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EXHIBIT H – Applicant Proposed Measures

The Applicant proposes to implement a specific measure following completion of the Proposed Project's final mining phase (Phase IV) to reduce its environmental effects as related to recreational resources and ensure consistency with the County's applicable plans and policies and regarding discretionary actions. This measure is referred to as Applicant Proposed Measure (APM) REC-1, as follows:

- APM REC-1 Consistent with Objective C, Policy 3.12.3.c of the Parks and Recreation Element, the Applicant has agreed to and shall offer an easement for dedication to the County of San Luis Obispo (County) along the Salinas River corridor subject to the County's conditions and policies for trail development and the protection of public safety and property owner rights. The offer of dedication shall be a minimum of 25 feet in width and will be adjacent to the Salinas River outside of its established flow corridor. The final offer of dedication shall be determined by the County Planning and Building Department in consultation with the County Parks Department, and shall be finalized prior to issuance of a Notice to Proceed for the Proposed Project's Final Reclamation Phase (Phase IV). Development of this segment of the Salinas River Trail shall not commence until either all activities associated with Phase IV of the Project are complete, or otherwise when all Project-related mining activities have ceased, with whichever scenario occurs first.

In addition to the above APM, the APMs that are referenced in Draft EIR Section 4.6.4 (Biological Resources, Assessment Methodology) were coded as "APM" followed by a numbering system that was used in the Applicant's Biological Resources Assessment Report. These APMs are included herein, and have been re-coded to distinguish them from APM REC-1 by adding "BIO" to each of them. These APMs include:

- APM BIO-1.1 Prior to proposed removal of jurisdictional waters, regulatory permits may need to be obtained, subject to consultation and coordination with the appropriate agencies. Any mitigation required will be determined in coordination with the agencies.
- APM BIO-1.2 A minimum setback of approximately 130 feet from the Salinas River and associated riparian woodland habitat will be put in place during all quarry extension grading.
- APM BIO-1.3 A detailed SWPPP to avoid increased sediment loads within the downslope portions of the RPA Area and Salinas River will be prepared and implemented.
- APM BIO-2.1 Removal of oak woodland will occur incrementally within each phase to reduce impacts in both space and time.
- APM BIO-2.2 The proposed quarry extension will temporarily impact approximately 11.2 acres of oak woodland, in four phases over an approximately 38-year period. Public Resources Code section 21083.4 requires the County to determine whether these impacts constitute a significant effect on oak woodlands, and if so, to require mitigation using conservation easements, replanting oaks, contributing to an oak woodland conservation fund, or other methods

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developed by the County. Appropriate mitigation for these impacts will be determined in consultation with the County during the application review process. There is opportunity for onsite oak woodland preservation and enhancement on adjacent parcels in the event that mitigation is called for.

- APM BIO-2.3 To reduce the potential for spread of sudden oak death and other pests, all grubbed woody material will be chipped, spread out to dry, and disposed of on-site or otherwise responsibly disposed of.
- APM BIO-3.1 Riparian vegetation located within the RPA Footprint will be avoided during reclamation. If avoidance is not possible, any riparian woodland removed will be replaced during reclamation activities through replanting activities.
- APM BIO-3.2 Riparian vegetation is generally regulated by the CDFG under Section 1602 of Fish and Game Code and due to its association with steelhead Critical Habitat it is within NMFS jurisdiction. If this vegetation cannot be avoided during reclamation activities, consultation with appropriate agencies may be needed.
- APM BIO-4.1 If special status plant species are observed within the RPA Area during 2012 surveys, proposed mitigation should include avoidance of the population.
- APM BIO-4.2 If avoidance is not feasible, additional mitigation can include conservation of populations on adjacent lands through use of a conservation easement or similar instrument or buying credits in a mitigation bank, if available.
- APM BIO-5.1 The removal of potential bat roost habitat (i.e., large trees, snags, vertical rock faces or rockpiles with interstitial crevices) will take place from September 1 to October 31 when possible to avoid potential impacts to bat maternity or hibernation roosts.
- APM BIO-5.2 If the September 1 to October 31 work window is not feasible, prior to removal of potential bat roost habitat, pre-construction bat roost surveys will be conducted in the RPA Area within 100 feet of the proposed disturbance area, to determine if bats are occupying roosts; work should be completely avoided November 1 to March 31 when bats are hibernating.
- APM BIO-5.3 If bats are present, a suitable buffer around each occupied roost site will be instated, or bats will be excluded from the roost using methods recommended by a qualified biologist.
- APM BIO-6.1 The removal of potential breeding bird habitat (i.e., vegetation) or initial ground disturbance will take place from September 1 to January 31 to avoid potential impacts to nesting birds.
- APM BIO-6.2 If the September 1 to January 31 work window is not feasible, prior to removal of potential breeding bird habitat or initial ground disturbance, preconstruction breeding bird surveys will be conducted covering the impacted area(s) and surrounding areas within 200 feet. If work occurs from February 1 to June 15, pre-construction surveys will be performed within 14 days prior to such activities; if work occurs from June 16 to August 31, pre-construction surveys will be performed within 30 days prior to such activities.
- APM BIO-6.3 If nesting birds are found during pre-construction surveys, a suitable exclusion buffer will be instated around each active nest and maintained until the nest is inactive. Buffer sizes will be determined by a qualified biologist

