

MEMORANDUM

Date: October 20, 2021
To: Planning Commission
From: Mindy Fogg, Planning Manager
Subject: **Exhibit 16 for Item 7.A** – Ojai Quarry Reclamation Plan
Amendment (PL18-0136)

This memo is to provide staff's correspondence with the California Department of Conservation, Division of Mine Reclamation (DMR) regarding the proposed Reclamation Plan Amendment for this case. The emails with DMR staff are hereby included as Exhibit 16 for this item.

From: [Gomes, Amy@DOC](mailto:Gomes.Amy@DOC)
To: [Fogg, Mindy](mailto:Fogg.Mindy)
Cc: [Atkins, Carol@DOC](mailto:Atkins.Carol@DOC); DMR-Submittals@DOC
Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA
Date: Tuesday, July 6, 2021 10:20:24 AM
Attachments: [image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)
[image009.png](#)
[image010.png](#)
[image011.png](#)
[image012.png](#)

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Thank you Mindy,

I have forwarded this submittal to the DMR-Submittals Centralized E-mail Account (DMR-Submittals@conservation.ca.gov) This E-mail account was created to improve the user experience as well as improving internal document tracking and routing. In the event that an employee is no longer with the Division or is on leave or vacation, this allows the Lead Agency to receive confirmation that the submittals are received and saved appropriately.

I will date stamp and save a record of your e-mail and attachment to the mine file for Ojai Quarry, and this e-mail will serve as confirmation that the Division has received your submittal.

Thank you for this information, and feel free to reach out to me if you have any questions about this mine or other mine related questions.

Thank you.

Amy



Amy M. Gomes

Environmental Scientist, Environmental Services Unit
Division of Mine Reclamation

California Department of Conservation

801 K Street, MS 09-06, Sacramento, CA 95814

T: (916) 616-1558

E: Amy.Gomes@conservation.ca.gov



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From: Fogg, Mindy <Mindy.Fogg@ventura.org>
Sent: Tuesday, July 6, 2021 9:58 AM
To: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>
Cc: Atkins, Carol@DOC <Carol.Atkins@conservation.ca.gov>
Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

Hi Amy,
Although we issued a decision of approval for this RPA on 6/25/21, it has been appealed by members of the community. We will be scheduling this for a hearing with our Planning Commission to be held this fall. I'll keep you apprised.

Mindy Fogg | Planning Manager
Commercial & Industrial Permitting Section
mindy.fogg@ventura.org
805.654.5192



From: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>
Sent: Thursday, May 20, 2021 2:57 PM
To: Fogg, Mindy <Mindy.Fogg@ventura.org>
Cc: Atkins, Carol@DOC <carol.atkins@conservation.ca.gov>; DMR-Submittals@DOC <DMR-Submittals@conservation.ca.gov>; Jim McCoskey <jmccoskey@JDSCIVIL.COM>; Larry Mosler <Larry@moslerrocks.com>
Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

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Thanks Mindy,

The Division received the Staff Report for the upcoming May 27, 2021 public hearing on the reclamation plan amendment (RPA) for the Ojai Quarry (CA Mine ID# 91-56-0025). I will date stamp and save it to the mine file for Ojai Quarry. I look forward to receiving the notice of approval and copy of the approved RPA. Additionally, upon approval of the RPA the County shall record a "Notice of RPA approval" with the County recorder, pursuant to PRC Section 2772.7.

Thank you.

Amy



Amy M. Gomes

Environmental Scientist, Environmental Services Unit
Division of Mine Reclamation

California Department of Conservation

801 K Street, MS 09-06, Sacramento, CA 95814

T: (916) 616-1558

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From: Fogg, Mindy <Mindy.Fogg@ventura.org>

Sent: Thursday, May 20, 2021 2:28 PM

To: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>

Cc: Atkins, Carol@DOC <Carol.Atkins@conservation.ca.gov>; DMR-Submittals@DOC <DMR-Submittals@conservation.ca.gov>; Jim McCoskey <jmccoskey@JDSCIVIL.COM>; Larry Mosler <Larry@moslerrocks.com>

Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

Hi Amy,

The hearing for this RPA is next week and our staff report is posted online at <https://vcrma.org/planning-director-hearing-agendas>

And scroll down to:

The Planning Director Hearing constitutes the final public hearing for land use entitlements that require Planning Director approval. The case planner generally conducts hearings, and following the meeting the Planning Director approves or denies the project and imposes any necessary conditions.

