

SANTA CLARA COUNTY PLANNING DEVELOPMENT APPLICATION

PROPERTY OWNER'S NAME	Phone	Email	Prefer correspondence: Email <input checked="" type="checkbox"/> Mail <input type="checkbox"/>
Hanson Permanente Cement, Inc.	(408)966-4000	erika.guerra@lehighhanson.com	
Mailing Address	City	Zip	
24001 Stevens Creek Blvd.	Cupertino	95014	
APPLICANT OR APPELLANT NAME	Phone	Email	Prefer correspondence: Email <input checked="" type="checkbox"/> Mail <input type="checkbox"/>
Lehigh Southwest Cement Company	(408) 257-7476 ext.106	erika.guerra@lehighhanson.com	
Mailing Address	City	Zip	
24001 Stevens Creek Blvd.	Cupertino	95014	
ADDRESS OF SUBJECT PROPERTY: <u>24001 Stevens Creek Blvd., Cupertino, CA 95014</u> APN: <u>351-09-022;10-008,-033;11-001</u>			
EXISTING USE OF PROPERTY: <u>Quarrying</u> ACCESS RESTRICTIONS (gate, dog, etc.): <u>Gated access</u>			
The ACKNOWLEDGEMENTS AND AGREEMENTS FORM on the reverse side of this application must be completed and signed by the property owner(s).			

FOR DEPARTMENT USE ONLY

FILE NUMBER: _____ - _____

PROJECT DESCRIPTION: _____

APPLICATION TYPES	FEE(S)	COMMENTS / SUBMITTAL MATERIALS
Architecture and Site Approval / ASX		
Building Site Approval / BA (Urban / Rural)		
Certificate of Compliance		
Design Review / DRX		
CEQA (EA / Cat Ex / Prior CEQA / EIR)		
Compatible Use Determination (WA / OSE)		
Geologic Report / Letter		
Grading Approval / Abatement		
Lot Line Adjustment / Lot Merger		
Pre-Screening		
Special Permit		
Subdivision		
Use Permit		
Variance		
Other		
TOTAL FEES		

Application fees are not refundable.

Submittal reviewed
and received by: _____
Date: _____

Coordinates: X _____ Y _____
Zoning: _____
General Plan: _____
Parcel Size: _____

USA / SOI _____
WA / OSE / HCP _____
Early Outreach: L1 / L2 _____
Previous Files: _____

5
DOC 20467197



5

W. boundary line San Antonio Rancho

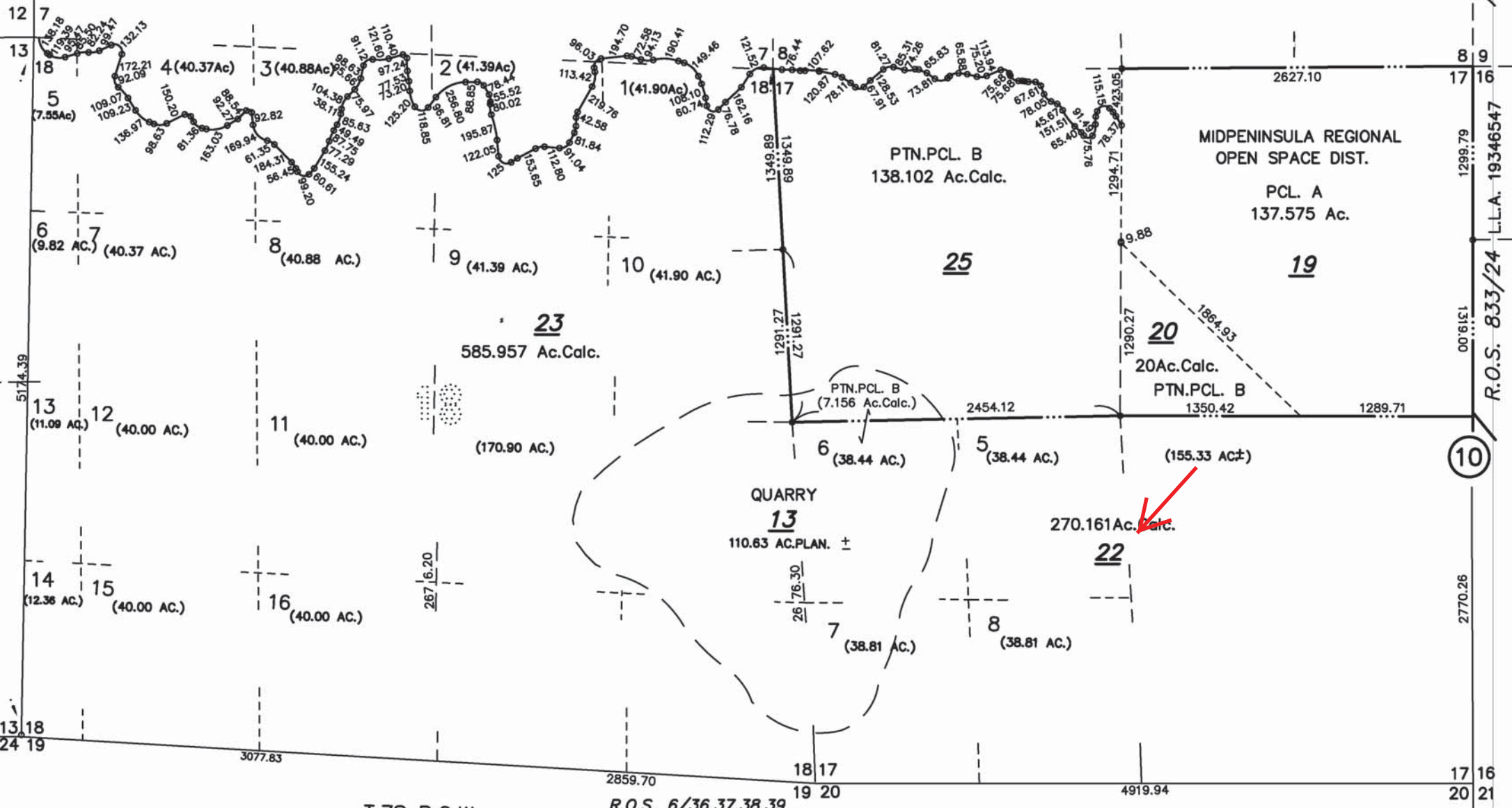
M.R.O.S.D.
OPEN-SPACE ESMT.
DOC. 9368823

(375 AC. TOTAL)

(217.92 AC.)
MIDPENINSULA REGIONAL OPEN SPACE DIST
641.75 Ac. Calc.(TOTAL)

-7400 St. Joseph Ave.-

1 12
4 13
40.00 AC.
1
W.B.
280.00 AC.



