DOUGLAS COUNTY ZONING COMMITTEE
PUBLIC HEARING
Wednesday, May 13, 2020 | Teleconference

Please call the Chair or Zoning Office (715-395-1380) if you are unable to attend.

MEMBERS:  Mary Lou Bergman, Chair  Patricia Ryan, Vice Chair  Jim Borgeson  
Charlie Glazman  Nick Baker

Due to the COVID-19 pandemic, this meeting is being held via teleconference only. Members of the media and the public may attend by calling 1-571-406-7117. The PIN is 210 171 500#

AGENDA
(Committee to maintain a two-hour meeting limit or take action to continue meeting beyond that time.)

1. Roll call.
2. Public Hearing (applications attached):
   a) Conditional-use permit renewals/reclamation plan approvals:
      1. Red Maple Partners, LLC and Scotch Pine Partners, LLC (owners) / Steve Balcsik (operator) – non-metallic mine permit #22916; and
      2. Leone Syring Irrevocable Trust (owner) / Greg Syring (operator) – non-metallic mine permit #22959.
3. Adjournment.

cc:  County Board Supervisors  Other interested parties

NOTE: Attachments to agenda are available in County Clerk’s Office for review or copying. Action may be taken on any item listed on the agenda. The County of Douglas complies with the Americans with Disabilities Act of 1990. If you are in need of an accommodation to participate in the public meeting process, please contact the Douglas County Clerk’s Office at (715) 395-1341 by 4:00 p.m. on the day prior to the scheduled meeting. Douglas County will attempt to accommodate any request, depending on the amount of notice we receive.

Posted: SuperOne Oakes Avenue, SuperOne Harbor View, Superior Telegram

__ Signature __________  4/28/20

Name   Date
Public Notice
Douglas County Planning & Zoning Committee

A Public Hearing will be held by the Douglas County Planning & Zoning Committee at 9:00 a.m. on Wednesday, May 13, 2020. Due to the COVID-19 pandemic, this meeting is being held via teleconference only. Members of the media and public may attend by calling 1-571-406-7117. The PIN is 210 171 500#

a) Conditional-Use Permit Renewals:

1) Red Maple Partners LLC & Scotch Pine Partners LLC, Dellwood, MN (owners) / Steve Balcsik, Gordon, WI (operator) - non-metallic mine permit #22916 renewal and approval of reclamation plan – SW1/4-SE1/4 & SE1/2-SE1/4-SE1/4, Section 11 and NE1/4-NE1/4, Section 14, T43N-R13W; (15257S South Mail Road; WA-032-01681-00; 01682-00; 01700-00), Town of Wascott.

2) Leone Syring Irrevocable Trust, Superior, WI (owner) / Greg Syring, Superior, WI (operator) - non-metallic mine permit #22959 renewal and approval of reclamation plan – Pt SW1/4-SE1/4, Section 25, T48N-R14W; (4553E County Road C; TS-030-01610-00) Town of Superior.

Tessah Behlings, Zoning Coordinator
Mary Lou Bergman, Chair

If you have any comments on this item, let the Planning & Zoning Office know in writing prior to the meeting, or appear at the Public Hearing. Planning & Zoning Office, 1313 Belknap St., Rm. 206, Superior, WI 54880 (715-395-1380). Action may be taken on any item listed on the public hearing. In accordance with WI Statutes 59.69 (5)(a), attachments to public hearing notice and maps of subject properties are available for review in the Planning & Zoning Office, or at www.douglascountywi.org. The County of Douglas complies with the Americans with Disabilities Act of 1990. If you are in need of accommodation to participate in the public meeting process, please contact the Douglas County Clerk’s Office at (715) 395-1341 by 4:00 p.m. on the day prior to the scheduled meeting. Douglas County will attempt to accommodate any request depending on the amount of notice we receive. TDD (715) 395-7521.

