

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**19.3**

**MT 8485**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan.

On motion of Supervisor Jeffries, seconded by Supervisor Ashley and duly carried, IT WAS ORDERED that the Board retain jurisdiction and continue off calendar pending compliance of the settlement agreement.

Roll Call:

Ayes: Jeffries, Washington, Perez and Ashley

Nays: None

Absent: Tavaglione

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on December 4, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: December 4, 2018

(seal)

Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

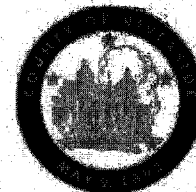
By: \_\_\_\_\_

Deputy

AGENDA NO.  
19.3

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
19.3  
(ID # 8485)**

**MEETING DATE:**

Tuesday, December 4, 2018

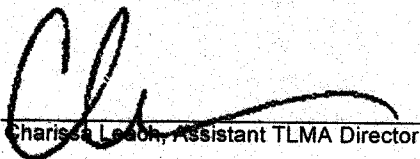
**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%]

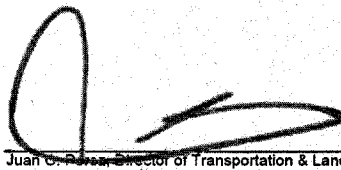
**Recommended Motion:** That the Board of Supervisors:

1. Conduct the continued public hearing on the Petition for Review of the Administrative Penalty Order and, after closing the public hearing, take one of the following actions pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2:
  - a. Affirm the Administrative Penalty Order including the penalty of \$500,000;
  - b. Modify the Administrative Penalty Order, including modification of the penalty amount if desired by the Board;
  - c. Set aside the Administrative Penalty Order; or
  - d. Continue the hearing on the Administrative Penalty order to a date certain in the future and direct staff to continue working with Corona Clay Company to assist Corona Clay Company in coming into compliance with Ordinance No. 555 and SMARA, as well as obtaining the proper permits for various other unpermitted uses on the Corona Clay Company site; and
2. Should the Board select from options a., b., or c. above, direct the Planning Department to issue the Board's Order by personal service or certified mail to Corona Clay Company. Any order of the Board shall be effective upon issuance.

**ACTION:**

  
Charissa Leach, Assistant TLMA Director

11/29/2018

  
Juan C. Rivera, Director of Transportation & Land Management

11/29/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year</b> | <b>Next Fiscal Year</b> | <b>Total Cost</b>            | <b>Ongoing Cost</b> |
|---|----------------------------|-------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                     | \$ N/A                  | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                     | \$ N/A                  | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |                            |                         | <b>Budget Adjustment:</b> No |                     |
|   |                            |                         | <b>For Fiscal Year:</b> N/A  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**UPDATE SINCE NOVEMBER 6, 2018 BOARD MEETING:**

This item was originally continued from the public hearing held by the Board of Supervisors on June 26, 2018. Since that time, the Planning Department has requested that the Board continue the matter to four different Board dates (July 31, 2018; September 25, 2018; October 30, 2018; and then to November 6, 2018) with the goal of giving County staff and representatives of Corona Clay the opportunity to meet and come to a mutually acceptable resolution of this matter that could be captured within the framework of a settlement agreement for the Board's consideration. It should be noted that this latest series of continuances of the matter before the Board are in addition to prior continuances agreed to by County staff and representatives of Corona Clay prior to the hearing on June 26, 2018, as identified in more detail in the background summary below.

County staff and representatives of Corona Clay met on multiple occasions (July 3, July 25, September 14, November 5, and November 28, 2018) and also communicated via email and telephone in an attempt to craft a mutually acceptable settlement agreement. Although significant progress was made towards that end, as of the date of submittal of this agenda item, a settlement agreement has not been finalized that would provide a path forward which comprehensively addresses the various land use entitlements and permitting issues, including past mining, on this property. Given recent discussion with representatives of Corona Clay, Planning staff remains hopeful that a settlement agreement will be finalized prior to the December 4<sup>th</sup> meeting.

In the event that a settlement agreement is not reached, Planning staff would like to make clear that the issue before the Board on this agenda item is consideration of whether to Affirm, Modify, or Set aside the proposed Administrative Penalty Order of \$500,000 that was recommended by Planning staff and affirmed by the Planning Commission. The other uses on the property which currently do not have either valid land use entitlements and/or building permits (motocross testing facility, brick recycling/clay processing, model airplane flying field, and ancillary outside storage) are not the subject of this Administrative Penalty Order which is focused solely on the past mining operations (which Corona Clay disputes). Enforcement actions regarding the other unentitled/unpermitted land uses would be the subject of a separate

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

enforcement action to be considered and pursued by the County through the Court system. County staff and the applicant have been working on a settlement agreement with the hopes of globally addressing all of the matters of dispute on this property that would be of benefit to all parties, and which have some interconnection with regards to the mining reclamation areas, rather than just focusing on the past mining activity.

If a settlement agreement is not reached prior to the December 4<sup>th</sup> hearing, Planning staff will be prepared to move forward with the hearing if desired by the Board.

**SUMMARY:**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015, Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. On June 28, 2017, legal counsel for Corona Clay contacted County Counsel to request a continuance of the public hearing. The Planning Department agreed to recommend a continuance of the hearing to July 25, 2017, based upon mutual agreement of the parties. Since July 2017, the hearing has been continued to each of the following dates in an effort for County staff and Corona Clay to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay property:

- July 25, 2017 (Agenda Item 17.1)
- August 29, 2017 (Agenda Item 17.1)
- September 26, 2017 (Agenda Item 18.1)
- October 31, 2017 (Agenda Item 18.1)
- December 12, 2017 (Agenda Item 18.1)
- January 23, 2018 (Agenda Item 18.1)
- February 27, 2018 (Agenda Item 18.1)
- April 10, 2018 (Agenda Item 18.1)
- May 8, 2018 (Agenda Item 18.2)
- June 19, 2018 (Agenda Item 18.2)
- June 26, 2018 (Agenda Item 18.1)
- July 31, 2018 (Agenda Item 18.1)
- September 25, 2018 (Agenda Item 19.2)
- October 30, 2018 (Agenda Item 19.2)
- November 6, 2018 (Agenda Item 19.1)

During this time, County staff has met with Corona Clay and Corona Clay's legal counsel on numerous occasions to work towards a global resolution. At this time, County staff recommends moving forward with this hearing on December 4, 2018, pending final resolution with Corona Clay.

As detailed in the attached Planning Department staff report, on January 26, 2015, the Planning

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

Department issued the APO in the amount of \$500,000 to Corona Clay for failure to comply with the Notice of Violation and Order to Comply, previously issued by the County under Public Resources Code Section 2774.1 and Ordinance No. 555 for unpermitted surface mining activities. Since approximately March 2015, County staff has met numerous times with Corona Clay and its consultants in an attempt to assist Corona Clay in bringing the property into compliance. However, Corona Clay has failed to make meaningful progress in the three years since the issuance of the APO.

In its Petition, Corona Clay appeals the APO and seeks a determination granting its appeal and discharging the \$500,000 penalty assessed in the APO. To support its Petition, Corona Clay claims it has not engaged in surface mining operations (Petition, p. 5), and that, even if Corona Clay has engaged in surface mining operations, the \$500,000 penalty is excessive and constitutes a forfeiture (Petition, p. 8).

The County denies each of Corona Clay's claims for reasons discussed in the attached Planning Department staff report, the exhibits attached thereto, and as presented during the public hearing. County staff has continuously acted in good faith to assist Corona Clay in coming into compliance with Ordinance No. 555 and obtaining the proper permits for the various onsite activities. Unfortunately, the numerous attempts to encourage compliance on the part of Corona Clay have thus far not yielded results.

Corona Clay and its counsel were notified of the July 11, 2017, hearing at the Board meeting on March 21, 2017. Corona Clay and its counsel were also notified of the hearing by certified mail as required by Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2, Subdivision b. Since July 11, 2017, the Board has repeatedly continued the public hearing to specific dates that were noted on the Board's public meeting agenda. Written notice of the June 26, 2018, hearing was provided to Corona Clay and Corona Clay's legal counsel by U.S. mail, certified mail, and e-mail on June 18, 2018.

County staff recommends that the Board of Supervisors make its determination based upon the information contained in the Planning staff report, all exhibits attached thereto, and additional information presented during the public hearing which collectively reflect the record before TLMA regarding the APO, and upon any other relevant evidence which, in the judgment of the Board, should be considered (see Public Resources Code Section 2774.2).

Any order of the Board pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2 shall be effective upon issuance unless Corona Clay petitions the Superior Court for review. Any penalty amounts assessed by the Board's Order are to be paid within 30 days of service of the Order. However, pursuant to Public Resources Code Section 2774.2, the payment shall be held in an interest bearing account pending resolution of any petition for review filed timely with the Superior Court.


**Impact on Residents and Businesses**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

Compliance with the Surface Mining and Reclamation Act, which is the basis for this action, requires that the site be reclaimed to appropriate standards for a prior mine reclamation. This will require site stabilization and erosion control measures be put in place to protect the community from environmental impacts.

**ATTACHMENT:**

**Staff Report and Exhibits**

  
Scott Bruckner 11/29/2018

  
Gregory F. Priamos, Director County Counsel 11/29/2018

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**19-1**  
**MT 8385**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan.

On motion of Supervisor Jeffries, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, December 4, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None \_\_\_\_\_

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on November 6, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors

Dated: November 6, 2018

(seal)

Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

By: *Kecia Harper-Ihem* Deputy

AGENDA NO.

19-1

xc: Planning, COB

SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM  
19.1  
(ID # 8385)

MEETING DATE:

Tuesday, November 6, 2018

FROM : TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%.] (19.2 of 10/30/2018) (Continue to December 4, 2018)

**Recommended Motion:** That the Board of Supervisors:

1. Conduct the public hearing on the Petition for Review of the Administrative Penalty Order and, after closing the public hearing, take one of the following actions pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2:
  - a. Affirm the Administrative Penalty Order including the penalty of \$500,000;
  - b. Modify the Administrative Penalty Order, including modification of the penalty amount if desired by the Board;
  - c. Set aside the Administrative Penalty Order; or
  - d. Continue the hearing on the Administrative Penalty order to a date certain in the future and direct staff to continue working with Corona Clay Company to assist Corona Clay Company in coming into compliance with Ordinance No. 555 and SMARA, as well as obtaining the proper permits for various other unpermitted uses on the Corona Clay Company site; and
2. Should the Board select from options a., b., or c. above, direct the Planning Department to issue the Board's Order by personal service or certified mail to Corona Clay Company. Any order of the Board shall be effective upon issuance.

**ACTION:**

A handwritten signature in black ink, appearing to read "Juan C. Lopez".

Juan C. Lopez, Director of Transportation & Land Management 10/31/2018

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MINUTES OF THE BOARD OF SUPERVISORS



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost:</b> |
|---|-----------------------------|--------------------------|------------------------------|----------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A               |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A               |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |                             |                          | <b>Budget Adjustment:</b> No |                      |
|   |                             |                          | <b>For Fiscal Year:</b> N/A  |                      |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary:**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015, Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. On June 28, 2017, legal counsel for Corona Clay contacted County Counsel to request a continuance of the public hearing. The Planning Department agreed to recommend a continuance of the hearing to July 25, 2017 based upon mutual agreement of the parties. Since July 2017, the hearing has been continued to each of the following dates in an effort for County staff and Corona Clay to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay property:

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- December 12, 2017 (Agenda Item 18.1)
- January 23, 2018 (Agenda Item 18.1)
- February 27, 2018 (Agenda Item 18.1)
- April 10, 2018 (Agenda Item 18.1)
- May 8, 2018 (Agenda Item 18.2)
- June 19, 2018 (Agenda Item 18.2)
- June 26, 2018 (Agenda Item 18.1)
- July 31, 2018 (Agenda Item 18.1)
- September 25, 2018 (Agenda Item 19.2)
- October 30, 2018 (Agenda Item 19.2)

During this time, County staff has been meeting with Corona Clay and Corona Clay's legal counsel on numerous occasions to work towards a global resolution. At this time, County staff recommends moving forward with this hearing on December 4, 2018, pending final resolution with Corona Clay.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

As detailed in the attached Planning Department staff report, on January 26, 2015, the Planning Department issued the APO in the amount of \$500,000 to Corona Clay for failure to comply with the Notice of Violation and Order to Comply previously issued by the County under Public Resources Code Section 2774.1 and Ordinance No. 555 for unpermitted surface mining activities. Since approximately March 2015, County staff has met numerous times with Corona Clay and its consultants in an attempt to assist Corona Clay in bringing the property into compliance. However, Corona Clay has failed to make meaningful progress in the three years since the issuance of the APO.

In its Petition, Corona Clay appeals the APO and seeks a determination granting its appeal and discharging the \$500,000 penalty assessed in the APO. To support its Petition, Corona Clay claims it has not engaged in surface mining operations (Petition, p. 5), and that, even if Corona Clay has engaged in surface mining operations, the \$500,000 penalty is excessive and constitutes a forfeiture (Petition, p. 8).

The County denies each of Corona Clay's claims for reasons discussed in the attached Planning Department staff report, the exhibits attached thereto, and as presented during the public hearing. County staff has continuously acted in good faith to assist Corona Clay in coming into compliance with Ordinance No. 555 and obtaining the proper permits for the various onsite activities. Unfortunately, the numerous attempts to encourage compliance on the part of Corona Clay have thus far not yielded results.

Corona Clay and its counsel were notified of the July 11, 2017, hearing at the Board meeting on March 21, 2017. Corona Clay and its counsel were also notified of the hearing by certified mail as required by Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2, Subdivision b. Since July 11, 2017, the Board has repeatedly continued the public hearing to specific dates that were noted on the Board's public meeting agenda. Written notice of the June 26, 2018, hearing was provided to Corona Clay and Corona Clay's legal counsel by U.S. mail, certified mail, and e-mail on June 18, 2018.

County staff recommends that the Board of Supervisors make its determination based upon the information contained in the Planning staff report, all exhibits attached thereto, and additional information presented during the public hearing which collectively reflect the record before TLMA regarding the APO, and upon any other relevant evidence which, in the judgment of the Board, should be considered (see Public Resources Code Section 2774.2).

Any order of the Board pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2 shall be effective upon issuance unless Corona Clay petitions the Superior Court for review. Any penalty amounts assessed by the Board's Order are to be paid within 30 days of service of the Order. However, pursuant to Public Resources Code Section 2774.2, the payment shall be held in an interest bearing account pending resolution of any petition for review filed timely filed with the Superior Court.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

**Impact on Residents and Businesses**

Compliance with the Surface Mining and Reclamation Act, which is the basis for this action, requires that the site be reclaimed to appropriate standards for a prior mine reclamation. This will require site stabilization and erosion control measures be put in place to protect the community from environmental impacts.

**ATTACHMENT:**

**Staff Report and Exhibits**

  
Scott Brunkner 10/31/2018

  
Gregory V. Priaplos, Director County Counsel 10/31/2018

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**19-2**  
**MT 8364**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan.

On motion of Supervisor Jeffries, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, November 6, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None \_\_\_\_\_

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on October 30, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: October 30, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

By: *Kecia Harper-Ihem* Deputy

AGENDA NO.

19-2

xc: Planning, COB

**From:** Amie Kinne <camiek@aol.com>  
**Sent:** Monday, December 3, 2018 7:21 PM  
**To:** COB <COB@RIVCO.ORG>  
**Subject:** 12/04/2018

**19.3 8485 TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%] (19.1 of 11/06/2018, MT 8385)**

In regards to any settlement that may have been reached, as a neighboring property owner, I would expect any unpermitted uses to be brought into compliance through the same processes other businesses would use. Also, the Riverside County Grand Jury report, addressing the last signed agreement that was never followed through on, still sits on my desk. Let's hope resolution is actually achieved so that neighboring property owners know what they're in for once and for all.