MIDPENINSULA
REGIONAL OPEN
SPACE DEPT.

QUARRY
13
110.63 AC. PLAN. ±

270.161 Ac. Calc.

T.7S.,R.3.W.

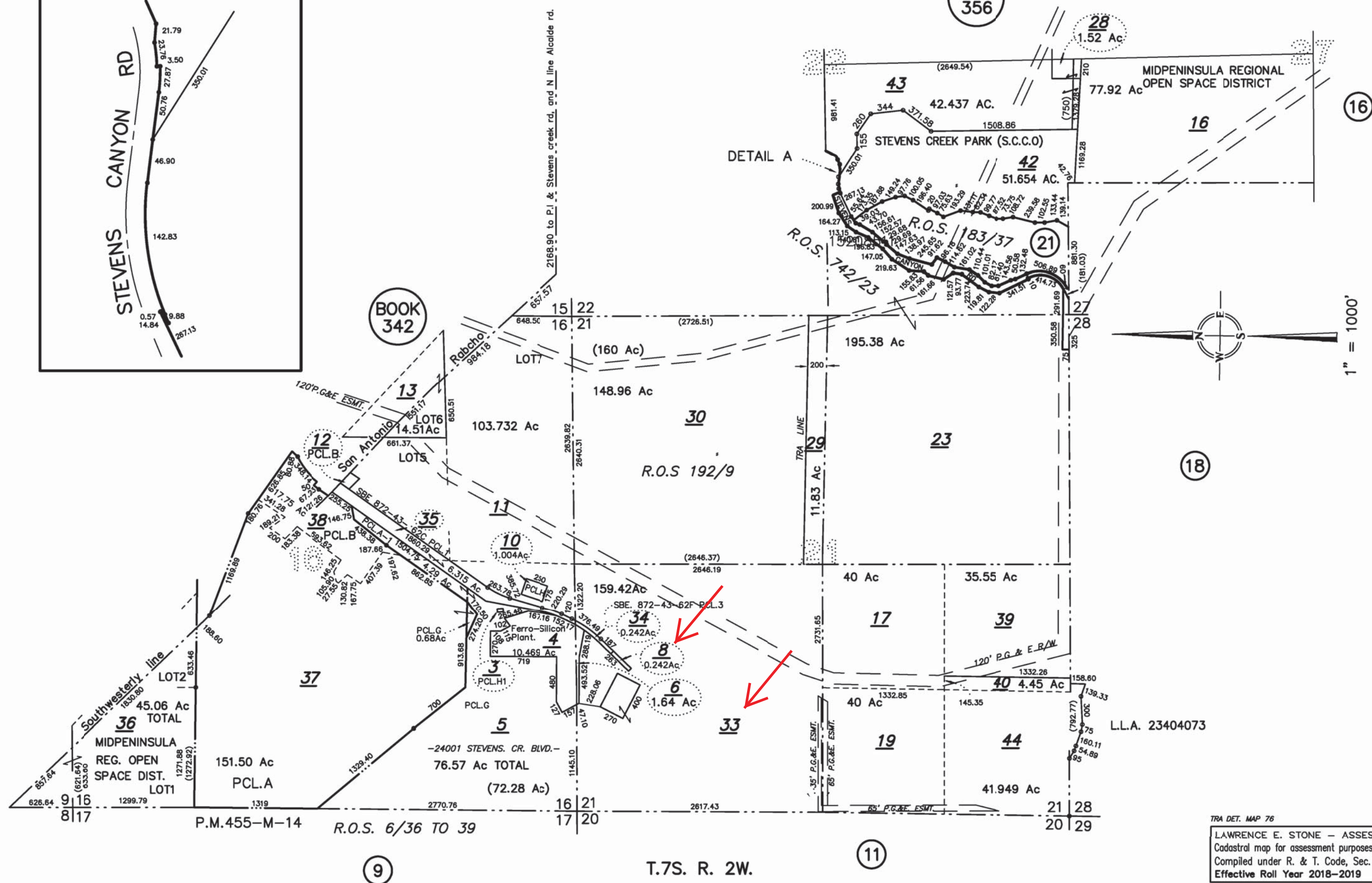
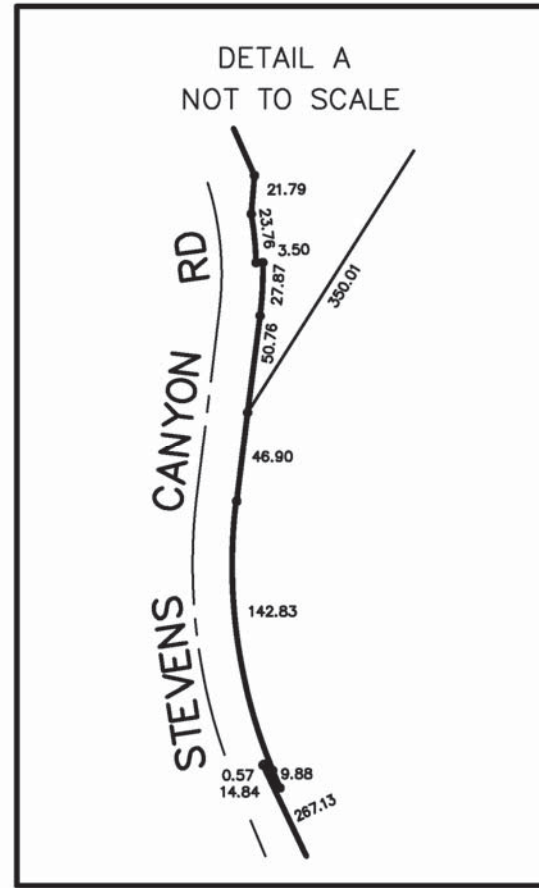
T.7S.,R.2.W.

