

**RESOLUTION OF THE ZONING ADMINISTRATOR
OF THE COUNTY OF HUMBOLDT**

Resolution Number 24-

**PLN-2023-18275 (CUP-23-92XM/ SMR-03-92XM)
Assessors Parcel Number 217-053-004; 217-053-005**

MAKING THE REQUIRED FINDINGS FOR CERTIFYING COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND CONDITIONALLY APPROVING THE RANDALL SAND AND GRAVEL EXTENSION OF CONDITIONAL USE PERMIT, SURFACE MINING PERMIT AND RECLAMATION PLAN

WHEREAS, agents for Charles Bar submitted an application and evidence in support of approving a renewal of Charles Bar SMARA Permit consisting of Conditional Use Permit, Surface Mining Permit, Reclamation Plan, and Financial Assurance. The applicant proposes to continue mining and processing. Average annual extraction not to exceed 25,000 cubic yards (cy) of gravel and

WHEREAS, the County Planning Division has reviewed the submitted application and evidence and has referred the application and evidence to involved reviewing agencies for site inspections, comments and recommendations; and

WHEREAS, A Subsequent Mitigated Negative Declaration was adopted on March 25, 2009, by the Humboldt County Planning Commission for the surface mining permit and no changes to the mining operation are proposed as part of this renewal; and; and

WHEREAS, Attachment 2 in the Planning Division staff report includes evidence in support of making all of the required findings for approving the proposed extension of the permits for the surface mining operation and reclamation plan, and financial cost assurance estimate; and

WHEREAS, on July 18, 2024 a duly noticed public hearing was held to receive public testimony on the proposed project.

THEREFORE BE IT RESOLVED, that the Zoning Administrator makes all the following findings:

- 1. FINDING:** **Project Description:** The Charles Bar Renewal is a renewal of a 15-year term of a previously approved, existing rock quarry (CUP-23-92XM/ SMR-03-92XM). The project is an existing aggregate quarry extracting gravel rock aggregate that was approved in 2009. No changes are proposed to the existing approvals, site plan, limits of excavation, methods, equipment, plan of operation or end use.

EVIDENCE: a) Project File: PLN-2023-18275
- 2. FINDING:** **CEQA:** The project is within the scope of the 2009 CEQA Subsequent Mitigated Negative Declaration that was adopted by the Humboldt County Planning Commission.

EVIDENCE: a) No expansion horizontally or vertically is proposed; no changes are proposed.

b) The project was previously modified with conditions of approval and through CEQA review mitigation measures were incorporated and remain part of the project.

Mining Permit 15-Year Renewal (*Title III, Div. 9, Chapter 1, §391-4(b)(6), Term*, of the Humboldt County Code)
- 3. FINDING:** The life expectancy of the operation justifies a 15-year renewal.

EVIDENCE: a) The applicant states that quarry reserves contain more aggregate material than can be extracted from it over the next 15-year term.
- 4. FINDING:** There are no special circumstances related to the operation that would cause the term to be set for less than 15 years.

EVIDENCE: a) Referral notices were sent to interested agencies and no agencies indicated that the term should be less than 15 years.
- 5. FINDING:** The mine has been conducted in compliance with permit conditions.

EVIDENCE: a) The operation is inspected annually by County Planning staff for compliance with the Reclamation Plan and conditions of approval and mitigation measures. The most recent inspection report from November 2023 shows no violations or issues.
- 6. FINDING:** Original conditions of approval remain in effect.

EVIDENCE: a) There are no known changes in the law or circumstances that would preclude a 15-year renewal.

DECISION

NOW, THEREFORE, based on the above findings and evidence, the Humboldt County Zoning Administrator does hereby:

1. Adopt the findings set forth in this resolution; and
2. Approves the Conditional use Permit renewal subject to the conditions of approval in Attachment 1A.

Adopted after review and consideration of all the evidence on **July 18, 2024**

I, John H. Ford, Zoning Administrator of the County of Humboldt, do hereby certify the foregoing to be a true and correct record of the action taken on the above-entitled matter by said Zoning Administrator at a meeting held on the date noted above.

John Ford, Director
Planning and Building Department