

**STAFF REPORT TO AMADOR COUNTY PLANNING COMMISSION
FOR REGULAR MEETING OF TUESDAY MAY 12, 2015**

**CONSENT AGENDA – ITEM NO. 2 – REVIEW AND POSSIBLE APPROVAL OF INTERIM
MANAGEMENT PLAN SUBMITTED FOR THE SOUTH ARKANSAS CREEK MINE
PURSUANT TO COUNTY CODE SECTION 7. 36.185 AND PUBLIC RESOURCES CODE
SECTION 2770.**

MINE OPERATOR: Crosspointe 2, LLC (Jason Smith, representative)

PROPERTY OWNERS: Sandra Ballard and Crosspointe 2, LLC

SUPERVISORIAL DISTRICT: V

LOCATION: On the south side of Hwy 16 approximately 1.5 miles east of the
Sacramento/Amador County line.

DESCRIPTION: The mine operator submitted the attached Interim Management Plan (IMP) which sets forth the measures that will be taken to maintain the mine site in a stable condition and ensure health and safety measures are implemented until operations resume. An IMP can be approved for a period of 5 years and may be renewed for two additional 5 year periods, if necessary [PRC §2770 (h)(2)].

Staff submitted the proposed IMP to the State Department of Conservation-Office of Mine Reclamation (OMR) for review and comment. A preliminary comment was received from OMR requesting the third sentence under Revegetation Plan (page 4) be deleted. The mine operator has indicated they have no objection to deleting this sentence in the final, approved, document. Any additional comments received from OMR prior to the meeting will be considered for incorporation into the IMP. No further comments have been received as of May 6, 2015.

Due to processing delays approval of the IMP by the Planning Commission would be for a term of 5 years commencing from November, 2011 as that is the point in time the mine became “idle.”

PLANNING COMMISSION ACTION: Find the IMP meets the requirements of SMARA and County Code Chapter 7.36; approve the IMP for a period of 5 years (commencing from November, 2011, the point in time the mine became “idle”); and further find the approval of the IMP is not a project as defined by CEQA and therefore a Categorical Exemption shall be adopted and filed with the County Recorder. The approval of an Interim Management Plan is not a "project" and is exempt because it is a ministerial, not a discretionary, action. {PRC 21080(b)(1); CCR 15060(c)(1); PRC 2770(h)(1)}