

CALIFORNIA ASPHALT INSIDER

The latest news and views from the California Asphalt Pavement Association

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CALENDAR

(Always on-line [HERE](#))

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REGISTRATION OPEN!

CalAPA Annual Golf Tournament

Thursday, Sept. 21

Pacific Palms Resort, Industry Hills

Contact: Sophie You or Ritha Nhorn (916) 791-5044

Sign-up [HERE](#).

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SAVE THE DATE!

Greetings!

This weekly bulletin contains the latest news and information of interest to the asphalt pavement industry in California. Please feel free to distribute this newsletter to others who may be interested in asphalt pavements.

→ State Supreme Court issues narrow ruling in favor of SANDAG's transportation plan EIR

The California Supreme Court, in a narrow ruling, overturned part of a challenge brought by environmentalists against the San Diego Association of Governments (SANDAG) that the agency's ambitious transportation plan didn't do enough to reduce greenhouse gases (GHG). The ruling was 6-1 in SANDAG's favor.

In overturning part of a lower-court ruling, the Supreme Court found that SANDAG's 2050 Regional Transportation Plan properly conducted the greenhouse gas analysis in the environmental review portion of the plan. The high court found that the agency "sufficiently informed the public, based on the information available at the time, about the regional plan's greenhouse gas impacts."

The high court did not address the part of the Court of Appeal's ruling that the EIR's evaluation of GHG mitigation measures and other environmental issues were inadequate, or the Court of Appeal's decision to issue a writ of mandate setting aside the EIR's certification on those grounds. The Supreme Court remanded the case to the Court of Appeal to address these other alleged



inadequacies of the EIR, which may have been rendered largely moot in light of more recent action by SANDAG.

In a statement issued the day the July 13 ruling was announced, SANDAG expressed satisfaction with the July 13 ruling.

"We are very pleased with today's outcome," SANDAG Chair and County Supervisor Ron Roberts said. "Rulings by the lower courts left local governments confused about how they should analyze greenhouse gas emissions; should we follow state law as established by the Legislature, or follow executive orders issued by the governor? The Court clarified today that our responsibility is to state law, and that SANDAG appropriately followed that law."

The state's highest Court agreed in March to hear the case, focusing on the issue of whether the environmental impact report (EIR) for a regional transportation plan (RTP) must include an analysis of the plan's consistency with the greenhouse gas emission reduction goals reflected in Governor's Executive Order No. S-3-05 to comply with the California Environmental Quality Act.

'Asphalt Pavement 101' class

Tuesday, Oct. 24

National University, Redding
Campus, 760 Cypress Ave.,
Suite 215, Redding
Contact: Ritha Nhorn (916)
791-5044

Details soon!

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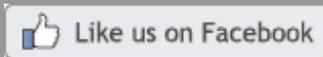
SAVE THE DATE!

CalAPA Fall Asphalt
Pavement Conference &
Equipment Expo
Wednesday & Thursday,
Oct. 25 & 26

Doubletree Hotel, 2001 Point
West Way, Sacramento
Details soon!

For sponsorship and exhibiting
opportunities, contact Sophie
You at (916) 791-5044.

SOCIALIZE



CHOOSE ASPHALT

Asphalt is used on about 93 percent of paved roads in California and across the U.S. Why? Because it's smooth, quiet, safe, durable and 100 percent recyclable. Visit the [Asphalt Pavement Alliance](#) website learn more about why asphalt is the right choice now more than ever.

Prior to that -- in late 2014 -- a three-judge panel of the 4th District Court of Appeal issued a split decision on whether SANDAG fully complied with state environmental laws in preparing the EIR for its RTP. Two of the three justices concluded that the EIR needed to do more analysis. The third justice disagreed, concluding that SANDAG had applied the correct standards in analyzing the potential environmental impacts of the RTP.

SANDAG appealed to the California Supreme Court, which decided by a 6-1 margin in the agency's favor on the public notification portion of the case.