Sincerely,  
Amie Kinne  
11775 Dawson Canyon Road  
Temescal Valley, CA 92883

12/4/18 19.3  
2018-12-141682

Maxwell, Sue

**From:** Maxwell, Sue  
**Sent:** Tuesday, December 4, 2018 7:37 AM  
**To:** COB-Agenda (COB-Agenda@rivco.org); George Johnson (GA.Johnson@RIVCO.ORG); Leach, Charissa (cleach@RIVCO.ORG); Perez, Juan (JCPEREZ@RIVCO.ORG); Young, Alisa; District 4 Supervisor V. Manuel Perez (District4@RIVCO.ORG); District2; District3; District5; Supervisor Jeffries - 1st District (district1@rivco.org)  
**Cc:** Hildebrand, John  
**Subject:** December 4, 2018 19.3 Public Comment on Surface Mining Petition Review (Annie Kinne)

Good morning,

Please see the Public Comment below received via COB regarding the December 4, 2018 Agenda Item No 19.3 (8485).

This has been printed, logged, and filed with Agenda Back-Up.

Thank you kindly,

*Sue Maxwell*

Board Assistant  
Clerk of the Board of Supervisors  
4080 Lemon Street, 1<sup>st</sup> Floor, Room 127  
Riverside, CA 92501  
(951) 955-1069 Fax (951) 955-1071  
Mail Stop #1010  
[smaxwell@rivco.org](mailto:smaxwell@rivco.org)

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**From:** COB  
**Sent:** Tuesday, December 4, 2018 7:24 AM  
**To:** 'Amie Kinne' <camiek@aol.com>  
**Subject:** 12/04/2018 19.3 Surface Mining Petition Review

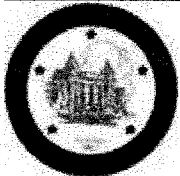
Good morning Ms. Kinne,

The Clerk of the Board of Supervisors is in receipt of your letter sent via email related to the Glen Ivy Surface Mining Petition Review and has included it in the record for December 4, 2018.

Sincerely,

*Sue Maxwell*

Board Assistant  
Clerk of the Board of Supervisors  
4080 Lemon Street, 1<sup>st</sup> Floor, Room 127  
Riverside, CA 92501  
(951) 955-1069 Fax (951) 955-1071  
Mail Stop #1010  
[smaxwell@rivco.org](mailto:smaxwell@rivco.org)  
<http://rivcocob.org/>  
<https://www.facebook.com/RivCoCOB/8485>



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MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**19-2**

**MT 8364**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan.

On motion of Supervisor Jeffries, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, November 6, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley

Nays: None

Absent: None \_\_\_\_\_

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on October 30, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors

Dated: October 30, 2018

Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

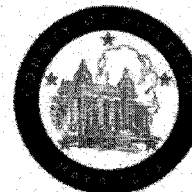
By: *Yvonne Tillis* Deputy

AGENDA NO.

19-2

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
19.2  
(ID # 8364)

**MEETING DATE:**

Tuesday, October 30, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%.] (19.2 of 09/25/2018) (Continue to November 6, 2018)

**Recommended Motion:** That the Board of Supervisors:

1. Conduct the public hearing on the Petition for Review of the Administrative Penalty Order and, after closing the public hearing, take one of the following actions pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2:
  - a. Affirm the Administrative Penalty Order including the penalty of \$500,000;
  - b. Modify the Administrative Penalty Order, including modification of the penalty amount if desired by the Board;
  - c. Set aside the Administrative Penalty Order; or
  - d. Continue the hearing on the Administrative Penalty order to a date certain in the future and direct staff to continue working with Corona Clay Company to assist Corona Clay Company in coming into compliance with Ordinance No. 555 and SMARA, as well as obtaining the proper permits for various other unpermitted uses on the Corona Clay Company site; and
2. Should the Board select from options a., b., or c. above, direct the Planning Department to issue the Board's Order by personal service or certified mail to Corona Clay Company. Any order of the Board shall be effective upon issuance.

**ACTION:** Policy

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**MINUTES OF THE BOARD OF SUPERVISORS**



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|---|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                     |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary:**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015, Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. On June 28, 2017, legal counsel for Corona Clay contacted County Counsel to request a continuance of the public hearing. The Planning Department agreed to recommend a continuance of the hearing to July 25, 2017 based upon mutual agreement of the parties. Since July 2017, the hearing has been continued to each of the following dates in an effort for County staff and Corona Clay to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay property: August, 29, 2017, September 26, 2017, October 31, 2017, December 12, 2017, January 23, 2018, February 27, 2018, April 10, 2018, May 8, 2018, and June 19, 2018. During this time, County staff met with Corona Clay and Corona Clay's legal counsel on numerous occasions to work towards a global resolution. Unfortunately, Corona Clay has made little progress during these eleven months. Therefore, County staff now recommends moving forward with this hearing on June 26, 2018.

As detailed in the attached Planning Department staff report, on January 26, 2015, the Planning Department issued the APO in the amount of \$500,000 to Corona Clay for failure to comply with the Notice of Violation and Order to Comply previously issued by the County under Public Resources Code Section 2774.1 and Ordinance No. 555 for unpermitted surface mining activities. Since approximately March 2015, County staff has met numerous times with Corona Clay and its consultants in an attempt to assist Corona Clay in bringing the property into compliance. However, Corona Clay has failed to make meaningful progress in the three years since the issuance of the APO.

In its Petition, Corona Clay appeals the APO and seeks a determination granting its appeal and discharging the \$500,000 penalty assessed in the APO. To support its Petition, Corona Clay claims it has not engaged in surface mining operations (Petition, p. 5), and that, even if Corona Clay has engaged in surface mining operations, the \$500,000 penalty is excessive and constitutes a forfeiture (Petition, p. 8).

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

The County denies each of Corona Clay's claims for reasons discussed in the attached Planning Department staff report, the exhibits attached thereto, and as presented during the public hearing. County staff has continuously acted in good faith to assist Corona Clay in coming into compliance with Ordinance No. 555 and obtaining the proper permits for the various onsite activities. Unfortunately, the numerous attempts to encourage compliance on the part of Corona Clay have thus far not yielded results.

Corona Clay and its counsel were notified of the July 11, 2017, hearing at the Board meeting on March 21, 2017. Corona Clay and its counsel were also notified of the hearing by certified mail as required by Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2, Subdivision b. Since July 11, 2017, the Board has repeatedly continued the public hearing to specific dates that were noted on the Board's public meeting agenda. Written notice of the June 26, 2018, hearing was provided to Corona Clay and Corona Clay's legal counsel by U.S. mail, certified mail, and e-mail on June 18, 2018.

County staff recommends that the Board of Supervisors make its determination based upon the information contained in the Planning staff report, all exhibits attached thereto, and additional information presented during the public hearing which collectively reflect the record before TLMA regarding the APO, and upon any other relevant evidence which, in the judgment of the Board, should be considered (see Public Resources Code Section 2774.2).

Any order of the Board pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2 shall be effective upon issuance unless Corona Clay petitions the Superior Court for review. Any penalty amounts assessed by the Board's Order are to be paid within 30 days of service of the Order. However, pursuant to Public Resources Code Section 2774.2, the payment shall be held in an interest bearing account pending resolution of any petition for review filed timely filed with the Superior Court.

**Impact on Residents and Businesses**

Compliance with the Surface Mining and Reclamation Act, which is the basis for this action, requires that the site be reclaimed to appropriate standards for a prior mine reclamation. This will require site stabilization and erosion control measures be put in place to protect the community from environmental impacts.

**ATTACHMENT:**

**Staff Report and Exhibits**

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**19-2**  
**MT 7455**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan.

On motion of Supervisor Jeffries, seconded by Supervisor Perez and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, October 30, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Washington, Perez and Ashley  
Nays: None  
Absent: Tavaglione \_\_\_\_\_

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on September 25, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: September 25, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

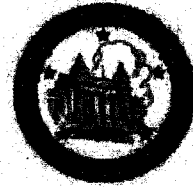
(seal)

By: *Kecia Harper-Ihem* Deputy

AGENDA NO.  
19-2

xc: Planning, ~~COB~~

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
19.2  
(ID # 7455)

**MEETING DATE:**

Tuesday, September 25, 2018

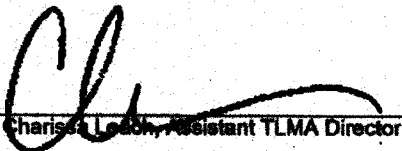
**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%.] (18.1 of 06/26/2018) (Continue to September 25, 2018)

**Recommended Motion:** That the Board of Supervisors:

1. Conduct the public hearing on the Petition for Review of the Administrative Penalty Order and, after closing the public hearing, take one of the following actions pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2:
  - a. Affirm the Administrative Penalty Order including the penalty of \$500,000;
  - b. Modify the Administrative Penalty Order, including modification of the penalty amount if desired by the Board;
  - c. Set aside the Administrative Penalty Order; or
  - d. Continue the hearing on the Administrative Penalty order to a date certain in the future and direct staff to continue working with Corona Clay Company to assist Corona Clay Company in coming into compliance with Ordinance No. 555 and SMARA, as well as obtaining the proper permits for various other unpermitted uses on the Corona Clay Company site; and
2. Should the Board select from options a., b., or c. above, direct the Planning Department to issue the Board's Order by personal service or certified mail to Corona Clay Company. Any order of the Board shall be effective upon issuance.

**ACTION:** Policy

  
Charissa Leach, Assistant TLMA Director

6/21/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|---|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                     |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary:**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015, Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. On June 28, 2017, legal counsel for Corona Clay contacted County Counsel to request a continuance of the public hearing. The Planning Department agreed to recommend a continuance of the hearing to July 25, 2017 based upon mutual agreement of the parties. Since July 2017, the hearing has been continued to each of the following dates in an effort for County staff and Corona Clay to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay property: August, 29, 2017, September 26, 2017, October 31, 2017, December 12, 2017, January 23, 2018, February 27, 2018, April 10, 2018, May 8, 2018, and June 19, 2018. During this time, County staff met with Corona Clay and Corona Clay's legal counsel on numerous occasions to work towards a global resolution. Unfortunately, Corona Clay has made little progress during these eleven months. Therefore, County staff now recommends moving forward with this hearing on June 26, 2018.

As detailed in the attached Planning Department staff report, on January 26, 2015, the Planning Department issued the APO in the amount of \$500,000 to Corona Clay for failure to comply with the Notice of Violation and Order to Comply previously issued by the County under Public Resources Code Section 2774.1 and Ordinance No. 555 for unpermitted surface mining activities. Since approximately March 2015, County staff has met numerous times with Corona Clay and its consultants in an attempt to assist Corona Clay in bringing the property into compliance. However, Corona Clay has failed to make meaningful progress in the three years since the issuance of the APO.

In its Petition, Corona Clay appeals the APO and seeks a determination granting its appeal and discharging the \$500,000 penalty assessed in the APO. To support its Petition, Corona Clay claims it has not engaged in surface mining operations (Petition, p. 5), and that, even if Corona Clay has engaged in surface mining operations, the \$500,000 penalty is excessive and constitutes a forfeiture (Petition, p. 8).

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

The County denies each of Corona Clay's claims for reasons discussed in the attached Planning Department staff report, the exhibits attached thereto, and as presented during the public hearing. County staff has continuously acted in good faith to assist Corona Clay in coming into compliance with Ordinance No. 555 and obtaining the proper permits for the various onsite activities. Unfortunately, the numerous attempts to encourage compliance on the part of Corona Clay have thus far not yielded results.

Corona Clay and its counsel were notified of the July 11, 2017, hearing at the Board meeting on March 21, 2017. Corona Clay and its counsel were also notified of the hearing by certified mail as required by Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2, Subdivision b. Since July 11, 2017, the Board has repeatedly continued the public hearing to specific dates that were noted on the Board's public meeting agenda. Written notice of the June 26, 2018, hearing was provided to Corona Clay and Corona Clay's legal counsel by U.S. mail, certified mail, and e-mail on June 18, 2018.

County staff recommends that the Board of Supervisors make its determination based upon the information contained in the Planning staff report, all exhibits attached thereto, and additional information presented during the public hearing which collectively reflect the record before TLMA regarding the APO, and upon any other relevant evidence which, in the judgment of the Board, should be considered (see Public Resources Code Section 2774.2).

Any order of the Board pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2 shall be effective upon issuance unless Corona Clay petitions the Superior Court for review. Any penalty amounts assessed by the Board's Order are to be paid within 30 days of service of the Order. However, pursuant to Public Resources Code Section 2774.2, the payment shall be held in an interest bearing account pending resolution of any petition for review filed timely filed with the Superior Court.

**Impact on Residents and Businesses**

Compliance with the Surface Mining and Reclamation Act, which is the basis for this action, requires that the site be reclaimed to appropriate standards for a prior mine reclamation. This will require site stabilization and erosion control measures be put in place to protect the community from environmental impacts.

**ATTACHMENT:**

**Staff Report and Exhibits**

SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA



Jason Farin, Senior Management Analyst

6/21/2018



Gregory V. Priaplos, Director County Counsel

6/21/2018

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18.1**  
(MT7455)

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, the Chairman called the matter for hearing.

On motion of Supervisor Jeffries, seconded by Supervisor Perez and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, September 25, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:  
Ayes: Jeffries, Tavaglione, Washington and Perez  
Nays: None  
Absent: Ashley \_\_\_\_\_

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I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on July 31, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: July 31, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

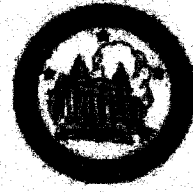
By:  Deputy

AGENDA NO.  
18.1

xc: Planning, COB



**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
18.1  
(ID # 7455)**

**MEETING DATE:**  
Tuesday, July 31, 2018

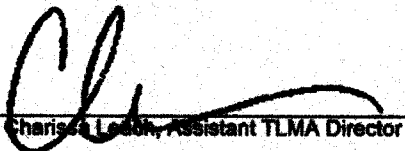
**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%.] (18.1 of 06/26/2018)

**Recommended Motion:** That the Board of Supervisors:

1. Conduct the public hearing on the Petition for Review of the Administrative Penalty Order and, after closing the public hearing, take one of the following actions pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2:
  - a. Affirm the Administrative Penalty Order including the penalty of \$500,000;
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2. Should the Board select from options a., b., or c. above, direct the Planning Department to issue the Board's Order by personal service or certified mail to Corona Clay Company. Any order of the Board shall be effective upon issuance.

**ACTION:** Policy

  
Charissa Leach, Assistant TLMA Director

8/21/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|---|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                     |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary:**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015, Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. On June 28, 2017, legal counsel for Corona Clay contacted County Counsel to request a continuance of the public hearing. The Planning Department agreed to recommend a continuance of the hearing to July 25, 2017 based upon mutual agreement of the parties. Since July 2017, the hearing has been continued to each of the following dates in an effort for County staff and Corona Clay to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay property: August, 29, 2017, September 26, 2017, October 31, 2017, December 12, 2017, January 23, 2018, February 27, 2018, April 10, 2018, May 8, 2018, and June 19, 2018. During this time, County staff met with Corona Clay and Corona Clay's legal counsel on numerous occasions to work towards a global resolution. Unfortunately, Corona Clay has made little progress during these eleven months. Therefore, County staff now recommends moving forward with this hearing on June 26, 2018.

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**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
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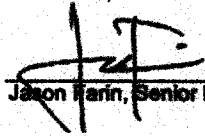
**Impact on Residents and Businesses**

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**ATTACHMENT:**

**Staff Report and Exhibits**

SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA



Jason Farin, Senior Management Analyst

6/21/2018



Gregory V. Prinos, Director County Counsel

6/21/2018

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18.1**  
(MT7455)

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Tiffany North, Assistant County Counsel, presented a brief outline of the matter.