R.O.S. 6/36,37,38,39

L.L.A. 19346547

BOOK
356

BOOK
342



TRA DET. MAP 76

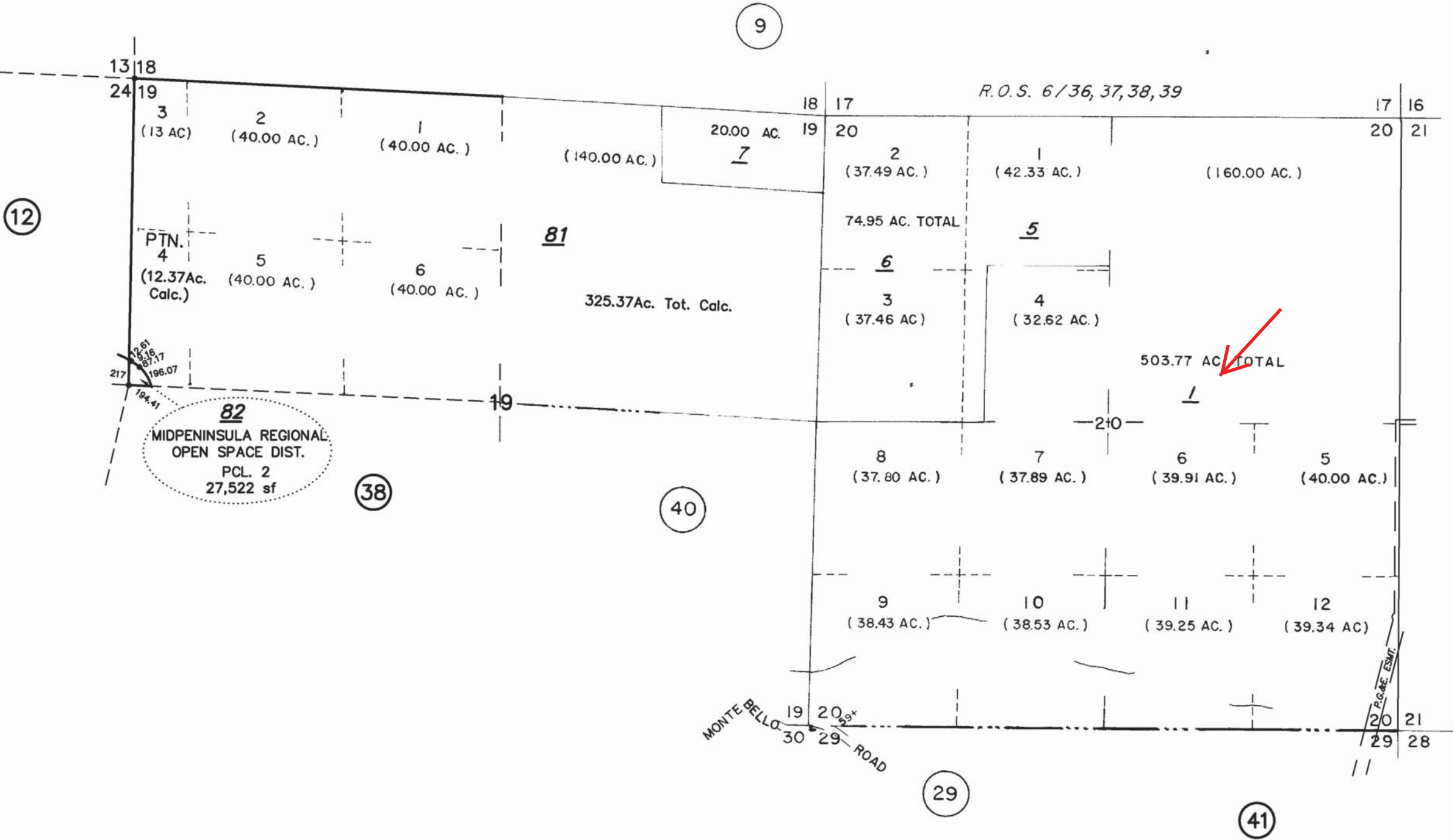
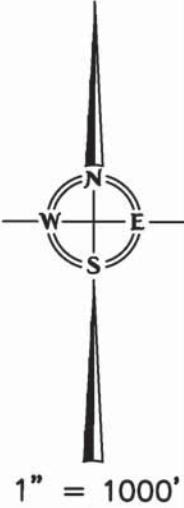
LAWRENCE E. STONE - ASSESSOR

Cadastral map for assessment purposes only.

Compiled under R. & T. Code, Sec. 327.

Effective Roll Year 2018-2019

TWP 7 S - R 2 W



PETITION FOR EXEMPTION FROM AN ENVIRONMENTAL ASSESSMENT

*Certain projects may not require an Environmental Assessment because they are **exempt** under state law. The Environmental Review handout describes the types of applications that may qualify for an exemption. Staff at the Planning Office counter can also advise you whether your application may be exempt.*

Submittal of this form must be accompanied by the Environmental Information Form (with photographs), which is used to determine if the project will have any potentially significant environmental impacts.

The undersigned hereby requests exemption from the environmental review requirements of the California Environmental Quality Act of 1970, as amended. In completing this request, I / we are affirming our belief that no significant environmental impact will result from the proposed project.

1. Project Type (subdivision, grading etc.): Minor reclamation plan amendment

2. Project Location: 24001 Stevens Creek Blvd., Cupertino, CA 95014

3. Project Description (including physical dimensions and proposed use): _____

Reclamation plan boundary adjustment to add approximately 63 acres to an existing reclamation plan area of 1,238.6 acres to incorporate roads (approximately 11 acres) related to mining activities. Reclamation activities will be limited to a 1.3-acre area.

4. Project Qualification for Exemption (all answers must be 'No'):

The questions in the table below are used to determine if a project could have any significant environmental impacts within different categories, necessitating the preparation of an Environmental Assessment. If the project does not have impacts in the listed categories (answer is "No"), the project may qualify to be an exemption.

Completion of the accompanying Environmental Information Form (EIF) can be used to answer the questions listed in the table, which specifies the location in the EIF (page and question) where these items are addressed.

Please note that the questions below are general screening thresholds to determine if an Environmental Assessment is required. Other factors may also be considered in this evaluation.

Would the proposed project involve:	EIF Page/ Question	Yes	No
<i>Biology</i>			
-work within 150 ft. of a watercourse, wetland, or riparian area?	P. 7/Q. 4		X
-impacts to or loss of habitat for endangered, threatened or rare wildlife or plants?	P. 10/Q. 10		X
-removal of five (5) or more native trees (12 inches in diameter, or 6 inches in diameter within the -h1 historic district)?	P. 6/Q. 2		X
-removal of ½ acre or more of oak woodland?	P. 6/Q. 2		X
<i>Historic</i>			
-demolition or alteration of historic resources (e.g., structure more than 50 years old)?	P. 3/Q. 7		X
<i>Topography / total earthwork</i>			
-construction in area with steep topography – average slope of > 30%?	P. 6/Q. 1		X
-import or export of more than 2,500 cubic yards of soil / material?	P. 2/Q. 6		X
-total earthwork exceeds 5,000 cubic yards (cut and fill)?	P. 3/Q. 6		X
<i>Non-residential</i>			
-generate significant new traffic?	P. 8/Q. 5		X
-create significant outdoor noise (outdoor amplified music, industrial activity)?	P. 8/Q. 7b		X
-use of hazardous materials?	P. 8/Q. 6		X
-development on agricultural lands (A-40, A-20 Zoning Districts)?	P. 7/Q. 3		X

5. List Categorical Exemption Class for which project is believed to qualify (refer to attached list)
Class #: Class 1 (see Env. Info. Form and addendum), Class 4, and CEQA Guidelines Section 15061(b)(3)

Applicant's Signature: Erika Guerra  Digitally signed by Erika Guerra
Date: 2019.03.26 04:37:12 -07'00' Date: 3/26/2019

For Staff Use Only			
Project file number: _____		Exemption (CEQA Section): _____	
Comments: _____			

Approved <input type="checkbox"/>	Denied <input type="checkbox"/>	Staff Person: _____	Date: _____

Revised Jan. 2013

Exemptions from Environmental Review

Per the California Environmental Quality Act (CEQA), this is a list of exemptions that are most likely applicable to development applications processed by the Santa Clara County Planning Office. It is not comprehensive but, instead describes general categories.

