

Lead Agency:  
**Department of  
Conservation and  
Development**

30 Muir Road  
Martinez, CA 94553

Phone: 1-855-323-2626

February 16, 2022

**Contra  
Costa  
County**



2022-00066

**FILED**

February 16, 2022  
DEBORAH COOPER  
CLERK-RECORDER

By *A. Stru*  
Deputy clerk

**John Kopchik**  
Director

**Aruna Bhat**  
Deputy Director

**Jason Crapo**  
Deputy Director

**Maureen Toms**  
Deputy Director

**Amalia Cunningham**  
Assistant Deputy Director

**NOTICE OF AVAILABILITY OF A DRAFT ENVIRONMENTAL IMPACT REPORT**

**State Clearinghouse #2020020323**

**County File #'s CDLP15-02030/31**

Pursuant to the State of California Public Resources Code and the "Guidelines for Implementation of the California Environmental Quality Act of 1970" as amended to date, this is to advise you that the Community Development Division of the Department of Conservation and Development of Contra Costa County has prepared an Environmental Impact Report for the following project:

**PROJECT TITLE:** CEMEX Clayton Quarry Reclamation Plan Amendment

**APPLICANT:** CEMEX Construction Materials Pacific, LLC  
Attn: Steve Grace, Ph. (831) 970-9559  
2365 Iron Point Road, Suite 120  
Folsom, CA 95630

**LOCATION:** The project site is located at 515 Mitchell Canyon Road, Clayton, CA 94517. This location is with unincorporated Contra Costa County. The project site and immediate unincorporated County lands are surrounded to the east by the Town of Clayton and City of Concord to the north. (Assessor Parcel No.: 122-020-013 and 122-020-007) (Zoning: A-2 General Agricultural District, A-2)

**PROJECT DESCRIPTION:**

The applicant is requesting approval of two land use permits (County File #'s LP15-2030 and 2031) for the purposes of amending its reclamation plan and corresponding operations, which includes the following components:

- Reclamation over an anticipated period of 47 years to a post-mining land use of open space;
- Reduction of the surface mining disturbance footprint relative to the existing reclamation plan that leaves the east rim of the quarry intact, providing visual buffer between the quarry and view sheds to the east;

- Permanent overburden fill areas;
- Final grading contours reflecting a maximum depth of excavation at elevation 110 feet above mean sea level (msl) with finish slope angles that achieve adequate factors of safety;
- A final drainage plan that provides for the quarry pit to slowly fill with stormwater following reclamation to form a quarry lake with a controlled outflow that conveys stormwater to natural drainage courses and man-made drainage facilities;
- Removal of facilities, structures and equipment associated with mining;
- Revegetation of the quarry east rim, overburden fill areas, and processing plant site to a combination of chaparral and grassland habitats that feature California native seed mixes;
- Elimination of requirements to backfill, grade, and compact the quarry floor and benches, given that the planned open space end use would provide for a future quarry lake;
- Clarification of pre-Surface Mining and Reclamation Act (SMARA) (1976) disturbance areas, including any areas disturbed outside the boundaries of the approved reclamation plan;
- Removal of 79 out of 123 existing trees, to be replaced with 400 foothill pine trees that would form a tree screen along the quarry east rim;
- Compliance with current State reclamation standards to be achieved during reclamation; and
- An exception request to Division 914 of the Contra Costa Code of Ordinances (Offsite Collect and Convey requirement).

In addition, and in response to stakeholder input, CEMX has incorporated into the project a new screening berm (between the existing processing plant site and residential communities to the north).

#### **ENVIRONMENTAL EFFECTS OF THE PROJECT:**

Pursuant to Article 9 of the California Environmental Quality Act (CEQA), the Draft EIR describes the proposed Project; identifies, analyzes, and evaluates the environmental impacts which may result from the proposed Project; and identifies measures to mitigate adverse environmental impacts. The mitigations identified in this document and designed for the proposed Project ensure that the Project will not cause a significant impact on the environment. The Draft EIR for the proposed Project identified potentially significant impacts in the environmental topics of aesthetics, air quality, biological resources, geology & soils, GHG emissions, hydrology/water quality, and noise. Environmental analysis determined that measures were available to mitigate potential adverse impacts to less-than-significant levels. As a result of the above, a Draft EIR has been prepared pursuant to Public Resources Code Section 21080(d) of the California Environmental Quality Act (CEQA) Guidelines.

#### **WHERE TO REVIEW THE DRAFT EIR:**

The Draft EIR can be viewed online at the following link: (<https://www.contracosta.ca.gov/7605/Major-Planning-Applications-Under-Consid>). Any sources of information referenced in the Draft EIR can be provided upon request by contacting the project planner.

