,850 cubic yards that will be used from onsite sources. Thus, any grading or fill that is a part of the construction of the haul road will not involve the import or export of more than 2,500 cubic yards of soil/material. Any excess cut material would be either used in the project area or disposed of at an existing waste rock disposal area at the Permanente Quarry. Therefore, the proposed project meets these two criteria provided in the Project Qualification for Exemption Table provide in the Petition for Exemption Form an Environmental Assessment.

**8. Number of employees?**

The project is a reclamation plan boundary adjustment and would not involve employees; however, the site is an operating mine, which employs an average total of 63 on-site persons, depending on market conditions and level of production. The project would not result in a change in the number of employees.

**9. Indicate the water source serving the proposed use. Include provider name if applicable.**

The reclamation plan boundary amendment will not increase water use above existing levels. Rock processing operations currently use 90 percent recycled water, with makeup water from the San Jose Water Company.

**10. If there are existing wells on the property:**

**(a) How many are functioning?**

There currently are two monitoring wells within the Permanente Quarry area, located adjacent to the East Materials Storage Area (EMSA) (i.e., the overburden stockpile area east of the quarry pit) to the north of the project site. Another six monitoring wells lie south of the project area within the Permanente Quarry property.

**(b) How many are abandoned?**

Historical records indicate that 21 wells have at times been previously installed within the project area and thereafter abandoned according to state law and Santa Clara Valley Water District ordinance.

**(c) Are the abandoned wells sealed?**

All abandoned monitoring wells have been sealed as required by state law and Santa Clara Valley Water District ordinance, with the exception that a number of monitoring wells identified in historic records could not be located in 2008 after field investigations. In November 2000, the Santa Clara Valley Water District deemed the nonlocatable wells to be abandoned.

**11. What is the distance to nearest water line?**

The nearest public water line is along the main quarry access road, more than a mile from the project area at the nearest point. The project will not require the extension of any water lines or the provision of public water service.

**Environmental Setting:**

**1. Describe the natural characteristics (e.g., topography, vegetation, drainage, soil stability, habitat, etc.) on the project site.**

The environmental setting for the Permanente Quarry was provided in the EIR that was certified during the reclamation plan amendment process that concluded. Topography is described in Section 2.2.2 (and Figure 2.3, "Existing Topography") of the 2012 Draft EIR. Vegetation and habitat types that exist at the Permanente Quarry site are described in Section 4.4.1.2 of the 2012 Draft EIR. Section 4.10.1.2 of the 2012 Draft EIR provides the drainage characteristics of the site while potential soil stability issues at the site are addressed in Section 4.7 of the 2012 Draft EIR. The Draft and Final EIR, together with the conditions of approval and approved reclamation plan, address how natural characteristics of the site are being addressed at the Permanente Quarry as the vested operation continues to operate.

**2. Describe the existing land uses on the project site.**

Surface mining is the primary current land use within the project area.

**3. Describe the existing land uses adjacent to the project site (note location in relation to the project site).**

Section 2.3.2 of the 2012 Draft EIR provides a summary of the existing land uses adjacent to the Permanente Quarry.

**4. Are there any known technical reports that evaluate the property or the proposed project (e.g., geologic, biological, archaeological, environmental impact reports, etc.)? Indicate which reports will be submitted with this application.**

The 2012 Draft EIR and FEIR are on file with the County Planning Department. As the proposed minor reclamation plan boundary adjustment is limited to a 4.3-acre area located on the vested parcel immediately adjacent to the 1,238.6-acre Permanente Quarry reclamation plan boundary, no additional technical studies are required nor will be submitted as part of this minor reclamation plan amendment application.

**Environmental Aspects of the Project:**

**1. Geology:**

**(a) Are there any known geologic hazards on the site or in the immediate area. (e.g., earthquake faults, landslides, subsidence, steep slopes, etc.)?**

Section 4.7 of the Draft EIR provides an extensive analysis of the site's potential geologic hazards at the site and the administrative record, including the FEIR, conditions of approval and reclamation plan, contain measures to ensure that such potential impacts are reduced to a level of less than significance. In addition, the limited amount of activity that will occur within the vested portion of the site will not include excavation activities and be limited to construction of the haul road. Lehigh Hansen will adhere to all applicable environmental protection measures contained in mitigation measures and conditions of approval from the 2012 approval and applicable requirements outlined in the reclamation plan amendment, which is included in this application submittal. The proposed project would not involve construction in area with steep topography (average slope of >30%). Therefore, the proposed project meets this criterion provided in the Project Qualification for Exemption Table provide in the Petition for Exemption Form an Environmental Assessment.

