RESOLUTION NO. \_\_\_\_

**RESOLUTION ESTABLISHING PLEDGE OF REVENUE TO SATISFY REQUIREMENTS OF SECTION 2773.1 PUBLIC RESOURCES CODE FOR FINANCIAL ASSURANCE TO RECLAIM COUNTY QUARRY SITES –** **YELLOW BUTTE (CALIFORNIA MINE SITE No. 91-47-0006), LITTLE LYNN (CALIFORNIA MINE SITE No. 91-47-0064) AND MT. SHASTA PIT (CALIFORNIA MINE SITE No. 91-47-0004)**

WHEREAS, Siskiyou County Public Works Department operates the quarries known as Yellow Butte, California Mine ID (91-47-0006), Little Lynn, California Mine ID (91-47-0064) and Mt. Shasta Pit, California Mine ID (91-47-0004).

WHEREAS, Public Resources Code, Section 2710 et seq, requires that quarries be reclaimed; and

WHEREAS, Section 3806.1 of Article 11 of the California Code of Regulations relating to financial assurance mechanisms provides that the County may adopt a resolution establishing a pledge of revenue; and

WHEREAS, the pledge of revenue shall set forth the source of pledged revenue, the calculated amount of financial assurances, and the authorization for the California Department of Conservation to use the pledged funds to complete the reclamation if the County fails to do so; and

WHEREAS, Section 3806.1(c)(3) allows the County to pledge types of guaranteed revenues acceptable to the California Department of Conservation; and

WHEREAS, the Siskiyou County Public Works Department has control of a portion of State Gas Tax Funds for Road purposes, known as the Road Fund, which is a separate budget account from the General Fund; and

WHEREAS, the Siskiyou County Planning Department as Lead Agency annually approves the updated Financial Assurances Cost Estimates (FACE) for the County pits.

NOW, THEREFORE, BE IT RESOLVED that the Siskiyou County Board of Supervisors:

1. The Board of Supervisors directs the Public Works Department Road Fund be used as Pledge of Revenue for the above stated purposes calculated to be the amount necessary to reclaim the mine sites described as Yellow Butte, California Mine ID (91-47-0006), Little Lynn, California Mine ID (91-47-0064) and Mt. Shasta Pit, California Mine ID (91-47-0004) for the duration of the mining and completion of the reclamation plan.
2. If the Siskiyou County Public Works Department ceases at any time to retain control of its ability to allocate any pledge revenue to complete reclamation, the Department shall notify the Planning Department as the Lead Agency and the Department of Conservation and shall obtain alternative coverage within 60 days.
3. California Department of Conservation or the Siskiyou Planning Department as the Lead Agency are authorized to use these funds to complete the reclamation of the above pits if the Public Works Department fails to complete the reclamation.
4. At the direction of the Planning Department, the Public Works Department shall cause a check to be issued to the California Department of Conservation upon receipt of a duly authorized claim made pursuant to Section 2773.1 of the Public Resources Code.

The foregoing Resolution was adopted at a regular board meeting of the Board of Supervisors of the County of Siskiyou held on the 12th day of December 2023 by the following vote:

AYES:

NOES: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ABSENT: Ed Valenzuela, Vice Chair

ABSTAIN: Siskiyou County Board of Supervisors

ATTEST:

Laura Bynum, County Clerk

BY: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Deputy