



COUNTY OF MENDOCINO
DEPARTMENT OF PLANNING AND BUILDING SERVICES
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November 22, 2019

NOTICE OF PUBLIC HEARING AND NOTICE OF INTENT TO RECONSIDER A FINAL ENVIRONMENTAL IMPACT REPORT AND STATEMENT OF OVERRIDING CONSIDERATIONS AND THE HARRIS QUARRY APPROVALS (SCH No. 2006112087).

NOTICE IS HEREBY GIVEN THAT the Mendocino County Board of Supervisors at their regular meeting on Monday, December 16, 2019, at 9:00 a.m. or as soon thereafter as the item may be heard, to be held in the Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California, will conduct a public hearing on the following project and the Final Environmental Impact Report:

CASE#: UR 19-83/2005 & OA 1-2007 & R 4-2011

DATE FILED: 1/14/2005

OWNER/APPLICANT: NORTHERN AGGREGATES, INC

PROJECT: The Harris Quarry Approvals include an Amendment to the County Zoning Ordinance (OA 1-2007) to create a Mineral Processing Combining District (MPCD) to allow, under certain conditions, aggregate processing facilities at quarries in the Rangeland (RL) Zoning District and to rezone (R 4-2011) 18 acres of Assessor's Parcel No. 147-140-07 to add the MPCD. The proposed Use Permit Renewal/Modification (UR 19-83/2005) requests extraction and processing of 200,000 cubic yards (CY) of aggregate on site per year for a 30-year period, production of up to 150,000 tons (58,280 CY) of asphalt per year, and nighttime operations up to a maximum of 100 nights per year at the Harris Quarry.

REQUEST: On March 22, 2012, the Mendocino County Planning Commission recommended to the Board approval of the Ordinance Amendment and Rezoning (#OA 1-2007 and #R 4-2011) with minor revisions to proposed Mendocino County Code section 20.134.005. On April 10, 2012, the Mendocino County Board of Supervisors adopted the recommendation of the Planning Commission and approved Ordinance Amendment and Rezoning (#OA 1-2007 and #R 4-2011), which consisted of five ordinances Nos. 4292 through 4296, and certified the 2012 FEIR (Resolution No. 12-065). On June 19, 2012, after an appeal from the Mendocino County Planning Commission's subsequent May 17, 2012 approval of the Use Permit Renewal/Modification (UR 19-83/2005) and the Reclamation Plan Renewal, the Mendocino County Board of Supervisors denied the appeal and approved the Use Permit Renewal/Modification (UR 19-83/2005) and the Reclamation Plan Renewal. In response to the judgment entered in *Keep the Code v. County of Mendocino* [Judgment Granting Petition for Writ of Mandate November 11, 2013, SC UK CVPT 1260196], the Mendocino County Board of Supervisors is being asked to consider the rescission and re-adoption of prior approvals for proposed Use Permit Renewal/Modification (UR 19-83/2005), Ordinance Amendment (OA 1-2007), Rezone (R 4-2011), and Reclamation Plan Renewal and certification of the Environmental Impact Report related thereto. As proposed, the Ordinance Amendment and Rezoning (#OA 1-2007 and #R 4-2011), Use Permit Renewal/Modification (UR 19-83/2005), and Reclamation Plan Renewal have not substantively changed from the versions previously considered by the Planning Commission and adopted by the Mendocino County Board of Supervisors.

LOCATION: Approximately 7 miles south of Willits, the quarry and aggregate processing site lies on the west side of Highway 101 just south of its intersection with Black Bart Drive (CR# 370); the asphalt plant is located adjacent to Black Bart Drive, approximately 1 mile west of its intersection with Highway 101; AP# 147-180-07, 147-180-08, and 147-140-07.

PROJECT COORDINATOR: JULIA ACKER KROG

ENVIRONMENTAL DETERMINATION: The Department of Planning and Building Services is the lead agency for the project and a 2019 Revised Draft Environmental Impact Report was circulated and made publicly available from August 28, 2019 to October 15, 2019. A Final Environmental Impact Report has been prepared.

The Final Environmental Impact Report, staff reports, notices, draft ordinances, and draft resolutions for Case No.'s OA 1-2007, R 4-2011, UR 19-83/2005, and Reclamation Plan Renewal will be available for public review 10 days prior

to the scheduled hearing on the Department of Planning and Building Services website at <https://www.mendocinocounty.org/government/planning-building-services/public-notices>, and at the following locations:

Mendocino County Department of Planning and Building Services
860 North Bush Street
Ukiah, CA 95482

Mendocino County Ukiah Library
105 N. Main Street
Ukiah, CA 95482

Mendocino County Department of Planning and Building Services
120 West Fir Street
Fort Bragg, CA 95437

Mendocino County Willits Library
390 E. Commercial Street
Willits, CA 95490

Your comments regarding the above project and/or the Final Environmental Impact Report for Case No.'s OA 1-2007, R 4-2011, UR 19-83/2005, and Reclamation Plan Renewal are invited. Written comments should be submitted to the Clerk of the Board, at 501 Low Gap Road, Room 1010, Ukiah, California, 95482, no later than December 15, 2019. Oral comments may be presented to the Board of Supervisors during the public hearing.

The Board of Supervisors action shall be final. If you challenge the project in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Department of Planning and Building Services/Board of Supervisors at, or prior to, the public hearing. All persons are invited to appear and present testimony in this matter.

Additional information regarding the above noted item(s) may be obtained by calling the Clerk of the Board of Supervisors at 463-4441, Monday through Friday, 8:00 a.m. through 5:00 p.m., or the Department of Planning and Building Services at 234-6650, Monday through Friday, 8:00 a.m. through 5:00 p.m. Should you desire notification of the Board's decision you may do so by requesting notification in writing and providing a self-addressed stamped envelope to the Clerk of the Board of Supervisors.

The County of Mendocino complies with ADA requirements and upon request, will attempt to reasonably accommodate individuals with disabilities by making meeting material available in appropriate alternative formats (pursuant to Government Code Section 54953.2). Anyone requiring reasonable accommodation to participate in the meeting should contact the Clerk of the Board by calling 463-4441 at least five days prior to the meeting.

BRENT SCHULTZ, Director of Planning and Building Services