**2. Trees**

**(b) trees proposed to be removed**

It is unclear at this time how many trees will need to be removed as part of the construction of the haul road. However, any such removal will be done as part of the Lehigh Hansen's vested operations and unrelated the reclamation plan boundary adjustment contained in the minor reclamation plan amendment. In addition, any tree removal that would take place would meet the criteria this criterion provided in the Project Qualification for Exemption Table provide in the Petition for Exemption Form an Environmental Assessment

**6. Safety/Health:**

**(a) To your knowledge, do potentially hazardous materials exist on either this site or nearby property? (e.g., fuels, chemicals, industrial residue, etc.)**



Section 4.9 of the 2012 Draft EIR provided an analysis of potentially hazardous materials. No new hazardous materials, or hazardous materials storage facilities, would be introduced in the quarry as a result of the project. The quarry currently uses, stores, and maintains materials considered hazardous consistent with application conditions of approval, mitigation measures and under the applicable laws. Therefore, the proposed project meets this criterion provided in the Project Qualification for Exemption Table provide in the Petition for Exemption Form an Environmental Assessment.

**8. Aesthetic:**

**(a) Does the property contain natural features of scenic value or rare or unique characteristics (e.g., rock outcroppings, mature trees)?**

Section 4.1 of the 2012 DEIR provides analysis and feasible mitigation measures to aesthetic impacts. The reclamation plan boundary adjustment area contains a limited number of mature oak trees. The reclamation plan boundary adjustment area does not contain any other natural features deemed to have scenic value or rare or unique characteristics nor will the haul road nor existing PG&E access road be visible from public roads.

**10. Habitat for endangered, threatened, or rare wildlife or plants:**

**(b) Is the property in or adjacent to a mapped occurrence of a special-status species as reported in the California Natural Diversity Database (CNDDDB)?**

Section 4.4 of the 2012 DEIR, the conditions of approval and mitigation measures, the approved reclamation plan and proposed reclamation plan amendment contain protection measures to ensure that activities at the Permanente Quarry will not result in significant impacts to special status species of wildlife or plants. In addition, the proposed reclamation plan boundary adjustment area will not result in impacts to or loss of habitat endangered, threatened or rare wildlife or plants. Further, as explained in the Answer to Question 4 (Drainage/Flooding/Riparian), there are no watercourse and riparian habitat located within 150 feet of the proposed construction area. In addition, the limited number of oak trees that would be removed prior to the construction of the haul road is a component of Lehigh Hansen's vested activities and not subject to the County's discretion under CEQA. Even if such activities were subject to the County's CEQA jurisdiction, the site is not located within the h1 historic district nor will the construction activities result in the removal of ½ acre or more of oak woodland. Therefore, the proposed project meets all of the Biology criteria provided in the Project Qualification for Exemption Table provide in the Petition for Exemption Form an Environmental Assessment.

**PERMANENTE QUARRY RECLAMATION PLAN MINOR AMENDMENT  
FOR ROCK PLANT HAUL ROAD RECLAMATION AND BOUNDARY ADJUSTMENT**

**ADDENDUM TO ENVIRONMENTAL INFORMATION FORM**

**Project Description:**

**4. Where on the site will project construction and activities occur (describe and show on site plan construction footprint and staging areas)?**

The minor reclamation plan boundary amendment area is located in the southeastern portion of the Lehigh Southwest Cement Company (Lehigh) property within Santa Clara County's (the "County's") unincorporated jurisdiction.

**5. Site and project area information:**

**(g) Indicate total area (sq. feet or acres) of vacant or undeveloped land, and land not devoted to the proposed use:**

This amendment expands the reclamation plan boundary by 7.1 acres. The current reclamation plan boundary totals 1,238.6 acres. Thus, the increase is less than 0.5% of total area of the quarry.

**6. Will grading (cut and/or fill) be required as part of the project?**

The earthwork associated with the haul road construction is related to the underlying mining activities, which are vested activities not associated with reclamation plan boundary amendment. Reclamation will include placement of growth media materials, assuming a depth of approximately 6 inches, totaling up to 4,920 cubic yards.

**8. Number of employees?**

The project is a reclamation plan boundary adjustment and would not involve employees; however, the site is an operating mine, which employs an average total of 63 on-site persons, depending on market conditions and level of production. The project would not result in a change in the number of employees.

**9. Indicate the water source serving the proposed use. Include provider name if applicable.**

The reclamation plan boundary amendment will not increase water use above existing levels. Rock processing operations currently use 90 percent recycled water, with makeup water from the San Jose Water Company.

