

56

COUNTY OF SAN MATEO

Inter-Departmental Correspondence

Date: June 5, 2001

Board Meeting Date: June 19, 2001

TO: Honorable Board of Supervisors

FROM: Neil R. Cullen, Director of Public Works

SUBJECT: Road Fund Budget Set-Aside for the Reclamation of the Pescadero Quarry

RECOMMENDATION

Adopt a resolution authorizing the Director of Public Works to set aside \$25,000 in Road Fund Contingencies as a financial assurance for the reclamation of the Pescadero Quarry.

Previous Board Action

- Approved the reclamation plan for the Pescadero Quarry in 1992.
- Adopted similar resolutions authorizing a budget set-aside for the past four Fiscal Years as financial assurance for the reclamation of Pescadero Quarry.

Key Facts

1. The State Surface Mining and Reclamation Act requires financial assurances to guarantee that operators of mines and quarries are able to finance State approved reclamation plans so that the public will not bear the cost of reclaiming these properties, irrespective of the fact that a quarry may be owned by the public.
2. A specific set aside of contingency funds in the Road Fund budget meets the State guidelines of a financial assurance while still maintaining your Board's authority over these County Funds.

Discussion

The Pescadero Quarry, located off of Bean Hollow Road, is owned by the County Road Fund and the closure of the quarry and the reclamation of the property has been financed by the Road Fund. We are continuing with the reclamation of the property, which includes eradication and control of pampas grass on the property, reseeding of the quarried area with natural vegetation, and maintaining the silt retention pond.

The State requires that we provide an assurance that meets their regulations which includes allowing the lead agency, Environmental Services, or the Department of Conservation the authority to use these funds if it is determined that the operator, Public Works, is incapable of completing the reclamation.

Honorable Board of Supervisors

Subject: Road Fund Budget Set-Aside for the Reclamation of the Pescadero Quarry

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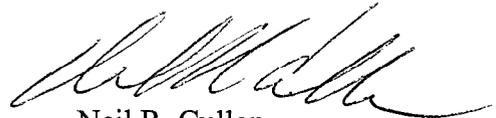
Page 2

Fiscal Impact

We are recommending that \$25,000 in the Road Fund Contingency be specifically set aside to provide the financial assurance required by the State. The funds will remain in the Road Fund and accrue interest while serving as the required assurance by the State. There is no impact the Road Fund unless a demand is made and your Board determines that the funds should be spent.

There is no impact to the General Fund.

A form of resolution has been approved by County Counsel.



Neil R. Cullen
Director of Public Works

NRC:GFH:sdd

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cc: Milt Mares, County Counsel
George Haines, Maintenance Division Manager
Donna Vaillancourt, Management Services Division Manager
Chris Porter, Road Maintenance Manager, Maintenance Division

Resolution No. _____

Board of Supervisors, County of San Mateo, State of California

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**Resolution Authorizing a Road Fund Budget Set-Aside for the
Reclamation of Pescadero Quarry**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that:

WHEREAS, San Mateo County, as owner of the Pescadero Quarry, is obligated pursuant to the State Surface Mining and Reclamation Act to complete the reclamation of the Pescadero Quarry; and

WHEREAS, an assurance is required to guarantee the reclamation plan will be completed, and said assurance must meet the requirements of the Surface Mining and Reclamation Act (Public Resources Code Section 2710 et seq.); and

WHEREAS, Section 3806.2 of the California Code of Regulations provided that a specific fund or line item set aside will meet the requirements of the Section 2773.1 of the Public Resources Code

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:

1. The Director of Public Works is hereby authorized to set aside \$25,000 in the Road Fund Budget in a Contingency Line Item for Fiscal Years 2001-2002 and for the expressed purpose of providing assurances that the reclamation of the Pescadero Quarry will be implemented.

2. The Environmental Services Agency, as the lead agency for the State, or the Department of Conservation, upon the presentation of evidence and confirmation by this Board that the Department of Public Works is incapable of performing the reclamation guaranteed by the assurance in the Road Fund Contingency is authorized to expend these funds as necessary to complete the work contemplated by said reclamation plan.

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