Pick the number of the class that appears to most clearly describe your project and enter it on the form (item 4). Then explain why your project fits that category (item 5); for example: "a single duplex building"; or "an addition of less than 50%".

Categorical Exemptions

Class 1 (CEQA Section 15301): Minor alteration of existing facilities involving negligible or no expansion of use

Examples include but are not limited to:

- a. Interior or exterior alterations
- b. Existing facilities used to provide public utility service
- c. Existing highways, streets, sidewalks, gutters, bicycle and pedestrian trails and similar facilities (this includes road grading for the purpose of public safety)
- d. Restoration or rehabilitation of deteriorated or damaged structures or facilities to meet public health and safety standards
- e. Additions to existing structures
 - (1) Up to 50% of floor area or 2,500 square feet, whichever is less
 - (2) 10,000 square feet if:
 - (a) public services available
 - (b) area not environmentally sensitive
- f. Addition of safety or health protection devices
- g. New copy on existing signs
- h. Maintenance of existing landscaping
- i. Demolition or removal of small structures
- j. Conversion of a single-family residence to office use
- k. Use of a single-family residence as a small family day care home

Class 2 (CEQA Section 15302): Replacement or reconstruction of an existing structure located on the same site and with substantially the same purpose and capacity

Class 3 (CEQA Section 15303): New construction or conversion of small structures

Examples of this exemption include but are not limited to:

- a. One single family residence, or a second dwelling unit in a residential zone (up to 3 structures in an urbanized area)
- b. A duplex or similar multi-family residential structure, totaling no more than 4 dwelling units; maximum 6 dwelling units in one building for urbanized areas
- c. A store, motel, office, restaurant or similar structure not exceeding 2,500 square feet in floor area (up to 4 commercial buildings, not exceeding 10,000

- square feet, in urbanized areas) on sites zoned for such use, not involving the use of significant amounts of hazardous materials, where all necessary public services and facilities are available and the surrounding area is not environmentally sensitive
- d. Water, main, sewage, electrical, gas, and other utility extensions, including street improvements, of reasonable length to serve such construction
 - e. Accessory structures including garages, carports, swimming pools and fences

Class 4 (CEQA Section 15304): Minor alterations to land, water or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes. Examples of this exemption include but are not limited to:

- a. Grading on land with less than 10% slope (if not in waterway, wetland, official scenic area or mapped area of severe geologic hazard).
- b. New gardening or landscaping
- c. Filling previous excavation
- d. Minor alterations in officially designated wildlife areas which result in habitat improvement.
- e. Minor temporary uses with no permanent effects (e.g., carnivals, Christmas tree sales, etc.)
- f. Minor trenching and backfilling
- g. Creation of bicycle lanes
- h. Fuel management activities (within 30 feet of structure, or within 100 feet of structure if designated by public agency responsible for fire protection)

Class 5 (CEQA Section 15305): Minor Alterations in land use limitations

On land of 20% average slope or less and no change in land use or density including but not limited to:

- a. Minor lot line adjustment (not resulting in creation of new lot), and setback variances.
- b. Minor encroachment permit
- c. Reversion to acreage in accordance to the Subdivision Map Act

Class 11 (CEQA Section 15311): Construction or replacement of accessory structures

- a. On premise signs
- b. Small parking lots
- c. Temporary or seasonal structures designed for public use

Class 14 (CEQA Section 15314): Minor additions to Schools that do not increase school student capacity by more than 25% or 10 classrooms, whichever is less

Class 15 (CEQA Section 15315): Minor land divisions

Which satisfies all of the following criteria:

- a. Four or fewer parcels (five, if one involves the dedication of permanent open space through a conservation easement);
- b. Within the Urban Service Area;
- c. Meet riparian setbacks if applicable as shown on the County General Plan;
- d. Future parcels will be served by public streets, sewers and water systems;
- e. Division is in conformance with the General Plan and zoning and no variance or exceptions are required;
- f. The parcel was not involved in the division of a prior subdivision within the previous 2 years; and
- g. The parcel does not have an average slope greater than 20 percent.

Class 31 (CEQA Section 15331): **Historical Resource Restoration / Rehabilitation** ***ONLY** consists of projects limited to maintenance, repair, stabilization, rehabilitation, restoration, preservation, conservation, or reconstruction of historical resources in a manner consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties with Guidelines for Preserving, Restoring, and Reconstructing Historic Buildings* (1995), Weeks and Grimmer.

Class 33 (CEQA Section 15333): **Small Habitat Restoration Projects**

Projects not to exceed 5 acres in size to assure the maintenance, restoration, enhancement, or protection of habitat for fish, plants, or wildlife provided that:

- a. There would be no significant adverse impact on endangered, rare or threatened species or their habitat pursuant to section 15065,
- b. There are no hazardous materials at or around the project site that may be disturbed or removed, and
- c. The project will not result in impacts that are significant when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.
- d. Examples of small restoration projects may include, but are not limited to:
 - (1). Revegetation of disturbed areas with native plant species;
 - (2). Wetland restoration, the primary purpose of which is to improve conditions for waterfowl or other species that rely on wetland habitat;
 - (3). Stream or river bank revegetation, the primary purpose of which is to improve habitat for amphibians or native fish;
 - (4). Projects to restore or enhance habitat that are carried out principally with hand labor and not mechanized equipment.
 - (5). Stream or river bank stabilization with native vegetation or other bioengineering techniques, the primary purpose of which is to reduce or eliminate erosion and sedimentation; and
 - (6). Culvert replacement conducted in accordance with published guidelines of the Department of Fish and Game or NOAA Fisheries, the primary purpose of which is to improve habitat or reduce sedimentation.



Environmental Information Form

Project Applicant or Representative:

Name: Erika Guerra
Address: 24001 Stevens Creek Blvd.
Cupertino, CA 95014

Phone: (408) 257-7476 ext. 106
E-mail: erika.guerra@lehighhanson.com

Please answer the following questions in the spaces provided. Use additional sheets if necessary.
If the question does not apply, mark "N/A."