Dave Jones, Planning Staff, presented the matter.

The following people spoke in support:

Rod Pacheco  
Marty Geris  
Greg Deleo

The following people spoke in Neutral:

Amie Kinne

On motion of Supervisor Jeffries, seconded by Supervisor Washington and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, July 31, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington and Perez  
Nays: None  
Absent: Ashley \_\_\_\_\_

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on June 26, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors

Dated: June 26, 2018

Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

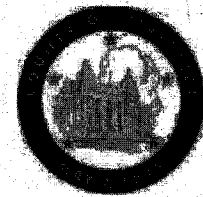
By: [Signature] Deputy

AGENDA NO.

18.1

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM  
18.1  
(ID # 7455)

**MEETING DATE:**

Tuesday, June 26, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – APNs 283-190-021, 283-190-022, 283-190-040 - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan. [Applicant Fees 100%.]

**Recommended Motion:** That the Board of Supervisors:

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2. Should the Board select from options a., b., or c. above, direct the Planning Department to issue the Board's Order by personal service or certified mail to Corona Clay Company. Any order of the Board shall be effective upon issuance.

**ACTION:** Policy

A handwritten signature in black ink, appearing to read "Charissa Leach".

Charissa Leach, Assistant TLMA Director 6/21/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

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| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                            |                         | <b>Budget Adjustment: No</b> |                     |
|   |                            |                         | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary:**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015, Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. On June 28, 2017, legal counsel for Corona Clay contacted County Counsel to request a continuance of the public hearing. The Planning Department agreed to recommend a continuance of the hearing to July 25, 2017 based upon mutual agreement of the parties. Since July 2017, the hearing has been continued to each of the following dates in an effort for County staff and Corona Clay to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay property: August, 29, 2017, September 26, 2017, October 31, 2017, December 12, 2017, January 23, 2018, February 27, 2018, April 10, 2018, May 8, 2018, and June 19, 2018. During this time, County staff met with Corona Clay and Corona Clay's legal counsel on numerous occasions to work towards a global resolution. Unfortunately, Corona Clay has made little progress during these eleven months. Therefore, County staff now recommends moving forward with this hearing on June 26, 2018.

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**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

The County denies each of Corona Clay's claims for reasons discussed in the attached Planning Department staff report, the exhibits attached thereto, and as presented during the public hearing. County staff has continuously acted in good faith to assist Corona Clay in coming into compliance with Ordinance No. 555 and obtaining the proper permits for the various onsite activities. Unfortunately, the numerous attempts to encourage compliance on the part of Corona Clay have thus far not yielded results.

Corona Clay and its counsel were notified of the July 11, 2017, hearing at the Board meeting on March 21, 2017. Corona Clay and its counsel were also notified of the hearing by certified mail as required by Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2, Subdivision b. Since July 11, 2017, the Board has repeatedly continued the public hearing to specific dates that were noted on the Board's public meeting agenda. Written notice of the June 26, 2018, hearing was provided to Corona Clay and Corona Clay's legal counsel by U.S. mail, certified mail, and e-mail on June 18, 2018.

County staff recommends that the Board of Supervisors make its determination based upon the information contained in the Planning staff report, all exhibits attached thereto, and additional information presented during the public hearing which collectively reflect the record before TLMA regarding the APO, and upon any other relevant evidence which, in the judgment of the Board, should be considered (see Public Resources Code Section 2774.2).

Any order of the Board pursuant to Section 10 of Ordinance No. 555 and Public Resources Code Section 2774.2 shall be effective upon issuance unless Corona Clay petitions the Superior Court for review. Any penalty amounts assessed by the Board's Order are to be paid within 30 days of service of the Order. However, pursuant to Public Resources Code Section 2774.2, the payment shall be held in an interest bearing account pending resolution of any petition for review filed timely filed with the Superior Court.

**Impact on Residents and Businesses**

Compliance with the Surface Mining and Reclamation Act, which is the basis for this action, requires that the site be reclaimed to appropriate standards for a prior mine reclamation. This will require site stabilization and erosion control measures be put in place to protect the community from environmental impacts.

**ATTACHMENT:**

**Staff Report and Exhibits**



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**



Jason Farin, Senior Management Analyst

6/21/2018

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18.2**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing on Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Jeffries, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, June 26, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

---

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on June 19, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: June 19, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

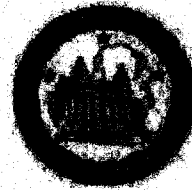
(seal)

By: *[Signature]* Deputy

AGENDA NO.  
18.2

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
18.2  
(ID # 4740)**

**MEETING DATE:**

Tuesday, June 19, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (18.2 of May 8, 2018)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the June 19, 2018 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read "Charles Leach".

Charles Leach, Assistant TLMA Director 6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost:</b> |
|---|-----------------------------|--------------------------|------------------------------|----------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A               |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A               |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                      |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                      |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017 which was then continued until July 25, 2017. Since that date, the hearing on the Petition has been continued by the Board several times in an effort to allow Petitioner Corona Clay and the Department to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay Property. The Planning Department now recommends that the Board continue the hearing on the Petition again to June 19, 2018.

  
Tina Grande, Assistant Purchasing Director 6/30/2017

  
Gregory V. Prietas, Director County Counsel 6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18-2**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing on Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Jeffries, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, June 19, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

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I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on May 8, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: May 8, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

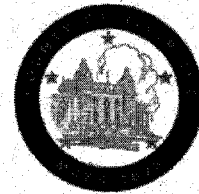
(seal)

By: [Signature] Deputy

AGENDA NO.  
18-2

xc: Planning, CØB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
18.2  
(ID # 4740)**

**MEETING DATE:**

Tuesday, April 10, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283-190-040. [\$0] (18.1 of 04/10/2018) (Continued to May 8, 2018)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the June 19, 2018 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to be "Charles Leach", is written over a horizontal line.

Charles Leach, Assistant TLMA Director

6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost:</b> |
|---|-----------------------------|--------------------------|------------------------------|----------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A               |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A               |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |                             |                          | <b>Budget Adjustment:</b> No |                      |
|   |                             |                          | <b>For Fiscal Year:</b> N/A  |                      |

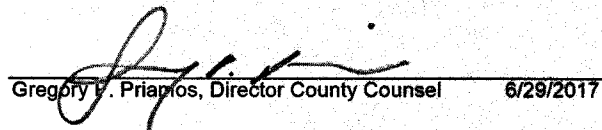
**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017 which was then continued until July 25, 2017. Since that date, the hearing on the Petition has been continued by the Board several times in an effort to allow Petitioner Corona Clay and the Department to reach a global resolution of the APO and other unpermitted land uses on the Corona Clay Property. The Planning Department now recommends that the Board continue the hearing on the Petition again to June 19, 2018.

  
Tina Grande, Assistant Purchasing Director 6/30/2017

  
Gregory V. Priaplos, Director County Counsel 6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18-1**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Jeffries, seconded by Supervisor Washington and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, May 8, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

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I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on April 10, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: April 10, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

By: \_\_\_\_\_ Deputy

AGENDA NO.  
18-1

xc: Planning, COB



**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
18.1  
(ID # 4740)

**MEETING DATE:**

Tuesday, April 10, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283-190-040. [\$0] (18.1 of 04/10/2018) (Continued to May 8, 2018 )

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the May 8, 2018 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read 'Charissa Lopez', written over a horizontal line.

Charissa Lopez, Assistant TLMA Director 6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

|   |        |        |                              |        |
|---|--------|--------|------------------------------|--------|
| <b>COST</b>                                 | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>NET COUNTY COST</b>                      | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |        |        | <b>Budget Adjustment:</b> No |        |
|   |        |        | <b>For Fiscal Year:</b> N/A  |        |

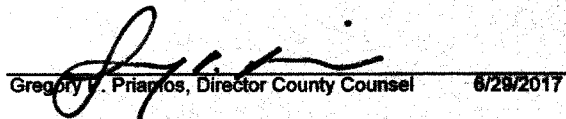
**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.

  
Tina Grande, Assistant Purchasing Director 6/30/2017

  
Gregory V. Priamos, Director County Counsel 6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18-1**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Jeffries, seconded by Supervisor Washington and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, April 10, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

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I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on February 27, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: February 27, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

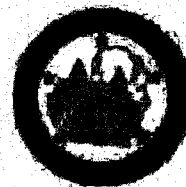
By: 

Deputy

AGENDA NO.  
18-1

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
18.1  
(ID # 4740)

**MEETING DATE:**

Tuesday, February 27, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (18.1 of 01/23/2018) (Continued to April 10, 2018 )

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read 'Charissa Leach', written over a horizontal line.

Charissa Leach, Assistant TLMA Director

6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

|   |        |        |                              |        |
|---|--------|--------|------------------------------|--------|
| <b>COST</b>                                 | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>NET COUNTY COST</b>                      | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |        |        | <b>Budget Adjustment:</b> No |        |
|   |        |        | <b>For Fiscal Year:</b> N/A  |        |

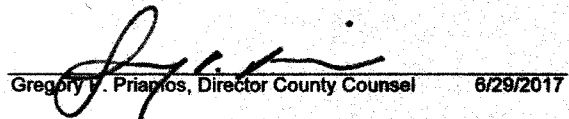
**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.

  
Tina Grande, Assistant Purchasing Director 6/30/2017

  
Gregory J. Priamos, Director County Counsel 6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18-1**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Ashley, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, February 27, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

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I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on January 23, 2018 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: January 23, 2018  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

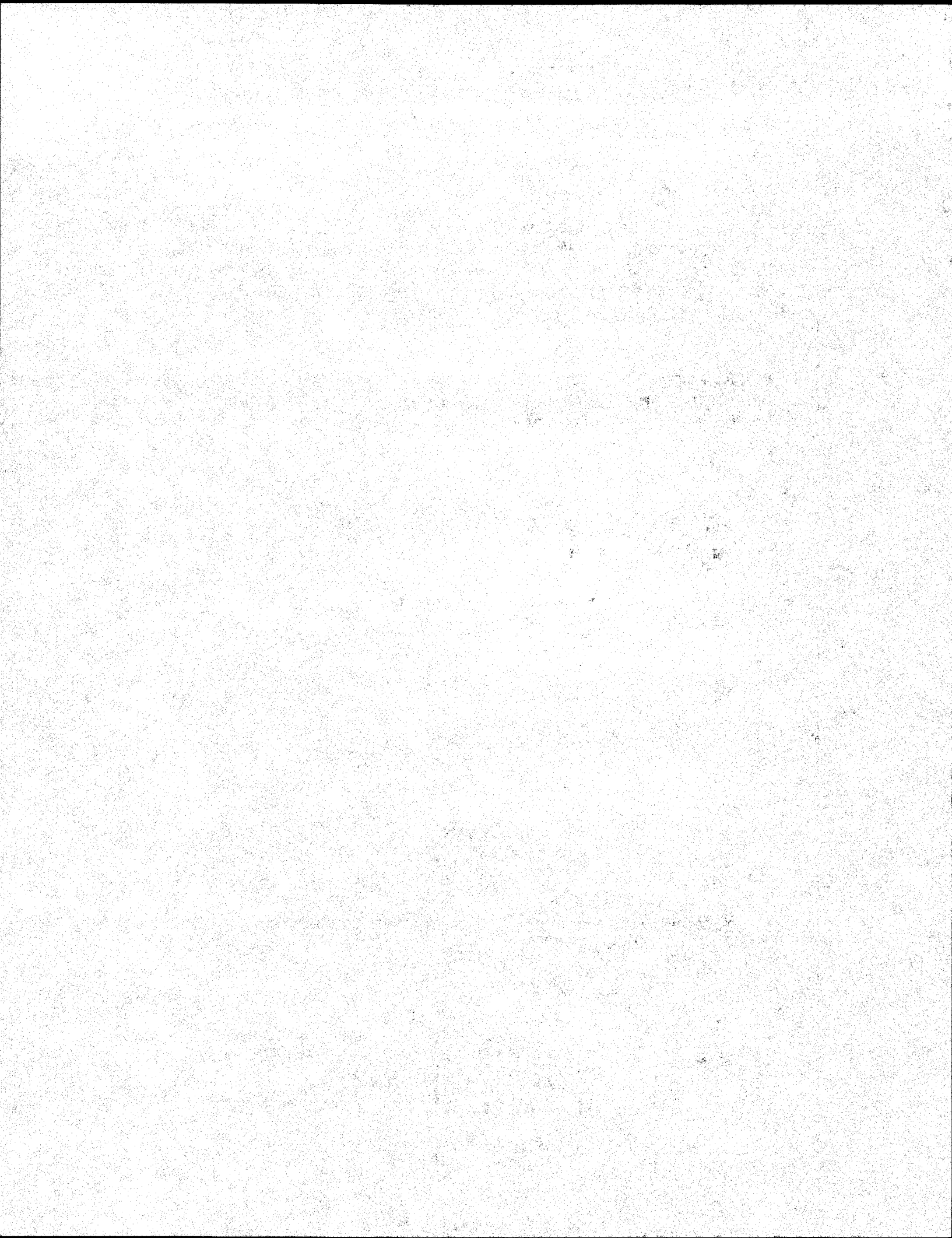
(seal)

By: Karen Washington Deputy

AGENDA NO.  
18-1

xc: Planning, ~~COB~~

18.1



**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
18.1  
(ID # 4740)

**MEETING DATE:**

Tuesday, January 23, 2018

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (18.1 of 12/12/2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read 'Charissa Leach', written over a horizontal line.

Charissa Leach, Assistant TLMA Director

6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

|   |        |        |                              |        |
|---|--------|--------|------------------------------|--------|
| <b>COST</b>                                 | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>NET COUNTY COST</b>                      | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |        |        | <b>Budget Adjustment:</b> No |        |
|   |        |        | <b>For Fiscal Year:</b> N/A  |        |

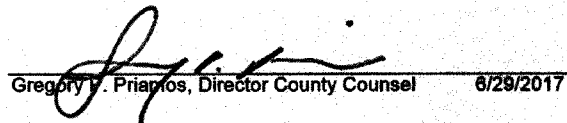
**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.

  
Tina Grande, Assistant Purchasing Director 6/30/2017

  
Gregory J. Priaplos, Director County Counsel 6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



18-1

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Tavaglione, seconded by Supervisor Perez and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, January 23, 2018 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Perez and Ashley  
Nays: None  
Absent: Washington

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on December 12, 2017 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: December 12, 2017  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

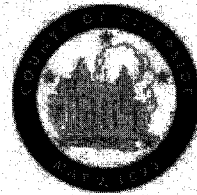
(seal)

By: [Signature] Deputy

AGENDA NO.  
18-1

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
18.1  
(ID # 4740)**

**MEETING DATE:**

Tuesday, December 12, 2017

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (18.1 of 10/31/2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read "Charissa Leach".

Charissa Leach, Assistant TLMA Director

6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**


| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year</b> | <b>Next Fiscal Year</b> | <b>Total Cost</b>            | <b>Ongoing Cost</b> |
|---|----------------------------|-------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                     | \$ N/A                  | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                     | \$ N/A                  | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                            |                         | <b>Budget Adjustment: No</b> |                     |
|   |                            |                         | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

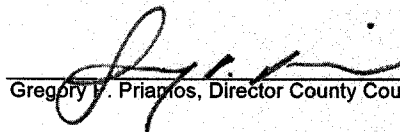
**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.



Tina Grande, Assistant Purchasing Director

6/30/2017



Gregory F. Priamos, Director County Counsel

6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**18-1**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District.

