

Resolution PC 2024-014

**A Resolution of the Planning Commission of the County of Siskiyou
Recommending that the Siskiyou County Board of Supervisors Formalize the
Termination of Use Permit for M-1 South Mine by Revoking Use Permits UP-96-07
and UP-03-08 and Determine the Project Exempt from the California
Environmental Quality Act (CEQA)**

Whereas, Use Permit UP-96-07 was approved for the M-1 South Mine by the Planning Commission on September 4, 1996 to remove material from an existing quarry to improve the quarry slope, and later amended by Use Permit UP-03-08 which was approved by the Planning Commission on September 3, 2003 to provide an additional two years to remove material and reclaim the quarry, which all mining activities were discontinued as of 2009, with reclamation completed as of November 2011; and

Whereas, the mine associated with use permits UP-96-07 and UP-03-08 is closed; and

Whereas, use permit UP-96-07 is expired as the effective period, identified in Condition of Approval #8, has ended; and

Whereas, use permit UP-03-08 is expired as the effective period, identified in Condition of Approval #17, has ended; and

Whereas, revocation of use permits UP-96-07 and UP-03-08 is necessary to properly close out the County's associated mine file; and

Whereas, a Notice of Public Hearing was published in the Siskiyou Daily News on June 12, 2024; and

Whereas, hearing notices were posted pursuant to Siskiyou County Code Section 10-6.2805 *et seq.*; and

Whereas, notification of the Community Development Department's intent to seek revocation of UP-96-07 and UP-03-08 and hearing notices were mailed first class to all property owners of the properties associated with Use Permits UP-96-07 and UP-03-08; and

Whereas, the Planning Division presented its oral and written staff report on the revocation of UP-96-07 and UP-03-08 at the Planning Commission's regularly scheduled meeting on August 21, 2024; and

Whereas, on August 21, 2024, the Chair of the Planning Commission opened the duly noticed public hearing on the revocation of UP-96-07 and UP-03-08 to receive testimony, both oral and written, following which the Chair closed the public hearing and the Commission discussed the revocation of use permits UP-96-07 and UP-03-08, prior to reaching its decision; and

Whereas, the Planning Division recommended that the revocation of UP-96-07 and UP-03-08 be determined categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15321 of the CEQA Guidelines because this determination is defined as an enforcement action taken by a regulatory agency; and

Now, Therefore Be It Resolved that the Planning Commission, based on the evidence in the record, hereby takes the following actions on the revocation of UP-02-07:

1. The Planning Commission recommends that the Board of Supervisors find pursuant to Siskiyou County Code 10-6.1402 that UP-96-07 and UP-03-08 are no longer effective and should be revoked.
2. The Planning Commission recommends that the Board of Supervisors revoke use permits UP-96-07 and UP-03-08.
3. The Planning Commission determines this project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15321.

It is hereby certified that the foregoing Resolution PC-2024-014 was duly adopted on a motion by Commissioner Mele and seconded by Commissioner Mele, at a regular meeting of the Siskiyou County Planning Commission held on the 21st day of August 2024, by the following voice vote:

Ayes: Mele, Veale and Fowle

Noes:

Absent: Hart and Lindler

Abstain:

Siskiyou County Planning Commission

Jeff Fowle
Jeff Fowle, Chair

Witness, my hand and seal this 21st day of August 2024.

Hailey Lang
Hailey Lang, Secretary of the Commission