Failure to provide complete and accurate information will result in your application being declared incomplete, which will delay application processing.

Project Description:

1. Project address (or location): 24001 Stevens Creek Blvd.
Cupertino, CA 95014
2. Describe the project (i.e., What will be constructed? Proposed use? Project objectives?):
Reclamation plan boundary adjustment adding approximately 63 acres to
the existing reclamation plan area (currently 1,238.6 acres) to include
disturbed areas (roads). These roads would remain after reclamation, but
disturbance adjacent to the utility road would be reclaimed as described
in the reclamation plan amendment (RPA).

3. Is the project part of a master plan, or a phase of a larger project? Yes ☐ No ☒

If yes, describe the project's situation/ role in the master plan or larger project (e.g., project is Phase 2 of 4, brief description of what each phase entails): _____

4. Where on the site will project construction and activities occur (describe and show on site plan construction footprint and staging areas)? No construction would occur. The reclamation plan

boundary change and reclamation activities are in the southeast portion of the site (Figure 1 of the RPA).

5. Site and project area information:

(a) Parcel size (acres or square feet): See addendum.

(b) Describe all buildings (existing and proposed) associated with the proposed use:

BUILDING	SIZE (sq. ft)	HEIGHT
Not applicable.		

If more space is needed, please attach a supplemental sheet.

(c) Indicate total area (sq. ft.) of parking areas: Not applicable

(d) Number of on-site parking spaces: Not applicable

(e) Indicate total area (sq. ft.) of buildings, driveways, patios, walkways and other impervious surfaces: Not applicable

(f) Describe any other outdoor areas dedicated to activities of the proposed use (e.g. sales, storage, animal confinement, etc). Include land area (sq. feet or acres). The reclamation plan boundary would increase by approximately 63 acres to incorporate disturbance from roads used as part of mining activities. Reclamation activities would take place on 1.3 acres related to the utility road.

(g) Indicate total area (sq. feet or acres) of vacant or undeveloped land, and land not devoted to the proposed use: See addendum

6. Will grading (cut and/or fill) be required as part of the project? Yes ☒ No ☐

If yes, a licensed civil engineer or land surveyor must complete the following information. If no, proceed to question 7.

IMPROVEMENT (See addendum.)	EARTHWORK QUANTITY (cubic yards)		MAXIMUM DEPTH (feet)	
	CUT	FILL	CUT	FILL
Driveway, Access Road				
Building Pad				
Landscaping				
Other Improvements				
TOTAL	0	0	0	0

If more space is needed, please attach supplemental sheet.

(a) If volume of cut exceeds fill, where will excess soil be disposed? See addendum.

(b) Are retaining walls proposed? Yes ☐ No ☒

If yes, what is maximum height? _____

7. Are any structures on the property proposed to be demolished? Yes ☐ No ☒

If yes, attach photos of each structure from at least two directions, and describe the types of structures (e.g. barn), and age of the structures:

STRUCTURE	AGE	SIZE

If more space is needed, please attach supplemental sheet.

Applicants are required to submit a Santa Clara County property appraisal record to document the age of the structures proposed for demolition. The property owner may obtain a copy from the County Assessor's Office (70 W Hedding St., 5th Floor).

8. If the project is institutional, commercial or industrial, answer the following:

(a) Number of daily customers, residents or other users of your project? Not applicable.

(b) Basis for this number (e.g., seating, etc)? Not applicable.

(c). Number of employees? (i) Total: See addendum. (ii) Max. at any one time: See addendum.

(d) Hours of operation: Reclamation activities would take place during daylight hours.

9. Indicate the water source serving the proposed use. Include provider name if applicable.
See addendum.

10. If there are existing wells on the property:

(a) How many are functioning? See addendum.

(b) How many are abandoned? See addendum.

(c) Are the abandoned wells sealed? See addendum.

11. What is the distance to nearest water line? See addendum.

12. Indicate the method of sewage disposal for the proposed use. Include sewer district name if applicable. The project would not require new sewage disposal facilities.

13. If a septic system is being proposed, have percolation tests been done? Yes ☐ No ☒

If yes, who conducted the tests and what were the results? _____

Form continues on next page



Environmental Setting:

1. Describe the natural characteristics (e.g., topography, vegetation, drainage, soil stability, habitat, etc.) on the project site. _____
See addendum.

2. Describe the existing land uses on the project site. _____
See addendum.

3. Describe the existing land uses adjacent to the project site (note location in relation to the project site): _____
See addendum.

4. Are there any known technical reports that evaluate the property or the proposed project (e.g., geologic, biological, archaeological, environmental impact reports, etc.)? Indicate which reports will be submitted with this application: _____
See addendum.



Form continues on next page

1. Geology:

- If yes, describe: See addendum.

- If yes, indicate percent of slope: _____%; and describe how erosion/siltation will be prevented?

(a) On the site plan, show all trees with trunk diameter of 12 inches or larger, measured at 4.5 feet above the ground (12-inch dbh), and any other protected trees (See “Protected Trees” text box). Indicate the species and size of each tree, and clearly mark each of those trees that are proposed for removal.

- | TREE SPECIES | TRUNK
DIAMETER | LOCATION |
|-----------------------------------|-------------------|----------|
| No trees will need to be removed. | | |

PROTECTED TREES. In addition to the general requirement to show trees with trunk diameter of 12 inches or larger, measured at 4.5 feet above ground (12-inch diameter at breast height, or dbh), the following must also be reported: (a) Oak trees 5" dbh or larger, to determine whether oak woodlands are present (see *Guide to Evaluating Oak Woodland Impacts*); (b) Trees 6" dbh or larger in the "h," (Historic Preservation) district; (c) Any heritage tree, as defined in Section C16-2 of the County Ordinance Code; (d) Any tree required to be planted as a replacement for an unlawfully removed tree, pursuant to Section C16-17e; and (e) Any tree that was required to be planted or retained by the conditions of any discretionary County land use permit.

3. Agriculture:

- (a) Is the site currently under Williamson Act contract? Yes ☐ No ☒

If yes, contact Planning Office for more information pertaining to Williamson Act compatible use determination. The application is available at the Planning Office.

- (b) Are there any agricultural uses on-site? Yes ☐ No ☒

If yes, describe: _____

- (c) Are there any commercial agricultural uses on-site? Yes ☐ No ☒

If yes, describe: _____

- (d) Are there any agricultural uses adjacent to the project site? Yes ☐ No ☒

If yes, describe: _____

- (e) Is the site currently under an open space easement contract? Yes ☐ No ☒

If yes, contact Planning Office for more information pertaining to Open Space Easement compatible use determination. The application is available at the Planning Office.