**10. If there are existing wells on the property:**

**(a) How many are functioning?**

There currently are two monitoring wells within the Permanente Quarry area, located adjacent to the East Materials Storage Area (EMSA) (i.e., the overburden stockpile area east of the quarry pit) to the north of the project site. Another six monitoring wells lie south of the project area within the Permanente Quarry property.

**(b) How many are abandoned?**

Historical records indicate that 21 wells have at times been previously installed within the project area and thereafter abandoned according to state law and Santa Clara Valley Water District ordinance.

**(c) Are the abandoned wells sealed?**

All abandoned monitoring wells have been sealed as required by state law and Santa Clara Valley Water District ordinance, with the exception that a number of monitoring wells identified in historic records could not be located in 2008 after field investigations. In November 2000, the Santa Clara Valley Water District deemed the nonlocatable wells to be abandoned.

**11. What is the distance to nearest water line?**

The nearest public water line is along the main quarry access road, more than a mile from the project area at the nearest point. The project will not require the extension of any water lines or the provision of public water service.

**Environmental Setting:**

**1. Describe the natural characteristics (e.g., topography, vegetation, drainage, soil stability, habitat, etc.) on the project site.**

The environmental setting for Permanente Quarry was provided in the environmental impact report (EIR) certified during the 2012 reclamation plan amendment review and approval. Topography is described in Section 2.2.2 (and Figure 2.3, "Existing Topography") of the 2012 draft EIR. Vegetation and habitat types that exist at the Permanente Quarry site are described in Section 4.4.1.2 of the 2012 draft EIR. Section 4.10.1.2 of the 2012 draft EIR provides the drainage characteristics of the site. Potential soil stability issues on-site are addressed in Section 4.7 of the 2012 Draft EIR. The draft and final EIR, together with the conditions of approval and approved reclamation plan, address how natural characteristics of the site are being addressed at Permanente Quarry as the vested operation continues to operate.

**2. Describe the existing land uses on the project site.**

Surface mining is the primary current land use within the project area.

**3. Describe the existing land uses adjacent to the project site (note location in relation to the project site).**

Section 2.3.2 of the 2012 draft EIR provides a summary of the existing land uses adjacent to the Permanente Quarry.

**4. Are there any known technical reports that evaluate the property or the proposed project (e.g., geologic, biological, archaeological, environmental impact reports, etc.)? Indicate which reports will be submitted with this application.**

The 2012 draft and final EIR are on file with the County Department of Planning and Development. The proposed minor reclamation plan boundary adjustment is limited to a 7.1-acre area located on the vested parcel immediately adjacent to the 1,238.6-acre Permanente Quarry reclamation plan boundary; therefore, no additional technical studies

are required nor will be submitted as part of this minor reclamation plan amendment application.

## **Environmental Aspects of the Project:**

### **1. Geology:**

#### **(a) Are there any known geologic hazards on the site or in the immediate area. (e.g., earthquake faults, landslides, subsidence, steep slopes, etc.)?**

Section 4.7 of the draft EIR provides an extensive analysis of the site's potential geologic hazards at the site. The administrative record, including the final EIR, conditions of approval, and reclamation plan, contain measures to ensure that potential impacts are reduced to a level of less than significant. In addition, the limited amount of activity that will occur within the vested portion of the site will not include excavation activities and will be limited to construction of the haul road. Lehigh Hansen will adhere to all applicable environmental protection measures contained in mitigation measures and conditions of approval from the 2012 approval and applicable requirements outlined in the reclamation plan amendment included in this application submittal. The proposed project would not involve construction in areas with steep topography (average slope of greater than 30 percent). Therefore, the proposed project meets the criterion provided in the table provided in the Petition for Exemption From an Environmental Assessment.

### **2. Trees**

#### **(b) trees proposed to be removed**

It is unclear at this time how many trees will need to be removed as part of the construction of the haul road. However, any tree removal will be done as part of Lehigh Hansen's vested operations and unrelated the reclamation plan boundary adjustment contained in the minor reclamation plan amendment. In addition, any tree removal that would take place would meet the criterion provided in the table provided in the Petition for Exemption From an Environmental Assessment form.

### **6. Safety/Health:**

#### **(a) To your knowledge, do potentially hazardous materials exist on either this site or nearby property? (e.g., fuels, chemicals, industrial residue, etc.)**

Section 4.9 of the 2012 draft EIR provided an analysis of potentially hazardous materials. No new hazardous materials or hazardous materials storage facilities would be introduced in the quarry as a result of the project. The quarry currently uses, stores, and maintains materials considered hazardous consistent with application conditions of approval and mitigation measures and under the applicable laws. Therefore, the proposed project meets the criterion provided in the table provided in the Petition for Exemption From an Environmental Assessment.

