

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
1	The following plans as prepared by Ruth & Going are hereby made a part of the conditions of the permit. Sheet 1: Reclamation Plan, Revision III - Dated: October 6, 1983 Sheet 1A: Cross sections - Dated: October 6, 1983 Sheet 2: Reclamation, Revision 1, Dated: June 29, 1983 Sheet 3: Revegetation Plan, Revision: III Sheet 4: Revegetation Plan, Revision 1, Dated: June 29, 1983 Sheet 5: Revegetation Notes, Revision II, Dated: August 12, 1983	Informational condition. No compliance monitoring required.	N/A	N/A	N/A
2a	Dedicate the following right-of-way: 20 foot half street fronting Stevens Canyon Road. All rights-of-way to be curvilinear.	No ongoing monitoring required.	Department of Roads & Airports	N/A	Document #2668198 recorded in Book 6584, pg. 657 of Official Records verifies dedication of portion of the frontage on Stevens Canyon Road. Remaining dedication to be determined.
2b	Submit street and drainage improvement plans prepared by a registered civil engineer for the following street: Stevens Canyon Road.	No ongoing monitoring required.	Department of Roads & Airports	N/A	Condition completed shortly after granting of the Use Permit through Deferred Improvement Agreement - Doc No. 8136228.
2c	Construct street and drainage improvements in accordance with the Transportation Agency's 1982 Standard Details A/8 for the following street: Stevens Canyon Road. NOTE: Construction staking is required and shall be the responsibility of the developer.	No ongoing monitoring required.	Department of Roads & Airports	N/A	Condition completed shortly after granting of the Use Permit through Deferred Improvement Agreement - Doc No. 8136228.
2d	Enter into land development improvement agreement and submit accompanying bonds, fees and related documents (administration of these matters by Land Development Engineering)	No ongoing monitoring required.	Land Development Engineering	N/A	Condition completed shortly after granting of the Use Permit through Deferred Improvement Agreement - Doc No. 8136228.
2e	Obtain encroachment and/or construction permits from the County of Santa Clara and other jurisdictions as required by the Road Commissioner for the construction of street improvements including any required appurtenances. Developer must provide the County with a Certificate of Worker's Compensation Insurance	No ongoing monitoring required.	Department of Roads & Airports	N/A	Condition completed shortly after granting of the Use Permit through Deferred Improvement Agreement - Doc No. 8136228.
2f	In lieu of conditions 2, 3, 4 and 5, the owner may elect to enter into a deferred improvement agreement per the Board of Supervisors 1975 Deferred improvement Agreement Policy.	No ongoing monitoring required.	Department of Roads & Airports	N/A	Condition completed shortly after granting of the Use Permit - Deferred Improvement Agreement Doc No. 8136228.
3	Comply with the following requirements of County Environmental Health: a. Provide drinking water and toilet facilities for employees.	Yes; ongoing monitoring required.	Department of Environmental Health	Compliance monitored by visual inspection of Planning/LDE staff during monthly "boots on the ground" inspection.	As of last inspection on 7/1/2020, there are drinking water and toilet facilities for employees.
4	The overburden shall be retained and used in the reclamation vegetation process.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance monitored by visual inspection of Planning/LDE staff during monthly "boots on the ground" inspection.	As of last inspection on 7/1/2020, overburden was being retained on-site.
5	No new permanent lakes, ponds, or other water bodies may be created within the excavation area.	No ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A

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6	Equipment, stockpiles and temporary structures shall be removed from the excavation and within six months after termination operations.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
7	The final cut slopes are approved as shown on the approved plans: a. 1 ½: 1 slop on Sheet #1 for the quarry area adjacent and vicinity of Stevens Canyon Road.b. 1 ¼: 1 slope with 12' wide benches every 30' of rise, as shown on Sheet #2 for Area #2 quarry. c. Top of the slope shall be rounded as shown on "Typical Slope Rounding Detail".	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
8	The phases of excavation shall be conducted as indicated on the approved plans.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
9a	The revegetation process shall be commenced as soon as that particular phase of excavation is completed and shall be carried out in accordance with plans approved.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
9b	Planting shall be completed within four (4) months finished quarrying, or as other arrangements as might be agreed to by the Secretary of the Architectural & Site Approval Committee due to seasonal climatic reasons.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
9c	Supplemental watering of planted areas to be conducted for the first full year of plantings, or until plant material is established.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
9d	Approval of materials as proposed on revegetation plan and note sheets	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
10	The revegetation process of Phase I shall be reviewed by the Secretary of the Architectural & Site Approval Committee and conditions reported back to the Planning Commission six months following completion of landscaping phase I.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
11	Retain any significant trees in the 25' setback area, (diameter width 37.5" or greater).	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance monitored during annual SMARA inspection.	No prior reports of tree removal from setback area. No tree removal in setback was observed during last annual SMARA inspection
12	These reclamation plans shall be completed regardless of the time limitation or extent of excavation of the quarries. Should the quarries not be excavated to the planned exhaustion stage, reclamation shall still be carried out to the extent possible in accordance with the plan.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
13	Ingress and egress locations to be limited to three (3) existing driveways onto Stevens Canyon Road.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance monitored during monthly "boots on the ground" inspection.	As of last inspection on 7/1/2020, there are only three driveways onto Steven Canyon Road.
14	One copy of the approved plans and conditions of the Use Permit shall be maintained at the Office of permittee at all times.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance monitored during monthly "boots on the ground" inspection.	As of last inspection on 7/1/2020, a copy of the approved plans and conditions were held by the permittee.

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15	The premises shall be neat and orderly, free from junk, trash or unnecessary debris. Buildings shall be maintained in good repair and appearance. Weeds shall be cut as frequently as necessary to eliminate fire hazards.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance monitored during monthly "boots on the ground" inspection.	As of last inspection on 7/1/2020, premises were neat, free from junk, trash and unnecessary debris, buildings were maintained in good repair, and weeds were being managed appropriately.
16a	Onsite roads shall be maintained in reasonably dust-free condition. These roads shall be paved, oiled, watered, or chemically treated.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, County inspectors observed no excessive dust on paved roadways, and water trucks were observed watering the gravel roadways during the inspection.
16a (cont'd)	Any onsite areas that are used for the movement of haulage vehicles and mobile equipment closer than 100 feet to the point from which these vehicles are being loaded shall be sprinkled with oil, water, or chemically treated as frequently as possible.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, no excessive dust was observed, and water trucks were observed on-site.
16a (cont'd)	The main access road between the shop area and main gate must be paved.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, the access road between the shop area and main gate was paved.
16b	Dozing, digging, scraping, and loading of excavated materials must be done in a manner that reduces the raising of dust to the minimum level possible. Sprinkling must be done where necessary to comply.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, minimal work of this kind was being conducted. County inspectors did observe loading of excavated material onto a haul truck, and no raised dust was observed during the loading process. In addition, water trucks were observed watering the roadways during the inspection.
16c	During dry weather periods, during high wind conditions, mining operations on an exposed slope shall be curtailed.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020 conditions were calm, and this condition was therefore not applicable. Previous inspection reports indicate operator complies with this condition.
16c (cont'd)	Stockpiled products shall be watered or treated during periods of high wind conditions so as to minimize off-site dust nuisance to nearby properties.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020 conditions were calm, and this condition was therefore not applicable. During past inspections with high winds, stockpiles were being watered as required.
16d	Sprinkling of stockpiles and screening operations or any other part of the facilities shall be conducted as necessary to eliminate dust.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020 stockpiles showed signs of dampness and minimal dust was observed by County inspectors.
16e	The permittee shall comply with all required permits issued by the Bay Area Air Quality Management District.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance is verified through inquiry to BAAQMD staff on a monthly basis.	No violations of permits were reported by BAAQMD staff during July 2020.
16f	The quarry operator will sweep Stevens Canyon Road and all paved areas within the quarry operation with a vacuum type sweeper as needed to remove dirt and dust from the roadway. The compliance patrol will be charged with determining when additional sweeping is necessary. A community relations hotline number will also be provided to the public to call should an unnoticed problem requiring additional sweeping arise.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, Stevens Canyon Road was clear of dirt and dust, and a sweeper was observed in operation on Stevens Canyon Road outside the quarry.