- (f) Would the project convert more than 1 acre of farmland to a non-agricultural use? Yes ☐ No ☒

If yes, describe: _____

4. Drainage/Flooding/Riparian:

Are there any watercourses and riparian habitat (e.g. drainage swale, stream course, spring, pond, lake, creek, tributary of creek, wetlands) within 150 feet of proposed construction or grading?

Yes ☐ No ☒

If yes, describe, and indicate its location relative to the project: _____

Permanente Creek is located approximately one-quarter mile north of
the utility road and will not be affected by the project.

5. Transportation:

- (a) Name street(s) to be used to access project: Not applicable.
- (b) Approximate number of vehicle trips per day to be generated by project (Please note that each direction equals one trip)? Not applicable.
- (c) Indicate the days & times you expect most trips to occur: Not applicable.
- (d) Is there traffic congestion during commute hours at any nearby street intersections providing access to the project? Yes ☐ No ☒
- If yes, list the intersections: No new traffic will be generated. Thus, the project meets the criterion provided in the table provided in the "Petition for Exemption from an Environmental Assessment."

Transportation Impact Analyses (TIAs) using the Congestion Management Agency's methodology must be prepared for all projects that generate 100 or more peak hour trips. Transportation impact analyses (TIAs) using the Congestion Management Agency's methodology may also be required if the project will generate substantial growth in the project area, result in an increase of traffic in relation to the existing traffic load and capacity of the street system, etc.

6. Safety/Health:

- (a) To your knowledge, do potentially hazardous materials exist on either this site or nearby property? (e.g., fuels, chemicals, industrial residue, etc.) Yes ☒ No ☐
- If yes, describe: See addendum.
- (b) Will the project require the use, storage or disposal of hazardous materials such as toxic substances, flammables, or explosives (e.g diesel generator), underground storage of chemicals)? Yes ☒ No ☐
- If yes, describe: See addendum

7. Air/Noise:

- (a) Describe the types (and numbers) of construction equipment that will be used during project construction? (e.g. grader, backhoe, pile driver, jackhammer).
The project will use equipment similar to that used at Permanente Quarry, but the time in which the activities occur would be of a much shorter duration.
- (b) Will the ongoing operation of the proposed use generate dust, smoke, fumes, odors, or noise (such as outdoor amplified noise or industrial activity)? Yes ☐ No ☒
- If yes, describe: Activities will be similar to existing activities on-site. Thus, the project will not create significant outdoor noise. Therefore, the project meets the criterion provided in the table provided in the "Petition for Exemption from an Environmental Assessment."

8. Aesthetic:

- (a) Does the property contain natural features of scenic value or rare or unique characteristics (e.g., rock outcropping, mature trees)? Yes ☒ No ☐

If yes, describe: See addendum.

- (b) Will construction occur at or near a ridgeline or hilltop? Yes ☐ No ☒

- (c) Will the project include visual impact mitigation (e.g. new landscaping, light reflectivity value of exterior surfaces less than 45, etc.) ?

Yes ☐ No ☒

If yes, describe: None required.

9. Historical/Archaeological:

- (a) Has the property received any historic designation(s)? Yes ☐ No ☒

If yes, check the boxes that apply and attach the appropriate nomination form or documentation related to its listing.

- ☐ National Historic Register of Historic Places
☐ California Historical Landmark
☐ California Point of Historic Interest
☐ California Register of Historical Resources
☐ Santa Clara County Heritage Resource Inventory
☐ Santa Clara County Historical Zoning District

- (b) Are you aware of any archaeological remains on the property? Yes ☐ No ☒

If yes, describe: _____

10. **Habitat for endangered, threatened, or rare wildlife or plants:**

(a) Does the property contain critical habitat for special-status species (e.g., California Tiger Salamander, Bay Checkerspot Butterfly, Red Legged Frog)? Yes ☐ No ☒

(b) Is the property in or adjacent to a mapped occurrence of a special-status species as reported in the California Natural Diversity Database (CNDDDB)? Yes ☒ No ☐

If yes, describe: [see Planning Office for assistance] See addendum.

Reduction or Avoidance of Impacts:

Discuss possible actions that could reduce or avoid any adverse environmental affects raised in the previous section (*Environmental Aspects of Project*). Use appropriate reference numbers.

The project is a reclamation plan boundary adjustment with reclamation
activities located only on or directly adjacent to the utility road. Existing best
management practices would apply as discussed previously.

If more space is needed, please attach a supplemental sheet.

Certification:

I hereby certify that the statements on this form and the attached exhibits are true and correct to the best of my knowledge. If any of the facts represented here change, it is my responsibility to inform the County of Santa Clara.

Owner/Applicant Signature: Erika Guerra Digitally signed by Erika Guerra
Date: 2019.03.26 04:24:32 -07'00' Date: 3/26/2019

Staff Use Only

FILE #: _____

Environmental information form reviewed and found to be complete?:

Yes ☐ No ☐

If no, what additional information is needed?

Signature: _____ Date: _____

PERMANENTE QUARRY RECLAMATION PLAN MINOR AMENDMENT FOR THE UTILITY ROAD RECLAMATION AND BOUNDARY ADJUSTMENT

ADDENDUM TO ENVIRONMENTAL INFORMATION FORM

Project Description:

5a. Parcel size (acres or square feet):

The Permanente Quarry property includes 3,510 acres and 34 assessor's parcels. Of the total site acreage, 2,656 acres are subject to the County's land use jurisdiction (Santa Clara County 2011). The boundary adjustment for the maintenance road is within a portion of Assessor's Parcel Numbers (APNs) 351-11-001 (503.77 acres). The boundary adjustment for the utility road is with a portion of APN 351-10-033 (159.42 acres). The boundary adjustment for the Plant Quarry Road is within portions of APNs 351-10-033, 351-11-001, 351-10-008 (0.24 acre), and 351-09-022 (270.16 acres). These parcels are generally located in the southeastern portion of the property, within the County's unincorporated jurisdiction.

5g. Indicate total area (sq. feet or acres) of vacant or undeveloped land, and land not devoted to the proposed use:

The approximate disturbance areas (1.3 [utility road area] + 5.4 [Plant Quarry Road] + 4.2 [maintenance road area] = 10.9) minus the approximate total project area (63 acres) equals 52.1 acres.

6. Will grading (cut and/or fill) be required as part of the project?

Potentially. Stantec's geotechnical review concludes:

Sections identified during any future geotechnical evaluation as having soil or weathered bedrock could be laid back or otherwise supported to improve the stability of the cut slope if possible. Unconsolidated fill and highly weathered material should be graded to a 2:1 slope where possible to promote slope stability and reduce erosion. These areas may be graded to a steeper slope where necessary to limit the disturbance area; however, this may result in an increase in maintenance requirements. Bedrock slopes should be monitored for erosion, and these areas graded if necessary.

