

March 16, 2020

Zoning Administrator's meeting: Scoping Session

Item 2a.

Melinda Moore: I live at 137 Widmar Place in Clayton, CA. My family bought the home originally in 1964. I'm a 56 year resident of Clayton, Ca. I am very familiar with the quarry and its seems my family has been involved in of the quarry meetings over the years and the reclamation of amendments. As once again, we are opposed to the driveway being moved north, its still in this amendment. I am going to go ahead and speak to it however, we've been shown that it may move closer to the barn there on Mitchell Canyon. They did try to put the quarry road in one time in 85 and they had to take the quarry *** road back out because the quarry put it in without permission. So they've been trying to put another road to the quarry for several years now, with or without permission. And I'm opposed to that. I am also opposed to pit mining. I've always been told and people in the original neighborhood that the Kaiser quarry on one side and the Lonestar quarry on the other side were together, going to mine across and completely take down Mt. Zion and eventually it would be gone. Now, it looks like they are leaving the scarred benches on the Zion and they are mining down into the earth. I'm opposed to that and I'm also opposed to a pit being left there that in approximately 100 years storm water may fill the pit. I think it's a hazard. I listen to the helicopters every weekend, pulling and plucking off of Mt. Diablo and I can not fathom how much of a safety hazard a large quarry it would be in our neighborhood. I'm also opposed to the dust, there has been dust forever. Some quarry owners have tried to mitigate the dust better than others. I think Cemex on a regular basis has not been the best neighbor. They recently put in the wheel wash, and I do not believe its mandatory for the trucks. Some of the trucks may use it. I think most do not. They have not been watering the loads out of the quarry. They say that they are good neighbor by sending a street sweeper through the neighborhood that does not usually use water to clean the street, instead takes the dust from the quarry and from Mitchell Canyon Road, takes it down into our neighborhoods and spreads it all over the streets. They also do not water the stock piles as they say they are doing. And the quarry roads, as well. Those are some of the issues that I have with this reclamation plan. I would like to see the back fill in the quarry pit. And it filled and level when they leave. I'd also like the land to be donated to the state park, Mt. Diablo Park. Thank you.

Kelly Burmeister: Hi, I'm Kelly Burmeister, I live at 144 Widmar Place. We are opposed to the additional quarry road. We see no reason to move it. Even a little bit closer to our neighborhood. They have a fine quarry entrance now. It's been there forever. The neighbors knew that it was there when they moved in. And I don't see any reason to bring it closer to our homes. Your not solving any problems. Its basically what we are opposed to. I realize they said they are only going to move it to the barn area now. And that happens to be pretty close to our house. So I really don't think it should be there. And as far as the dust goes, yeah they have a wheel wash. But do the trucks actually use it? I've never seen them wet down their loads. I think they should have to wet down their loads before they come out and keep the dust out of our neighborhoods. That's basically my complaint.

Bill Burmeister: Hi, I'm Bill Burmeister. I live at 144 Widmar Place. As my wife just said, our opposing the road in the past Melinda had mentioned that there was a road that they attempted to move the road. And change the entrance. And that intersected with our street with our court and would and it was a half a house away from Harriman, as well it was removed, actually they put it the road in at one point then they had to remove because it was not permitted. We were under the impression that was the same location, they are telling us its not. I'd like to see a little bit more about that. I still am oppose to the move at this point, I don't see its going to benefit anybody but the person farthest away from the entrance now. And it impacts many on our street. If they were, if they'd like to entertain this, and we could meet with them. They have already offered to do that, that's fine. We will talk to them about that. but there are some other issues that going on that have never been able to address as the dust and the stock pile that they keep encroaching into the agricultural land, the farm house land that we are concerned about. Those keep creeping closer and closer to our house as well. So we'd like that area around the pond and between Harriman and the farm house road somehow designated as a buffer area. Or a safe space between our neighborhoods and the quarry stock piles. Those are the issues that I have. I'd like to see those addressed.

ZA: Mr. Burmeister: you mentioned they were willing to meet with you. Have you exchanged information so that could happen? Or contact?

Bill Burmeister: We have not exchanged information, but we have spoken to.

ZA: I'll make sure they you receive a card or something.

Melinda: They have the reclamation plan on the for the quarry on their webpage, so if you read all the quarry facts and they ask for neighborhood input, when you click the button to give your input, it doesn't work. Thank you.