### **8. Aesthetic:**

#### **(a) Does the property contain natural features of scenic value or rare or unique characteristics (e.g., rock outcropping, mature trees)?**

Section 4.1 of the 2012 draft EIR provides analysis and feasible mitigation measures to aesthetic impacts. The reclamation plan boundary adjustment area contains a limited number of mature oak trees. The reclamation plan boundary adjustment area does not

contain any other natural features deemed to have scenic value or rare or unique characteristics nor will the haul road or existing PG&E access road be visible from public roads.

**10. Habitat for endangered, threatened, or rare wildlife or plants:**

**(b) Is the property in or adjacent to a mapped occurrence of a special-status species as reported in the California Natural Diversity Database (CNDDDB)?**

Section 4.4 of the 2012 draft EIR, the conditions of approval, mitigation measures, the approved reclamation plan, and the proposed reclamation plan amendment contain protection measures to ensure that activities at Permanente Quarry will not result in significant impacts to special-status species. In addition, the proposed reclamation plan boundary adjustment area will not result in impacts to or loss of habitat for endangered, threatened, or rare wildlife or plants. Further, as explained in the answer to question 4 (Drainage/Flooding/Riparian), no watercourse or riparian habitat are located within 150 feet of the proposed construction area. In addition, the limited number of oak trees that would be removed prior to the haul road construction is a component of Lehigh Hanson's vested activities and not subject to the County's discretion under The California Environmental Quality Act (CEQA). Even if such activities were subject to the County's CEQA jurisdiction, the site is not part of the project under CEQA. Therefore, the proposed project meets all of the criteria related to biological resources as provided in the table provided in the Petition for Exemption From an Environmental Assessment.



# WELL INFORMATION QUESTIONNAIRE

FC 808 (11-26-14)

TO BE FILLED OUT AT COUNTER AND MAILED BY CITY/COUNTY OFFICIAL

**PRINT** Applicant's Name: Erika Guerra Phone: (   )

Project Address: 24001 Stevens Creek Blvd. City: Cupertino

Assessor's Parcel No.: Book   Page   Parcel

Type of Planned Activity: Minor reclamation plan amendment to expand the reclamation plan boundary

Is there a well(s) located on your project site:  Yes  No

If yes, type of well:  Water Well  Monitoring Well  Dry Well  Other:   (Explain)

Is the well(s) active (in use)?  Yes  No

Will your proposed permit activity affect your well site?  Yes  No

Comments:

For further information, please contact the Santa Clara Valley Water District Well Ordinance Program, (408) 630-2660.

INFORMATION RECEIVED BY:	<b>FOR OFFICIAL USE ONLY</b>
Name of City/County Representative: <u> </u>	City/County Project File No.: <u> </u>
Name of City/County: <u> </u>	Date: <u> </u>



# WELL INFORMATION QUESTIONNAIRE

FC 808 (11-26-14)

TO BE FILLED OUT AT COUNTER AND MAILED BY CITY/COUNTY OFFICIAL

**PRINT** Applicant's Name:   Phone: (   )

Project Address:   City:

Assessor's Parcel No.: Book   Page   Parcel

Type of Planned Activity:

Is there a well(s) located on your project site:  Yes  No

If yes, type of well:  Water Well  Monitoring Well  Dry Well  Other:   (Explain)

Is the well(s) active (in use)?  Yes  No

Will your proposed permit activity affect your well site?  Yes  No

Comments:

For further information, please contact the Santa Clara Valley Water District Well Ordinance Program, (408) 630-2660.

INFORMATION RECEIVED BY:	<b>FOR OFFICIAL USE ONLY</b>
Name of City/County Representative: <u> </u>	City/County Project File No.: <u> </u>
Name of City/County: <u> </u>	Date: <u> </u>

HAZARDOUS WASTE AND SUBSTANCE  
SITES LIST QUESTIONNAIRE

(AB 3750 - Cortese Bill)

TO BE FILLED OUT AT COUNTER UPON SUBMITTAL OF APPLICATION

---

Applicant Name: Erika Guerra

APN(s): 351-10-033

Is the proposed development property listed in the Office of  
Planning and Research Hazardous Waste and Substance Sites List?