ST April 24 & May 1, 2020
DOUGLAS COUNTY PLANNING, ZONING & LAND INFORMATION OFFICE  
1313 BELKNAP STREET, ROOM 206  
SUPERIOR, WI 54880  
715 – 395-1380 / FAX 715 – 395-7643

APPLICATION FOR PERMIT:  ☑ CONDITIONAL-USE

APPLICATION WILL NOT BE PROCESSED WITHOUT SIGNATURE & DATE ON THIS PAGE.

TO WHOM IT MAY CONCERN: The undersigned hereby applies for a permit to do work herein described in this application. The undersigned agrees that all work will be done in accordance with the Douglas County Zoning, Shoreland Zoning, Subdivision Control, Floodplain Ordinances and with all laws of the State of Wisconsin applicable to said premises. Do not start any construction until this office has issued a permit. Failure to obtain the necessary permits will result in a double permit fee and/or citation.

CONDITIONAL-USE PERMIT APPLICATIONS: PLEASE CONTACT TOWN CLERK - APPLICATIONS REQUIRE REVIEW BY YOUR TOWN BOARD PRIOR TO SCHEDULED ZONING COMMITTEE PUBLIC HEARING

<table>
<thead>
<tr>
<th>Applicant / Operator</th>
<th>Property Owners / Lessors (if different from Applicant)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Steve M. Balcsik</td>
<td>Red Maple / Scotch Pine Partners LLC</td>
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<tr>
<td>Address</td>
<td>Address</td>
</tr>
<tr>
<td>15002 S Balcsik Rd</td>
<td>30 Dellwood Ave.</td>
</tr>
<tr>
<td>City, State, Zip Code</td>
<td>City, State, Zip Code</td>
</tr>
<tr>
<td>Gordon, WI 54838</td>
<td>Dellwood, MN 55110</td>
</tr>
<tr>
<td>Phone Number</td>
<td>Phone Number</td>
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<td>(please complete this field)</td>
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</tbody>
</table>

PROPERTY DESCRIPTION: Information must be complete and accurate. If applicable state lot number, block number, subdivision name, government lot number, quarter sections, etc. (Note: This may be copied from your tax notice or deed.)

Tax Parcel #: WA-032-01681-00; 01682-00; 01700-00  
Section 11/14  
Town 43  
Range 13  
W

Town of: Wascott  
Parcel Acreage or Size: 100 Acres

Property Address: None

Legal Description: NE NE 14-43-13; SW SE & S-1/2 SE SE 11-43-13

Name of Adjacent Lake or Stream: 

Wetlands: ☐ Yes ☐ No  
Zone District F-1

Nonmetallic Mine (Renewal) - Nonmetallic Mining Permit Number: YR-0083  
5-Year Renewal CU Permit #: 22916

By signing this application, I give my/our permission to allow a site inspection to be made of the site by Zoning staff and allow photographs to be taken if necessary. I hereby agree to terms and conditions on following site sketch page.

Signature of Operator: [Signature]  
Date: 4-7-20

<table>
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<th>Type</th>
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<td>4/16/20</td>
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Vendor #: 1436201

Revised 10-12-2016

ZC hrs = 05-13-2020

This fee to be determined when reclamation plan reviewed.
You are responsible for complying with State and Federal laws concerning construction near or on wetlands, lakes, and streams. Wetlands that are not associated with open water can be difficult to identify. Failure to comply may result in removal or modification of construction that violates the law or other penalties or costs. For more information, visit the Department of Natural Resources wetlands identification page or contact a Department of Natural Resources Service Center.

Additional responsibilities for owners of projects disturbing one or more acre(s) of soil:
I understand that this project is subject to regulations regarding erosion control and storm water management and I will comply with those standards. For more information, visit the Department of Natural Resources or contact a Department of Natural Resources Service Center.