"We reverse the judgment of the Court of Appeal insofar as it determined that the 2011 EIR's analysis of greenhouse gas emission impacts rendered the EIR inadequate and required revision," the ruling stated. "We remand to the Court of Appeal for proceedings consistent with this opinion."

SANDAG completed the 2050 RTP -- a long-range planning document that outlines \$214 billion in transportation investments -- in 2011. The Cleveland National Forest Foundation and other petitioners subsequently filed suit challenging the EIR, a separate document that analyzes the environmental impacts of the RTP. SANDAG had been criticized by some environmentalists for being too road-focused in its planning, a charge SANDAG strongly disputed.

Federal law requires that the region's RTP be updated every four years. The 2050 RTP has since been superseded by San Diego Forward: The Regional Plan, which was approved by the SANDAG Board in October 2015. No legal challenges have been filed against San Diego Forward or its EIR.

Nevertheless, the case was being closely watched by the transportation community, in particular the 22 so-called "Self-Help" counties that have local sales tax measures devoted to transportation and funnel funds into local RTPs. The San Diego Union-Tribune editorialized that the ruling was "a victory for planning sanity." A commentary posted on the website "Lexicology" called the ruling a "Supreme Disappointment," mostly for the narrowness of the ruling and the lack of meaningful guidance for future planners and those putting together EIRs.

A March 16, 2015 *Asphalt Insider* article on this topic is [HERE](#). A Dec. 8, 2014 story is [HERE](#). Gary Gallegos, Executive Director of SANDAG, also discussed the lawsuit and SANDAG's overall transportation program in an exclusive interview published in the 2015 Forecast issue CalAPA's official magazine, *California Asphalt*. It can be accessed [HERE](#).

→ Member News: Twining opens new materials lab in Concord

CalAPA member Twining Inc. recently announced it has opened a new materials testing lab in the East Bay portion of the San Francisco Bay Area.

The lab address is 5027 Commercial Circle, Suite G, Concord. The phone is 925-849-8186.



"The Concord lab will enable us to offer cost-effective pricing for our local clients," says Twining's Talin Espinoza, Senior Vice President of Strategic Growth, in a video announcement that can be viewed [HERE](#).



GET TECHNICAL

Are you an engineer, designer or technical professional who makes decisions on pavement type selection? The DriveAsphalt website has technical reports and other resources may be just what you're looking for. Click [HERE](#) for more information.



CalAPA

California Asphalt Pavement Association (CalAPA)

Mailing address:
P.O. Box 981300
West Sacramento, CA 95798

Main office:
1550 Harbor Blvd., Suite 211
West Sacramento, CA 95691

(916) 791-5044 (phone)

BACK ISSUES

Did you miss an issue of the *California Asphalt Insider*? No problem! Past editions of the newsletter are available at the CalAPA newsletter [archive page](#).

MAGAZINE

Twining also operates offices in Long Beach, Sacramento, San Bernardino, San Diego and Ventura. Visit their website [HERE](#).

→ Association News: California Commercial Asphalt hosts July CalAPA board meeting at new HQ offices in San Diego

Longtime CalAPA member California Commercial Asphalt showed off its sparkling new corporate headquarters recently by hosting the July meeting of the CalAPA Board of Directors.

"We want to be the Google of the asphalt industry," beamed John Greenwood, company general manager and Immediate Past Chairman of CalAPA as he showed off the employee-friendly offices and open floor plan that encourages open communication and collaboration.

Near the lunch area of the facility, in a tribute to the family lineage of the company, an antique truck with "Daley Corp." on the door stands guard over the kitchen.

At the July 20 meeting, the CalAPA board reviewed and augmented its Strategic Plan, discussed various technical and operational matters, and enjoyed a hosted lunch. To view more photos, click [HERE](#) to visit CalAPA's Facebook page.

The new corporate offices of California Commercial Asphalt are located at 4211 Ponderosa Ave, Suite C, San Diego, CA 92193. Contact them at (858) 513-0611, or visit their website [HERE](#).