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16g	A washing/scrubbing device shall be installed at the exit gate area to remove mud, dirt, and gravel from the wheels of trucks exiting the property.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	SCQ is technically not in compliance with this condition. However, staff memorandum prepared in response to May 15, 2001 referral from then District 5 Supervisor Liz Kniss states: "Staff believes there has been compliance with the intent of the condition, although there was no on-site wheel washer installed. The quarry representative has indicated that at one time there was an on-site wheel washer but that it was removed because it created more problems than it solved. Instead the quarry staff chose to pave the entrance/exit and the roads around its office thereby depositing truck dirt and mud on the premises. This action together with the sweeping of the road appears to have addressed spillage on Stevens Canyon Road."
16h	The operator shall submit a report by an engineer which: (1) identifies the sources of dust on the neighboring residential properties and public roads and (2) makes recommendations on dust reduction measures.	No ongoing monitoring required.	N/A	N/A	SCQ submitted this report. See Geomatrix Report "Environmental Monitoring Report - Results of Dust and Sound Level Monitoring in the Vicinity of SCQ" dated April 2003.
17	The Haul route being approved is Stevens Canyon Road-Foothill Boulevard to Highway 280 and Foothill Expressway. No other route to be used.	Yes; ongoing monitoring required.	Planning Division/Code Enforcement Division, Department of Planning & Development	Compliance enforced through the Department of Planning and Development code enforcement process.	County issued an NOV to SCQ for import of material via unapproved haul road from Lehigh Quarry to SCQ. Since issuance of that NOV, County inspectors have not observed quarry trucks on unapproved routes.
18	Truck loading practices to be such as to eliminate spillage on public roads. Any spillage shall immediately be cleaned up by the quarry operator.	Yes; ongoing monitoring required.	Planning Division/Code Enforcement Division, Department of Planning & Development	Compliance monitored by visual inspection during monthly "boots on the ground" inspection.	During last inspection on 7/1/2020, trucks were observed to have been loaded correctly; no evidence of spillage was observed.
19	All truck parking, queuing and loading, shall be carried out on the property. No queuing on public streets.	Yes; ongoing monitoring required.	Planning Division/Code Enforcement Division, Department of Planning & Development	Compliance monitored by visual inspection during monthly County inspection and by Department of Planning and Development code enforcement process.	During last inspection on 7/1/2020, no queuing, loading or parking on public street was observed.
20	The sequence of quarrying, final grading, seeding and landscaping shall occur in accordance with the approved plans.	On-going monitoring not yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A

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21a	All operations shall be in conformance with the County Noise and Vibration Ordinance; the sound ordinance measurements must be met at the Quarry's property line and will not exceed 55dB between 7 AM and 10 PM, and 45dB between 10 PM and 7 AM.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance monitored through inquiry to the County Environmental Health noise specialist (Peder Erikson) about receipt of noise complaints.	As of July 31, 2020, no noise complaints have been received by DEH in calendar year 2020.
21b	Quarry must employ an acoustical consultant to recommend methods to reduce the amount of noise generated by Quarry operations. The Quarry will submit a report of the success of the methods at the 6-month review.	No ongoing monitoring required.	N/A	N/A	Records indicate SCQ achieved full compliance with this condition in 2002.
21c	Neighbors must first contact Quarry with noise complaints, and then the County Environmental Health Specialist.	Informational condition. No compliance monitoring required.	N/A	N/A	N/A
21d	Noise complaints will be logged by Quarry operator and County Environmental Health noise specialist.	Yes; ongoing monitoring required.	Department of Environmental Health	Compliance monitored through inquiry to the County Environmental Health noise specialist on a monthly basis.	As of July 31, 2020, SCQ continues to maintain its telephone "hotline" and log all calls and County Environmental Health noise specialists are available to log complaints as needed.
21e	County will conduct a minimum of 2 random noise tests annually and report the results to the Secretary of the Planning Commission.	Yes; ongoing monitoring required.	Department of Environmental Health	Compliance with this condition has not been enforced.	No record of noise testing having been conducted by County staff since at least 2008. Earliest records pertaining to noise testing from January 2008 indicates SCQ reduced noise levels to acceptable levels per condition 21d in 2002. DEH records indicate only two noise complaints related to SCQ operations have been filed since Use Permit approval: one in 1997 and a second in 2016.
22	Use of explosives not being approved at this time.	Condition superseded by Meditated Agreement Condition No. 17 that allows blasting twice per week. <i>See Meditated Agreement COA No. 17 below.</i>			
23	Excavation shall be conducted in a manner so as to keep adjacent streams, percolation ponds, or water bearing strata free from undesirable obstruction, siltation, contamination, or pollution of any kind. The existing settling ponds shall be maintained to intercept sediment. Settling ponds and other retention devices shall be installed and maintained to control sediments so that no sediments are deposited in Stevens Creek Reservoir from this property as a result of the surface mining process.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections. If maintenance is required, County inspectors direct the operator to conduct the required maintenance.	As of last inspection on 7/1/2020, County inspectors observed adequate maintenance of settling ponds and other retention devices.
24	No washing process nor mixing plant of any type is being approved at this time.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, there was no washing process or mixing plant visible on the premises.