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and will vary between species and disturbance contexts surrounding nests; buffers will be larger for special status species.

- APM BIO-7.1 The removal of vegetation or initial ground disturbance will take place from September 1 to January 31 to avoid potential impacts to golden eagle.
- APM BIO-7.2 If the September 1 to January 31 work window is not feasible, prior to removal of vegetation or initial ground disturbance, pre-construction golden eagle nest surveys will be conducted covering the impacted area(s) and surrounding areas within 0.25 mile. If work occurs from February 1 to June 15, preconstruction surveys will be performed within 14 days prior to such activities; if work occurs from June 16 to August 31, pre-construction surveys will be performed within 30 days prior to such activities.
- APM BIO-7.3 If nesting golden eagles are found during pre-construction surveys, an exclusion buffer of 0.25 mile will be instated around each active nest and maintained until the nest is inactive. Buffers may be reduced in size if a qualified biologist determines that a reduced buffer will not result in adverse impacts and there is concurrence by CDFG.
- APM BIO-8.1 Prior to the removal of vegetation or initial ground disturbance, preconstruction surveys for coast horned lizard and silvery legless lizard will be conducted by a qualified biologist within each phased area of the quarry extension. Survey effort will be focused on microhabitats most suitable for each species. All individuals of both species captured will be relocated to suitable habitat outside of the RPA Area.
- APM BIO-8.2 During all vegetation removal and grubbing activities, a qualified biological monitor (or monitors) will be present to supervise the work, and capture and relocate as many individuals of both special status reptile species as is feasible. The biological monitor(s) will have the authority to temporarily halt work to avoid impacts to special status reptiles or other protected biological resources.
- APM BIO-8.3 A minimum setback of 130 feet from the Salinas River and associated riparian woodland habitat will be put in place during all quarry extension grading.
- APM BIO-8.4 A detailed SWPPP to avoid increased sediment loads within the downslope portions of the RPA Area and Salinas River will be prepared and implemented.
- APM BIO-9.1 A minimum setback of 130 feet from the Salinas River and associated riparian woodland habitat will be put in place during all quarry extension grading.
- APM BIO-9.2 A detailed SWPPP to avoid increased sediment loads within the downslope portions of the RPA Area and Salinas River will be prepared and implemented. Best management practices will prevent debris and increased sediment loads from entering the river and obstructing or degrading the migration corridor.
- APM BIO-9.3 Consultation with NMFS may be required for potential indirect impacts to steelhead.

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- APM BIO-10.1 The temporarily-impacted Critical Habitat is within Phase Three of the quarry extension, where pit excavation and resource extraction are estimated to occur from approximately 2056 to 2076.
- APM BIO-10.2 The 0.18 acre of CRLF Critical Habitat will be reclaimed and revegetated by approximately 2081, after resources are extracted, and should resemble its pre-impact state under future conditions.
- PM BIO-10.3 Informal consultation with USFWS will be required; however, no mitigation for removal of Critical Habitat is required given that PCEs are not present, and CRLF is not likely to be present.
- APM BIO-11.1 A minimum setback of 130 feet from the Salinas River and associated riparian woodland habitat will be put in place during all quarry extension grading.
- APM BIO-11.2 A detailed SWPPP to avoid increased sediment loads within the downslope portions of the RPA Area and Salinas River will be prepared and implemented.
- APM BIO-11.3 Consultation with NMFS may be required for potential indirect impacts to steelhead Critical Habitat.

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