

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceeding, Meeting of March 26, 2019

RESOLUTION NO. 19-25

RESOLUTION AUTHORIZING THE HUMBOLDT COUNTY PLANNING AND BUILDING DEPARTMENT OR THE CALIFORNIA DEPARTMENT OF CONSERVATION TO USE FUNDS PLEDGED BY THE HUMBOLDT COUNTY DEPARTMENT OF PUBLIC WORKS TO COMPLETE RECLAMATION OF ROCK AND GRAVEL QUARRY SITES

WHEREAS, Resolution No. 18-22, was adopted by the Humboldt County Board of Supervisors on March 27, 2018; and

WHEREAS, funds pledged by the Humboldt County Department of Public Works for reclamation of certain surface mining operations listed in Resolution No. 18-22 need to be updated; and

WHEREAS, California Public Resources Code Sections 2710, *et. seq.*, require that rock and gravel quarries be reclaimed; and

WHEREAS, Section 3806.1 of the Financial Assurance Mechanism Emergency Regulations requires counties to adopt a resolution establishing a pledge of revenue; and

WHEREAS, this pledge of revenue shall be used to satisfy the requirements of Section 2773.1 of the California Public Resources Code; and

WHEREAS, the pledge of revenue shall contain the types and sources of pledged revenue, the period of time that each source of revenue is pledged to be available, the calculated amount of the financial assurances and authorization for the Humboldt County Planning and Building Department or the California Department of Conservation to use the pledged funds to complete the reclamation if the Department of Public Works fails to do so; and

WHEREAS, Section 3806.1(c)(3) of the Financial Assurance Mechanism Emergency Regulations allows the County to pledge certain types of guaranteed revenues acceptable to the Planning and Building Department and the California State Mining and Geology Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. All of the recitals contained herein are true and correct.
2. Resolution No. 18-22, as adopted by the Humboldt County Board of Supervisors on March 27, 2018, is hereby rescinded.
3. The Humboldt County Board of Supervisors hereby directs the Department of Public Works to pledge its allocated share of gas tax revenues in the amounts shown in Section 5, which are calculated to be the amounts necessary to reclaim each active surface mining site on which the County of Humboldt has Borrow Agreements or owns in-fee plus a ten percent (10%) contingency. Updated reclamation costs for 2019 were based on new Financial Assurance Cost Estimate requirements issued by the California State Mining and Geology Board and stipulated in a Lead Agency Notification Letter dated October 15, 2018.
4. Each specific site pledge shall be pledged for a period of five (5) years beyond the period stated in each Borrow Agreement.

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5. The Humboldt County Board of Supervisors hereby authorizes the Planning and Building Department or the California Department of Conservation – Office of Mine Reclamation to use the pledged funds to complete the reclamation of the following sites in the event the Department of Public Works fails to complete said activities:

2019 Pledge of Revenue for Surface Mining Operations Conducted by the County of Humboldt

| CA MINE ID # | GRAVEL BAR | \$ PLEDGED |
|---------------------|--|-------------------|
| 91-12-0021 | Worswick Bar [Fernbridge, Eel River] | 3,763.58 |
| 91-12-0022 | PL Bar [Dyerville, Eel River] | 4,189.34 |
| 91-12-0050 | Branstetter Bar [Capetown, Bear River] | 4,009.56 |
| 91-12-0059 | Cook Bar [North Fork Mattole River] | 3,589.38 |
| 91-12-0060 | Charles Bar [Larabee Creek] | 6,060.39 |
| 91-12-0061 | PL Bar [Van Duzen River] | 2,671.01 |
| 91-12-0068 | Fort Seward (Ranch) Bar [Eel River] | 3,588.59 |
| | ROCK QUARRY | |
| 91-12-0024 | Drewry Pit [Bell Springs Road] | 13,596.32 |
| 91-12-0025 | Monument Pit [Monument Road] | 12,960.79 |
| 91-12-0026 | Brannan Mountain Pit [Willow Creek] | 15,975.76 |
| 91-12-0027 | Fort Seward Pit [Dyerville Loop Rd] | 7,840.96 |
| 91-12-0028 | Hansen-Degnan Pit [Kneeland Road] | 11,069.62 |
| 91-12-0055 | Moore Pit [Showers Pass Road] | 10,656.89 |
| 91-12-0056 | Bald Hills Pit #2 [Bald Hills Road] | 6,461.38 |
| 91-12-0065 | Russ Quarry #1 [Murphy Meadow] | 6,485.52 |
| 91-12-0085 | Kercher Quarry [Alderpoint Road] | 15,089.06 |
| 91-12-0086 | Cañon Creek Quarry [Maple Creek Rd] | 29,363.51 |
| Total | | \$157,371.66 |

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Dated: March 26, 2019



Rex Bohn, Chair
Humboldt County Board of Supervisors

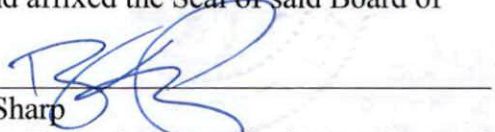
Adopted on motion by Supervisor Wilson, seconded by Supervisor Bass, and the following vote:

| | | |
|----------|-------------|--------------------------------------|
| AYES: | Supervisors | Bohn, Fennell, Wilson, Madrone, Bass |
| NAYS: | Supervisors | -- |
| ABSENT: | Supervisors | -- |
| ABSTAIN: | Supervisors | -- |

STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



Ryan Sharp
Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California