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25a	Excavation, crushing, processing, and hauling shall occur between 6:30 AM and 5 PM, M-F.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through review of gate camera footage during monthly "boots on the ground" inspection and by inquiry to California Highway Patrol to determine if citations have been issued or complaints received.	As of last inspection on 7/1/2020, review of dates in July revealed no activities outside of allowed operating hours.
25a (cont'd)	All gates to the Quarry, except for the one on Montebello Road leading to the site residence and the stables, shall be closed between 5 PM and 6 AM (trucks shall be able to stack, load, and haul on the premises at 6 AM).	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through review of gate camera footage during monthly inspections and by inquiry to California Highway Patrol to determine if citations have been issued or complaints received.	As of last inspection on 7/1/2020, review of dates in July revealed no activities outside of allowed operating hours.
25a (cont'd)	Excavation, crushing, processing, or hauling shall not occur on New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas.	Yes; ongoing monitoring required.	Code Enforcement Division, Department of Planning & Development	Compliance verified through inquiry to California Highway Patrol on an annual basis to determine if citations have been issued or complaints received alleging such activities on these holidays.	In the event that complaints are received alleging operation on one of these Holidays, Code Enforcement investigation would be initiated.
25b	Quarry shall be allowed to operate a maximum of 15 Saturdays a year. The Planning Office shall be notified on the preceding Friday.	Yes; ongoing monitoring required.	Planning Division/Code Enforcement, Department of Planning & Development	Compliance verified through requirement that operator request permission from Department of Planning and Development prior to Saturday operations.	In the event that complaints are received alleging Saturday operation on an unpermitted Saturday, Code Enforcement investigation would be initiated. No complaints received by the Planning Department or reported by CHP or County Sheriff of unpermitted Saturday operations from 2008 to July 31, 2020.
25c	Quarry shall be allowed to operate up to a maximum of 39 work evenings per year (between 5 and 8 PM), provided that: (1) The Planning Office is notified no later than 4 PM on that day and (2) the provision will be reviewed and evaluated by Planning Commission in 6 months. Also, (3) special circumstances exist (completion of a project by working an evening or an emergency situation).	Yes; ongoing monitoring required.	Planning Division/Code Enforcement, Department of Planning & Development	Compliance verified through requirement that operator request permission from Department of Planning and Development prior to evening operations.	In the event that complaints are received alleging evening operations on an evening for which Department permission has not been granted, Code Enforcement investigation would be initiated.
26	Signs shall be conspicuously posted along the periphery of the site. The signs shall be posted in such a manner to give reasonable notice to passerby of the matter contained in such notice by stating in letters not less than four inches in height: PROPERTY SUBJECT TO COMMERCIAL EXCAVATION OF NATURAL MATERIALS AT ANY TIME UNDER COUNTY OF SANTA CLARA USE PERMIT NUMBER: 1253-16-62-94P.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance verified during monthly "boots on the ground" inspections	As of last inspection on 7/1/2020, the required sign was in place.
27	Disposal of sewage shall be in accordance with the provisions of Article 1, Chapter 2, Title 4 of the Santa Clara County Ordinance Code.	No ongoing monitoring required.	Department of Environmental Health	Compliance verified by previous inspections. No ongoing monitoring required.	N/A
28	Fencing of the property shall be installed and maintained in good condition as follows:				

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28a	a. A 5' high chain link fence along the right-of-way of Stevens Canyon Road.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance verified during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, required fencing was in place.
28b	b. A four-strand barbed wire fence along the property line. with Sunnyvale Rod & Gun Club.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance verified during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, required fencing was in place.
28c	c. The fence opening between Sunnyvale Rod & Gun Club to be closed.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance verified during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, required opening remained closed.
29a	The existing berm and associated landscaping screening along Stevens Canyon Road and perimeter slopes between Sunnyvale Rod & Gun Club shall be re landscaped with tall growing evergreen trees to provide a landscape screen. An irrigation system is to be installed.	No ongoing monitoring required.	N/A	Berm was landscaped shortly after permit approval. Maintenance of landscaping verified during monthly "boots on the ground" inspections.	During inspection on 7/1/2020, operator was informed that additional landscaping was warranted due to visibility of recycling stockpile through gaps in vegetation on the berm. Operator agreed to plant additional trees to close gaps.
29b	Within 60 days the operator is to develop a revised landscape screening plan for the berm area along Stevens Canyon Road to help screen the operations and reduce dust leaving the quarry. The plan shall include the size and density of plant material, irrigation system, and fencing plan to keep on-site animals from killing the plant material.	No ongoing monitoring required.	N/A	Berm was landscaped shortly after permit approval.	Maintenance of landscaping verified during monthly "boots on the ground" inspections.
29c	Within 90 days the berm shall be landscaped with plant materials, irrigation system, and fencing shall be installed on the property.	No ongoing monitoring required.	N/A	Berm was landscaped shortly after permit approval.	N/A
30	The excavated cut slope shall be no closer than 25 feet from the property line, except for the slope rounding as shown on Sheet #1.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through ongoing inspections.	This condition has been violated by the applicant and enforcement action has previously been taken by the County to require the operator to correct this issue. The operator is required to submit a Reclamation Plan Amendment (RPA) to correct past violations, and this SMARA required design standard is required to be reflected in the forthcoming RPA application incomplete. If it is not included, the Planning Division will deem the application incomplete and/or recommend denial of the application as required to ensure compliance with this requirement.
31	Any water-body created during operations shall be maintained in such a manner as to provide mosquito control and to prevent the creation of health hazards or public nuisance.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through ongoing inspections.	Water bodies are examined to see if mosquito larvae are present. As of last inspection on 7/1/2020, no mosquito larvae were observed in any water bodies located on-site.

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32	Trucks shall obey speed limits.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance enforced through operator's on-site enforcement truck safety program including on-site compliance officer and issuance of tickets to violators. County staff receives ticket logs from operator on a bi-annual basis.	SCQ provided ticket log as required and ticket log shows issuance of tickets to haulers as required under this program.
32	The operator shall maintain control over the vehicles to insure observance of speed limit laws; and hauling and loading hours by not loading those vehicles in a manner which violate these regulations	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance enforced through operator's on-site truck safety program including on-site compliance officer and issuance of tickets to violators. County staff receives ticket log from operator on a biannual basis. In addition, inspectors randomly check videotapes of the front gate kept by SCQ to ensure compliance with speed limit and hours of operation.	SCQ provided ticket log prior to 2020 annual report to Planning Commission as required and ticket log shows issuance of tickets to haulers as required under this program.
33	The applicant shall give to the trucking companies and operators written notice to insure adherence to these speed laws and operational hours.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance enforced through operator's on-site truck safety program including on-site compliance officer and issuance of tickets to violators. County staff receives ticket log from operator on a bi-annual basis.	SCQ provided ticket log prior to 2020 annual report to Planning Commission as required and ticket log shows issuance of tickets to haulers as required under this program.
34a	The operator will install new signs at the exit of the quarry warning drivers that the speeds of the truck will be monitored and that they need to adhere to public road speed and in-quarry operational regulations.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance verified during monthly "boots on the ground" inspections	As of last inspection on 7/1/2020, required sign was in place.
34b	Signs as required in condition #34 lo be reconditioned and maintained in good condition.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Ongoing compliance verified during monthly "boots on the ground" inspections	As of last inspection on 7/1/2020, required signs were in good condition.