Decisions of the Planning Director are appealable to the Planning Commission. Planning Director Hearings are held on Thursday mornings in the Santa Cruz Conference Room of the County Hall of Administration.

Planning Director Agenda - May 27, 2021

- MF PL18-0136 Staff Report

Mindy Fogg | Planning Manager
Commercial & Industrial Permitting Section
mindy.fogg@ventura.org
805.654.5192



COUNTY of VENTURA

From: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>
Sent: Monday, April 26, 2021 4:47 PM
To: Fogg, Mindy <Mindy.Fogg@ventura.org>
Cc: Atkins, Carol@DOC <carol.atkins@conservation.ca.gov>; DMR-Submittals@DOC <DMR-Submittals@conservation.ca.gov>; Larry Mosler <Larry@moslerrocks.com>; jmccoskey@jds civil.com
Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

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Hi Mindy,

Thank you for providing the 30-day notice of public hearing as required pursuant to Public Resources Code Section 2772.1(b)(6)(A). I will save your e-mail in the mine file for Ojai Quarry (CA Mine ID#91-56-0025).

I look forward to receiving the notice of approval and copy of the approved RPA. Additionally, upon approval of the RPA the County shall record a "Notice of RPA approval" with the County recorder, pursuant to PRC Section 2772.7.

Thank you.

Amy



Amy M. Gomes

Environmental Scientist, Environmental Services Unit
Division of Mine Reclamation

California Department of Conservation

801 K Street, MS 09-06, Sacramento, CA 95814

T: (916) 616-1558

E: Amy.Gomes@conservation.ca.gov



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From: Fogg, Mindy <Mindy.Fogg@ventura.org>

Sent: Monday, April 26, 2021 2:50 PM

To: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>

Cc: Atkins, Carol@DOC <Carol.Atkins@conservation.ca.gov>; DMR-Submittals@DOC <DMR-Submittals@conservation.ca.gov>; Larry Mosler <Larry@moslerrocks.com>; jmccoskey@jdsccivil.com

Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

Hi Amy,

I would like this email to serve as our 30 day notice of public hearing for this Reclamation Plan Amendment. Our hearing will be held via Zoom on May 27th at 10am. The Zoom link for the hearing is below. We will also send you links to the posted staff report one week before the hearing. Do you need anything further from me to satisfy the noticing requirement?

Join Zoom Meeting

<https://ventura-org-rma.zoom.us/j/87018560940?pwd=a20vRTdtNWl2VEl5aVFoWXRNUUIPQT09>

Meeting ID: 870 1856 0940

Passcode: 434828

One tap mobile

+16699009128,,87018560940#,,, *434828#

Thank you,

Mindy Fogg | Planning Manager
Commercial & Industrial Permitting Section
mindy.fogg@ventura.org
805.654.5192



From: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>
Sent: Friday, February 19, 2021 10:38 AM
To: Fogg, Mindy <Mindy.Fogg@ventura.org>
Cc: Atkins, Carol@DOC <carol.atkins@conservation.ca.gov>
Subject: RE: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

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Good Morning Mindy,

Happy Friday, hope you and your family are doing well. I wanted to confirm that we received your letter notifying that the reclamation plan amendment (RPA) for Ojai Quarry is moving to the next step in the SMARA process, and we look forward to receiving the 30-day notice of intent to approve or, 30-day notice of the date of the public hearing (PH). Additionally, I wanted to address the SMARA timelines that is detailed in your correspondence:

February 21, 2020 - The County submitted the initial RPA submittal to DMR.

March 20, 2020 - DMR found the submittal to be incomplete and an incomplete letter was sent to the County.

September 30, 2020 - DMR received a revised RPA from the County that addressed the incomplete items.

October 29, 2020 - DMR then provided comments on the RPA.

December 14, 2020 - DMR received a response to comments (RTC) only, with no enclosure. The County's RTC was received pursuant to Public Resources Code (PRC) Section 2772.1(b)(5)(i).