Yes  No

If "yes," complete the following:

Site: \_\_\_\_\_

Page: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

I certify that I have reviewed the Hazardous Waste and Substance Sites List, dated November 2018,  
and, to the best of my knowledge, the above information is correct.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_



2401 STEVENS CREEK BOULEVARD  
PERMANENTE, CA 95014  
SANTA CLARA COUNTY  
**SITE TYPE:** \* HISTORICAL

**OFFICE:** CLEANUP BEI  
**CENSUS TRACT:** 6085511707  
**CALENVIROSCREEN PERCENTILE SCORE:** 1-5% (lowest s

[Summary](#) | [Activities](#) | [Site/Facility Docs](#) | [Related Sites](#) | [CalEnviroScreen](#)

**Site Information**

**CLEANUP STATUS**  
**REFER: OTHER AGENCY AS OF 7/1/1991**

**SITE TYPE:** \* HISTORICAL  
**NATIONAL PRIORITIES LIST:** NO  
**ACRES:** NONE SPECIFIED  
**APN:** NONE SPECIFIED  
**CLEANUP OVERSIGHT AGENCIES:**  
NONE SPECIFIED

**ENVIROSTOR ID:** 43350079  
**SITE CODE:**  
**SPECIAL PROGRAM:** \* SITE CHAR & ASSESS GRANT (CERCLA 104)  
**FUNDING:**  
**ASSEMBLY DISTRICT:**  
**SENATE DISTRICT:**

**Regulatory Profile**

**PAST USE(S) THAT CAUSED CONTAMINATION**  
NONE SPECIFIED

**POTENTIAL CONTAMINANTS OF CONCERN**  
[UNCATEGORIZED](#)

**POTENTIAL MEDIA AFFECTED**  
NONE SPECIFIED

**Site History**

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DEPARTMENT OF TOXIC SUBSTANCES CONTROL  
**ENVIROSTOR**

KAISER CEMENT CORP, PERMANENTE PLANT (43350079)

[SIGN UP FOR EMAIL](#)

2401 STEVENS CREEK BOULEVARD  
PERMANENTE, CA 95014  
SANTA CLARA COUNTY  
**SITE TYPE:** \* HISTORICAL

**OFFICE:** CLEANUP BEI  
**CENSUS TRACT:** 6085511707  
**CALENVIROSCREEN PERCENTILE SCORE:** 1-5% (lowest s

- [Summary](#)
- [Activities](#)
- [Site/Facility Docs](#)
- [Related Sites](#)
- [CalEnviroScreen](#)

**Completed Activities**

<u>TITLE</u>	<u>DOCUMENT TYPE</u>	<u>DATE COMPLETED</u>	<u>COMMENTS</u>
Site Screening	Site Screening	7/1/1991	Site Screening. No further remedial action planned based on EPA PA completed. This 3500 acre site comprising of a quarry, openland, and a cement production located about half a mile from the city of Cupertino. Since the start of operation in 1939, the plant has undergone periodic extension and has produced cement, fir wet process and lately (from 1981) by dry process. Kiln bricks with high chromium content (13.7%), kiln dust with high levels of heavy metals (Hg, As, Be, Cd, Cr, Pb), and waste solvents are the hazardous wastes of concern. Presently, the kiln bricks are recycled as the cement making process. But the quantity dumped in t dump has a potential of chromium leaching into groundwater. The kiln dust is normally recycled in the process. But spillages at failure of venting system represen potential of air and surface water pollution despite the buffer of open space, sedimentation pond, and concrete lining in the adjoining stretch of Permanente Creek Cleanup measures in progress under supervision of Santa Clara Valley Water District should eliminate or contain contamination potential of solvents and waste o
Site Screening	Site Screening	6/9/1987	SITE SCREENING DONE ON EPA'S CERCLIS. PA DONE 1/86. WASTE KILN BRICK DISPOSED OF ONSITE.
Discovery	* Discovery	10/12/1983	FACILITY IDENTIFIED ID FROM ERRIS

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0.09375 seconds

# SANTA CLARA COUNTY PLANNING DEVELOPMENT APPLICATION

PROPERTY OWNER'S NAME	Phone	Email	Prefer correspondence: Email <input type="checkbox"/>
			Mail <input type="checkbox"/>
Mailing Address	City	Zip	
APPLICANT OR APPELLANT NAME	Phone	Email	Prefer correspondence: Email <input type="checkbox"/>
			Mail <input type="checkbox"/>
Mailing Address	City	Zip	
ADDRESS OF SUBJECT PROPERTY: _____		APN: _____	
EXISTING USE OF PROPERTY: _____		ACCESS RESTRICTIONS (gate, dog, etc.): _____	
The ACKNOWLEDGEMENTS AND AGREEMENTS FORM on the reverse side of this application must be completed and signed by the property owner(s).			