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35	The operator will provide funding, on an annual basis, to the County for the purpose of hiring a compliance patrol or shall employ a full-time independent party to act as a compliance officer. The compliance patrol/officer will be responsible for assuring adherence to conditions 25, 32,33,34 and 36. The quarry will not load trucks operated by truck operators who have violated the operating hours, as determined by the compliance patrol/officer. The quarry shall utilize the warning thresholds as follows: 1 . First infraction results in a warning letter to the truck owner.2. Second infraction results in a 10 day suspension from loading cement or rock products from the Stevens Creek Quarry. 3. Third infraction results in a 30 day suspension, and each subsequent infraction adds another 30 day suspension. 4. Twelve months without an infraction will clear the record for that tractor and its owner.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance enforced through operator's on-site truck safety program including on-site compliance officer and issuance of tickets to violators. County staff receives ticket log from operator on a biannual basis. The program includes a compliance patrol officer (Julio Cazares).	SCQ provided ticket log prior to 2020 annual report to Planning Commission as required and ticket log shows issuance of tickets to haulers as required under this program.
36	Within 60 days the quarry operator will post signs at the exit gate prohibiting the use of "Jake Brakes" on Stevens Canyon Road/ Foothill Avenue north to Stevens Creek Blvd.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, sign was in place.
37	Water or other suppressants must be sprayed on site and on stockpiles to mitigate fugitive dust from recycling operations.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, water trucks were observed watering the roadways during the inspection and no fugitive dust was visible.
38	Applicable permit or clearance must have been obtained from the BAAQMD prior to commencement of operations.	Ongoing monitoring not required.	N/A	No ongoing monitoring required.	The BAAQMD facility identification number is B0394. The Quarry renews its BAAQMD permits annually.
39	Recycling operation, including storage of materials, shall be maintained in such a manner to keep adjacent streams, lakes and percolation ponds free of siltation, contamination or pollution of any kind. Retention devices shall be installed and maintained to control sediments so that they are not deposited in Stevens Creek Reservoir.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections. If maintenance is required, County inspectors direct the operator to conduct the required maintenance. In addition, water quality is monitored by the Regional Water Quality Control Board.	SCQ has recently been in violation of this condition, causing the RWQCB to issue a Notice of Violation to the operator for excess levels of suspended solids in their discharge water and for having a detention basin in-stream of a creek. On April 24, 2020, the RWQCB provisionally accepted the operators plan to reduce the levels of dissolved solids to acceptable levels. Recent county inspections have verified improvements in general sediment control on-site, and better maintenance of sediment control devices and systems through visual inspection. In addition, the NOV and compliance agreement requires the operator to include in their required Reclamation Plan Amendment application a sediment detention system that does not include in-stream basins. If it is not included, the Planning Division will deem the application incomplete and/or recommend denial of the application as required to ensure compliance with this requirement.

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Quarry Use Permit Conditions of Approval					
40	Recycling operations to be restricted to the area shown on site plan and designated as "Recycle Area".	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, recycling operations was restricted to the area shown on site plan and designated as "Recycle Area".
41	Recycling is to be limited to natural earth, asphalt, and concrete and those recycled materials which are a part of the City of Cupertino recycling and composting programs. The materials being recycled under that program are glass and plastic bottles, aluminum and bi-metal cans, newspaper, and cardboard; no other types of materials to be recycled.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, no evidence of forbidden items was observed by County inspectors.
42	The recycle crusher and stock piles are to be located so that neither are visible from Stevens Canyon Road. The existing stockpile shall be reduced in height to not be visible with 120 days.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, the recycle stockpile was visible from certain places along Steven Canyon Road, in violation of the condition. County inspectors directed the operator to reduce the height of the stockpile such that it would not be visible from those places on Stevens Canyon Road. The operator was warned that a Notice of Violation would be issued if the visibility of the stockpile was not substantially reduced by the next inspection, and if the stockpile was not fully reduced in visibility as required by this Condition of Approval within 90 days. This pending item will be evaluated again during the August 2020 inspection.
43	Obtain an encroachment permit and install a driveway approach at the existing gate located approximately 650 feet from the site's easterly boundary. Construct the driveway approach in accordance with Detail B/5 modified to provide a pavement structural section for truck loading. Pavement structural section to be designed by the applicant's registered civil engineer.	Yes; ongoing monitoring required.	Roads and Airports	Condition completed shortly after granting of the Use Permit. No ongoing monitoring required.	Staff memorandum prepared in response to May 15, 2001 referral from then District 5 Supervisor Liz Kniss states: " <i>County Roads and Airports has verified that an encroachment permit has been issued to install a driveway approach at the existing gate located approximately 650 feet from the sites easterly boundary. The driveway approach is in accordance with Detail B/5 to provide a pavement structural section for truck loading.</i> "

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
44	The applicant shall supply monthly totals of vehicular (truck) traffic serviced by the quarry operations. These totals are to be submitted in a report form to the County and shall be submitted every six months in January & July. These totals are to be retained only by the County, in the County files as 'proprietary information'. (Any information given to other interested parties by the County is only to be given in percentages of increases or decreases, from period to period.) The recycling aspects of the City of Cupertino's program during week-days and/or Saturdays shall not be included in this report. The applicant may choose to provide the aforementioned information by: a. installing a monitoring device at the driveway which captures the number of vehicles, date and time of entry or; b. By noting license plate numbers and the name of the Company displayed on the door, if any. c. Another method mutually agreeable to the applicant and the County, such as using the quarry operations trip receipts as the base information for the county. d. Within 30 days the applicant shall resubmit truck traffic totals from March 1995. The 1995-1996 submittals are totals for three and six month periods with no monthly breakdowns.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance with this condition has been sporadically enforced. Applicant submitted truck traffic data covering 1995 - 2000, but no record exists data being submitted for 2001 onward, and there is no record of the Department requiring the operator to submit this data or taking enforcement action for failure to comply with this condition. On June 10, 2020, Department staff issued a letter to the operator noting the requirement and directing the operator to comply with this condition starting in July 2020, along with other COA data requirements.	On July 31, 2020, the operator provided the required information to the Department, and provided historical traffic data going back three years. Historical data provided shows that truck traffic never exceeded the 1300 trucks per day limit, as specified in ASA condition No 34.
45	The days and hours of the site operations are modified to add the permission for city residents to pick up recycled compost materials during the hours of 9:00 to 12:00, Saturday mornings.	Yes; ongoing monitoring required.	Code Enforcement, Department of Planning & Development	Compliance enforced through the Department of Planning and Development code enforcement process.	No complaints have been received by the County alleging violation of this condition.
46a	On-site lighting shall be designed, controlled and maintained so that no light source is visible from off the property. Hooding shall be installed to prevent light bulbs from being visible from off the property. All lights will be turned off after 7:00 p.m., except during approved evening usage when the lights will be turned off after 9:00 p.m.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through review of building permit applications when they were filed, and by enforcement action if complaints are received. County has not received any complaints about use of lights outside of permitted hours.	No complaints have been received by the County alleging violation of this condition.
46b	Quarry lighting shall be designed and installed at a height to cause the least amount of impact on neighboring residential properties.	No ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through review of building permit applications when they were filed	Condition completed shortly after granting of the Use Permit.
46c	Any lights which might be located at the communication facility structures shall be limited to the communication operator's use.	No ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through review of building permit applications when they were filed	Condition completed shortly after granting of the Use Permit.