The next step in the SMARA process pursuant to PRC Section 2772.1(b)(6)(A-B), the County would give the Supervisor 30-days' time, place and date of a PH and if no PH is required by the County, then 30-days' notice the County intends to approve the RPA. There would not be a second set of comments on the RPA provided per statute.

Please let me know if you have any questions and feel free to reach out to me via 916-616-1558 and we look forward to receiving the 30-days' notice pursuant to PRC Section 2772.1(b)(6)(A or B).

Thank you.

Amy Gomes



Amy M. Gomes

Environmental Scientist, Environmental Services Unit
Division of Mine Reclamation

California Department of Conservation

801 K Street, MS 09-06, Sacramento, CA 95814

T: (916) 616-1558

E: Amy.Gomes@conservation.ca.gov



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From: Fogg, Mindy <Mindy.Fogg@ventura.org>

Sent: Thursday, February 18, 2021 7:52 AM

To: DMR-Submittals@DOC <DMR-Submittals@conservation.ca.gov>

Cc: Gomes, Amy@DOC <Amy.Gomes@conservation.ca.gov>; Atkins, Carol@DOC

<Carol.Atkins@conservation.ca.gov>; Hora, Gezahegn@DOC

<Gezahegn.Hora@conservation.ca.gov>; Chaffee, Thomas <Thomas.Chaffee@ventura.org>; Brian

Millar <brian@landlogistics.com>

Subject: Ojai Quarry (Ca Mine ID#91-56-0025) RPA/RPCA

Good Morning,

Please find attached our letter indicating that we are moving to the next step in the RPA process for Ojai Quarry. We will notify you soon of our public hearing date for this amendment. Thank you!

Mindy Fogg | Planning Manager
Commercial & Industrial Permitting Section
Mindy.Fogg@ventura.org

Ventura County Resource Management Agency

Planning Division

805.654.5192

800 S. Victoria Ave | Ventura, CA 93009

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February 18, 2021

Carol E. Atkins, Manager
Environmental Services Unit
Division of Mine Reclamation
California Department of Conservation
801 K Street, MS 09-06
Sacramento CA 95814

Re: **Second response to the October 29, 2020 DMR Letter Regarding the Reclamation Plan Amendment application for the Ojai Quarry:**
CA Mine ID #91-56-0010

Dear Ms. Atkins:

As you know, the Department of Conservation, Division of Mine Reclamation (DMR) provided to the County of Ventura technical comments on the proposed Reclamation Plan Amendment (RPA) for the Ojai Quarry by letter dated October 29, 2020. These comments were provided pursuant to Section 2772.1(b)(2) of the SMARA statutes and constitute a list of informational items and plan changes needed to complete the application for an RPA.

By letter dated December 11, 2020, the County of Ventura provided a response to each of the items listed in the October 29, 2020 DMR letter. This response included new reclamation plan text and plans revised as recommended by DMR. The County has not received a response from DMR to the December 11, 2020 letter and enclosed materials. Given that the deadlines established in SMARA Section 2772.1(b) for the DMR supervisor to review and provide comment on the current reclamation plan amendment have lapsed, the County of Ventura considers the application to be complete and ready to be processed.

The key provision of the proposed RPA is the change in the configuration of the Final Reclaimed Surface (FRS). Under the proposed RPA, the Final Reclaimed Surface will largely follow the existing topographic contours of the mining site and eliminate the requirement for substantial backfilling of over-excavated areas. Pursuant to Section 3502 (d) of the SMARA Regulations, an RPA is required because the proposed changes constitute a substantial deviation from the approved Reclamation Plan. The proposed RPA will be reviewed for environmental effects pursuant to CEQA and evaluated for consistency with County ordinance and State regulations. The County decision-makers will consider the proposed RPA at a noticed public hearing. As required by SMARA Section 2772.1 (b)(6)(A), the County will notify your office at least 30 days in advance of the public hearing.

Thank you for DMR's assistance in the review of this application. If you have any questions about this letter, or have additional comments on the proposal, please contact me at (805) 654-5192 or mindy.fogg@ventura.org.

Sincerely,

A handwritten signature in cursive script, appearing to read 'M Fogg'.

Mindy Fogg, Manager
Commercial and Industrial Permitting Section
Ventura County Planning Division

c: Thomas Chaffee, Case Planner