On motion of Supervisor Ashley, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, December 12, 2017 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

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I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on October 31, 2017 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: October 31, 2017  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

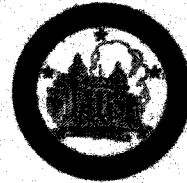
(seal)

By:  Deputy

AGENDA NO.  
18-1

xc: Planning, ~~COB~~

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
18.1  
(ID # 4740)**

**MEETING DATE:**

Tuesday, October 31, 2017

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (18.1 of 09/26/2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read 'Cl', written over a horizontal line.

Charissa Leach, Assistant TLMA Director 6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

|   |        |        |                              |        |
|---|--------|--------|------------------------------|--------|
| <b>COST</b>                                 | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>NET COUNTY COST</b>                      | \$ N/A | \$ N/A | \$ N/A                       | \$ N/A |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |        |        | <b>Budget Adjustment: No</b> |        |
|   |        |        | <b>For Fiscal Year: N/A</b>  |        |

**C.E.O. RECOMMENDATION:** Approve

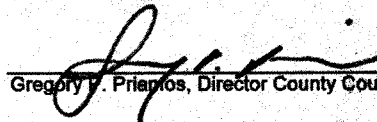
**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.

  
Tina Grande, Principal Management Analyst

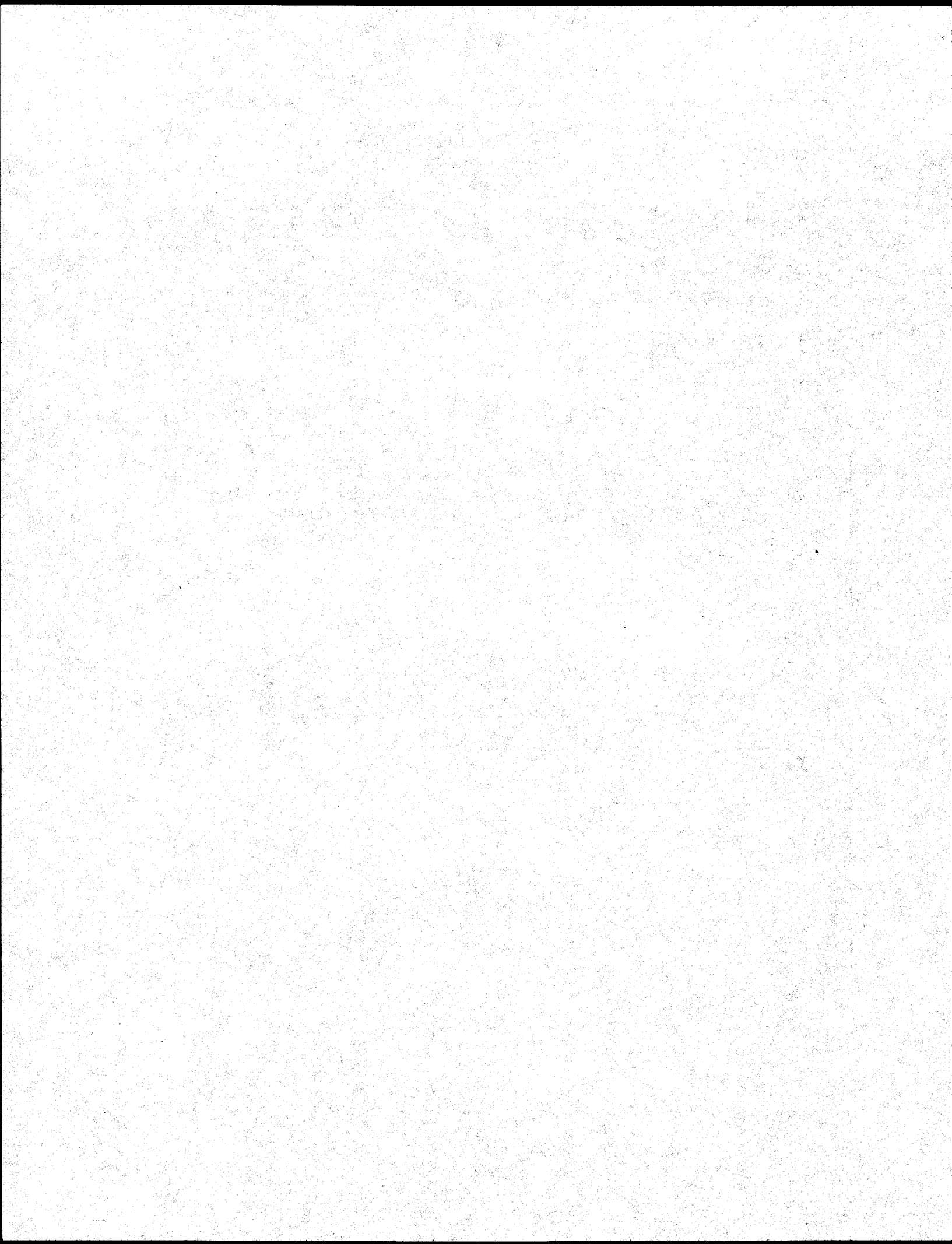
6/30/2017



Gregory J. Priamos, Director County Counsel

6/29/2017





MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



18-1

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District, the Chairman called the matter for hearing.

On motion of Supervisor Jeffries, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, October 31, 2017 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on September 26, 2017 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: September 26, 2017  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

By: Kecia Harper-Ihem Deputy

AGENDA NO.

~~18-1~~

xc: Planning, CØB

18.1

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
18.1  
(ID # 4740)

**MEETING DATE:**  
Tuesday, September 26, 2017

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (3.23 of 03/21/2017) (17.1 of 07/11/2017) (Department requests continuance to October 31, 2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

Charissa Leach, Assistant TLMA Director

6/29/2017

---

**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

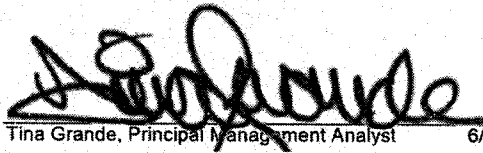
| <b>FINANCIAL DATA</b>  | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|------------------------|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>            | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b> | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
|                        |                             |                          | <b>Budget Adjustment: No</b> |                     |
|                        |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

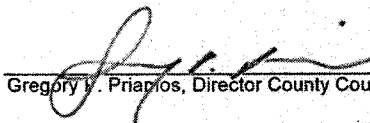
**BACKGROUND:**

**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.



Tina Grande, Principal Management Analyst 6/30/2017



Gregory J. Priaplos, Director County Counsel 6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



17-1

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District, the Chairman called the matter for hearing.

On motion of Supervisor Ashley, seconded by Supervisor Jeffries and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, September 26, 2017 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Washington, Perez and Ashley  
Nays: None  
Absent: Tavaglione

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on August 29, 2017 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: August 29, 2017  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

By: Kecia Harper-Ihem Deputy

AGENDA NO.  
17-1

9/26/17

18.1

xc: Planning, COB

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
17.1  
(ID # 4740)**

**MEETING DATE:**  
Tuesday, August 29, 2017

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (3.23 of 03/21/2017) (17.1 of 07/11/2017) (Department request continuance to September 26, 2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

Charissa Leach, Assistant TLMA Director

6/29/2017

---

**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**


| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|---|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                     |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

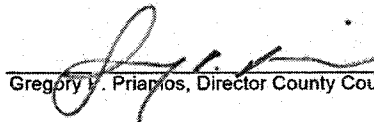
**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.



Tina Grande, Principal Management Analyst

6/30/2017



Gregory V. Priaplos, Director County Counsel

6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



17-1

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District, the Chairman called the matter for hearing.

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, August 29, 2017 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on July 25, 2017 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: July 25, 2017  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

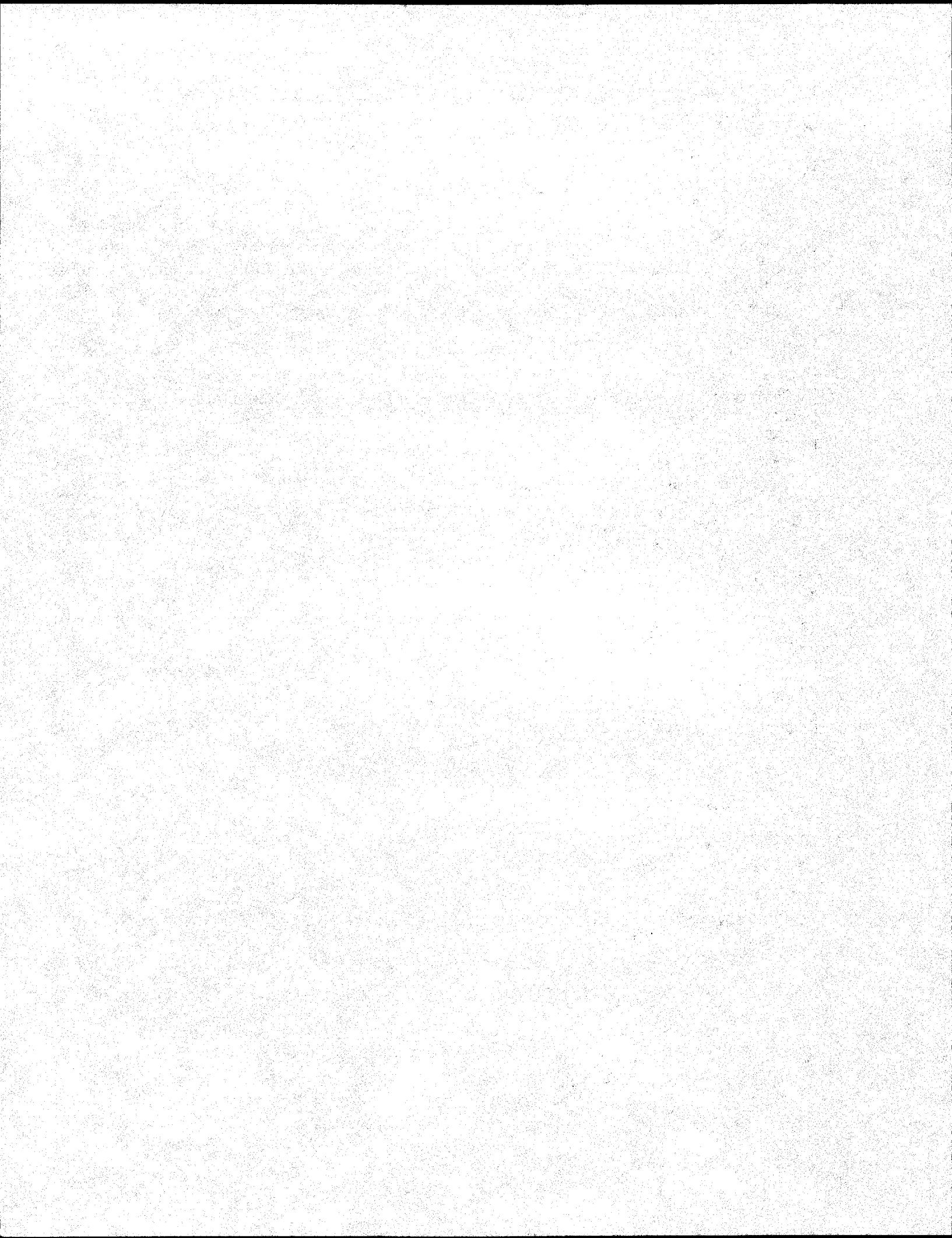
(seal)

By: [Signature] Deputy

AGENDA NO.  
17-1

xc: Planning, COB





**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
17.1  
(ID # 4740)**

**MEETING DATE:**  
Tuesday, July 11, 2017

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040. [\$0] (3.23 of 03/21/2017) (17.1 of 07/11/2017) (Department request continuance to August 29, 2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

Charissa Leach, Assistant TLMA Director

6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

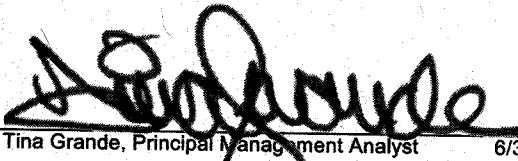
| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|---|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                     |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

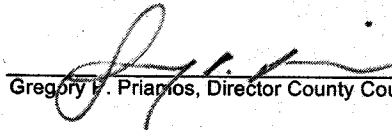
**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.



Tina Grande, Principal Management Analyst

6/30/2017



Gregory F. Priamos, Director County Counsel

6/29/2017

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



**17-1**

10:30 a.m. being the time set for public hearing on the recommendation from Transportation and Land Management Agency/Planning regarding the Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 -190-040, 1<sup>st</sup> District, the Chairman called the matter for hearing.

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, July 25, 2016 at 10:30 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Tavaglione, Washington and Ashley  
Nays: None  
Absent: None

---

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on July 11, 2017 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors

Dated: July 11, 2017

Kecia Harper-Ihem, Clerk of the Board of Supervisors, in  
and for the County of Riverside, State of California.

(seal)

By: \_\_\_\_\_

Deputy

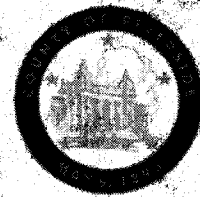
AGENDA NO.  
17-1

xc: Planning, COB

7/25/17  
17.1



**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM  
17.1  
(ID # 4740)**

**MEETING DATE:**  
Tuesday, July 11, 2017

**FROM :** TLMA-PLANNING:

**SUBJECT:** TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING: Public Hearing On Petition for Review of Surface Mining Administrative Penalty Order – Petitioner: Corona Clay Company - First Supervisorial District – Glen Ivy Zoning Area – Temescal Canyon Area Plan – APNs: 283-190-021, 283-190-022, & 283 - 190-040 (3.23 of 03/21/2017)

**RECOMMENDED MOTION:** Staff recommends that the Board of Supervisors:

Continue this agenda item to the July 25, 2017 Board of Supervisors meeting.

**ACTION:**

A handwritten signature in black ink, appearing to read "Charissa Leach".

Charissa Leach, Assistant TLMA Director

6/29/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**


| <b>FINANCIAL DATA</b>                       | <b>Current Fiscal Year:</b> | <b>Next Fiscal Year:</b> | <b>Total Cost:</b>           | <b>Ongoing Cost</b> |
|---|-----------------------------|--------------------------|------------------------------|---------------------|
| <b>COST</b>                                 | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>NET COUNTY COST</b>                      | \$ N/A                      | \$ N/A                   | \$ N/A                       | \$ N/A              |
| <b>SOURCE OF FUNDS: Applicant Fees 100%</b> |                             |                          | <b>Budget Adjustment: No</b> |                     |
|   |                             |                          | <b>For Fiscal Year: N/A</b>  |                     |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

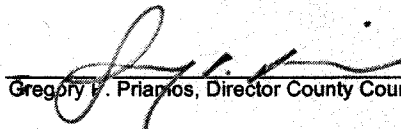
**Summary**

On March 21, 2017, the Board of Supervisors granted review of Corona Clay Company's ("Corona Clay") March 9, 2015 Petition for Review ("Petition") of the Administrative Penalty Order ("APO") issued by the Planning Department (agenda item 3.23). The Board set the matter for public hearing on July 11, 2017. Petitioner Corona Clay has requested and the Planning Department has agreed to recommend that the Board of Supervisors continue the agenda item to July 25, 2017.



Tina Grande, Principal Management Analyst

6/30/2017

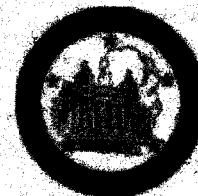


Gregory V. Priamos, Director County Counsel

6/29/2017



SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM  
3.23  
(ID # 3826)

MEETING DATE:  
Tuesday, March 21, 2017

FROM : TLMA-PLANNING:

SUBJECT: TLMA- PLANNING DEPARTMENT: Petition for Review of Administrative Penalty Order - Corona Clay Company. First District. [Deposit Base Funds 100%] (Set for hearing 05/02/2017)

RECOMMENDED MOTION: That the Board of Supervisors:  
Grant the Petition for Review of the Administrative Penalty Order and set this matter for hearing on May 2, 2017 to determine whether the Administrative Penalty Order shall be affirmed, modified, or set aside, in whole or in part.