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
47	The operator shall submit within 60 days an inventory of rental quarry trucks and equipment which existed as of October 28, 1986.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	No record of this information having been submitted by the operator.	Please note that the Use Permit states that conditions 47, 44, 49, 50, and 51 related to ancillary truck and quarry equipment are suspended pending final consideration by the Board of Supervisors regarding legal status and applicable conditions. No record of Board of Supervisors decision pertaining to this note could be found in Department records. Inquiry to Clerk of the Board for information on this hearing sent November 2019. As of last inspection on July 1, 2020 ancillary truck rental use was still in operation.
48	The ancillary use of equipment rental and storage is limited to trucks & equipment owned and operated by the operator which is normally used in the quarrying activities and is only rented for off-site use when not required on site.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	No record of enforcement of this condition.	See condition 47 above.
49	All other vehicles and or equipment not owned and operated in the quarry operations, except the horse boarding operator, shall be removed with 30 days.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	No record of enforcement of this condition.	See condition 47 above.
50	The use and transportation of the ancillary use trucks and equipment shall be subject to the days and hours of operation as stipulated in Condition #25 of this permit.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through review of gate camera footage during monthly "boots on the ground" inspection and by inquiry to California Highway Patrol to determine if citations have been issued or complaints received.	As of last inspection on 7/1/2020, review of dates in July revealed no activities outside of allowed operating hours.
51	The operator shall submit an annual report of the current inventory of ancillary trucks and equipment. There may be an allowance for replacement but no intensification in numbers is permitted.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	No record of this information having been submitted by the operator.	See condition 47 above.
52	This use permit for a quarry is granted for a period of 20 years from February 18, 1995, renewable, subject to the conditions of approval as modified September 10, 1996 by the Board of Supervisors.	Informational condition. No compliance monitoring required.	N/A	Use Permit expired in 2015. Quarry has continued to operate under a Board Approved Mediated Agreement.	N/A
53	The use permit shall be reviewed at the end of six months (January 1997 Planning Commission meeting) for compliance with all conditions of approval and on an annual basis with a report to be submitted to the Planning Commission on compliance with conditions of the permit. This review shall be limited to compliance with conditions and, absent appropriate findings, shall not result in revision of conditions.	Informational condition. No compliance monitoring required.	N/A	Annual reports are presented to the Planning Commission on an annual basis.	2019 Annual Report provided to the Planning Commission on May 28, 2020. See MT leg. file 101288.
ASA Conditions for Recycling Operation					

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
1	Ingress and egress locations to be limited to three existing driveways onto Stevens Canyon Road.	This condition duplicates Use Permit Condition No. 13. See <i>UP COA No. 13</i> above.			
2	One copy of the approved plans and conditions of the Use Permit shall be maintained at the Office of permittee at all times.	This condition duplicates Use Permit Condition No. 14. See <i>UP COA No. 14</i> above.			
3	The premises shall be neat and orderly, free from junk, trash, or unnecessary debris Building shall be maintained in good repair and appearance. Weeds Shall be cut as frequently as necessary to eliminate fire hazards.	This condition duplicates Use Permit Condition No. 15. See <i>UP COA No. 15</i> above.			
4	Access onsite roads shall be maintained in a reasonably dust-free condition.	This condition duplicates Use Permit Condition No. 16a. See <i>UP COA No. 16a</i> above.			
5	Fugitive dust from recycling operation to be mitigated by spraying of water or other suppressant on site and on stockpiles.	This condition duplicates Use Permit Condition No. 37. See <i>UP COA No. 37</i> above.			
6	Truck loading practices to be such as to eliminate spillage on public roads. Any spillage shall immediately be cleaned up by the quarry operator. Operator to comply with AB 3220 regarding load height within container bed.	This condition duplicates Use Permit Condition No. 18. See <i>UP COA No. 18</i> above.			
7	All truck parking, queuing and loading shall be carried out on the property. No queuing on Public streets.	This condition duplicates Use Permit Condition No. 19. See <i>UP COA No. 19</i> above.			
8	Obtain an applicable permit on clearance from the Bay Area Air. Quality Management district prior to commencement of operations.a. Provide a copy of clearance from B.A.A.Q.M.D. Contact: Permit Services 'Division, B.A.A.Q.M.D. (415) 771-6000	This condition duplicates Use Permit Condition No. 38. See <i>UP COA No. 38</i> above.			
9	Noise and vibration created by the operation of the excavation shall be reduced to the minimum possible level; all operations shall be reduced so as to conform ro all County Noise and Vibration Ordinances, specifically Sections B11-792, B11-193, B11-194 , B11-195 of that ordinance.	This condition duplicates Use Permit Condition No. 21a. See <i>UP COA No. 21a</i> above.			
10	Recycling operation, including storage of materials, shall be maintained in such a manner to keep adjacent streams, lakes and percolation ponds free of siltation, contamination or pollution of any kind. Retention devices shall be installed and maintained to control sediments so that they are not deposited in Stevens Creek Reservoir.	Yes; ongoing monitoring required.	Planning Division, Deaprtment of Planning & Development	Condition compliance monitored during monthly “boots on the ground” inspections. If maintenance is required, County inspectors direct the operator to conduct the required maintenance.	As of last inspection on 7/1/2020, County inspectors observed adequate maintenance of settling ponds and other retention devices. For additional information, see UP
11	No washing process nor a mixing (batch) plant of any kind shall be conducted in connection with this operation.	This condition duplicates Use Permit Condition No. 24. See <i>UP COA No. 24</i> above.			
12	Hours of operation to coincide with hours of operation of quarry.	Yes; ongoing monitoring required.	Planning Division, Deaprtment of Planning & Development	Condition compliance monitored during monthly “boots on the ground” inspections.	Videos are reviewed quarterly. Results of the review are reported in the last month of the quarter. See Hours of Operation, Task Number 25a above.