6a. If volume of cut exceeds fill, where will excess soil be disposed?

There is not additional cut or fill is anticipated at the utility road area. However, if excess fill is generated it would be transported the Rock Plant area.

8. (c) Number of employees? (i) Total (ii) Max. at any one time

The site is an operating mine, which employs up to 30 employees at the quarry, but the amount of employees fluctuates depending on market conditions and level of production. The project would not result in a change in the number of employees. The reclamation activities related to the utility road would involve approximately 5 employees.

9. Indicate the water source serving the proposed use. Include provider name if applicable.

The reclamation plan boundary amendment will not increase water use above existing levels. Rock processing operations currently use 90 percent recycled water, with makeup water from the San Jose Water Company.

10. If there are existing wells on the property:

(a) How many are functioning?

There currently are two monitoring wells within the Permanente Quarry area, located adjacent to the East Materials Storage Area (EMSA) (i.e., the overburden stockpile area east of the quarry pit) to the north of the project site. Another six monitoring wells lie south of the project area within the Permanente Quarry property.

(b) How many are abandoned?

Historical records indicate that 21 wells have at times been previously installed within the project area and thereafter abandoned according to state law and Santa Clara Valley Water District ordinance.

(c) Are the abandoned wells sealed?

All abandoned monitoring wells have been sealed as required by state law and Santa Clara Valley Water District ordinance, with the exception that a number of monitoring wells identified in historic records could not be located in 2008 after field investigations. In November 2000, the Santa Clara Valley Water District deemed the nonlocatable wells to be abandoned.

11. What is the distance to nearest water line?

The nearest public water line is along the main quarry access road. The project will not require the extension of any water lines or the provision of public water service.

Environmental Setting:

1. Describe the natural characteristics (e.g., topography, vegetation, drainage, soil stability, habitat, etc.) on the project site.

The environmental setting for Permanente Quarry was provided in the environmental impact report (EIR) certified during the 2012 reclamation plan amendment review and approval. Topography is described in Section 2.2.2 (and Figure 2.3, "Existing Topography") of the 2012 draft EIR. Vegetation and habitat types that exist at the Permanente Quarry site are described in Section 4.4.1.2 of the 2012 draft EIR. Section 4.10.1.2 of the 2012 draft EIR provides the drainage characteristics of the site. Potential soil stability issues on-site are addressed in Section 4.7 of the 2012 Draft EIR. The draft and final EIR, together with the conditions of approval and approved reclamation plan, address how natural characteristics of the site are being addressed at Permanente Quarry as the vested operation continues to operate.

2. Describe the existing land uses on the project site.

Surface mining is the primary current land use within the project area.

3. Describe the existing land uses adjacent to the project site (note location in relation to the project site).

Section 2.3.2 of the 2012 draft EIR provides a summary of the existing land uses adjacent to the Permanente Quarry.

4. Are there any known technical reports that evaluate the property or the proposed project (e.g., geologic, biological, archaeological, environmental impact reports, etc.)? Indicate which reports will be submitted with this application.

The 2012 draft and final EIR are on file with the County Department of Planning and Development, which covers the project area. The proposed reclamation plan boundary adjustment is approximately 63 acres located on the vested parcels immediately adjacent to the 1,238.6-acre Permanente Quarry reclamation plan boundary; therefore, no additional technical studies are required as part of this minor reclamation plan amendment application.

Environmental Aspects of the Project:

1. Geology:

- (a) Are there any known geologic hazards on the site or in the immediate area. (e.g., earthquake faults, landslides, subsidence, steep slopes, etc.)?**
- (b) Will construction occur on slopes greater than 10%? If yes, indicate percent of slope: __%; and describe how erosion/siltation will be prevented?**

No. Section 4.7 of the draft EIR provides an extensive analysis of the site's potential geologic hazards at the site. The administrative record, including the final EIR, conditions of approval, and reclamation plan, contain measures to ensure that potential impacts are reduced to a level of less than significant. In addition, the limited amount of activity that will occur within the vested portion of the site will not include excavation activities and will be limited to maintenance and reclamation activities. Lehigh will adhere to all applicable environmental protection measures contained in mitigation measures and conditions of approval from the 2012 approval and applicable requirements outlined in the reclamation plan amendment included in this application submittal. The proposed project would not involve construction in areas with steep topography (average slope of greater than 30 percent). Therefore, the proposed project meets the criterion provided in the table provided in the "Petition for Exemption from an Environmental Assessment."

6. Safety/Health:

- (a) To your knowledge, do potentially hazardous materials exist on either this site or nearby property? (e.g., fuels, chemicals, industrial residue, etc.)**

Section 4.9 of the 2012 draft EIR provided an analysis of potentially hazardous materials. No new hazardous materials or hazardous materials storage facilities would be introduced in the quarry as a result of the project. The quarry currently uses, stores, and maintains materials considered hazardous consistent with application conditions of approval and mitigation measures and under the applicable laws. Therefore, the proposed project meets the criterion provided in the table provided in the "Petition for Exemption from an Environmental Assessment."

- (b) Will the project require the use, storage or disposal of hazardous materials such as toxic substances, flammables, or explosives (e.g diesel generator), underground storage of chemicals)?**

The monitoring, maintenance, and reclamation activities on and alongside the utility road would involve the use of fuel and oil in operation of vehicles already used on the quarry site (e.g., trucks, graders). The quarry currently uses, stores, and maintains materials considered hazardous consistent with application conditions of approval and mitigation measures and under the applicable laws. Therefore, the proposed project meets the criterion provided in the table provided in the "Petition for Exemption from an Environmental Assessment."

8. Aesthetic:

- (a) Does the property contain natural features of scenic value or rare or unique characteristics (e.g., rock outcropping, mature trees)?**

Section 4.1 of the 2012 draft EIR provides analysis and feasible mitigation measures to aesthetic impacts. Mature trees exist within the expanded reclamation plan boundary area, but are not planned for removal. The disturbed areas of the project are not visible from public roads.