William Rodriguez: William Rodriguez, 740 Tally Ho Court. I will give you some minutes that we've had, we have had meeting with them a year ago. We've had meetings it our neighbors. Some actually with meeting with their quarry. In regards to some of the concerns that we had. Have had and will continue to have. And some of the concerns we've had all these concerns that are on the documents there. We've had 2 meetings but they decided not to have any more meetings with us. We had people from Widmar Court and surrounding neighbors that live in the area. And this is the quarry's been, I'm the president of the homeowner's association, which is 25 houses that are right adjacent to the quarry. This is a continued agenda item that we have in regards to issues that we have with the quarry, the dust, the track out, locations of their stock piles, typical of mining. The mining operation that we have concern with good practices are if we are the good practices. I've been on line and if you go on good practice mining in regards to their trucks, first thing they do is they show warehouse loading trucks to keep the dust down with a big loader and there is stockpiles that come, its kind of arcade the way they do the mining and loading of the trucks, they have no conveyer. The quarry's now have a conveyers which eliminate a lot of trucks that go up and down from the pit to the stock piles. But mainly our concern are the dust and the blasting that we feel. Especially my house and my two neighboring houses, neighbors. On my phone, if im home, I can tell you my house shakes when they blast. Is it alright if I share you some because I put it down on my phone when I write it down when it happens. November 11, blast 10:30 shook the house and there my nephew was there at the time when it happened. This goes on throughout the blast, 11:04, 11:51, 11:25 11:20, 9:30, so I'm there and I feel these blast and they've put seismic readers on our property and adjoining property. I've never seen any report of those blasts

moderating. The results of those readings. That's mainly the issue that I have. I saw a little bit of the and wondering if they will be blasting deeper, is that going to effect us even more. And I don't know if those questions can be answered.

ZA: no this is not a back and forth dialogue. This is for you to tell me what your concerns are not an opportunity to analyze.

William Rodriquez: the blasting, the track out from the dust. The noise from the quarry and their crusher that runs, the way they have the crusher set up. There is a lot of vibration noise, mainly ambulant noise from them. Those are the main concerns that I have at this time.

Andy **** 719 Tally Ho Court. Just hear to voice some of the same similar concerns also as a parent and a member of the Diablo Downs Homeowners Association. Not only aesthetics, the de-valuing of property that the quarry effects all of our houses. Also the health concerns for children and the environment. We've had to go through the air filtration for not only myself but for other people to deal with the dust that has been drastically effect breathing air in our property. Along with the lack of solar production on our home that have not produced the guaranteed that the company as assured us that when their experts come out to look at the property, that they are directed directly to the dust clouds coming over to the quarry, so those three right there have drastically effect us financially and the health of our kids and members of our HOA community that we are concerned about. Not only apart of from the dirtying up from our cars as they drive down every single day from the washout and the dust from the road, to moving the exit may address some of those. But their current practices right now are what we are most concerned about. We wished that those would be addressed before anything else of further is taken in consideration. Thank you.

Jim Mason: I live at 15 Harriman Court. We are an original property owner from 1965 so I thought for a little historic perspective to talk about what we were assured when we bough the property there and what that was, well there were 2 key items, one eventually when the quarry was finished doing their work that the land was supposedly already deeded to the State Park system. So it would eventually become part of Mt. Diablo State. It was our understanding when we purchased a lot there. And the other piece had to do with a roadway that runs up the spine of Mt. Zion that they would not encroach to the north of that. They've gotten close over the years. Just a key **** on the big recent item, recently added a lot of new lights so we can talk to the quarry about putting them on timers or sensors because they are bright enough we have to put curtains on our house. They are on the far side of the field. To the north of the plant. Anyway, that's the primary issues there that I'd like to make sure that the original things that we signed up for just let us astray at the time for 55 years later still wrestling with this. That's my input.

William Rodriquez: I've lived there 30 years. So I've seen it go from, it's gotten worse in the past 7 years. This is kind of like one more straw, we are good neighbors, they've been good neighbors to us, I can't

complain with that. it's a constant, finally the straw that's broke the camel's back. You just get tired of this continually, we tried to deal with it, them directly.

ZA: can you explain, you said they were good neighbors.....

William Rodriquez: Good neighbors if we have an arena, they come down and water our arena, they've done things like that. Neighborly things. This case is what my nephew Andy had said is that now we have the dust issue with the kids, and also in regards to the property value. I think our property value have been effected. If you go everywhere else, ours are continually hit harder, I think. And due to the quarry's and the dust. Because we disclosed the quarry dust and we have to disclose the quarry dust. When I bought there, I knew the quarry was there. I'm in the business, I'm an appraiser and I'm also do land development. I know the process and you just go through life and you just and have things that bothering you and you try to deal with them. And all of us have lived our lives and finally it's, we've it a wall with this. They've tried to do certain things to help but I don't think they are doing enough at this point. And it's open up for us an opportunity for us to express what we need and what we feel we deserve, dust, I don't think any dust should go on to our properties at all from them. Zero. And I don't know what tolerable amount is. I don't think we should get any of the dust blowing over from the quarry. Or their processing. So this is the part that we are finally able to come here at this point, I wish we could have done something earlier with them but I think before we go forward now before they do what they want to do, we want to know we want to get the right answers and our concerns.

Jim Mason: They have recorded 100 mph winds there. So we do have a funnel effect there through that canyon. Not only do they have the normal wind in the bay area, specifically at that location there tends to be a lot of wind. And that aggravates all of it.