



COUNTY OF LAKE
Community Development Department
PLANNING DIVISION
 Courthouse - 255 N. Forbes Street
 Lakeport, California 95453
 Phone (707) 263-2221 FAX (707) 263-2225

INITIAL FEES:	
MMU <u>21-03</u>	\$285.00
CE <u>21-04</u>	\$190.00
Sub Total:	\$475.00
Technology recovery 2% Cost	\$9.50
General Plan Maintenance Fee	\$50.00
Total:	\$534.50

Planning Division Application
 (Please type or print)

Project name: DNA RIDGE ROCK
Assessors Parcel # : 011 - 069 - 130
000 - - -

Zoning: RL-SC-W-WW
 General Plan: RL/RC
 Receipt # 57742
 Initial: KS

APPLICANT:
NAME: DNA RIDGE ROCK
MAILING ADDRESS: P.O. BOX 452
CITY: LOWER LAKE
STATE: CA **ZIP:** 95457
PRIMARY PHONE: (707) 994-5100
SECONDARY PHONE: (707) 350-5115
EMAIL: ec1707@outlook.com

PROPERTY OWNER (IF NOT APPLICANT):
NAME: BEVERLY + MICHAEL EPIDENDIO
MAILING ADDRESS: P.O. BOX 452
CITY: LOWER LAKE
STATE: CA **ZIP:** 95457
PRIMARY PHONE: (707) 994-5100
SECONDARY PHONE: (707) 350-5115
EMAIL: ec1707@outlook.com

PROJECT LOCATION
ADDRESS: 8400 Hwy 29 Lower Lake, CA 95457
PRESENT USE OF LAND:
AGGREGATE MINING

DESCRIPTION OF PROJECT:
ACTIVE MINING SITE
ABOVE GROUND NON FERROUS

SURROUNDING LAND USES:
 North: RL BASE ZONING
 South: RL BASE ZONING
 East: RL BASE ZONING
 West: RL BASE ZONING

PARCEL SIZE(S):
 Existing: 151.27
 Proposed: N/A

Existing/Proposed Water Supply: _____
 Existing/Proposed Sewage Disposal: _____
 Fire Protection District: LAKE COUNTY FIRE PROTECTION DISTRICT
 School District: _____

RECEIVED
 FEB 12 2021
 LAKE COUNTY COMMUNITY
 DEVELOPMENT DEPT.

At-Cost Project Reimbursement

I, ANTHONY EPIDENDIO, the undersigned, hereby authorize the County of Lake to process the above referenced permit request in accordance with the County of Lake Code. I am paying an initial fee of \$ 534.50 as an estimated cost for County staff review, coordination and processing costs related to my permit (Resolution No. 2017-19, February 7, 2017). **In making this initial fee, I acknowledge and understand that the initial fee may only cover a portion of the total processing costs. Actual costs for staff time are based on hourly rates adopted by the Board of Supervisors in the most current County fee schedule. I also understand and agree that I am responsible for paying these costs even if the application is withdrawn or not approved.**

I understand and agree to the following terms and conditions of this Reimbursement Agreement:

1. Time spent by County of Lake staff in processing my application and any direct costs will be billed against the available initial fee. **"Staff time" includes, but is not limited to, time spent reviewing application materials, site visits, responding by phone or correspondence to inquiries from the applicant, the applicant's representatives, neighbors and/or interested parties, attendance and participation at meetings and public hearings, preparation of staff reports and other correspondence, processing of any appeals, responding to public records act requests or responding to any legal challenges related to the application. "Staff" includes any employee of the Community Development Department.**
2. If processing costs exceed the available initial fee, I will receive invoices payable within 30 days of billing.
3. As the owner of the project location, I have the authority to authorize and I hereby do authorize the County of Lake or authorized representative(s) to make inspections at any reasonable time as deemed necessary for the purpose of review and processing this application.
4. If I fail to pay any invoices within 30 days, the County will stop processing my permit application. All invoices must be paid in full prior to issuance of the applied for permit.
5. If the County determines that any study submitted by the applicant requires a County-contracted consultant peer review, I will pay the actual cost of the consultant review. This cost may vary depending on the complexity of the analysis. Selection of any consultant for a peer review shall be at the sole discretion of the Community Development Director or his designee.

6. I agree to pay the actual cost of any public notices for the project as required by State Law and the Lake County Zoning Ordinance.

