

# Notice of Determination

## Appendix D

**To:**

☒ Office of Planning and Research  
 U.S. Mail: \_\_\_\_\_ Street Address: \_\_\_\_\_  
 P.O. Box 3044 1400 Tenth St., Rm 113  
 Sacramento, CA 95812-3044 Sacramento, CA 95814

☒ County Clerk  
 County of: Alameda  
 Address: 1106 Madison St  
 Oakland, CA 94607

**From:**

Public Agency: Alameda County CDA  
 Address: 224 W. Winton Ave. Suite 111  
 Hayward, CA 94544  
 Contact: Bruce Jensen  
 Phone: (510) 670-6527

Lead Agency (if different from above): \_\_\_\_\_

Address: \_\_\_\_\_

Contact: \_\_\_\_\_

Phone: \_\_\_\_\_

**SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

State Clearinghouse Number (if submitted to State Clearinghouse): 2019060144

Project Title: Eliot Quarry (SMP-23) Reclamation Plan Amendment

Project Applicant: RMC Pacific Materials, LLC dba CEMEX

Project Location (include county): S of I-580 and Stanley Blvd, N of Vineyard Avenue, and E&W of SR84, Alameda County

**Project Description:**

The project is a modification of an approved reclamation plan and a modification to SMP-23 for a vested mining operation. Except as specifically described in Attachment A, "Project Description," the applicant proposes no change to any fundamental element of the existing operation (e.g., mining methods, processing operations, production levels, truck traffic, hours of operation). Under the proposed schedule, mining (not part of the project) and reclamation would be complete in 2056.

This is to advise that the Alameda County Planning Commission has approved the above  
☒ Lead Agency or ☐ Responsible Agency

described project on June 21, 2021 and has made the following determinations regarding the above  
 (date)  
 described project.

1. The project [☒ will ☐ will not] have a significant effect on the environment.
2. ☒ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
☐ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☒ were ☐ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☒ was ☐ was not] adopted for this project.
5. A statement of Overriding Considerations [☒ was ☐ was not] adopted for this project.
6. Findings [☒ were ☐ were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

<http://nps.acgov.org/Eliot.page?>

Signature (Public Agency): Bruce Jensen Title: Senior Planner

Date: June 23, 2021 Date Received for filing at OPR: June 24, 2021

# **ATTACHMENT A**

## **PROJECT DESCRIPTION**

### **Site Location**

The project site is located at 1544 Stanley Boulevard and consists of approximately 920 acres situated between the cities of Pleasanton and Livermore, south of Interstate 580 and Stanley Boulevard in the Livermore-Amador Valley, north of Vineyard Avenue, and both east and west of Isabel Avenue (State Route 84 [SR 84]) (See Figure 1, “Regional Location”).

The project site includes Alameda County Assessor’s parcel numbers (APNs) 904-6-1-18, 904-6-2 (part), 904-8-1-3 (part), 904-8-1-2, 904-8-2-5, 946-1350-9-12, 946-1350-9-19, 946-1350-10-5, 946-4598-19, 950-6-3-9, 950-6-1-5, and 99-290-11-7.

### **Project Background and Objectives**

The project purpose is to revise the approved reclamation plan to accommodate changed circumstances and to reflect regulatory changes. Since 1987, significant changes have occurred in both the regulatory setting that applies to the project site and physical conditions near the project site (e.g., new regulations related to biological resources, residential development in neighboring areas, widening of Isabel Avenue/State Route 84 [SR 84]), and sale of portions of the property. The changed circumstances prompted County staff to recommend revising the approved reclamation plan to reflect the changed physical and regulatory conditions and to ensure that reclamation is feasible and carried out consistent with all controlling regulatory requirements. In addition, the project applicant, RMC Pacific Materials, LLC, a wholly owned entity of CEMEX (CEMEX), would like to eliminate the two previously approved but not yet built concrete spillways because they are not necessary for the project and are not environmentally sensitive.

The reclamation plan amendment provides site-specific actions designed to meet the applicable statutory and regulatory requirements. The proposed project includes the following objectives:

- 1) Address the requirements of Condition 7 of County Resolution No. 12-20.
- 2) Realign and restore an approximately 5,800-foot reach of the Arroyo del Valle (ADV) resulting in an enhanced riparian corridor that flows south of, rather than through (as currently anticipated in SMP-23), Lake B.
- 3) Maximize the extraction of the remaining available on-site sand and gravel resources through the anticipated reclamation end date of 2056, including a change in the final bottom elevation of excavation in Lake B to 150 feet msl.
- 4) Continue to supply the regional demands for Portland Cement Concrete (PCC) grade aggregate.
- 5) Reduce Vehicle Miles Traveled (VMT) and the related air emissions by retaining a local source of aggregate.
- 6) Carry out the objectives of the LAVQAR and Alameda County Flood Control and Water Conservation District, Zone 7 (hereafter referred to as “Zone 7”) Agreement for implementation of the Chain of Lakes on the portions of land controlled by CEMEX.
- 7) Implement a public use pedestrian and bike trail on the southern perimeter of the CEMEX property.
- 8) Implement the proposed reclamation plan amendment to establish end uses of water management, open space, and nonprime agriculture in accordance with the California Surface Mining and Reclamation Act (SMARA) (Public Resources Code 2710, et seq.).