**ACTION (Policy)**

Juan C. Alvarez, Director of Transportation & Land Management 3/9/2017

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MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Tavaglione and duly carried, IT WAS ORDERED that the above matter is approved as amended to set public hearing for Tuesday, July 11, 2017, at 9:00 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Tavaglione and Washington  
Nays: None  
Absent: Ashley  
Date: March 21, 2017  
xc: TLMA-Planning, COB

Kecia Harper-Ihem  
Clerk of the Board

By:   
Deputy

7/11/17 17.1  
3-23



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

|   |        |        |                           |        |
|---|--------|--------|---------------------------|--------|
| <b>COST</b>                                 | \$ N/A | \$ N/A | \$ N/A                    | \$ N/A |
| <b>NET COUNTY COST</b>                      | \$ N/A | \$ N/A | \$ N/A                    | \$ N/A |
| <b>SOURCE OF FUNDS:</b> Applicant Fees 100% |        |        | <b>Budget Adjustment:</b> | No     |
|   |        |        | <b>For Fiscal Year:</b>   | N/A    |

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

On January 26, 2015, the Planning Department issued an Administrative Penalty Order ("APO") to Corona Clay Company ("Corona Clay"), a California corporation, for failure to comply with the County-issued Notice of Violation and Order to Comply issued under Public Resources Code Section 2774.1 and County Ordinance No. 555 for unpermitted surface mining activities. On March 9, 2015, Corona Clay timely filed a Petition for Review of the APO. Since approximately March 2015, County staff ("Staff") have met numerous times with Corona Clay and its consultants in an attempt to assist Corona Clay in bringing the property into compliance; however, Corona Clay has failed to make meaningful progress in the two years since the issuance of the APO.

This site, operated by Corona Clay Company ("Corona Clay"), a California corporation, has a long history of unpermitted uses, including the mining of minerals from the site, which are extracted for materials testing, blended with imported materials for offsite sale and also utilized for road construction in the vicinity of the mine site. These activities constitute surface mining operations pursuant to California's Public Resources Code, Division 2, Chapter 9, Section 2735, and require a mining permit under the California Surface Mining and Reclamation Act (SMARA). SMARA is enforced by the County via Ordinance No. 555. Although not included in the subject Administrative Penalty Order, other unpermitted uses present onsite in violation of the County's land use ordinances include unpermitted motocross tracks, heavy equipment repair facilities and various recycling and materials blending operations, as well as the presence of numerous unpermitted structures.

Corona Clay began the surface mining permit application process via SMP00197 in 1999 (updated in 2007 as SMP00197R1), as well as two conditional use permit applications (CUP03265 and CUP03313, submitted in 1998 and 2000, respectively) required to bring the existing site uses into at least partial compliance, but has failed to complete the permitting process for any and all cases. Further, these permit applications are no longer timely, as use permits must be processed in a timely manner to address all weather access, fire safety concerns, public vs. private access, potable and non-potable water, flood issues, biological issues, illegal grading and fill, public outreach and land use compatibility.



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

Corona Clay has represented that mining is not currently being conducted on the site, and has not been for many years. However, pursuant to SMARA, surface mining operations did occur post SMARA. Therefore, the mine site must be reclaimed in accordance with SMARA.

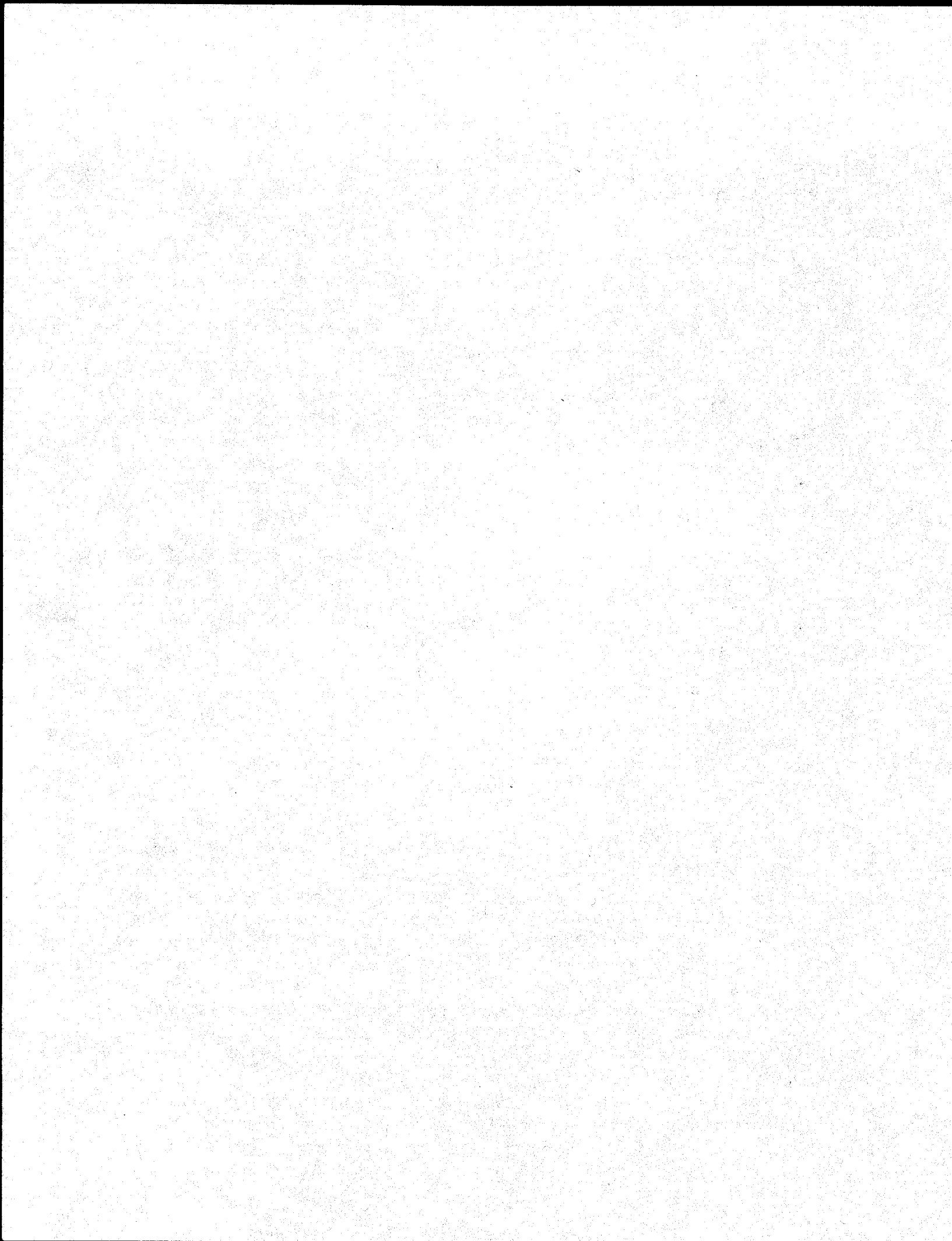
In light of the SMARA violations, on October 3, 2013, the Riverside County Building and Safety Department issued a Notice of Violation ("NOV") to Corona Clay. On December 5, 2013, the Planning Department issued a Notice and Order to Comply ("OTC") to Corona Clay for failure to respond to the October 3, 2013 NOV. On January 15, 2014, pursuant to Ord. No. 555, the Planning Commission heard testimony from the Planning staff and Corona Clay, and then voted unanimously to affirm the OTC. On January 16, 2014, the Planning Department issued a follow-up letter to Corona Clay summarizing the results of the January 15, 2014 Planning Commission hearing, and providing further written notice that continued failure to comply with the December 5, 2013 OTC would result in the Planning Director's issuance of an Administrative Penalty Order, which would impose an administrative penalty of not more than five thousand dollars (\$5,000) per day, assessed from the original date of the Building Director's NOV, as provided for in Ord. No. 555, Section 10c.

On January 26, 2015, the Planning Director issued an Administrative Penalty Order ("APO") in the amount of \$500,000.00 to Corona Clay for failure to comply with the OTC. Since issuing the APO, Staff continued to work with Corona Clay to abate the Ordinance No. 555 violations that led to the OTC and APO. Staff met with Corona Clay and their consultants on numerous occasions to provide input to assist them in moving the mining operations to compliance. The meetings provided clear direction for Corona Clay to follow in pursuing compliance, however, these meetings did not ultimately result in Corona Clay taking significant action towards compliance. It should also be noted that Corona Clay has yet to supply the required financial assurance for reclamation of the mine site. Despite being provided additional time and assistance, including numerous meetings held by Staff with Corona Clay and its consultants, Corona Clay has failed to make meaningful progress in the two years since the issuance of the APO.

On March 9, 2015, the Corona Clay Company submitted a timely Petition for Review of the APO ("Petition"). Pursuant to Section 10d of Ordinance No. 555, the Board of Supervisors may accept or deny review of the Petition. Acceptance requires that the Board set a hearing to review the record before the Planning Director and any other relevant evidence it deems necessary to effectuate Ordinance No. 555. At the conclusion of the hearing the Board may affirm, modify, or set aside, in whole or in part, the APO. Corona Clay may seek review of the Board's decision by filing a Writ of Mandate with the Superior Court. If the Board denies review of the Petition, Corona Clay would be legally required to pay the \$500,000 penalty and could then seek immediate review of the Petition by filing a Writ of Mandate with the Superior Court.

**Impact on Residents and Businesses**

Compliance with the Surface Mining and Reclamation Act, which is the basis for this action, will require that the site be reclaimed to appropriate standards for a beneficial end use. This



**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

requires appropriate site stabilization and erosion control measures be put in place to protect the community from physical and environmental impacts.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

All fees are paid by the applicant. There is no general fund obligation.

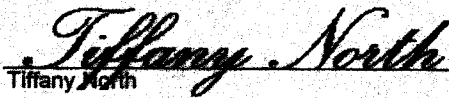
**ATTACHMENTS:**

Notice of Violation dated 10/3/13

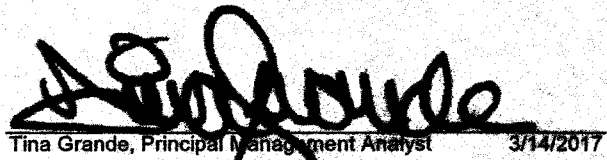
Order to Comply dated 12/5/13

Administrative Penalty Order dated 1/26/15

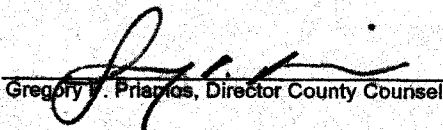
Petition for Review of the Administrative Penalty Order dated 3/9/15

  
Tiffany North

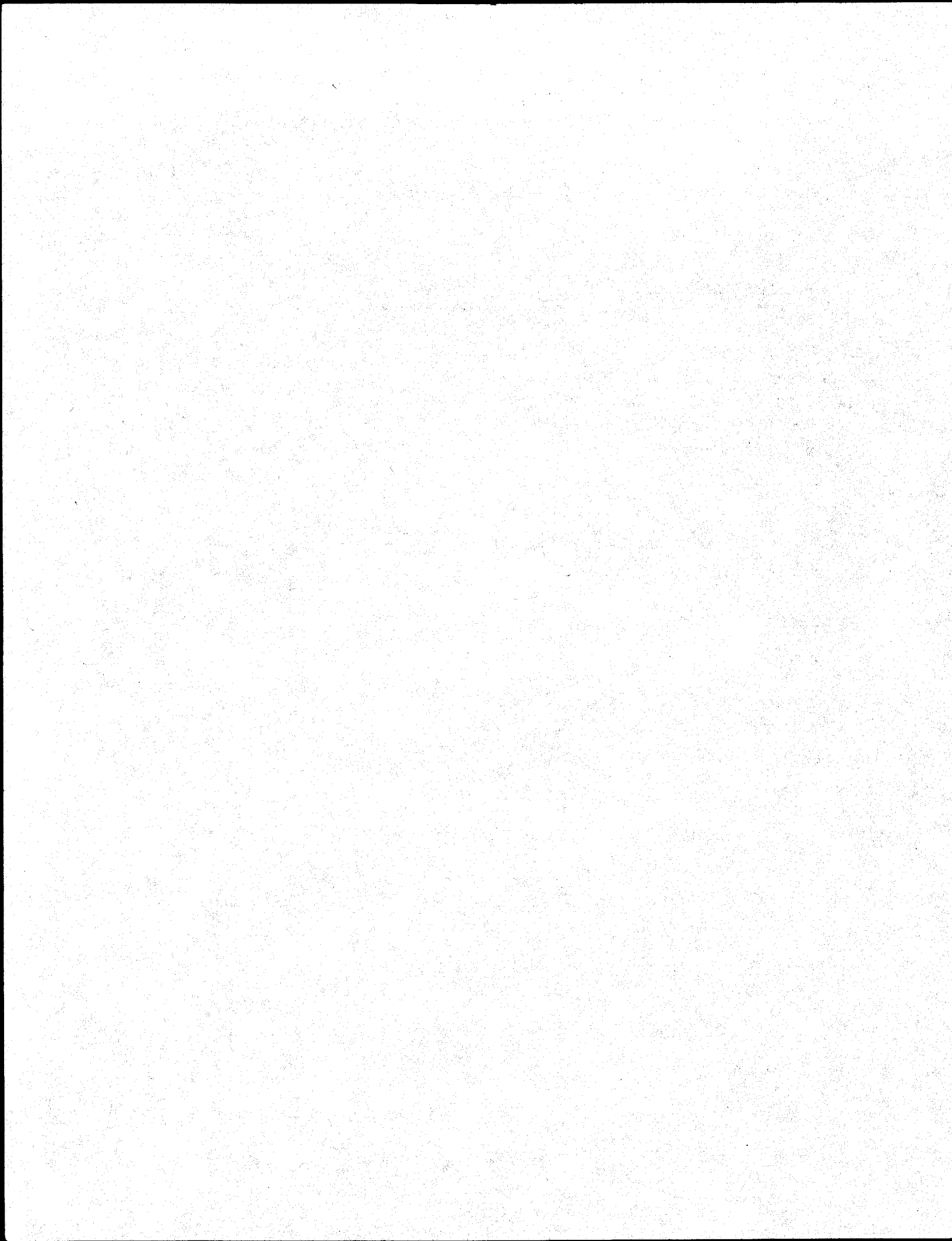
3/9/2017

  
Tina Grande, Principal Management Analyst

3/14/2017

  
Gregory F. Priapicos, Director County Counsel

3/9/2017





**Riverside County Board of Supervisors  
Request to Speak**

Submit request to Clerk of Board (right of podium),  
Speakers are entitled to three (3) minutes, subject  
Board Rules listed on the reverse side of this form.

**SPEAKER'S NAME:** Oregy Delec

**Address:** 9721 Bedford Motaney  
(only if follow-up mail response requested)

**City:** Corona **Zip:** 92883

**Phone #:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **Agenda #** 18.1

**PLEASE STATE YOUR POSITION BELOW:**

**Position on "Regular" (non-appealed) Agenda Item:**

\_\_\_\_\_ **Support**      \_\_\_\_\_ **Oppose**      \_\_\_\_\_ **Neutral**

**Note:** If you are here for an agenda item that is filed  
for "Appeal", please state separately your position on  
the appeal below:

\_\_\_\_\_ **Support**      \_\_\_\_\_ **Oppose**      \_\_\_\_\_ **Neutral**

**I give my 3 minutes to:** \_\_\_\_\_

## **BOARD RULES**

### **Requests to Address Board on "Agenda" Items:**

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

### **Requests to Address Board on items that are "NOT" on the Agenda:**

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

### **Power Point Presentations/Printed Material:**

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

### **Individual Speaker Limits:**

**Individual speakers are limited to a maximum of three (3) minutes.** Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. **Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.**

### **Group/Organized Presentations:**

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

### **Addressing the Board & Acknowledgement by Chairman:**

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.