7. I may, in writing, request a further breakdown or itemization of invoices, but such a request does not alter my obligation to pay any invoices in accordance with the terms of this agreement.

8. I agree to pay all costs related to permit condition compliance as specified in any conditions of approval for my permit/entitlement including compliance monitoring.

9. I agree not to alter the physical condition of the property during the processing of this application by removing trees, demolishing structures, altering streams, and/or grading or filling. I understand that such alteration of the property may result in the imposition of criminal, civil or administrative fines or penalties, or delay or denial of the project.

10. Applicant shall defend, indemnify and hold harmless the County and its agents, including consultants, officers and employees from any claim, action or proceeding against the County or its agents, including consultants, officers or employees to attack, set aside, void, or annul the approval of this application or adoption of the environmental document which accompanies it. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorney's fees, or expert witness costs that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of this application, including any claim for private attorney general fees claimed by or awarded to any party against the County, and shall also include the County's costs incurred in preparing the administrative record which are not paid by the petitioner. The County shall promptly notify the applicant of any claim, action or proceeding. Notwithstanding the foregoing, the County shall control the defense of any such claim, action or proceeding unless the settlement is approved by the applicant and that the applicant may act in its own stead as the real party in interest in any such claim, action or proceeding.

11. I have checked the current Hazardous Waste and Substances Sites List pursuant to Government Code Section 65962.5(f). www.envirostor.dtsc.ca.gov/public/ The proposed project site is or is not included on the most recent list.

12. I understand that pursuant to State Fish and Games Code Section 711.4, a filing fee is required for all projects processed with a Negative Declaration or Environmental Impact Report unless it has been determined by the California Department of Fish (CDFW) that the project will have no effect on fish and wildlife. The fees are collected by the County Community Development Department, Planning and Environmental review Division (PER) for payment to the State. I understand that I will be notified of the fee amount upon release of the environmental document for the project.

13. I hereby agree that any drainage studies and/or drainage models that are provided to the County as part of the technical studies for this entitlement process will be provided with a license or other satisfactory release allowing the County to duplicate, distribute, and/or publish the studies and models to the general public without restriction. I understand that failure to provide such license or release to the satisfaction of the County may result in comment that the study and or model is inadequate to support the entitlement request.

The signature(s) below signifies legal authority and consent to file an application in accordance with the information above. The signature also signifies that the submitted information and accompanying documents are true and accurate, and that the items initialed above have been read and agreed to.

Note: This agreement does not include other agency review fees or the County Clerk Environmental Document filing fees.

**APPLICATIONS WILL NOT BE ACCEPTED WITHOUT SIGNATURE(S) OF LEGAL PROPERTY OWNERSHIP
OR OFFICIAL AGENT/AUTHORITY TO FILE (circle one)**

Ownership

Contract to Purchase*

Letter of Authorization*

Power of Attorney*

**Must Attach Evidence*

Name of Property Owner or Corporate Principal Responsible or Appointed Designee for Payment of all At-Cost Project Reimbursement Fees:

Anthony Epidendro

(Please Print)

Name of Company or Corporation *(if applicable)*:

DNA RIDGE ROCK

(Please Print)

Mailing Address of the Property Owner or Corporation/Company responsible for paying processing fees:

(If a Corporation, please attach a list of the names and titles of Corporate officers authorized to act on behalf of the Corporation)

Name:*

Date: _____

Email address: ec1707@outlook.com

Phone Number: (707) 994-5100

Signature of Owners/Agent* Name

Date

Anthony Epidendro

2-10-21

Signature of Applicant

Date

DNA RIDGE ROCK

8400 HWY 29 LOWER LAKE * P.O.BOX 452 LOWER LAKE, CA 95457 *PHONE (707)994-5100 * FAX (707)994-7030

Attn: Community Development Department-Planning Division

DNA Ridge Rock (CA mine ID# 91-17-0039) is asking for a minor modification to our use permit. We are not asking to expand the footprint nor are we requesting any changes to undisturbed land. The requested change is the volume of recyclable materials such as: soil, asphalt concrete, and aggregate for on-site processing (UP03-04) and the intake of excess soils from projects throughout the county to fill the gullies at manning flat (MMU09-97). These materials would not be stored for any extensive amount of time. The approximate or estimated time would normally be less than a month. Currently we are approved for approximately 7,500 cubic yards per year of soil, asphalt, concrete, and aggregate for on-site processing and approximately 7,500 cubic yards of excess soils from projects throughout the county to fill the gullies at manning flat. Which gives us a total of 15,000 cubic yards per year. We are requesting to increase this amount to 100,000 cubic yards per year, which is only to allow us to take on larger jobs when they become available to us. We would also like to extend our normal hours (8:00 am-5:00 pm) to include possible 24hour shifts, only on an as needed basis. In summary we will not be increasing production or using equipment for this purpose, just increasing the intake of recyclable materials. I have attached a site map to indicate where these materials will be stored short term. We appreciate your consideration of this application.