10. Habitat for endangered, threatened, or rare wildlife or plants:

- (b) Is the property in or adjacent to a mapped occurrence of a special-status species as reported in the California Natural Diversity Database (CNDDB)?**

Red-legged frog now exists on the Permanente Quarry property, but not within the project area. In addition, Section 4.4 of the 2012 draft EIR, the conditions of approval, mitigation measures, the approved reclamation plan, and the proposed reclamation plan amendment contain protection measures to ensure that activities at Permanente Quarry will not result in significant impacts to special-status species. The proposed reclamation plan boundary adjustment area will not result in impacts to or loss of habitat for endangered, threatened, or rare wildlife or plants. As explained in the answer to question 4 (regarding drainage, flooding, and riparian habitat), no watercourse or riparian habitat are located within 150 feet of the proposed reclamation activity area. No trees are planned for removal in the project area. Therefore, the proposed project meets all of the criteria related to biological resources as provided in the table provided in the "Petition for Exemption from an Environmental Assessment."

HAZARDOUS WASTE AND SUBSTANCE SITES LIST QUESTIONNAIRE

(AB 3750 - Cortese Bill)

TO BE FILLED OUT AT COUNTER UPON SUBMITTAL OF APPLICATION

Applicant Name: Erika Guerra

APN(s): APN 351-10-033, 351-11-001, 351-10-008,
and 351-09-022.

Is the proposed development property listed in the Office of
Planning and Research Hazardous Waste and Substance Sites List?

Yes

☐

No

☐

If "yes," complete the following:

Site: _____

Page: _____

Address: _____

I certify that I have reviewed the Hazardous Waste and Substance Sites List, dated March 2019 ,
and, to the best of my knowledge, the above information is correct.

Signature: _____

Date: _____



DEPARTMENT OF TOXIC SUBSTANCES CONTROL

ENVIROSTOR

KAISER CEMENT CORP, PERMANENTE PLANT (43350079)[SIGN UP FOR EMAIL](#)

2401 STEVENS CREEK BOULEVARD
PERMANENTE, CA 95014
SANTA CLARA COUNTY
SITE TYPE: * HISTORICAL

OFFICE: CLEANUP BEI
CENSUS TRACT: 6085511707
CALENVIROSCREEN PERCENTILE SCORE: 1-5% (lowest s

[Summary](#) | [Activities](#) | [Site/Facility Docs](#) | [Related Sites](#) | [CalEnviroScreen](#)

Site Information

CLEANUP STATUS

REFER: OTHER AGENCY AS OF 7/1/1991

SITE TYPE: * HISTORICAL

NATIONAL PRIORITIES LIST: NO

ACRES: NONE SPECIFIED

APN: NONE SPECIFIED

CLEANUP OVERSIGHT AGENCIES:

NONE SPECIFIED

ENVIROSTOR ID:

43350079

SITE CODE:

SPECIAL PROGRAM:

* SITE CHAR & ASSESS GRANT (CERCLA 104)

FUNDING:

ASSEMBLY DISTRICT:

SENATE DISTRICT:

Regulatory Profile

PAST USE(S) THAT CAUSED CONTAMINATION

NONE SPECIFIED

POTENTIAL CONTAMINANTS OF CONCERN

[UNCATEGORIZED](#)

POTENTIAL MEDIA AFFECTED

NONE SPECIFIED

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KAISER CEMENT CORP, PERMANENTE PLANT (43350079)

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2401 STEVENS CREEK BOULEVARD
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Completed Activities

TITLE	DOCUMENT	DATE	COMMENTS
	TYPE	COMPLETED	
Site Screening	Site Screening	7/1/1991	Site Screening. No further remedial action planned based on EPA PA completed. This 3500 acre site comprising of a quarry, openland, and a cement production facility located about half a mile from the city of Cupertino. Since the start of operation in 1939, the plant has undergone periodic extension and has produced cement, fired brick, wet process and lately (from 1981) by dry process. Kiln bricks with high chromium content (13.7%), kiln dust with high levels of heavy metals (Hg, As, Be, Cd, Cr, Pb), and waste solvents are the hazardous wastes of concern. Presently, the kiln bricks are recycled as the cement making process. But the quantity dumped in the landfill dump has a potential of chromium leaching into groundwater. The kiln dust is normally recycled in the process. But spillages at failure of venting system represent a potential of air and surface water pollution despite the buffer of open space, sedimentation pond, and concrete lining in the adjoining stretch of Permanente Creek. Cleanup measures in progress under supervision of Santa Clara Valley Water District should eliminate or contain contamination potential of solvents and waste oil.
Site Screening	Site Screening	6/9/1987	SITE SCREENING DONE ON EPA'S CERCLIS. PA DONE 1/86. WASTE KILN BRICK DISPOSED OF ONSITE.
Discovery	* Discovery	10/12/1983	FACILITY IDENTIFIED ID FROM ERRIS

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WELL INFORMATION QUESTIONNAIRE

FC 808 (11-26-14)

TO BE FILLED OUT AT COUNTER AND MAILED BY CITY/COUNTY OFFICIAL

PRINT Applicant's Name: Erika Guerra Phone: (408) 257-7476 ext. 106
Project Address: 24001 Stevens Creek Blvd. City: Cupertino
Assessor's Parcel No.: Book 351 Page 10 Parcel -033*
Type of Planned Activity: Reclamation plan amendment to expand the reclamation plan boundary
Is there a well(s) located on your project site: ☐ Yes ☐ No
If yes, type of well: ☐ Water Well ☒ Monitoring Well ☐ Dry Well ☐ Other: _____ (Explain)
Is the well(s) active (in use)? ☒ Yes ☐ No
Will your proposed permit activity affect your well site? ☐ Yes ☒ No
Comments: *Additional Assessor's Parcel Numbers include: 351-11-001, 351-10-008, and 351-09-022.

For further information, please contact the Santa Clara Valley Water District Well Ordinance Program, (408) 630-2660.

INFORMATION RECEIVED BY:

FOR OFFICIAL USE ONLY

Name of City/County Representative: _____ City/County Project File No.: _____

Name of City/County: _____ Date: _____



WELL INFORMATION QUESTIONNAIRE

FC 808 (11-26-14)

TO BE FILLED OUT AT COUNTER AND MAILED BY CITY/COUNTY OFFICIAL

PRINT Applicant's Name: _____ Phone: () _____
Project Address: _____ City: _____
Assessor's Parcel No.: Book _____ Page _____ Parcel _____
Type of Planned Activity: _____
Is there a well(s) located on your project site: ☐ Yes ☐ No
If yes, type of well: ☐ Water Well ☐ Monitoring Well ☐ Dry Well ☐ Other: _____ (Explain)
Is the well(s) active (in use)? ☐ Yes ☐ No
Will your proposed permit activity affect your well site? ☐ Yes ☐ No
Comments: _____

For further information, please contact the Santa Clara Valley Water District Well Ordinance Program, (408) 630-2660.

INFORMATION RECEIVED BY:

FOR OFFICIAL USE ONLY

Name of City/County Representative: _____ City/County Project File No.: _____

Name of City/County: _____ Date: _____