

Comprehensive Planning Commission (CPC) Meeting

May 4 2017

Ridgeville Town Hall

**MEMBERS PRESENT:** Inese Epstein (Chairperson), Rob Larson & Jo Marie Thompson

**NON-MEMBERS PRESENT:** Jim Neumann, Mike Wiedl & guest.

**MEMBERS ABSENT:** Andi Radke Rynes & Marcy Clark

Chairperson Epstein called the meeting to order.

Public Comments: Chairperson Epstein explained that public comments would only be allowed during the public comments portion of the meeting. Mike Wiedl asked why a time limit was set on NMMO ordinance discussion at the April 6<sup>th</sup> meeting. It was clarified that a 60 minute time limit was set so other agenda items could be discussed.

Jo Marie Thompson made a motion to approve the April 6<sup>th</sup> minutes. Robert Larson seconded. Motion carried.

Non Metallic Mining Ordinance Review:

- Section 1.01 (1) Findings was reviewed and it is agreed to replace the current version with a more streamlined version proposed by Inese Epstein. Concerns were reviewed including:
  - The current verbiage was more extensive than required, and perhaps viewed as antagonistic to business concerns
  - Completely eliminating a Findings section is not advised according to administrative legal code.
- Mike Wiedl spoke about his concerns that public comments are not being taken during the meeting. Chairperson Epstein explained that public comments during the meeting had prevented substantial progress on decision making at the prior meeting, so comment time is limited to the beginning of the meeting today so work can be accomplished. Mike was silenced several times before leaving the meeting.
- Robert Larson reviewed process of prior month to make adjustments to the ordinance based on extensive written comments from Milestone Materials, and verbal comments during the prior public hearing and meetings. Individual commission members have submitted proposed changes to assigned sections of the ordinance and all members have reviewed proposed changes. Changes to the most current version are detailed in attachment A. All documents including the proposed changes in detail and summary are available to participants and public at the meeting.
- Motion made by Jo Marie Thompson to make the proposed changes, including the above decision regarding the Findings section, and to submit the completed document to the Town Board. Motion seconded by Inese Epstein. Motion carried 3/0.

Update of commissioners: Jo Marie Thompson spoke to Laurene (Susie) Krueger and a verbal resignation was tendered. A letter will be sent to her acknowledging her resignation.

Next Meeting Date will be June 1<sup>st</sup> at 6:30 pm.

Rob Larson made a motion to adjourn. Motion seconded by Jo Marie Thompson. Motion carried.

Respectfully submitted,

Jo Marie Thompson

5/4/17

## ATTACHMENT A

5/4/2017 Modifications to NMMO based on written comments from Milestone Materials, and on verbal comments from the public at the public hearing and at planning commission meetings, and on subsequent input from planning commission members and board supervisor R. Luethe.

Pg 1 Findings: Adjusted to accommodate concerns as detailed in May 4<sup>th</sup> minutes

Pg 2 Definition of Inactivity Clarified

Pg 5 Existing Facility: requirements waived unless becomes inactive

Pg 5 1.05 (1) & (2) replaced with Wellington V (1 & 2) (application and fees) (entire section now consists of Wellington A, B and C3)

Pg 7 1.06 (2) (c) survey map boundary requirements clarified

Pg 10 1.07 (2) removal of limits on pre-existing mines section (see 1.04 (6) to cover pre-existing mines)

Pg 11 1.07 (4) hours of operation replaced with Wellington VII (b) 5 & included exceptions for weather and public emergencies as well as notification requirements (previously Town of Scott)

Pg 11 1.07 (5) (c) typo corrected (county to town)

Pg 13 1.07 (7) (a) typo corrected as above; Seismic monitors on request of neighbors added.

Pg 13 1.07 (8) (b) high wind event requirements to apply to frac sand mine only.

Pg 13-14 1.07 (8) (c) air monitor section replaced with Wellington VII (10) (previously Town of Scott)

Pg 15-16 1.07 (10) all water quality and impact sections changed to Wellington version. (previously Town of Scott w/2 mile caveat)

Pg 16 1.07 (12) Reclamation standards removed

Pg 17 1.08 (2) dates of annual report changed in response to Milestone comment.

Pg 21-22 1.11 damage to private water supply section replaced with Wellington version. (previously from Town of Scott w/2 mile caveat).

Pg 22-23 1.12 Property Value Guarantee section recrafted by Supervisor Ron Luethe in consultation with planning commission members (original from Town of Pleasant Valley)

Appendix B - applies to pre-existing mines - removed.