Respectfully,



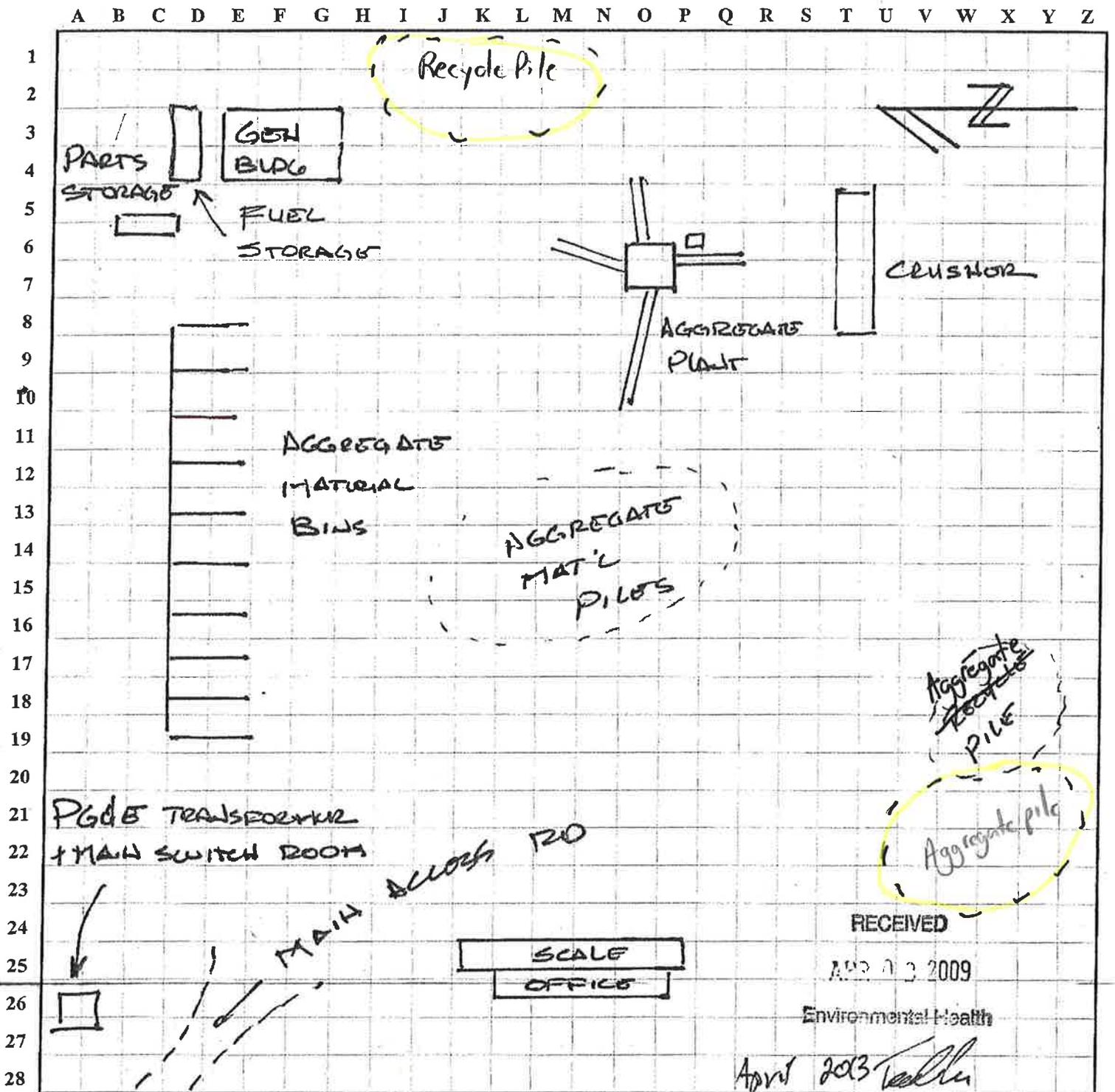
Anthony Epidendio
Vice President

Facility Site Plan/Storage Map
(Hazardous Materials Business Plan Module)

Site Address: DNA RIDGE ROCK - 8400 Hwy 29 - Lower Lake

Date Map Drawn: 3/5/09 Map Scale: 1" = 100' ± Page 1 of 1

Received 4/1/13 Tel



Instructions are printed on the following page.