**Riverside County Board of Supervisors  
Request to Speak**

Submit request to Clerk of Board (right of podium),  
Speakers are entitled to three (3) minutes, subject  
Board Rules listed on the reverse side of this form.

**SPEAKER'S NAME:** Amie Kinne

**Address:** 11775 Dawson Cyn Rd.  
(only if follow-up mail response requested)

**City:** Temescal Valley **Zip:** 92883

**Phone #:** 951-529-8559

**Date:** 6-26-18 **Agenda #** 18.1

**PLEASE STATE YOUR POSITION BELOW:**

**Position on "Regular" (non-appealed) Agenda Item:**

**Support**       **Oppose**       **Neutral**

**Note:** If you are here for an agenda item that is filed  
for "Appeal", please state separately your position on  
the appeal below:

**Support**       **Oppose**       **Neutral**

**I give my 3 minutes to:** \_\_\_\_\_

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**CORONA CLAY COMPANY  
CUP 3265, GPA 1144, CZ 6361, SMP 197R1 & HANS 2276**

**Riverside County Board of Supervisors Meeting - June 26, 2018**

**Technical Reports submitted February 2, 2018**

- SMP 197R1 DAWSON CANYON RECLAMATION PLAN: EXHIBITS A, B, and C June 2016.
- AIR QUALITY AND GREENHOUSE GAS ASSESSMENT, January 2018;
- GENERAL BIOLOGICAL ASSESSMENT REPORT, Updated November 2017
- PHASE 1 CULTURAL RESOURCES ASSESSMENT DAWSON CANYON RECLAMATION PLAN, December 26, 2017
- PALEONTOLOGICAL RESOURCES ASSESSMENT REPORT DAWSON CANYON, December 27, 2017
- SLOPE STABILITY EVALUATION; CHJ Consultants, March 2015
- Two sets of comments from County geologist and responses to comments on Slope Stability Report
- Traffic Data; Lilburn Corporation February 2018
- Drainage Stabilization Plan for Dawson Canyon Creek grading; K & A Engineering December 2017

**EXHIBIT C:  
DAWSON CANYON RECLAMATION PLAN  
SMP 197 R1**

**CORONA CLAY COMPANY  
DAWSON CANYON CLAY FACILITY  
Assessor's Parcel Number 283-190-021**

Prepared for:

Corona Clay Company  
22079 Knabe Road  
Corona, CA 92883

Prepared by:

Lilburn Corporation  
1905 Business Center Drive  
San Bernardino, CA 92881

**June 2016**

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### APPENDICES

Appendix A – *Slope Stability Report* prepared by CHJ Consultants, March 2015  
Appendix A1 – Response to Planning Dept. Comments Letter – CHJ Consultants, April 2016  
Appendix B – *Initial Drainage Study* prepared by K&A Engineering, March 2015  
Appendix C – *Habitat Assessment* prepared by Hernandez Environmental Services, March 2015  
Appendix D – *Revegetation Data* prepared by Hernandez Environmental Services, May 2016



## INTRODUCTION

### Project Overview

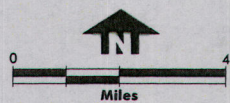
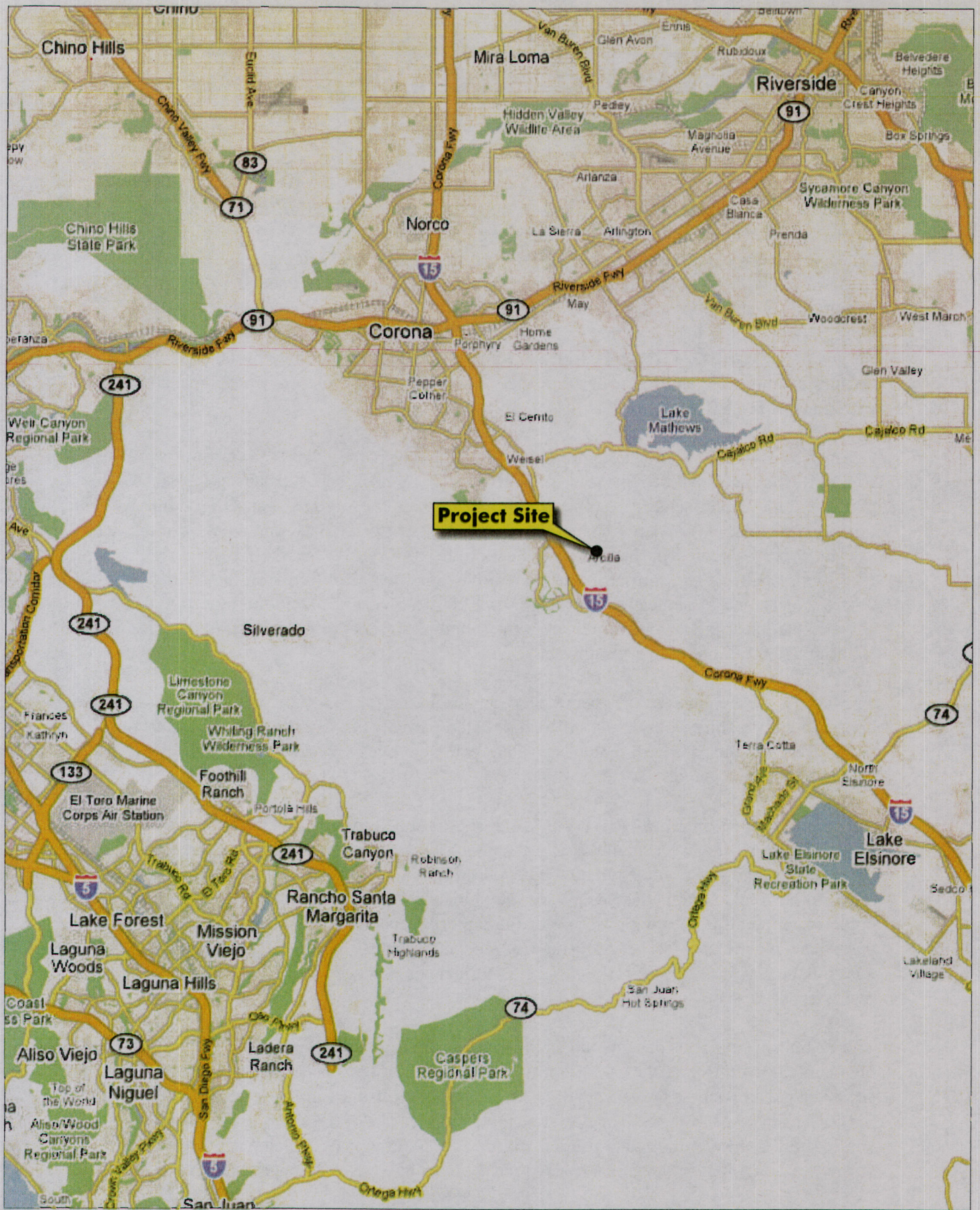
Corona Clay Company (Corona Clay) is submitting this application for a Reclamation Plan (Plan) of a previously excavated hill side slope on its Dawson Canyon Clay Products Facility in order to satisfy the requirements of the California Surface Mining and Reclamation Act (SMARA) and Riverside County Ordinance No. 555 that implements SMARA in Riverside County. This application is defined as Surface Mining Permit 197 Revision 1 (SMP 197R1). Corona Clay will not conduct any further excavation on-site except for the planned reduction on the over-steepened slope described in this Plan. No further surface mining is contemplated and no further mining is entitled under this application. **This SMP includes only site reclamation pursuant to SMARA.**

The project site consists of an approximately 20.26-acre parcel located five miles southeast of El Cerrito in the Gavilan Hills east of Interstate 15 (I-15). The surrounding area includes a concrete pipe manufacturing facility to the west, the El Sobrante Landfill  $\frac{3}{4}$  miles to the northeast, several clay and aggregate pits in various stages of activity, and a composting facility. The property is located in the NE  $\frac{1}{4}$  of Section 35, T4S, R6W, SBBM (see Figures 1 and 2). Elevations onsite range from near 980 feet above mean sea level (amsl) in the southwest corner where the site access is located, to a height of 1,200 feet amsl in the northern portion of the site. Most of the plant site is generally level in the 990 to 1,000 feet msl elevation range with a grade for drainage from the north to southwest.

The site is accessed east off Temescal Canyon Road to Park Canyon Road and east for approximately  $\frac{3}{4}$ -mile. Clay Canyon Road, a gated partially paved private road, winds along the site's western and northern boundary. The entrance/access road is a 26-foot wide graded roadway, which is gated.

The site is located on APN 283-190-021 and is surrounded by four additional parcels owned by Corona Clay to the west, south, and east which consist of several motorcycle testing track facilities, storage yards, and a remote-controlled model airplane field. The surrounding parcels as well as the Reclamation Plan parcel are the subject of a Conditional Use Permit 3265 (CUP) application to entitle the continued use of the imported clay materials processing facility, storage yards, the motorcycle test tracks, and the model airplane field (see Figure 3). Note that no additional excavations will occur on the site besides the planned sloping to alleviate the existing over-steepened slope.

The Reclamation Plan is designed to stabilize, control erosion, and revegetate the over-steepened one-acre slope on the northeast portion of the site, to construct necessary drainage controls on-site to avoid impacting the surrounding area, and to meet the County's mining ordinance and SMARA. The end use of the parcel will be the continued use of the site as a clay products facility entitled under a CUP, not natural open space. The slope will be reclaimed by reducing it to a stable 1.5 horizontal to 1 vertical (1.5H:1V) slope and hydroseeding with a native seed mix to



## Regional Location

Dawson Canyon Reclamation Plan  
 Corona Clay Company  
 Corona, California

Figure 1



**Project Site**



LILBURN CORPORATION

**Vicinity Location**  
Dawson Canyon Reclamation Plan  
Corona Clay Company  
Corona, California

**Figure 2**

# LEGEND

- Reclamation Plan Parcel
- Existing Parcel Line
- Existing General Plan Boundary



# SURROUNDING LAND USE

Dawson Canyon Reclamation Plan  
 Corona Clay Company  
 Corona, California

FIGURE 3

limit future erosion of the hillside and to be consistent with the end use. No further mining excavations will be conducted on-site under the Reclamation Plan or under the CUP.

The site is mostly disturbed except for approximately 4 acres on the north slopes consisting of coastal sage scrub. The developed areas consist of an active imported clay and waste clay tile and brick blending/recycling facility with stockpiled waste tiles and bricks and blended clay mix products, a crushing/screening plant, equipment storage, office trailers, caretaker's home, and ancillary uses. Equipment storage and waste tile and brick stockpiles are also located on approximately 7.2 acres on the west side of Clay Canyon Road. The broken clay tiles and brick are transferred to the main plant via a conveyor under this road. The clay processing facilities and ancillary uses will continue operations subject to the CUP (see Figure 4).

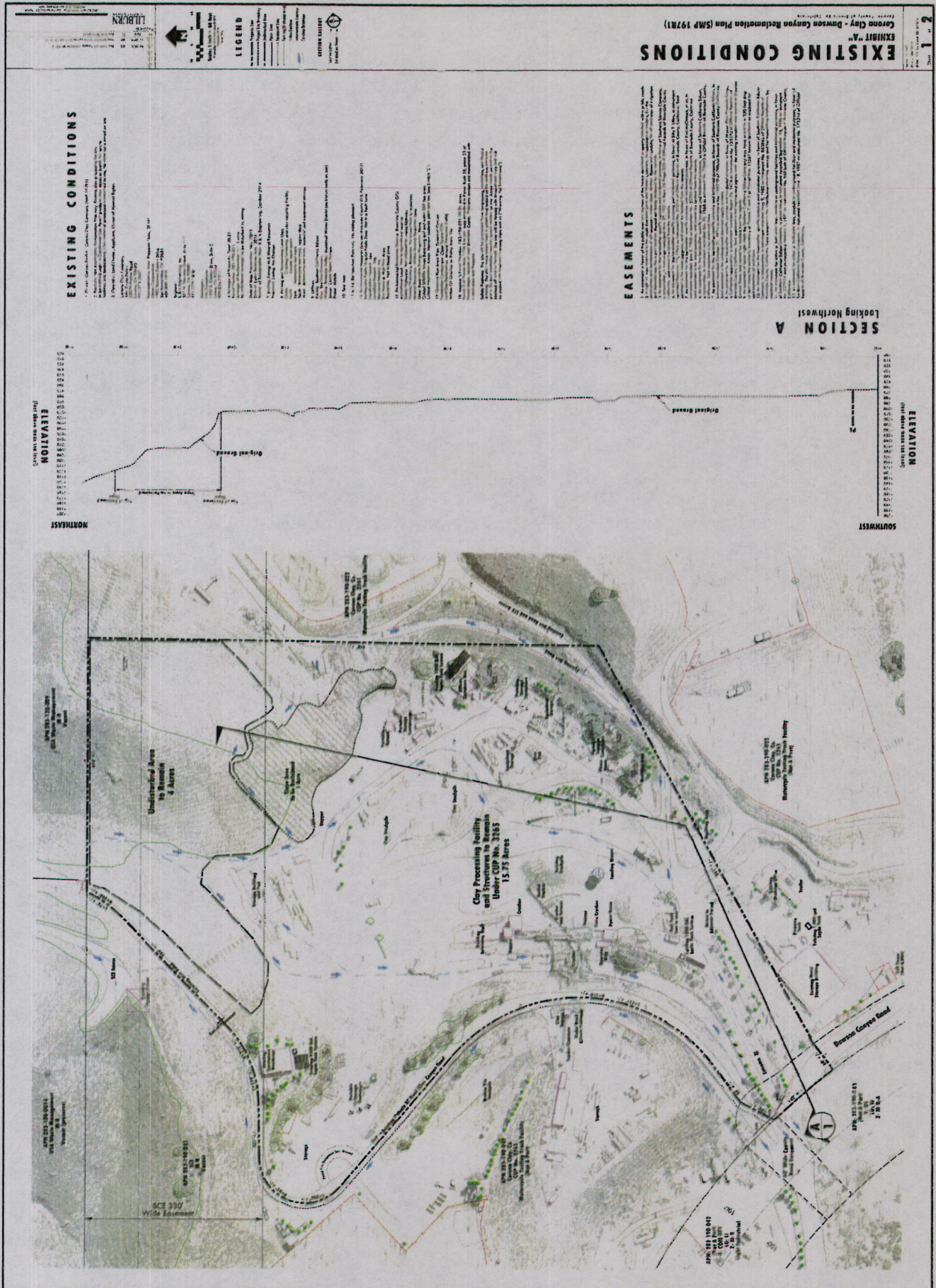
Ongoing clay processing operations to be entitled under the CUP include the following activities. Approximately 20,000 tons of waste clay tile are imported onsite annually, then crushed and screened to produce specialty clay products for off-site sale. This amount varies with demand. The crushed and blended clay products stockpiled on-site are loaded onto 10- to 25-ton haul trucks by a loader and shipped to customers. Approximately 5 to a maximum of 20 trucks are expected per day depending on production and demand. All clay material used for the processing plant will be imported onto the site. There will be no mining of onsite clay or other materials on the subject site.

The one-acre area slope is near vertical at the toe and is approximately 40 to 70 feet high with varying heights and slope angles. The planned reclamation will consist of a single phase to cut the slope to 1.5H:1V and revegetate. This slope was previously excavated over the past decades to recent times to provide material to repair roads and embankments due mainly to flooding in the surrounding area. At one time, the material on-site was planned to be used as an additive to the clay products. The on-site material was tested for use as a component of the various clay mix products produced on-site and was determined to not be usable; therefore a mining permit was not finalized.