## FOR DEPARTMENT USE ONLY

FILE NUMBER: \_\_\_\_\_ - \_\_\_\_\_

PROJECT DESCRIPTION: \_\_\_\_\_

APPLICATION TYPES	FEE(S)	COMMENTS / SUBMITTAL MATERIALS
Architecture and Site Approval / ASX		
Building Site Approval / BA (Urban / Rural)		
Certificate of Compliance		
Design Review / DRX		
CEQA (EA / Cat Ex / Prior CEQA / EIR)		
Compatible Use Determination (WA / OSE)		
Geologic Report / Letter		
Grading Approval / Abatement		
Lot Line Adjustment / Lot Merger		
Pre-Screening		
Special Permit		
Subdivision		
Use Permit		
Variance		
Other		
<b>TOTAL FEES</b>		

**Application fees are not refundable.**

Submittal reviewed  
and received by: \_\_\_\_\_  
Date: \_\_\_\_\_

Coordinates: X \_\_\_\_\_ Y \_\_\_\_\_  
Zoning: \_\_\_\_\_  
General Plan: \_\_\_\_\_  
Parcel Size: \_\_\_\_\_

USA / SOI \_\_\_\_\_  
WA / OSE / HCP \_\_\_\_\_  
Early Outreach: L1 / L2 \_\_\_\_\_  
Previous Files: \_\_\_\_\_

# ACKNOWLEDGEMENTS AND AGREEMENTS

FILE NUMBER: \_\_\_\_\_ — \_\_\_\_\_

## I. INDEMNITY

**Applies to all Planning applications.**

As it relates to the above referenced application, pursuant to County of Santa Clara Ordinance Code Section A33-6, except where otherwise expressly prohibited by state or federal law, I hereby agree to defend, indemnify and hold harmless the County and its officers, agents, employees, boards and commissions from any claim, action or proceeding brought by any person or entity other than the applicant ("third party") against the County or its officers, agents, employees, boards and commissions that arises from or is in any way related to the approval of this application, including but not limited to claims, actions or proceedings to attack, set aside, void or annul the approval. If a third party claim, action or proceeding is filed, the County will promptly notify the applicant of the claim, action or proceeding and will cooperate fully in the defense. Notwithstanding the above, the County has the right to participate in the defense of any claim, action or proceeding provided the County bears its own costs and attorney fees directly associated with such participation and defend the action in good faith. The applicant will not be required to pay or perform any settlement unless the applicant agrees to the settlement.

## II. FEES

**Applies to hourly billable application types. Refer to Department of Planning and Development fee schedule.**

- a. I/We the Owner(s) of the subject property, understand that my/our application requires payment of a minimum non-refundable fee, plus additional funds when staff hours devoted to the application exhaust the initial payment. Staff hours are billed at the hourly rate in effect at the time the staff hours are accrued.
- b. Typical tasks charged to an application include, but are not limited to, the following: intake and distribution of application, staff review of plans and other relevant materials; correspondence; discussions/ meetings with owner, applicant and/or other interested parties; visits to the project site by authorized agency staff; file maintenance; environmental assessment; staff report preparation; agenda and meeting preparation; meeting attendance; presentations to boards, commissions, and community groups; contract administration.
- c. The minimum nonrefundable fees for development applications are based on staff billing rates and staff hours needed to process a typical application. Staff hours may exceed a base application fee (requiring additional billing) due to project complexity and public interest on a project. This could include the need to review technical reports, conduct several meetings with the owner / applicant, and respond to public inquiries.
- d. Invoiced fees are due within 30 days of the date on the billing letter. **Fees not paid within 30 days are considered late and are subject to collection at the expense of the Owner.** While such fees are outstanding, the Planning Office reserves the right to cease all work on a project until said fees are paid in full.
- e. Any fees not paid within 45 days of invoicing shall be subject to interest charged at a rate equal to that earned by the County Treasury investment pool for that period.
- f. The owner and applicant are encouraged to periodically check on the status of their projects and fees. Questions regarding the status of hours charged to an application may be addressed to the planner assigned to the project.
- g. For more information on Planning Office application fees and how they are calculated, visit the County Planning Office web site at [www.sccplanning.org](http://www.sccplanning.org).

## III. APPLICATION AUTHORIZATION AND AGREEMENT TO PAY

I (We), the Owner(s) of the subject property, hereby authorize(s) the filing of this application and on-site visit by authorized staff. In addition I (We) acknowledge and understand the information above related to fees and agree to pay all application fees. I (We) certify and accept the terms and conditions as described above.

OWNER'S NAME(S) (Please Print)

OWNER'S SIGNATURE(S)

*Erika Guerra*

Revised 11/2/2015

DATE

Santa Clara County Planning Office

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## PETITION FOR EXEMPTION FROM AN ENVIRONMENTAL ASSESSMENT

*Certain projects may not require an Environmental Assessment because they are **exempt** under state law. The Environmental Review handout describes the types of applications that may qualify for an exemption. Staff at the Planning Office counter can also advise you whether your application may be exempt.*

*Submittal of this form must be accompanied by the Environmental Information Form (with photographs), which is used to determine if the project will have any potentially significant environmental impacts.*

The undersigned hereby requests exemption from the environmental review requirements of the California Environmental Quality Act of 1970, as amended. In completing this request, I / we are affirming our belief that no significant environmental impact will result from the proposed project.