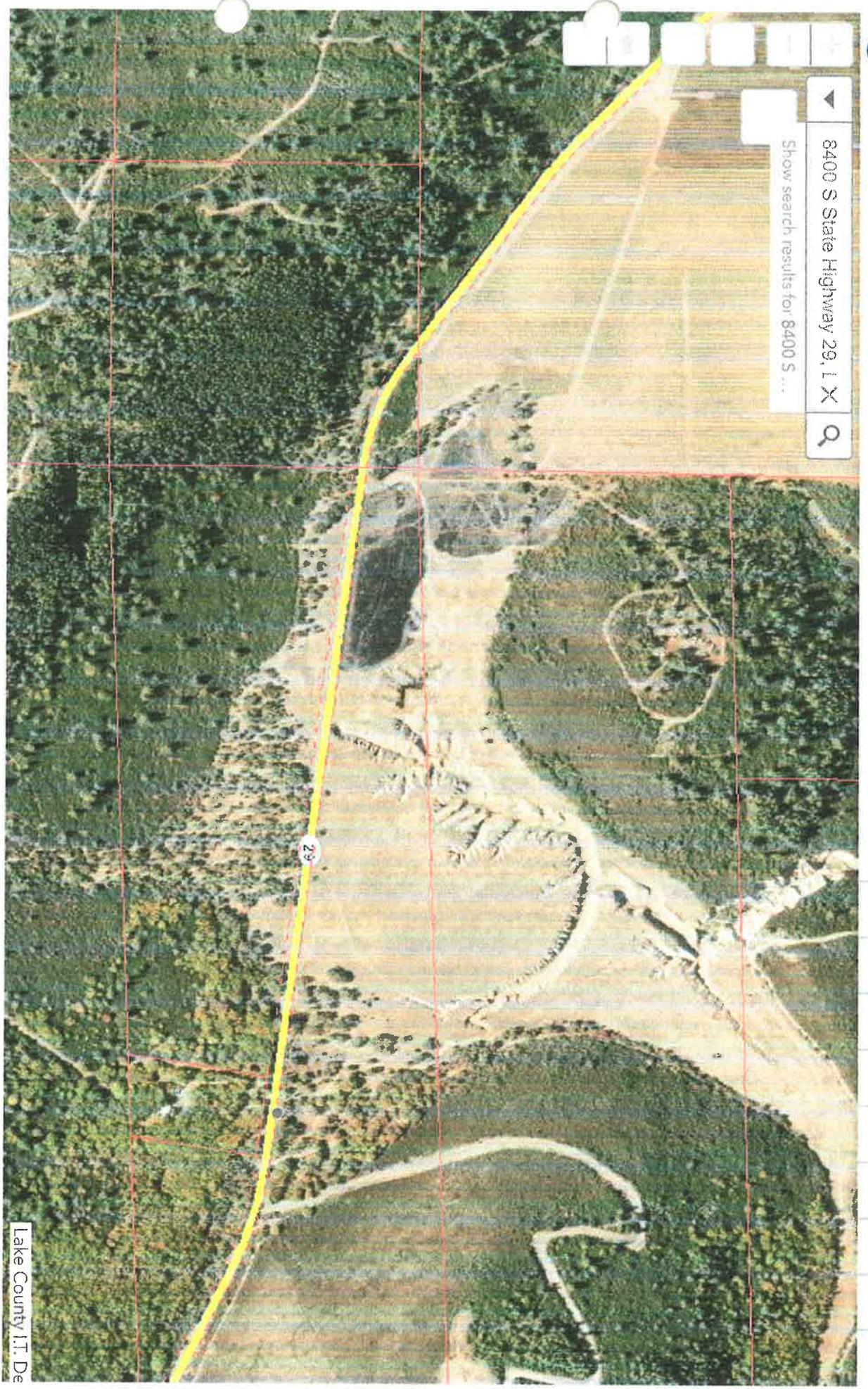
Lake County I.T. D

200ft



Lake County Parcel Viewer

Map data © OpenStreetMap contributors, Imagery © Mapbox



8400 S State Highway 29, 1 X

Show search results for 8400 S ...