Final reclamation will commence upon approval of the Reclamation Plan by Riverside County and any other required permits and posting of a reclamation financial assurance mechanism within a period of approximately 12 months. The proposed post-mining or future land use will be commercial/industrial consistent (not natural open space) with the continuing clay processing facility, which will operate under a CUP when approved by the County.

### **Project Objectives**

Corona Clay proposes to reclaim a previously excavated one-acre slope located in the northeast portion of the property. Corona Clay will continue recycling waste clay tile imported on-site and blending crushed tile/brick to produce specialty clay and soil products; however these activities are not a part of the subject reclamation and will be permitted separately under a CUP as a manufacturing site. The area subject to this Reclamation Plan will be reclaimed as a commercial/industrial land use, consistent with the adjacent clay processing facilities.



**EXISTING CONDITIONS**

- 1. Project: Dawson Canyon Reclamation Plan (SMP 19781)
- 2. Project Location: Dawson Canyon, California
- 3. Project Description: This plan shows the existing conditions of the Dawson Canyon Reclamation Plan. The plan includes the Dawson Canyon Road, the Dawson Canyon Road Right-of-Way, and the Dawson Canyon Road Easement. The plan also shows the Dawson Canyon Road Bridge, the Dawson Canyon Road Culvert, and the Dawson Canyon Road Drainage System. The plan also shows the Dawson Canyon Road Utility Lines, the Dawson Canyon Road Stormwater Management System, and the Dawson Canyon Road Flood Control System. The plan also shows the Dawson Canyon Road Land Use Designation, the Dawson Canyon Road Zoning Ordinance, and the Dawson Canyon Road Environmental Impact Statement. The plan also shows the Dawson Canyon Road Historical Resources, the Dawson Canyon Road Cultural Resources, and the Dawson Canyon Road Archaeological Resources. The plan also shows the Dawson Canyon Road Biological Resources, the Dawson Canyon Road Geological Resources, and the Dawson Canyon Road Paleontological Resources. The plan also shows the Dawson Canyon Road Socioeconomics, the Dawson Canyon Road Visual Resources, and the Dawson Canyon Road Air Quality Resources. The plan also shows the Dawson Canyon Road Noise Resources, the Dawson Canyon Road Energy Resources, and the Dawson Canyon Road Cumulative Impacts. The plan also shows the Dawson Canyon Road Other Resources, the Dawson Canyon Road Unresolved Issues, and the Dawson Canyon Road Other Information.
- 4. Project Owner: Dawson Canyon Reclamation Plan
- 5. Project Manager: Dawson Canyon Reclamation Plan
- 6. Project Date: Dawson Canyon Reclamation Plan
- 7. Project Scale: Dawson Canyon Reclamation Plan
- 8. Project Status: Dawson Canyon Reclamation Plan
- 9. Project Notes: Dawson Canyon Reclamation Plan
- 10. Project References: Dawson Canyon Reclamation Plan

**EASEMENTS**

- 1. Dawson Canyon Road Easement
- 2. Dawson Canyon Road Right-of-Way
- 3. Dawson Canyon Road Bridge Easement
- 4. Dawson Canyon Road Culvert Easement
- 5. Dawson Canyon Road Drainage System Easement
- 6. Dawson Canyon Road Utility Lines Easement
- 7. Dawson Canyon Road Stormwater Management System Easement
- 8. Dawson Canyon Road Flood Control System Easement
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- 17. Dawson Canyon Road Paleontological Resources Easement
- 18. Dawson Canyon Road Socioeconomics Easement
- 19. Dawson Canyon Road Visual Resources Easement
- 20. Dawson Canyon Road Air Quality Resources Easement
- 21. Dawson Canyon Road Noise Resources Easement
- 22. Dawson Canyon Road Energy Resources Easement
- 23. Dawson Canyon Road Cumulative Impacts Easement
- 24. Dawson Canyon Road Other Resources Easement
- 25. Dawson Canyon Road Unresolved Issues Easement
- 26. Dawson Canyon Road Other Information Easement

**SECTION A**

Looking Northwest

Original Ground

ELEVATION

100 105 110 115 120 125 130 135 140 145 150 155 160 165 170 175 180 185 190 195 200 205 210 215 220 225 230 235 240 245 250 255 260 265 270 275 280 285 290 295 300 305 310 315 320 325 330 335 340 345 350 355 360 365 370 375 380 385 390 395 400 405 410 415 420 425 430 435 440 445 450 455 460 465 470 475 480 485 490 495 500 505 510 515 520 525 530 535 540 545 550 555 560 565 570 575 580 585 590 595 600 605 610 615 620 625 630 635 640 645 650 655 660 665 670 675 680 685 690 695 700 705 710 715 720 725 730 735 740 745 750 755 760 765 770 775 780 785 790 795 800 805 810 815 820 825 830 835 840 845 850 855 860 865 870 875 880 885 890 895 900 905 910 915 920 925 930 935 940 945 950 955 960 965 970 975 980 985 990 995 1000

1 2

EXISTING CONDITIONS  
EXHIBIT "A"  
Dawson Canyon Reclamation Plan (SMP 19781)

Dawson Canyon Reclamation Plan  
Corona Clay Company  
Corona, California

FIGURE 4

The following objectives have been incorporated into the Reclamation Plan application:

- 1) To reclaim the previously excavated areas on the project site in accordance with the County's Ordinance No. 555 and SMARA;
- 2) To construct drainage controls to manage drainage on the slope, on-site drainage, and surrounding drainage that enters and exits the site;
- 3) To reclaim the site as a commercial/industrial land use consistent with County land use approval under a CUP for the continued end use as a clay processing facility to produce clay mix products; and
- 4) To reclaim and maintain the slope as necessary to eliminate future hazards to public health and safety.

**Project Information**

**Land Owner; Operator, and Applicant:**

Corona Clay Company  
Attn: Craig Deleo  
22079 Knabe Road  
Corona, CA 92883  
951-277-2667

**Representative:**

Lilburn Corporation  
Martin Derus  
1905 Business Center Drive  
San Bernardino, CA 92881  
909-890-1818

**General Plan Designation:** Open Space – Mineral Resources (OS-MR)

**Zoning:** Mineral Resources (M-R)

**Estimated Operating Life:** No surface mining is planned.

**Estimated Reclamation Completion:** Tentative - December 31, 2018

**Reclaimed End Use:** Industrial/commercial use entitled under a CUP

## A. SITE AND AREA CHARACTERISTICS

### 1.0 ACCESS

Access to the site is off of I-15 at Temescal Canyon Road, traveling east and north on Temescal Canyon Road, then east on Dawson Canyon Road, which also leads to the El Sobrante Landfill. Before crossing the bridge over Temescal Wash, a right turn is made on Park Canyon Road and then the site is approximately  $\frac{3}{4}$  miles. Park Canyon Road is a private road entirely on Corona Clay property that is used by residences in Dawson Canyon and Spanish Hills and the public. No new roads are required for the site reclamation which will be conducted entirely on-site. A gate at the main entrance point controls access to the site on this private road. The access road is a 26-foot wide graded dirt roadway graveled where necessary to control erosion and water sprayed as needed to control dust.

### 2.0 UTILITIES

**Water Supply** – Water will be used onsite for dust control during reclamation activities. Fresh water is purchased from the Temescal Valley Water District and provided to the site via an existing metered pipeline. Usage is metered. Bottled water is provided for on-site employees.

**Sewage Disposal** – The site has three sanitary septic tank and leach field systems on-site. These systems will not be affected by the proposed Reclamation Plan.

**Power Supply** – Power is supplied by Southern California Edison. No electrical power is needed for reclamation.

### 3.0 LAND USE AND ZONING

**Size** - The total acreage of the project site to be permitted is 20.26 acres +/- . The site consists of Parcel Number 283-190-021.

**Existing Land Use Onsite** - The site consists of approximately 4 acres of undisturbed hill side, one (1) acre of excavated slopes, and approximately 15.75 acres of an active clay tile/brick blending facility. The plant site includes stockpiled waste tiles/bricks, clay mix products, a crushing/screening plant, and ancillary uses (refer to Figure 3). Equipment is stored and waste tile/brick is also stockpiled on approximately 7.2 acres on the west side of Clay Canyon Road (private), crushed and transferred to the main plant via a conveyor under this road. This area is not part of the Reclamation Plan parcel; this area will be entitled as part of the CUP as a manufacturing use. The active plant area is generally level in the 990 to 1,000 feet msl elevation range with a grade for drainage from the north to southwest. Slopes exist to the northwest and north. There are numerous ancillary uses onsite including a caretaker's residence that will remain as part of the clay facility to be entitled under the CUP. These include equipment parking/storage areas, septic systems, desilting areas, and storage and office trailers or buildings.



**Adjacent Land Uses** - The site is bordered on the west, south, and east by four parcels owned by Corona Clay. These parcels consist of six motorcycle test track facilities, a model airplane field, roads, and vacant land. Immediately south of and sharing the Dawson Canyon Facility entrance road is an existing equipment repair facility on land owned by Corona Clay that will be used by the motorcycle companies for repair and storage. Areas north and northwest are vacant hills owned by Waste Management and these parcels are part of a habitat preserve according to signs at their project boundary. SCE owns and/or leases a 330-foot wide easement located west to east over the northern boundary of the site. Electrical transmission towers are located off-site to the northwest and northeast with associated access roads on-site maintained and used by SCE. The nearest residences are isolated homes located about one mile to the east in Dawson Canyon.

**General Plan Designation** - The parcel has a General Plan Foundation of Open Space and land use designation Mineral Resources (OS-MIN). No changes are proposed with the Reclamation Plan.

**Zoning** - The site is zoned M-R; Mineral Resources and is within the Temescal Canyon Area Plan. This Reclamation Plan does not propose any change to the site zoning; however, the CUP will include a zone change to Controlled Development (W-2) to allow the continued use of the clay processing facility as an industrial/manufacturing use. The W-2 Zone allows for mining and reclamation with approval of a Surface Mining Permit.

#### 4.0 VISIBILITY

The project site is located in the Gavilan Hills approximately one mile east of I-15 in an area that includes a large concrete pipe manufacturing facility to the west, the El Sobrante Landfill 0.65 miles to the north and northeast, several clay and aggregate pits, numerous motorcycle test tracks, and a composting facility. The site is not readily visible from I-15 and the proposed Plan will reclaim the existing disturbed slope. No impact of visual resources is expected.

#### 5.0 GEOLOGY

For a detailed review of the geologic setting and faulting, please review the *Slope Stability Evaluation* prepared by CHJ Consultants (March 2015) in Appendix A.

**Geology** - The site is located in the Perris block, a relatively stable, rectangular shaped area located between the Elsinore and San Jacinto fault zones in the northern Peninsular Ranges Province. The site is situated partly within the western foothills of the Gavilan Plateau and the Elsinore-Temecula Trough. The Gavilan Plateau is composed of a core of igneous and metamorphic rocks. The Elsinore-Temecula Trough was created by oblique movement along the Elsinore Fault Zone resulting in a down-dropped basin filled with alluvial sediments.

The elevated portions of the project site are underlain by low-grade metamorphic rocks that are siliceous and highly variable in composition. The primary rock type is metaquartzite. These rocks are gray, fine to medium grained, hard and massive. The low lying, southwestern portion of the site lies within Temescal Wash and Dawson Canyon. These areas are underlain by

unconsolidated, young alluvial channel deposits composed primarily of fine grained sand and silt, with thicknesses ranging from a few feet to more than 100 feet in Temescal Wash.

Fill materials exist on the site. These materials vary in composition and depth and are considered to be non-engineered fills previously placed during past on-site activities. The fill thickness varies from a few feet to more than 50 feet.

**Proximity to Faults** - The site is not located within an Alquist-Priolo Earthquake Fault Zone as designated by the State of California. The closest known faults are the Glen Ivy North and South segments of the Elsinore fault zone located about 1.5 miles southwest of the site.

CHJ did not identify any local active faults within the site area during their review of published and unpublished literature and maps, stereoscopic aerial photographs or field mapping. Accordingly, ground fault rupture in the slope area is not anticipated.

**Slope Stability** - The final reclaimed slope is designed at 1.5H: 1V in order to maintain a stable condition, minimize surface disturbance, and meet SMARA and County requirements. Refer to Section B.7 below for more details and Appendix A for the complete *Slope Stability Report* prepared by CHJ Geotechnical (March 2015).

**Geologic Hazards** - The site is not located in an Alquist-Priolo Zone, landslide, blowsand, or inundation hazard zones. CHJ observed no seepage, springs, phreatophytes or other evidence for a groundwater table on or near the site during geologic mapping. The site is not located within an area of mapped liquefaction susceptibility per the Riverside County Liquefaction Hazard Zone Maps. The area of Temescal Creek and Dawson Canyon are included within areas of "low" liquefaction susceptibility according to the Riverside County General Plan (as updated 12/15/2015).

Bedrock underlies the proposed reclaimed slope and is not susceptible to liquefaction. Based on the presence of non-liquefiable bedrock, the potential for liquefaction and other shallow groundwater-related hazards at the site is considered to be very low.

## 6.0 HYDROLOGY

For a detailed review of the hydrologic setting, please review the *Drainage Study* prepared by K & A Engineering (March 2015) in Appendix B.

**Surface Drainage** - Rainfall in the area averages about 12 inches annually. To the south of the project site, Dawson Canyon Creek runs east to west and drains into the Temescal Canyon Wash. There are no blue-line streams or intermittent streams onsite. The northern portion of the site is a series of hills and ridges with natural drainage channels that may carry runoff during high precipitation events. The on-site drainage flows south and southwest into two existing basins that collect sediment located along the southern boundary of the site and to the southwest in a drainage channel along the south side of the access road. The two basins are connected with an underground existing 48-inch storm drain under an existing road. The more southwestern basin

drains via an underground 48-inch storm drain southwest under Park Canyon Road into the floodplain of Temescal Wash. It is unknown when this storm drain was constructed.

Precipitation falling directly on the site and runoff from the slopes to the north of the site will be detained onsite by concrete down drains and draw ditch along the rim of the reclaimed slope; grading for positive drainage through the site to the two existing sediment or desilting basins; enhancing and maintaining the two sediment or desilting basins; and constructing a new desilting basin just south of the site entrance areas to eliminate off-site sediment flow; and draining "clean" water into a storm drain outlet under Park Canyon Road in the Temescal Wash floodplain as currently occurs. Details of these improvements are discussed in Section B.6 below.

**Groundwater** - The low lying portions of the site are located within the Upper Santa Ana Valley Groundwater Basin, Temescal Subbasin. Groundwater flows toward the center of the sub basin and then northwest toward the Santa Ana River. Limited water level data are available for the area surrounding the site. Depths to static groundwater are relatively shallow, ranging from less than 10 feet to about 30 feet, however, are highly variable and fluctuate with seasonal precipitation. CHJ observed no seepage, springs, phreatophytes or other evidence for a groundwater table on or near the site during geologic mapping. Groundwater is not expected to exist in the upland portions of the site since these areas are underlain by the metamorphic bedrock. Groundwater is not expected to occur in the areas proposed for reclamation.

## 7.0 SOILS

The southwestern portion of the site is composed of Cortina gravelly coarse sandy loam (Soil Survey – Western Riverside Area, U.S. Dept. of Agriculture 1971). These soils are excessively drained in valley fills. The northwestern areas of the site are composed of Lodo rocky loam described as excessively drained upland soils with a surface layer of brown gravelly loam to about 8 inches thick.

The Natural Resources Conservation Services Web Soils Survey (February 2016) provides a more detailed analysis and identifies six soil types within the project site as described below in Table 1.