1. Project Type (subdivision, grading etc.): Minor reclamation plan amendment

2. Project Location: 24001 Stevens Creek Blvd., Cupertino, CA 95014

3. Project Description (including physical dimensions and proposed use): \_\_\_\_\_

Reclamation plan boundary adjustment to add 7.1 acres to an existing reclamation plan area of 1,238.6 acres to include a utility access road and haul road.

4. Project Qualification for Exemption (all answers must be 'No'):

The questions in the table below are used to determine if a project could have any significant environmental impacts within different categories, necessitating the preparation of an Environmental Assessment. If the project does not have impacts in the listed categories (answer is "No"), the project may qualify to be an exemption.

Completion of the accompanying Environmental Information Form (EIF) can be used to answer the questions listed in the table, which specifies the location in the EIF (page and question) where these items are addressed.

Please note that the questions below are general screening thresholds to determine if an Environmental Assessment is required. Other factors may also be considered in this evaluation.

Would the proposed project involve:	EIF Page/ Question	Yes	No
<i>Biology</i>			
-work within 150 ft. of a watercourse, wetland, or riparian area?	P. 7/Q. 4		X
-impacts to or loss of habitat for endangered, threatened or rare wildlife or plants?	P. 10/Q. 10		X
-removal of five (5) or more native trees (12 inches in diameter, or 6 inches in diameter within the -h1 historic district)?	P. 6/Q. 2		X
-removal of ½ acre or more of oak woodland?	P. 6/Q. 2		X
<i>Historic</i>			
-demolition or alteration of historic resources (e.g., structure more than 50 years old)?	P. 3/Q. 7		X
<i>Topography / total earthwork</i>			
-construction in area with steep topography – average slope of > 30%?	P. 6/Q. 1		X
-import or export of more than 2,500 cubic yards of soil / material?	P. 2/Q. 6		X
-total earthwork exceeds 5,000 cubic yards (cut and fill)?	P. 3/Q. 6		X
<i>Non-residential</i>			
-generate significant new traffic?	P. 8/Q. 5		X
-create significant outdoor noise (outdoor amplified music, industrial activity)?	P. 8/Q. 7b		X
-use of hazardous materials?	P. 8/Q. 6		X
-development on agricultural lands (A-40, A-20 Zoning Districts)?	P. 7/Q. 3		X

5. List Categorical Exemption Class for which project is believed to qualify (refer to attached list)  
Class #: Class 1 (see Env. Info. Form and addendum), Class 4, and CEQA Guidelines Section 15061(b)(3)

Applicant's Signature: Erika Guerra  Digitally signed by Erika Guerra  
Date: 2018.11.09 15:55:08 -08'00' Date: \_\_\_\_\_

For Staff Use Only			
Project file number: _____	Exemption (CEQA Section): _____		
Comments: _____			
_____			
Approved <input type="checkbox"/>	Denied <input type="checkbox"/>	Staff Person: _____	Date: _____

# Exemptions from Environmental Review

Per the California Environmental Quality Act (CEQA), this is a list of exemptions that are most likely applicable to development applications processed by the Santa Clara County Planning Office. It is not comprehensive but, instead describes general categories.

Pick the number of the class that appears to most clearly describe your project and enter it on the form (item 4). Then explain why your project fits that category (item 5); for example: "a single duplex building"; or "an addition of less than 50%".

## Categorical Exemptions

### **Class 1 (CEQA Section 15301): Minor alteration of existing facilities involving negligible or no expansion of use**

Examples include but are not limited to:

- a. Interior or exterior alterations
- b. Existing facilities used to provide public utility service
- c. Existing highways, streets, sidewalks, gutters, bicycle and pedestrian trails and similar facilities (this includes road grading for the purpose of public safety)
- d. Restoration or rehabilitation of deteriorated or damaged structures or facilities to meet public health and safety standards
- e. Additions to existing structures
  - (1) Up to 50% of floor area or 2,500 square feet, whichever is less
  - (2) 10,000 square feet if:
    - (a) public services available
    - (b) area not environmentally sensitive
- f. Addition of safety or health protection devices
- g. New copy on existing signs
- h. Maintenance of existing landscaping
- i. Demolition or removal of small structures
- j. Conversion of a single-family residence to office use
- k. Use of a single-family residence as a small family day care home