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
13	Applicants shall maintain control over vehicles to ensure observance speed limit laws, hauling and loading hours by not loading those vehicles which violate these regulations. Applicant to maintain signs at the exit of the quarry that he will monitor the hours and speeds of the trucks on haul route.	This condition duplicates Use Permit Condition No. 32. See <i>UP COA No. 32</i> above.			
14	Recycling operations to be restricted to the area shown on site designated as "Recycle Area".	This condition duplicates Use Permit Condition No. 40. See <i>UP COA No. 40</i> above.			
15	Recycling is to be limited to natural earth, asphalt, and concrete; no other types of materials to be recycled.	This condition duplicates Use Permit Condition No. 41. See <i>UP COA No. 41</i> above.			
16	In the annual report on the compliance with conditions of the use permit its reclamation plan the applicant is to provide the following information in addition to information which evaluates compliance with permit conditions: a. Volume of recycled materials having been processed in the preceding year. b. Monthly totals of the number of trucks being serviced. c. The annual report is to be submitted on or before October 1, 1991.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance with this condition has not previously been enforced. There is no record of truck traffic totals from March 1995 having been submitted, and no record of submission of ongoing traffic data. No record exists of the Department requiring the operator to submit this data or taking enforcement action for failure to comply with this condition. On June 10, 2020, Department staff issued a letter to the operator noting the requirement and directing the operator to comply with this condition starting in July 2020, along with other COA data requirements.	On July 31, 2020, the operator provided the required information to the Department, and provided historical traffic data going back three years.
17	The recycle crusher and stockpiles are to be located so that neither are visible from Stevens Canyon Road in the area of the site's berm.	This condition duplicates Use Permit Condition No. 42. See <i>UP COA No. 42</i> above.			
18	Obtain an encroachment permit and install a driveway approach at the existing gate located approximately 650 feet from the site's easterly boundary. Construct the driveway approach in accordance with Detail B/5 modified to provide a pavement structural section for truck loading. Pavement structural section to be designed by the applicant's registered civil engineer.	This condition duplicates Use Permit Condition No. 43. See <i>UP COA No. 43</i> above.			
Mediated Agreement Conditions					
1	The overburden shall be retained and used in the reclamation vegetation process.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
2	No new permanent lakes, ponds, or other water bodies may be created within the excavation area.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
3	Equipment, stockpiles and temporary structures shall be removed from the excavation and within six months after termination operations.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
4	The final cut slopes are approved as shown on the approved plans: a. 1 1/4: 1 slope with 12' wide benches every 30' of rise, as shown on Sheet #2 for Area #2 quarry. b. Top of slope shall be rounded as shown on "Typical Slope Rounding Detail".	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
5a	The revegetation process shall be commenced as soon as that particular phase of excavation is completed and shall be carried out in accordance with plans approved.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
5b	Planting shall be completed within four (4) months finished quarrying, or as other arrangements as might be agreed to by the Secretary of the Architectural & Site Approval Committee due to seasonal climatic reasons.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
5c	Supplemental watering of planted areas to be conducted for the first full year of plantings, or until plant material is established.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
5d	Approval of materials as proposed on revegetation plan and note sheets.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
5e	Supplemental planting and watering will be done in order to establish vegetation long term.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
6	Retain any significant trees in the 25' setback area, (diameter width 37.5" or greater).	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance monitored during annual SMARA inspection.	As of last annual SMARA inspection, no tree removal in setback area was observed.
7	These reclamation plans shall be completed regardless of the time limitation or extent of excavation of the quarries. Should the quarries not be excavated to the planned exhaustion stage, reclamation shall still be carried out to the extent possible in accordance with the plan.	No ongoing monitoring yet required.	Planning Division, Department of Planning & Development	Condition is in regards to phasing of reclamation and is not yet applicable.	N/A
8	Ingress and egress locations to be limited to three existing driveways onto Stevens Canyon Road.	This condition duplicates Use Permit Condition No. 13. See UP COA No. 13 above.			
9	One copy of the approved plans and conditions of the Use Permit shall be maintained at the Office of permittee at all times.	This condition duplicates Use Permit Condition No.14 . See <i>UP COA No. 14</i> above.			
10	The premises shall be neat and orderly, free from junk, trash, or unnecessary debris Building shall be maintained in good repair and appearance. Weeds Shall be cut as frequently as necessary to eliminate fire hazards.	This condition duplicates Use Permit Condition No. 15. See <i>UP COA No. 15</i> above.			
11	The quarry recognizes the neighborhood concern about mud and rocks deposited on the public roadway and will make commercially reasonable efforts to reduce the mud and rocks to minimal levels. a. The Quarry will lay down an additional 10,000 square feet of asphalt each year for the next two years along the truck haul route to reduce the amount of mud tracked onto the public roadway.	No ongoing monitoring yet required.	Department of Roads & Airports	Condition complied with shortly after permit issuance. No ongoing monitoring required.	Compliance status unknown.
12a	On site roads shall be maintained in a reasonably dust free condition and must meet Bay Area Air Quality Management District standards. In order to minimize the occurrence of dust, the access roads shall be paved, oiled, watered, and/or chemically treated. Areas used for the movement of haulage vehicles and mobile equipment closer than 100 feet to the point from which haulage vehicles are being loaded shall be sprinkled with oil or water or chemically treated as frequently as necessary to reduce the stirring of dust to the minimum level possible.	This condition duplicates Use Permit Condition No. 16a. See <i>UP COA No. 16a</i> above.			

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
12b	Dozing, digging, scraping, and loading of excavated materials shall be done in a manner which reduces to the minimum level possible the raising of dust. Sprinkling shall be done where necessary to comply with this standard.	This condition duplicates Use Permit Condition No. 16b. See <i>UP COA No. 16b</i> above.			
12c	In dry weather periods, during high wind conditions, mining operations on an exposed slope shall be curtailed. Stockpiled products shall be watered or treated during periods of high wind conditions so as to minimize off-site dust nuisance to nearby properties.	This condition duplicates Use Permit Condition No. 16c. See <i>UP COA No. 16c</i> above.			
12d	Dust abatement practices as approved by the Bay Area Air Quality Management District of stockpiles and screening operations or any other part of the facilities shall be conducted as necessary to eliminate dust.	This condition duplicates Use Permit Condition No. 16d. See <i>UP COA No. 16d</i> above.			
12e	The quarry shall comply with all applicable laws and required permits issued by the Bay Area Air Quality Management District.	This condition duplicates Use Permit Condition No. 16e. See <i>UP COA No. 16e</i> above.			
12f	The quarry operator will sweep Stevens Canyon Road and all paved areas within the quarry operation with a vacuum type sweeper as needed to remove dirt and dust from the roadway. The compliance patrol will be charged with determining when additional sweeping is necessary. A community relations hotline number will also be provided to the public to call should an unnoticed problem requiring additional sweeping arise.	This condition duplicates Use Permit Condition No. 16f. See <i>UP COA No. 16f</i> above.			
12g	Quarry will add an inspection step at scales for aggregate spillage on loaded trucks and will require drivers to remove the debris when found.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, truck inspection protocol was being followed.
12h	Quarry will add signage, in plain view, to instruct the public on how to call hotline for aggregate spillage and other quarry related issues.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, sign was in place.
12i	The operator shall submit a report by an engineer which: (1) identifies the sources of dust on the neighboring residential properties and public roads and (2) makes recommendations on dust reduction measures.	This condition duplicates Use Permit Condition No. 16h. See <i>UP COA No. 16h</i> above.			

