

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting on May 14 1996

RESOLUTION NO. 96-37

RESOLUTION ESTABLISHING THE COUNTY OF HUMBOLDT EXTRACTION REVIEW TEAM

WHEREAS, the Humboldt County Board of Supervisors, in a regularly scheduled meeting on July 28, 1992, certified the Program Environmental Impact Report on Gravel Removal from the Lower Eel and Van Duzen Rivers.

WHEREAS, the PEIR called for the design and implementation of a management plan for the Eel River; and

WHEREAS, that management plan has not yet been formulated but, as a preliminary step, the County has developed an Interim Monitoring Program ("Program"); and

WHEREAS, this Program shall provide preliminary information which shall lead to the development of mitigation measures which will reduce adverse environmental impacts which may occur as a result of surface mining operations on the Lower Eel and Van Duzen Rivers; and

WHEREAS, the Program requires a scientific review team to assess impacts of gravel mining practices on the physical and biological resources of the rivers and for that team to review annual extraction proposals submitted by each operator for each gravel operation and make recommendations to the U.S. Army Corps of Engineers; and

WHEREAS, this scientific review team shall also review all gravel operations on the rivers and streams within Humboldt County to provide for consistent review of all proposed gravel mining extraction operations in order to make recommendations to the U.S. Army Corps of Engineers, Department of Fish & Game and other agencies with jurisdiction; and

WHEREAS, the Humboldt County Board of Supervisors, in a regularly scheduled meeting on May 14, 1996, unanimously appointed the individuals named below to the scientific review team; and

WHEREAS, the Board of Supervisors has authority to establish such an advisory committee pursuant to the provisions of Section 31000.1 of the Government Code of California;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Humboldt establishes an advisory committee of five people, to be known as the County of Humboldt Extraction Review Team (CHERT) as follows:

1. **PURPOSE**. The purpose of said committee is to implement an Interim Monitoring Program and similar programs prepared for other sections of rivers and streams in the County,

and to make recommendations to permitting agencies following review of proposed gravel mining operations.

2. **COMMITTEE MEMBERSHIP.** The CHERT shall consist of five members. The composition of CHERT, in order to provide the necessary technical expertise shall, at a minimum, include experts in the fields of fluvial hydrology, fluvial geomorphology, fisheries, and botany. Other areas of expertise that may be required on CHERT include engineering, forestry, watershed management, and wildlife biology. The members of CHERT shall have a unique blend of knowledge and experience that, collectively, will enable them to combine the science and art of river management and monitoring to develop environmentally sound, flexible, site specific, recommendations to permitting agencies for gravel extraction. They shall also have the necessary skills to recognize when other expertise is needed and will be able to communicate with and call upon various other engineers, scientists, agency personnel, and the gravel operators for assistance and advice.

3. **APPOINTMENT OF MEMBERS.** The Board of Supervisors of Humboldt County ("Board") has solicited the trustee and responsible agencies, the public, and other interested persons for names of individuals who are qualified to be members of the CHERT. The committee shall consist of at least five members, chosen by the Board with the qualifications as described in item 2. **COMMITTEE**, above.

The initial composition of CHERT, by decision of the Board on May 14, 1996 consists of the following scientists.

1. William J. Trush, Ph. D., River Ecologist
2. Andre Lehre, Ph. D., Geologist
3. Randy Klein, M.S., Hydrologist
4. Doug Jager, Ph. D., Forest Hydrologist
5. Karen Theiss, M.S., Botanist

4. **TERM OF OFFICE.** CHERT shall serve at the pleasure of the Board.

5. **OFFICERS AND DUTIES.** CHERT shall meet with the operators, the operators' engineers, and other agents of the operators, as needed to communicate the committee's needs for planning and monitoring information. CHERT shall coordinate with the operators and the operators' engineers to ensure CHERT and the operators and the operator's engineers provide the required information in the most timely and cost-effective manner.

6. **COMPENSATION.** The members of CHERT shall be compensated for their services by the secretary of the Surface Mining Advisory Committee (SMAC), who will function as the administrator of billing and payments between the operators and the CHERT members. Bills for

CHERT'S costs of operation and other incidental costs, shall be submitted to the secretary of SMAC who shall bill the operators.

7. **RECORDS.** Copies of all studies and reports reviewed, issued or approved by CHERT shall be filed with the County, and shall be available for public inspection at the Humboldt County Library during regular business hours.

BE IT FURTHER RESOLVED that this Board adopts the requirements as presented above.

Adopted on motion by Supervisor Neely, second by Supervisor Dixon, and the following vote:

AYES: Supervisors Dixon, Heider, Fulkerson, Neely, and Kirk
NAYS: None
ABSENT: None
ABSTAIN: None

STATE OF CALIFORNIA)
County of Humboldt)ss

I, Lora Frediani, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

LORA FREDIANI

Clerk of the Board of Supervisors of the County of Humboldt, State of California

By *Lora Frediani*
LORA FREDIANI, Clerk of the Board

DATE May 14, 1996