Based on Riverside County Flood Control & Water Conservation District *Hydrology Manual*, K & A Engineering determined that the majority of the site is defined as Group D soils group (see *Drainage Study* in Appendix B). Group D is defined as:

*High runoff potential. Soils having very slow infiltration rates when thoroughly wetted and consisting chiefly of clay soils with a high swelling potential, soils with a permanent high water table, soils with a claypan or clay layer at or near the surface, and shallow soils over nearly impervious material. These soils have a very slow rate of water transmission rate.*

**Table 1  
Onsite Soil Units**

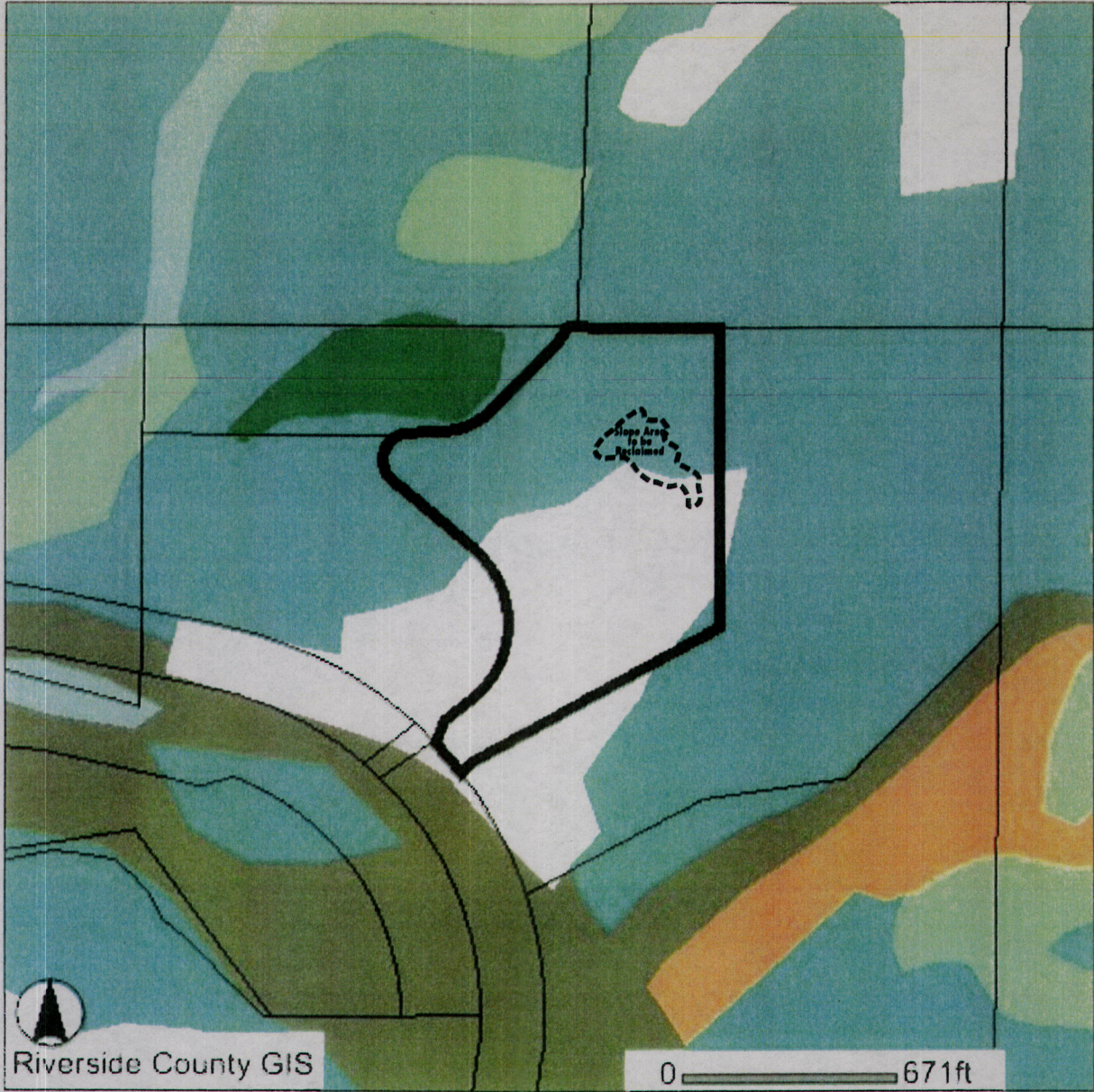
| Hydric Rating by Map Unit— Summary by Map Unit — Western Riverside Area, California (CA679) |   |        |              |                |
|---|---|--------|--------------|----------------|
| Map unit symbol   | Map unit name   | Rating | Acres in AOI | Percent of AOI |
| CiC   | Cortina gravelly loamy sand, 2 to 8 percent slopes        | 10     | 1.4          | 1.1%           |
| CmC   | Cortina cobbly loamy sand, 2 to 8 percent slopes          | 10     | 16.0         | 12.3%          |
| CnC   | Cortina gravelly coarse sandy loam, 2 to 8 percent slopes | 0      | 29.6         | 22.7%          |
| LpF2  | Lodo rocky loam, 25 to 50 percent slopes, eroded          | 0      | 66.0         | 50.6%          |
| RaC3  | Ramona sandy loam, 5 to 8 percent slopes, severely eroded | 0      | 5.1          | 3.9%           |
| RuF   | Rough broken land   | 0      | 12.4         | 9.5%           |
| <b>Totals for Area of Interest</b>  |   |        | <b>130.4</b> | <b>100.0%</b>  |

K & A Engineering determined the soil-erodibility as 0.4 within their *Drainage Study* in Appendix B. The soil - erodibility factor (K) represents: (1) the susceptibility of soil or surface material to erosion, (2) the transportability of the sediment, and (3) the amount and rate of runoff given a particular rainfall input, as measured under a standard condition. Fine - textured soils that are high in clay have low K values (about 0.05 to 0.15) because the particles are resistant to detachment. Coarse - textured soils, such as sandy soils, also have low K values (about 0.05 to 0.2) because of high infiltration resulting in low runoff, although these particles are easily detached. Medium - textured soils, such as a silt loam, have moderate K values (about 0.25 to 0.45) because they are moderately susceptible to particle detachment and they produce runoff at moderate rates. Soils having a high silt content are especially susceptible to erosion and have high K values, which can exceed 0.45 and can be as large as 0.65 (Source: [http://www.waterboards.ca.gov/water\\_issues/programs/stormwater/construction.shtml](http://www.waterboards.ca.gov/water_issues/programs/stormwater/construction.shtml).)

## 8.0 VEGETATION

Vegetation and wildlife descriptions are summarized from a biological survey conducted by Hernandez Environmental Services in March 2015 (refer to Appendix C), the County's GIS and the western Riverside County Multi-Species Habitat Conservation Plan (MSHCP), which began implementation on June 23, 2004. The undisturbed northern areas of the site consist of approximately 4 acres of Riversidian or coastal sage scrub while the south 16 acres of the site are entirely disturbed with the existing facility (see Figure 5 for County GIS Vegetation Map and Figure 5A for the specific slope habitat as observed in the field by Hernandez Environmental).

# Corona Clay Vegetation



**Selected parcel(s):**  
283-190-021

## VEGETATION

- |                        |                         |                          |                                    |
|------------------------|-------------------------|--------------------------|------------------------------------|
| SELECTED PARCEL        | PARCELS                 | CHAPARRAL                | COASTAL SCRUB                      |
| MULE FAT SCRUB         | NON-NATIVE GRASSLAND    | RESIDENTIAL/URBAN/EXOTIC | RIVERSIDEAN ALLUVIA FAN SAGE SCRUB |
| RIVERSIDEAN SAGE SCRUB | Reclamation Plan Parcel |                          |                                    |

**IMPORTANT:**

This information is made available through the Riverside County Geographic Information System. The information is for reference purposes only. It is intended to be used as base level information only and is not intended to replace any recorded documents or other public records. Contact appropriate County Department or Agency if necessary. Reference to recorded documents and public records may be necessary and is advisable.

## Vegetation Map

**Dawson Canyon Reclamation Plan**  
Corona Clay Company  
Corona, California



**Legend**

- Disturbed *Encelia farinosa* CSS
- Disturbed Non-native Vegetation Dominant
- Developed Areas
- Hernandez Environmental Services

**Figure 5A Habitat Map**  
 Corona Clay Habitat Assessment  
 Corona clay  
 County of Riverside, CA

## Site Vegetation

The one-acre slope and surrounding area contained three habitat types in the study area: disturbed brittlebush (*Encelia farinose*) dominant coastal sage scrub, disturbed non-native vegetation dominant habitat, and areas that have been developed. The disturbed coastal sage scrub habitat is dominated by brittlebush. This plant is associated with coastal sage scrub. This habitat type showed signs of disturbance and also had a high percentage of non-native plant species. Other dominant plant species found in this habitat type are California buckwheat (*Eriogonum fasciculatum*), California poppy (*Eschscholzia californica*), sweetbush (*Bebbia juncea*), spurge (*Chamaesyce* sp.), common sandaster (*Corethrogyne filaginifolia* var. *filaginifolia*) crypantha (*Crypantha* sp.), California dodder (*Cuscuta californica*), clustered tarweed (*Deinandra fasciculata*), deerweed (*Acmispon glaber*) common fiddleneck (*Amsinckia menziesii*), and White sage (*Salvia apiana*).

This habitat type also contained a high percentage of non-native or invasive plants such as Russian thistle (*Salsola tragus*), slim oats (*Avena barbata*), black mustard (*Brassica nigra*), common mustard (*Brassica rapa*), riggut brome (*Bromus diandrus*), foxtail chess (*Bromus madritensis*), Downy chess (*Bromus tectorum*), tacalote (*Centaurea melitensis*), bull thistle (*Cirsium vulgare*), Bermuda grass (*Cynodon dactylon*), filaree (*Erodium* sp.), mustard (*Hirscheldia incana*), foxtail barely (*Hordeum murinum*), cheeseweed (*Malva parviflora*), horehound (*Marrubium vulgare*), and tree tobacco (*Nicotina glauca*).

The disturbed non-native vegetation habitat contained an access road and pad. This area was characterized as a disturbed non-native vegetation dominant habitat. Dominant non-native plant species found in this habitat type are black mustard, mustard, common mustard, Russian thistle, riggut brome, downy chess, tacolote, bull thistle, Bermuda grass, horehound, filaree, cheeseweed, and slim oats. This area did contain a few scattered plants of sweetbush, which is native.

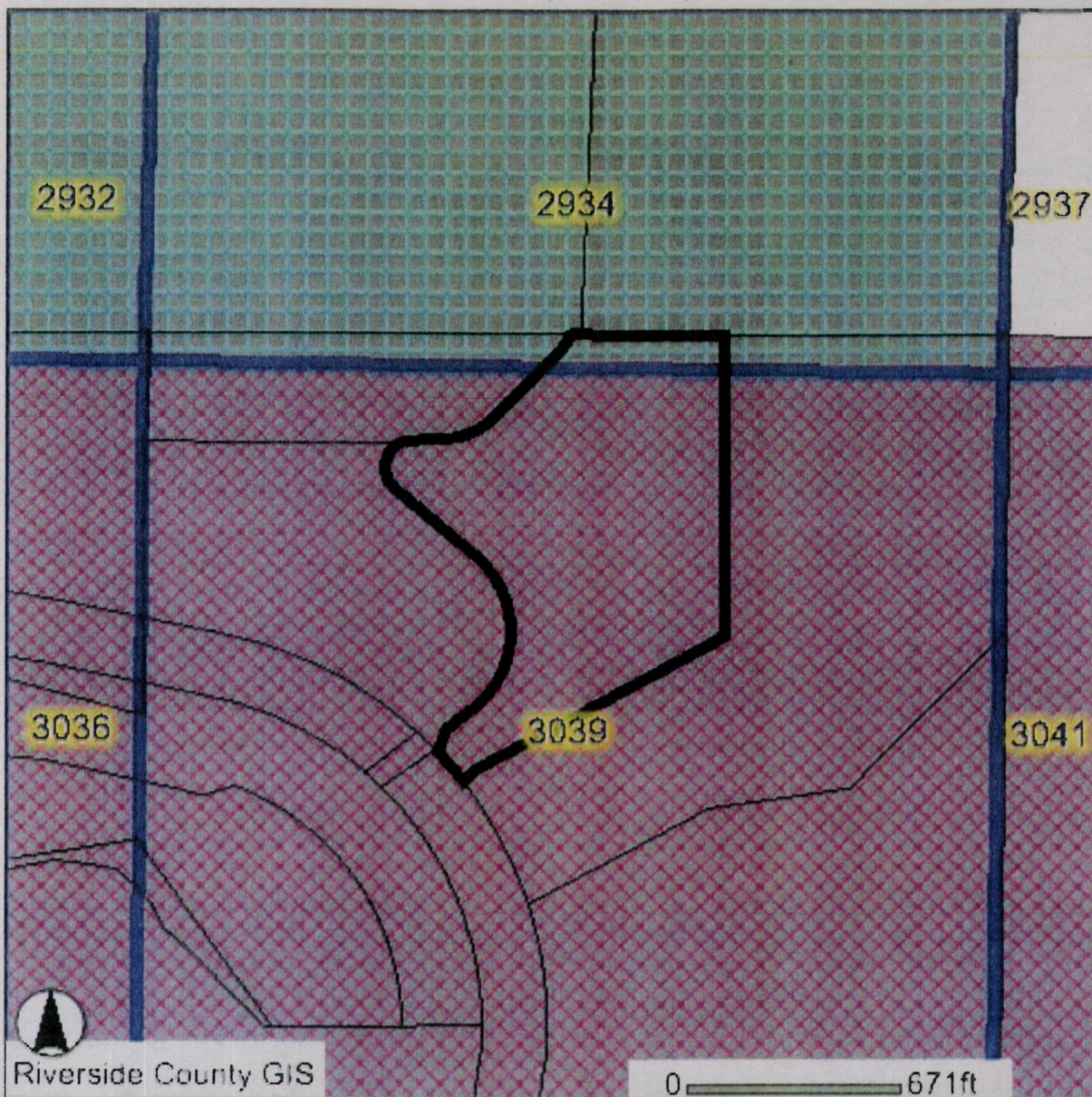
A small portion of the slope area is developed and contains roads, pads, and buildings associated with the clay facility. These areas do not have significant vegetation.

The site is located within the Temescal Canyon Area Plan, Sub Unit 3 – Temescal Wash West of the MSHCP. Most of the site is within Cell 3039, Cell Group F and a small sliver of the north boundary is located within Cell 2934, Cell Group E (see Figure 6 for County GIS MSHCP Map). The following discussion focuses on Cell 3039 as the northern sliver will not be disturbed.

The habitat assessment from the MSHCP indicates that there is no potential habitat for sensitive amphibian or mammalian species. The site could have potential habitat for burrowing owl.

Criteria area plant species with the potential to occur based on the area's location and clay soil include the thread-leaved brodiaea, smooth tarplant, and round-leaved filaree. Narrow endemic plant species with potential to occur include Munz's onion, the many-stemmed dudleya, and Hammitt's clay-cress. If potential habitat for these species is determined to be located on the site, then focused surveys may be required during the appropriate season if the proposed reclamation extends into any undisturbed areas.

Corona Clay Cell Group



Selected parcel(s):  
293-190-021

WRMESHCP CELL/CELL GROUP

- SELECTED PARCEL
- PARCELS
- 36 CRITERIA CELL NUMBER
- CRITERIA CELL
- TEMESCAL CANY
- E
- F
- Reclamation Plan Parcel

**\*IMPORTANT\***

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**WRMESHCP Cell Groups**

Dawson Canyon Reclamation Plan  
Corona Clay Company  
Corona, California