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
12j	The Quarry recognizes the neighborhood concern about fugitive dust and will work cooperatively to determine the total level and their specific contribution to the total level. Furthermore, the Quarry will use commercially reasonable efforts to reduce their share of the total dust emissions. The total level and the quarry's contribution to that level will be established in the following manner: i. Initially, Samples will be taken by setting out glass plates in 3 locations for a period of 2 weeks and then repeated once. (a) The sample locations will be at the North property line of the Quarry near the radio house, Peacock Court, and on Montebello Road near the school ii. Additional monitoring will be conducted with a single glass plate 1 times over the following two years and annually thereafter. (a) These samples will be taken on Peacock Court. iii. The accumulated dust will be measured and analyzed to determine its total quantity and the primary sources. iv. The percentage of dust contributed to the total by the quarry will be determined by comparing the quarry's total to the sample total. v. The dust analysis will be conducted by an independent testing lab. vi. At the reasonable request of the neighbors, the Quarry will undertake other testing procedures reasonably likely to better quantify and characterize the amount of dust and particulate size and the Quarry's contribution to the total dust content if the foregoing tests do not provide conclusive results.	No, ongoing monitoring not required.	N/A	N/A	SCQ submitted this report. See Geomatrix Report "Environmental Monitoring Report - Results of Dust and Sound Level Monitoring in the Vicinity of SCQ" dated April 2003.
13	Haul route being approved is Stevens Canyon Road-Foothill Boulevard to Highway 280 and Foothill Expressway. No other route to be used.	This condition duplicates Use Permit Condition No. 17. See <i>UP COA No. 17</i> above.			
14	Truck loading practices to be such as to eliminate spillage on public roads. Any spillage shall immediately be cleaned up by the quarry operator.	This condition duplicates Use Permit Condition No. 18. See <i>UP COA No. 18</i> above.			
15	All truck parking, queuing and loading, shall be carried out on the property. No queuing on public streets.	This condition duplicates Use Permit Condition No. 19. See <i>UP COA No. 19</i> above.			
16a	Noise and vibration created by the operation of the excavation shall be reduced to the minimum possible level; all operations shall be conducted so as to conform to the County Noise and Vibration Ordinance, specifically Sections B11-192, B11-193, B11-194, B11-195. The sound levels will conform to the County ordinances for noise.	This condition duplicates Use Permit Condition No. 21a. See <i>UP COA No. 21a</i> above.			
16b	The quarry shall engage the services of a professional acoustical consultant to recommend methods to reduce the amount of noise generated by the quarry. The quarry will submit a report of the success of the methods at the time of the six month review.	This condition duplicates Use Permit Condition No. 21b. See <i>UP COA No. 21b</i> above.			
16c	The neighbors will first contact the quarry representative regarding noise complaints for resolution and then the County Environmental Health noise specialist.	This condition duplicates Use Permit Condition No. 21c. See <i>UP COA No. 21c</i> above.			
16d	Noise complaints will be logged by both the quarry operator and County Environmental Health noise specialist.	This condition duplicates Use Permit Condition No. 21d. See <i>UP COA No. 21d</i> above.			

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
16e	County will conduct a minimum of two random noise tests annually and report the results to the Secretary of the Planning Commission.	This condition duplicates Use Permit Condition No. 21e. See <i>UP COA No. 21e</i> above.			
16f	The Quarry will, by the end of 2003, enclose sorting screens to reduce their noise, will cover exposed metal clip belt fasteners with a rubber coating, will line steel rock chutes with rubber, will install sound walls around cone crushers, and will change vehicle backup safety alarms to be motion sensor alarms.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	As of last inspection on 7/1/2020, required improvements were in place.
17	Explosives will not be used more than twice a week when necessary	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through Code Enforcement complaint process.	County has never received a complaint about blasting in the quarry.
18	Excavation shall be conducted in a manner so as to keep adjacent streams, percolation ponds, or water bearing strata free from undesirable obstruction, siltation, contamination, or pollution of any kind. The existing settling ponds shall be maintained to intercept sediment. Settling ponds and other retention devices shall be installed and maintained to control sediments so that no sediments are deposited in Stevens Creek Reservoir from this property as a result of the surface mining process.	This condition duplicates Use Permit Condition No. 23. See <i>UP COA No. 23</i> above.			
19	No concrete or asphalt plant is being approved.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during monthly "boots on the ground" inspections.	No concrete or asphalt plant ever noted by inspectors. As of last inspection on 7/1/2020, no concrete or asphalt plant was observed on site.
20a	The quarry excavation, crushing, processing, and hauling shall be operated during the hours of 6:30 a.m. to 5:00 p.m. Monday through Friday. All gates except for the one on Montebello Road leading to the residence on the site and the stables, to the quarry shall remain closed from 5:00 p.m. until 6:00 a.m. Beginning at 6:00 a.m., trucks shall be able to stack, load and haul, etc. on the premises. Excavation, crushing, processing or hauling operations shall not be carried out on the following holidays: New Year Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.	This condition duplicates Use Permit Condition No. 25a. See <i>UP COA No. 25a</i> above.			
20b	The quarry shall be allowed to operate the plant no more than 15 Saturday's per year and no more than one Saturday per month from May 15th through October 15th inclusive. The hours of operation will not exceed the period between 7:00am and 3:00pm. Plant operation does not include material loading and hauling, because it is covered in the use permit for parcel "A", but does include crushing, excavation, and processing. The Planning Office shall be notified on the preceding Friday of any proposed Saturday activities.	This condition duplicates Use Permit Condition No. 25b. See <i>UP COA No. 25b</i> above.			