### ***Project Features***

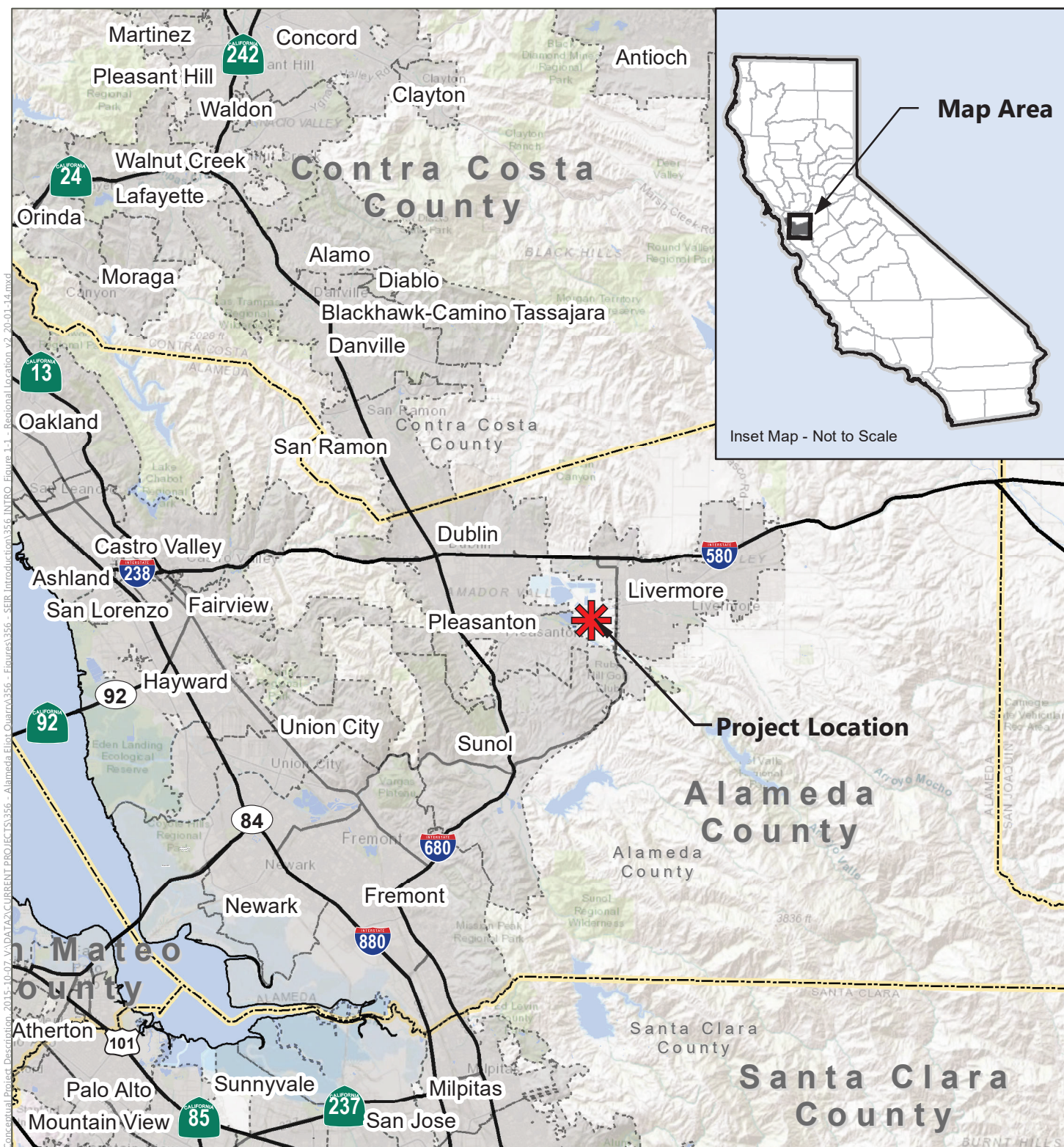
As compared to the approved reclamation plan, the proposed project would:

- reduce surface disturbance associated with mining,
- reduce the overall mine site and reclamation area,
- in a portion of the Lake B area, reroute the ADV to the south of its current location and retain the Arroyo de Valle south of Lakes A and B instead of diverting the ADV into Lakes A and B,




- reclaim Lake A with limited earthmoving and no additional depth in mining,
- provide area for a multiuse public trail along the entire southern portion of the project site, and
- revise the currently effective reclamation plan to add further specificity to the option that is included in the approved plan of creating an additional lake (Lake J).

The proposed reclamation plan amendment would still achieve the same end use, one that provides for water storage and water conveyance, agriculture, and open space under reclaimed conditions.

For greater detail on features of the proposed project, please visit the project website at: <http://nps.acgov.org/Eliot.page>.



SOURCES: ESRI World Shaded Relief accessed Jan. 2020; ESRI World Topographic Map accessed Jan. 2020; ESRI World Streetmap, 2009; compiled by Benchmark Resources in 2020

-  Project Location
-  City Boundary
-  County Boundary
-  Major Highway
-  Major Road