600ft

Lake County I.T. De

Lake County Parcel Viewer



600ft.

Tracy Cline

From: Peggy Barthel
Sent: Thursday, August 5, 2021 4:59 PM
To: Epidendio Construction
Cc: Tracy Cline
Subject: RE: DNA Ridge Rock

Excellent, thank you! I'll work on a draft of conditions of approval.

From: Epidendio Construction [mailto:eci707@outlook.com]
Sent: Thursday, August 5, 2021 3:52 PM
To: Peggy Barthel <Peggy.Barthel@lakecountyca.gov>
Subject: [EXTERNAL] RE: DNA Ridge Rock

Hi Peggy! Thank you for your help on this. Here are the answers to your questions.

Soil will be taken straight to manning flat.

There isn't an estimate for the increase of material appropriate for use in manning flat.

There isn't a timeline for completing fill project because we missed out on that particular job due to our limitations. However, we still want the modification so we can be able to bid similar upcoming jobs.

We only use soil in manning flat.

We already take in recyclables and would like to simply increase the volume.

The 24 hour operations request is not needed at this time and are happy to send letter requesting this on an as needed basis.

Let me know if you have any other questions. Thank you again for your help.

Epidendio Construction Inc.
Desk: 707-994-5100

COMPANY CONFIDENTIALITY NOTICE: The information in this e-mail may be confidential and/or privileged and protected by work product immunity or other legal rules. No confidentiality or privilege is waived or lost by mis-transmission. If you are not the intended recipient or an authorized representative of the intended recipient, you are hereby notified that any review, dissemination, or copying of this e-mail and its attachments, if any, or the information contained herein is prohibited. If you have received this e-mail in error, please immediately notify the sender by return e-mail and delete this e-mail from your computer system.

From: Peggy Barthel <Peggy.Barthel@lakecountyca.gov>
Sent: Thursday, August 5, 2021 2:27 PM
To: Tracy Cline <Tracy.Cline@lakecountyca.gov>; Epidendio Construction <eci707@outlook.com>
Subject: RE: DNA Ridge Rock

I don't think it's going to be any problem to issue the modification. I have been looking through the existing permit and the modification application. The existing permit is MMU09-07 (minor modification to Use permit to mine). I do have a few questions that will help me prepare the new modification.

Your application letter says intake of soil, aggregate, and recyclables. The map shows where aggregate and recyclables would be stockpiled, but not soil. Will soil be taken up the hill, then moved back down to fill Manning Flat? It seems the existing permit had soil stockpiled at the Flat, not taken up the hill.

Is there any estimate of the increase of material appropriate for use in Manning Flat? There doesn't seem to be a time-line existing for completing that fill project, am I correct?

Also, do you use aggregate in Manning flat, or only soil?

Do you already take in recyclables and this is simply an increase in volume?

Because the 24- hours of operation would not be permanent (we likely couldn't simply approve that change) I think it would be best to handle that on a temporary, as-needed basis. When you know that you'll need those hours for a certain time period (for instance, a specific 3-month period) it would be better to have a letter on file for that specific time period. I think there would be much feedback if it was a permanent part of the permit.

With these questions answered, I should be able to get something to Tracy for her to look over on Monday when she returns to the office.

Peggy

From: Tracy Cline
Sent: Wednesday, August 4, 2021 3:00 PM
To: Epidendio Construction <eci707@outlook.com>
Cc: Peggy Barthel <Peggy.Barthel@lakecountyca.gov>
Subject: RE: DNA Ridge Rock

Hi there,

Peggy Barthel is working on it and it is moving forward. I don't know exactly where she is at in the process though. Starting tomorrow I will be on leave until August 9th. Your Modification is a top priority. My apologies for the delays.

Tracy



Tracy Cline
Associate Resource Planner
Department of Community Development
255 N. Forbes St.
Lakeport, CA 95453
Phone: (707) 263-2221 x 37119
Fax: (707) 262-2225
Email: Tracy.Cline@lakecountyca.gov
STAY CONNECTED:

Tracy Cline

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Follow Up Flag: Follow up
Flag Status: Flagged

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