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
20c	The quarry shall be allowed to operate up to a maximum of 30 work evenings per year, (between the hours of 5:00 p.m. and 8:00 p.m.); such evening work shall be allowed under special circumstances provided that: i. Planning Office to be notified no later than 4:00 P.M. on the day the evening work is to be performed, and ii. The provision will be reviewed and evaluated by the Planning Commission in 6 months. iii. Special circumstances: This provision applies to and shall be instances such as: (a) To allow the completion of a project by working an evening, and; (b) An emergency situation, either for a private or government project. Emergency is intended to mean a potential danger of life or property including, but not limited to, levee failure, flooding, earthquake, landslide, road or bridge failure or other similar conditions.	This condition duplicates Use Permit Condition No. 25c. See <i>UP COA No. 25c</i> above.			
20d	Maintenance activities, as defined in this agreement, are not considered quarry operations.	Informational condition. No compliance monitoring required.	N/A	N/A	N/A
22	The excavated cut slope shall be no closer than 25 feet from the property line, except for the slope rounding as shown on Sheet #2 of approved plans dated May, 1983.	This condition duplicates Use Permit Condition No. 30. See <i>UP COA No. 30</i> above.			
23	Any water-body created during operations shall be maintained in such a manner as to provide mosquito control and to prevent the creation of health hazards or public nuisance.	This condition duplicates Use Permit Condition No. 31. See <i>UP COA No. 31</i> above.			
24	The quarry shall maintain control over the vehicles to insure observance of speed limit laws; and hauling and loading hours by nor loading those vehicles in a manner which violates these regulations.	This condition duplicates Use Permit Condition No. 32. See <i>UP COA No. 32</i> above.			
25	The quarry shall give to the trucking companies and operators written notice to insure adherence to these speed laws and operational hours.	This condition duplicates Use Permit Condition No. 33. See <i>UP COA No. 33</i> above.			
26	The quarry shall post signs at the exit of the quarry stating that the hours and speed of the trucks on the haul route will be monitored. a. The operator will install new signs at the exit of the quarry warning drivers that the speeds of the truck will be monitored and that they need to adhere to public road speed and in-quarry operational regulations. b. Signs as required in condition #26 to be reconditioned and maintained in good condition	This condition duplicates Use Permit Condition Nos. 34a & 34b. See <i>UP COA No. 34a & 34b</i> above.			
27	The compliance monitoring and enforcement for the provisions of this agreement will utilize the same mechanisms as used for parcel A.	Informational condition. No compliance monitoring required.	N/A	N/A	N/A
28	Fugitive dust from quarrying operation to be mitigated by spraying of water or other suppressant on site and on stockpiles.	This condition duplicates Use Permit Condition No. 37. See <i>UP COA No. 37</i> above.			
29	The Quarry must obtain an applicable permit or clearance from the Bay Area Air Quality Management District prior to commencement of operations.	This condition duplicates Use Permit Condition No. 16e. See <i>UP COA No. 16e</i> above.			

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
30	Quarrying operation, including storage of materials, shall be maintained in such a manner to keep adjacent streams, lakes, and percolation ponds free of siltation, contamination or pollution of any kind. Retention devices shall be installed and maintained to control sediments so that they are not deposited in Stevens Creek Reservoir.	This condition duplicates Use Permit Condition No. 23. See <i>UP COA No. 23</i> above.			
31	Quarrying operations to be restricted to the area shown on site plan, sheet #2 dated, May, 1983.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Condition compliance monitored during annual SMARA inspection.	As of last inspection on 7/1/2020, quarrying operations was restricted to approved areas.
32	If there is any noise increase more than 0 dB due to the lowering of the ridge line in the Northeast corner of Parcel B, the quarry will construct a sound wall 25 feet high and approximately 400 feet long provided the appropriate county approvals can be obtained. In addition, the Quarry will camouflage the wall with trees and vines. The concerned neighbors and quarry will work together to determine the baseline sound level and the new sound level after the ridgeline has been changed in order to determine if there has been change to warrant the sound wall. The objective of this clause is to prevent noise from the Hansen Quarry from impacting the neighborhood.	No; ongoing monitoring not required.	Planning Division, Department of Planning & Development/ Department of Environmental Health	Condition requirements triggered by increase in noise levels after NE ridge is lowered. Ridge has been lowered, but no record of baseline noise levels have been found, and it is therefore not possible to determine if sound wall installation was required.	Condition compliance not verified.
32a	a. The baseline will be established by taking measurements at the Montebello school, at the cul-de-sac on Peacock Court, and lower Swiss Creek road. 10 samples will be taken at each site and the average of the samples used to establish the baseline at each site. The samples will be taken at times when the SCQ quarry is not running and the Hansen Quarry is running.	No; ongoing monitoring not required.	Planning Division, Department of Planning & Development/ Department of Environmental Health	No record of baseline noise levels has been found in Department records.	Condition compliance not verified.
32b	b. This baseline will be taken and filed with the County before the ridgeline is lowered.	No; ongoing monitoring not required.	Planning Division, Department of Planning & Development/ Department of Environmental Health	No record of baseline noise levels has been found in Department records.	Condition compliance not verified.
32c	c. After the ridgeline has been taken down to its final elevation, sound level measurements will be taken and compared to the baseline. The same measurement methodology as in "a" will be used to establish this sound level.	No; ongoing monitoring not required.	Planning Division, Department of Planning & Development/ Department of Environmental Health	No record of baseline noise levels has been found in Department records.	Condition compliance not verified.
33a	On-site lighting shall be designed, controlled and maintained so that no light source is visible from off the property. Hooding shall be installed to prevent light bulbs from being visible from off the property. All lights will be turned off after 7:00 p.m., except during approved evening usage when the lights will be turned off after 9:00 p.m. except for the purpose of mechanical maintenance, in which case they can remain on until no later than 11:00 p.m.	This condition duplicates Use Permit Condition No. 46a. See <i>UP COA No. 46a</i> above.			
33b	Quarry lighting shall be designed and installed at a height to cause the least amount of impact on neighboring residential properties.	This condition duplicates Use Permit Condition No. 46b. See <i>UP COA No. 46b</i> above.			

Cond. No.	Condition of Approval	Ongoing Compliance Monitoring Needed?	Responsible Department	Compliance Monitoring Methodology	Current Compliance Status
Quarry Use Permit Conditions of Approval					
33c	Any lights which might be located at the communication facility structures shall be limited to the communication operator's use.	This condition duplicates Use Permit Condition No. 46c. <i>See UP COA No. 46c above.</i>			
34	The Quarry will limit the total number of material loads to no greater than 1300 per day. A load is the total material hauled by a single motorized vehicle, i.e. the amount a single driver can haul.	Yes; ongoing monitoring required.	Planning Division, Department of Planning & Development	Compliance verified through annual review of truck data provided by the quarry operator.	Compliance with this condition has not been consistently enforced. There is no record of truck traffic totals from March 1995 having been submitted, and no record of submission of ongoing traffic data. No record exists of the Department requiring the operator to submit this data or taking enforcement action for failure to comply with this condition. On June 10, 2020, Department staff issued a letter to the operator noting the requirement and directing the operator to comply with this condition starting in July 2020, along with other COA data requirements. On July 31, 2020, the operator provided the required information to the Department, and provided historical traffic data going back three years. These records show that the limit of 1300 was not exceeded during the last three years.
35	Maintenance is defined as follows for all quarry operations:	Informational condition. No compliance monitoring required.	N/A	N/A	N/A
35a	a. Plant and equipment repair and service: i. This item is mechanical maintenance as referenced in this agreement				
35b	b. Haul road repair including blading, watering, paving, and surfacing				
35c	c. Cleaning and repairing silt basins				
35d	d. Cleaning and repairing storm drains				
35e	e. Erosion repair caused by storms				
35f	f. Landscape and reclamation maintenance				
35g	g. Building maintenance and cleaning				
35h	h. Sweeping of the site haul roads				
36	This agreement will be co-terminus with the existing use permit on parcel "4".	Informational condition. No compliance monitoring required.	N/A	N/A	N/A