#### **PUBLIC COMMENT PERIOD:**

Prior to adoption of the Draft EIR, the County will be accepting comments on the adequacy of the document during a 45-day public comment period; the Draft EIR may be certified at a future date in a public hearing following the public comment period. The period for accepting comments on the adequacy of the environmental document will begin on **Friday, February 18, 2022** and extends to **Monday, April 4, 2022, until 5:00 P.M.** Any comments should be in writing and submitted to the following address:

**Francisco Avila, Principal Planner  
Community Development Division  
Contra Costa County, Department of Conservation and Development 30  
Muir Road, Martinez, CA 94553**

OR emailed to [Francisco.Avila@dcd.cccounty.us](mailto:Francisco.Avila@dcd.cccounty.us)

Sincerely,

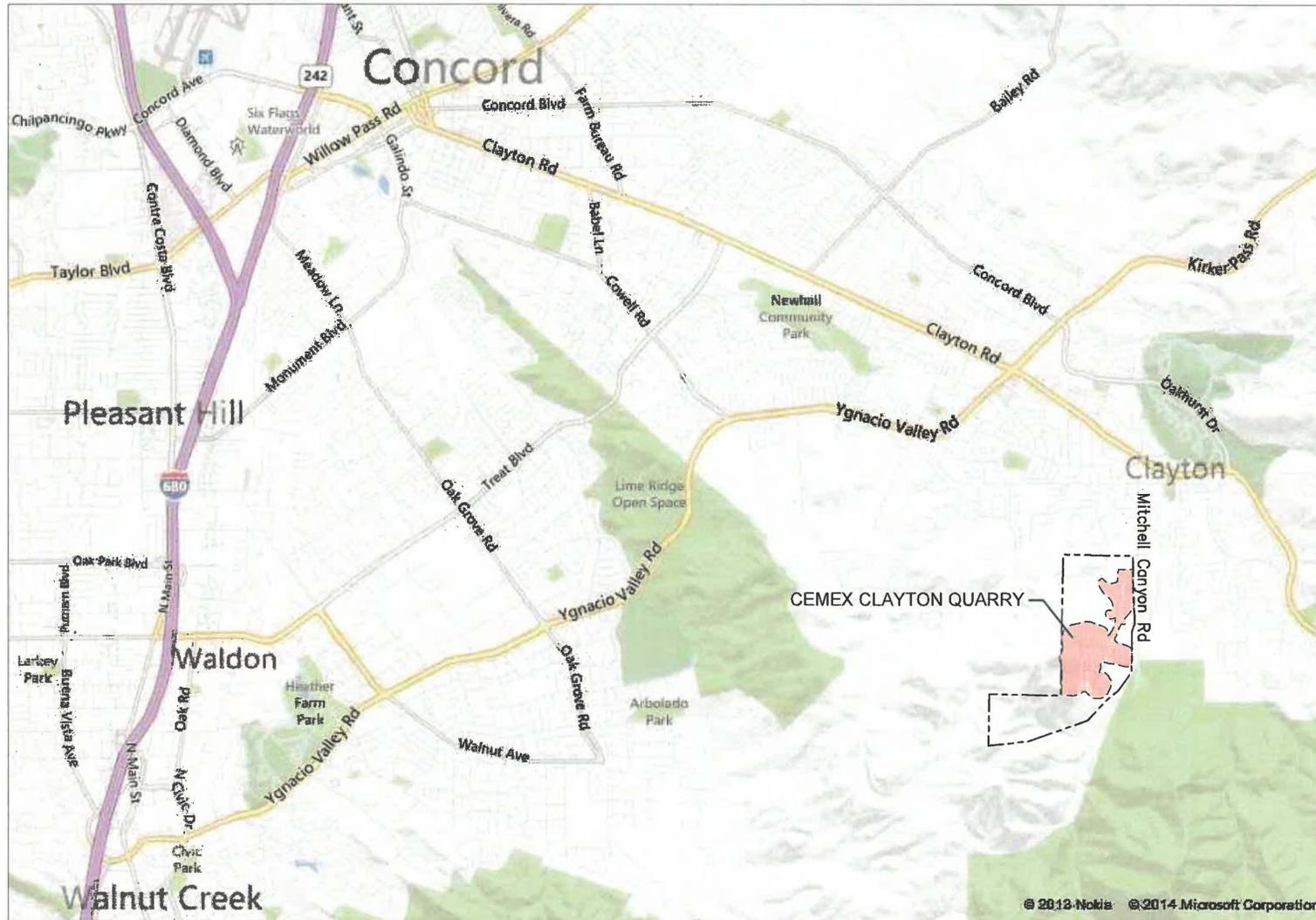
*Francisco Avila*

Francisco Avila  
Principal Planner  
(925)655-2866  
[Francisco.Avila@dcd.cccounty.us](mailto:Francisco.Avila@dcd.cccounty.us)

cc: County Clerk's Office (2 copies)  
Adjacent Occupants and Property Owners Notification  
List

attach: Vicinity Map

# DRAFT



**LEGEND**

- Property Boundary
- Quarry & Plant Site

Source: Nokia/Microsoft Corporation

**VICINITY MAP**

CEMEX CLAYTON QUARRY  
CONTRA COSTA COUNTY, CA

MARCH 2017

Spinardi Associates  
285 San View Ave., Piedmont, CA 94610

Figure 1

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