Some of the CalAPA leaders, pictured from left to right, who attended the July 20 CalAPA Board Meeting hosted by California Commercial Asphalt at their new corporate headquarters in San Diego: Brandon Milar, CalAPA Technical Director; John Greenwood, CCA immediate past chairman; Mike Herlax, Syar Industries, 2017 CalAPA Board Chairman; Scott Cohen, Sespe Consulting, CalAPA Environmental Committee co-chairman; Toni Carroll, Graniterock; Russell Snyder, Executive Director, CalAPA; Taylor Schmidt, World Oil; Jeff Benedict, Valero; Scott Bottomley, Blue Diamond Materials/Sully Miller, Board Treasurer; and Mike Murray, Vulcan Materials, Board Secretary.



CalAPA produces a highly regarded magazine, *California Asphalt*, and an annual membership directory. To view current and past issues of the magazine, click [HERE](#). For advertising sales information, click [HERE](#) or call Kerry Hoover with Construction Marketing Services at (909) 772-3121.

STAY INFORMED



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WATCH



Click [HERE](#) to visit our video page.

DESIGN!

→ Networking was never so much fun at this year's CalAPA 'Day at the Races' at Del Mar

The luxury suite at Del Mar was filled to capacity, but the good times seemed to be spilling over the balcony at this year's CalAPA "Day at the Races" at Del Mar.

More than 100 CalAPA members, guests, family members and others cheered, jumped, danced and otherwise carried on as much as decorum would allow at the popular event during the opening weekend of the thoroughbred horse racing season at the seaside track. A lucky few even got to fan themselves with newly acquired \$100 bills.



Amber Hinson, Shawna Simpson, Kerry Hoover, CMS, and Jackie Allen, Herrmann Equipment at CalAPA's 'Day at the Races' at Del Mar.

To view more photos from the event, click [HERE](#) to visit CalAPA's Facebook page. CalAPA extends special thanks to Kerry Hoover with Construction Marketing Services, publisher of CalAPA's magazine and membership directory, for helping with event logistics and taking photos.

To reserve your spot for next year's event and guarantee you won't miss out on one of the industry's most popular meet-ups, contact Sophie You of CalAPA at (916) 791-5044. The next event sponsored by the CalAPA Southern California Contractors' Committee is CalAPA's annual Golf Tournament, scheduled for Sept. 21 at the fabulous Pacific Palms Resort in Industry Hills. It is also expected to sell out so click [HERE](#) to sign-up.



CalAPA's private skybox at Del Mar is a fun way to share the day at Del Mar with friends, family and colleagues.

→ Tech Term of the Week

Each week we highlight a word, acronym or other reference commonly used in the asphalt pavement industry in California.

APPLICATION TEMPERATURE: The manufacturer's recommended temperature for use of the product. For hot-applied sealants, the application temperature is any temperature between the minimum application temperature and safe heating temperature. This also covers the application of binders (particularly emulsions) in chip seal operations, and is addressed in Caltrans Standard Specifications, sections 37 and 94.

LEARN!

We can bring CalAPA's popular training classes to your facility at a date and time convenient to you! Click HERE to view our "hosted" training class flier, or contact CalAPA at (916) 791-5044 for details. This service is available to public agencies and CalAPA members only.



→ Quote of the Week

"Only the guy who isn't rowing has time to rock the boat."

Jean-Paul Sartre

We hope you enjoy CalAPA's *Asphalt Insider*. We are committed to providing you with the most up-to-date information on technical issues, regulation, news, analysis and events in California that may impact the asphalt pavement industry. Click HERE to contact us with any comments or suggestions.

Sincerely,

Russell W. Snyder, CAE
Executive Director
California Asphalt Pavement Association (CalAPA)

The *California Asphalt Insider* is an official publication of the California Asphalt Pavement Association. For more information or to inquire about membership, call (916) 791-5044, or click HERE to send us an e-mail.

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