### **Class 2 (CEQA Section 15302): Replacement or reconstruction of an existing structure located on the same site and with substantially the same purpose and capacity**

### **Class 3 (CEQA Section 15303): New construction or conversion of small structures**

Examples of this exemption include but are not limited to:

- a. One single family residence, or a second dwelling unit in a residential zone (up to 3 structures in an urbanized area)
- b. A duplex or similar multi-family residential structure, totaling no more than 4 dwelling units; maximum 6 dwelling units in one building for urbanized areas
- c. A store, motel, office, restaurant or similar structure not exceeding 2,500 square feet in floor area (up to 4 commercial buildings, not exceeding 10,000

- square feet, in urbanized areas) on sites zoned for such use, not involving the use of significant amounts of hazardous materials, where all necessary public services and facilities are available and the surrounding area is not environmentally sensitive
- d. Water, main, sewage, electrical, gas, and other utility extensions, including street improvements, of reasonable length to serve such construction
  - e. Accessory structures including garages, carports, swimming pools and fences

**Class 4 (CEQA Section 15304): Minor alterations to land, water or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes.** Examples of this exemption include but are not limited to:

- a. Grading on land with less than 10% slope (if not in waterway, wetland, official scenic area or mapped area of severe geologic hazard).
- b. New gardening or landscaping
- c. Filling previous excavation
- d. Minor alterations in officially designated wildlife areas which result in habitat improvement.
- e. Minor temporary uses with no permanent effects (e.g., carnivals, Christmas tree sales, etc.)
- f. Minor trenching and backfilling
- g. Creation of bicycle lanes
- h. Fuel management activities (within 30 feet of structure, or within 100 feet of structure if designated by public agency responsible for fire protection)

**Class 5 (CEQA Section 15305): Minor Alterations in land use limitations**

On land of 20% average slope or less and no change in land use or density including but not limited to:

- a. Minor lot line adjustment (not resulting in creation of new lot), and setback variances.
- b. Minor encroachment permit
- c. Reversion to acreage in accordance to the Subdivision Map Act

**Class 11 (CEQA Section 15311): Construction or replacement of accessory structures**

- a. On premise signs
- b. Small parking lots
- c. Temporary or seasonal structures designed for public use

**Class 14 (CEQA Section 15314): Minor additions to Schools** that do not increase school student capacity by more than 25% or 10 classrooms, whichever is less

**Class 15 (CEQA Section 15315): Minor land divisions**

Which satisfies all of the following criteria:

- a. Four or fewer parcels (five, if one involves the dedication of permanent open space through a conservation easement);
- b. Within the Urban Service Area;
- c. Meet riparian setbacks if applicable as shown on the County General Plan;
- d. Future parcels will be served by public streets, sewers and water systems;
- e. Division is in conformance with the General Plan and zoning and no variance or exceptions are required;
- f. The parcel was not involved in the division of a prior subdivision within the previous 2 years; and
- g. The parcel does not have an average slope greater than 20 percent.

**Class 31** (CEQA Section 15331): **Historical Resource Restoration / Rehabilitation** *ONLY* consists of projects limited to maintenance, repair, stabilization, rehabilitation, restoration, preservation, conservation, or reconstruction of historical resources in a manner consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties with Guidelines for Preserving, Restoring, and Reconstructing Historic Buildings (1995), Weeks and Grimmer.

**Class 33** (CEQA Section 15333): **Small Habitat Restoration Projects**

Projects not to exceed 5 acres in size to assure the maintenance, restoration, enhancement, or protection of habitat for fish, plants, or wildlife provided that:

- a. There would be no significant adverse impact on endangered, rare or threatened species or their habitat pursuant to section 15065,
- b. There are no hazardous materials at or around the project site that may be disturbed or removed, and
- c. The project will not result in impacts that are significant when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.
- d. Examples of small restoration projects may include, but are not limited to:
  - (1). Revegetation of disturbed areas with native plant species;
  - (2). Wetland restoration, the primary purpose of which is to improve conditions for waterfowl or other species that rely on wetland habitat;
  - (3). Stream or river bank revegetation, the primary purpose of which is to improve habitat for amphibians or native fish;
  - (4). Projects to restore or enhance habitat that are carried out principally with hand labor and not mechanized equipment.
  - (5). Stream or river bank stabilization with native vegetation or other bioengineering techniques, the primary purpose of which is to reduce or eliminate erosion and sedimentation; and
  - (6). Culvert replacement conducted in accordance with published guidelines of the Department of Fish and Game or NOAA Fisheries, the primary purpose of which is to improve habitat or reduce sedimentation.