



# EZOP Planning Checklist INTERIM MANAGEMENT PLAN *Information Sheet*

## GENERAL INFORMATION

The Director of Land Use Services may approve an Interim Management Plan (IMP) for an existing approved surface mining operation. This application and supporting materials are required to document compliance and measures that will secure and maintain the mine site during idle periods, provided the operator intends to resume mining in the near future. After review and all the information submitted is complete, the application and supporting materials will be forwarded to the Department of Conservation, Division of Mine Reclamation (DMR) for review and comments as provided for in Public Resources Code Section 2772.1 subdivision (a). In accordance with Public Resources Code Section 2770 subdivision (h)(6), an operation that does not have an approved IMP within one year after becoming idle, the mining operation may be "considered abandoned" and the County will require that the mine operator commence and complete reclamation in accordance with the approved reclamation plan.

"Idle" means to curtail surface mining operations for a period of one year or more by more than 90 percent of the operation's previous maximum annual mineral production within the prior five years, with the intent to resume surface mining operations at a future date (ref. Public Resources Code Section 2727.1). Many activities that do not result in "produced minerals" (ref. California Code of Regulations Section 3695) in any given year is within the definition of "idle", including, for example, moving stockpiles.

"Interim management plan" is the plan which the operator of an idle mine shall submit and gain approval for, in order to assure that the mine site shall be maintained in compliance with the approved reclamation plan, conditional use permit and applicable conditions of approval, until surface mining operations resume or the mine site is fully reclaimed in accordance with the approved reclamation plan.

An operator's notice to resume mining operations may be dismissed by the Director if it is determined that the mineral reserves have been depleted, outstanding fees due are delinquent during prior years of operation, the approved reclamation plan boundary has been exceeded, or for failure to timely file an interim management plan.

If the surface mining operation has been idle for more than one year and neglected to submit an IMP, the operator may submit an IMP application and request a public hearing for purposes of preventing a determination of "abandonment" and undertaking reclamation in accordance with the approved reclamation plan.

## FEES

**Interim Management Plan (Actual Cost):** \$1,864.00 initial deposit

### *Actual Cost Applications*

*The basic review fees for these applications are charged on an "actual cost" basis. Your application money is deposited into an account and the reviewing staff records the time spent processing your application. Your account is then charged for the staff time at rates established by the San Bernardino County Fee Ordinance. You are responsible for all charges made to the account. If account funds are depleted an additional deposit will be required. If an additional deposit is required it must be paid to allow staff to continue processing. Any failure to pay the required deposit will result in suspension and possible termination of the review process. For more information on fees, please contact County Planning.*

You can access the current Fee Schedule at:

<http://www.sbcounty.gov/Uploads/LUS/Bands/Permits/CountyfeeOrdinance.pdf#page=69>



## EZOP Planning Checklist INTERIM MANAGEMENT PLAN *Information Sheet*

### IMP: ADDITIONAL INFORMATION

California's Surface Mining and Reclamation Act of 1975 (SMARA) requires that within 90 days of a surface mining operation becoming idle, the operator shall submit an Interim Management Plan (IMP) to the County for review and approval. The principles of an IMP are as follows:

1. The review and approval of an IMP is not considered a project for purposes of California Environmental Quality Act (CEQA).
2. The approved IMP is considered an amendment to the surface mining operation's approved reclamation plan for purposes of review procedures by the County and the Department of Conservation.
3. The IMP shall provide measures the operator will implement to maintain the site in compliance with SMARA and the County Development Code, including, but not limited to all permit conditions.
4. The IMP may remain in effect for a period not to exceed five years, at which time the County shall do one of the following:
  - a. Upon request, renew the IMP for another period not to exceed five years, if the County finds that the surface mining operator has complied fully with the measures outlined in the approved IMP (SMARA allows up to two renewals).
  - b. Require the surface mining operation to commence reclamation in accordance with its approved reclamation plan.
  - c. Allow the mine to resume production.
5. The financial assurances required by Section 2773.1 shall remain in effect during the period that the surface mining operation is idle.
6. If the surface mining operation is still idle after the expiration of its IMP, the surface mining operation shall commence reclamation in accordance with its approved reclamation plan.

### PROCEDURES

1. Submit EZOP application.
2. Technician will invoice you once it has been determined that all required documents have been submitted.
3. A project planner will review the application submittal and notify you of any corrections and/or additional items needed.
4. If the application is deemed complete, it will be routed for review.
5. Within 60 days of the receipt of the IMP, or a longer period mutually agreed upon by the County and the operator, the County shall review and approve the plan in accordance with its ordinance adopted pursuant to Section 2774, subdivision (a), so long as the plan satisfies the requirements of this subdivision, and so notify the operator in writing of any deficiencies in the plan. The operator shall have 30 days, or a longer period mutually agreed upon by the operator and the County, to submit a revised plan.
6. Project Planner will perform review consolidation.
7. The County shall approve or deny the IMP within 60 days of receipt. If the County denies approval of the IMP, the operator may appeal that action to the governing body, which shall schedule a public hearing within 45 days of the filing of the appeal, or any longer period mutually agreed upon by the operator and the governing body.



## EZOP Planning Checklist INTERIM MANAGEMENT PLAN *Information Sheet*

### SUBMITTAL MATERIALS CHECKLIST

Forms and Guidance Materials can be found at:

<http://cms.sbcounty.gov/lus/Planning/Handouts.aspx>

- 1. Financially Responsible Party Information Form
- 2. Property Owner Certification Form
- 3. Letter of Intent that addresses the following:
  - Description of Surface Mining Activities
  - Erosion Control Plan (if vegetation will not be used to control erosion while the site is idle, provide an alternative method for surface erosion control in the previous section)
  - Dust Control Plan
  - Revegetation Plan
  - Public Safety and Site Security
  - Monitoring and Maintenance Plan
- 4. Site Photos
- 5. A map including:
  - Current topography
  - Permit Reclamation Plan Boundary
  - Areas disturbed by Surface Mining operations
  - Stockpiles of ore, overburden, waste, etc.
  - Office, shop, scale house, and other structures
  - Utilities
  - Site Drainage
  - Erosion Control Structures
- 6. Special Studies, if applicable. For example:
  - Geotechnical Site Analysis
  - Biological Study
  - Traffic Study
  - Air Quality/GHG Analysis
  - Cultural Resources
  - Other Technical Studies