

Public Hearing on the LeHigh Cement Plan Permit RenewalFrom: Jack Truher [jbt@truher.net]  
Sent: Friday, September 18, 2009 9:35 AM  
To: Thu Bui  
Subject: Public Hearing on the LeHigh Cement Plan Permit Renewal

Attachments: Permanente-Ops-2009m0918a.doc

Thu Bui, Bay Area Air Quality Management District  
939 Ellis Street, San Francisco, CA 94109

Mr. Bui -- for your information

From: Victor Yu <mailer@rollbase.com>  
Reply-To: vyu2@yahoo.com  
To: jbt@truher.net

Subject: Reminder - Public Hearing on the LeHigh Cement Plan Permit Renewal  
Date: 16 Sep 2009 12:37:34 -0500

Please plan to come to the Public Hearing on the Lehigh Cement Plant Permit Renewal this Thursday, September 17, at 6:30PM at the Quinlan Center in Cupertino. We will have multiple presentations but more significant will be the number of members in attendance. We will have QUARRYNO lapel stickers available to show our cause.

Bill Almon

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Victor Yu and Bill Almon I won't be able to attend the Permit meeting, but you are free to leave my incomplete statement of opposition with the Review Committee. I have attached a one page version in MSword format, and copied the text below as well. I support what quarryno.com is doing, -- Jack

p.s. I added your Permit Meeting invitation to the creston-ca.org yahoo message board, and a few Creston neighbors I whose email I happen to have. -- Jack Truher

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## Opposing the Lehigh Cement Plan Permit Renewal

revised on 2009-09-16

comments by Jack Truher for some neighbors and the Public Hearing on Permit Renewal of the the Cupertino area Cement Operation

### Mountain Top Mining in Cupertino

Jack's observations follow:

Lehigh's plans to substantially expand the working size of the Cement operation and guarantee its life for 25 years. We should develop a list of counter-proposals. Permanente has obviously proposed a non-democratic statement entirely in favor of their profit advantage, and with little regard for community interests for the local environmental impact.

I oppose any expansion of the cement plant, and would limit any continued operation to a what few years might be required to shut down the operation permanently. Is this Cupertino site the only comparable source of cement in the West, or is it simply the most profitable option for the owners.

--Jack Truher

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1.. Mountain Top Mining at the periphery of this area is unique and inappropriate. Why must the cement operation continue at all in Cupertino? Surely there are other sources. The existing investment in plant does not justify continuing to expand the scar on the urban environment.

2. Shut down the operation, as inappropriate to a now well-developed, heavily populated residential environment. The emphasis today should be on preparation of the site for future recreational and public access.

3. Extend the operation for 5 years maximum - depending on accommodations as may established in negotiation. 25 years is entirely inappropriate - a deal breaker, absurd, with impact affecting a future generation - not here to represent themselves. Contracts with the unborn are self-contradictory.
4. If the operation is not conducted in a way that enhances immediate and final appearance as a recreational area, then Hansen should be sued for concurrent damages which enable the county to restore the environment. If this bankrupts the company, the county should be first in line.
5. Hansen should establish a large reserve fund as a running operating expense in event that community medical costs ensure from the horrendously concentrated truck traffic.
6. The Water District should release a running transcript following any meeting in which they organize or participate at principals. Public meetings should be audio taped and the results put on the public web.
7. If final site appearance and stability of the ultimate environment is not satisfactory, and under responsible development, the operation should be terminated immediately. The company should remain ready to meet demands for full compensation by the company for county supervised restoration.
8. Legal action should be initiated immediately to secure guarantees that existing pits are concurrently restored for public use, or penalties for negligent preparation and failure to comply with existing law.
9. Lehigh should put a set of maps on the web, with explanations that status and development to be continuously reevaluated.
10. The company should compensate neighbors for highly filtered home air conditioning home that will eliminate home odors, and make yearly payments to homeowners for damage to their local environment.
11. Hansen should promptly discontinue all truck traffic leaving or arriving the with many fewer trains instead for product redistribution.

These views are the opinion of the author alone.

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