It is the property owner's responsibility to know the location of their lot lines to ensure setback requirements are met.
April 15, 2020

Steve Balcsik
15002 S Balcsik Rd
Gordon, WI 54838

Mr. Balcsik:

This letter regards the mine located on South Mail Road in the Town of Wescott, Parcel Number WA-032-01681-00, WA-032-01682-00, WA-032-01700-00 Non-Metallic Mine Permit #19-0083, Conditional Use Permit #22916. More detail is requested for the submission of an acceptable reclamation plan.

Please reference the attached Town of Maple Reclamation Plan. A similar written document will be needed for this site. Please see the attached 22916-Balcsik Map. If you agree that mining will only occur within the marked area, please return one of the maps with your reclamation plan. This will limit mining activities to the marked three acres on parcel WA-032-01700-00.

Specify that stockpiles will be leveled or removed from the site. Site will not contain slopes which exceed 3:1.

During our phone conversation you mentioned possibly planting red pine on the site. Please define the post-mining land use to be a pine plantation. Provide a list of potential pine species, and you can select one or more species from that list when the planting actually occurs.

Define what vegetation will be seeded to stabilize the soil, and what rate it will be seeded at. Please add the cost of seed and seeding work to your financial assurance (attached). Define that vegetation will cover at least 70% of the site. If it is not desirable to seed due to the establishment of the pine, please request no seeding to occur on the site due to potential hindrance of the pine establishment.

Please ensure the reclamation plan you submit includes your signature as well as the landowner’s signature.

Douglas County Zoning will not renew the permit until the reclamation plan and financial assurance are secured for the site. Thank you for working with me to get this plan in place, and please let me know if you have any questions or need assistance.

Sincerely,

Ashley Vande Voort
Douglas County Land Conservationist
Ashley.VandeVoort@douglascountywi.org
(715) 395-1266
218-591-0586

Attachments:
Town of Maple Reclamation Plan
22916-Balcsik Map- 2 copies
Financial assurance
MAPLE SAND PIT-BLUEBERRY ROAD
August 8, 2019

Property Owner-Douglas County Forestry Dept.
Site Operator-Town of Maple
Plan Designer-Roger Colby, Town of Maple
Legal Description-NE1/4, Sect 12, T47N-R11W
Tax Parcel Number MA-020-00225-00

Revised / Approved Plan
SITE INFORMATION

A. Type of Material-Sand, Hardpan, Sandy Loam topsoil
B. Extent of Material-Covers entire 40 acres
C. Topsoil-Varies from 4-10 inches
D. Water levels-The closest well is over ¼ mile away and is over 100’ deep
E. Wildlife around pit-Consists of small game, birds, bear, deer and insects
F. Wet lands-Map is included
G. A roadway currently exists through the site. The mine will not cut off access to this roadway.

POST MINING LAND USE

For the foreseeable future the site will remain a sand pit. After reclamation the land will be used for timber resource production as it was before developed into a sand pit.
ADDITIONAL RECLAMATION INFORMATION

A. Topsoil thickness - Approximately 3-4 inches. Spread by bulldozer.
B. This area has enough topsoil for reclamation.
C. Approximately 1500 yards will be needed for complete reclamation.
D. The site may either revegetate naturally or be seeded to achieve 75% herbaceous plant cover without excessive invasive species coverage. If seeding occurs Wisconsin DoT seed mix no. 75 will be used and Wis DoT Section 630 seeding guidelines will be followed. Approximately 40# of seeding mix per acre will be used. A total of 200# of the mix will be required.
E. As the limits of the mine are reached that area would be reclaimed, covered with topsoil and seeded to grass.
F. Stockpiled areas of top soil and overburden would also be seeded.
G. The site will achieve a density of 435 trees per acre either by revegetating naturally or planting. If planting occurs it will be at a rate of 580 trees per acre and have at least a 75% survival rate. Before any planting occurs there will be collaboration with the Douglas County Forestry Department to select species preferable for future timber production.
H. The roadway will not be eliminated. It may have a slight grade to it and will be seeded like the rest of the area as needed.
I. Expenses:
   Dozer-8 hours @ $85/hour (includes operator)-$680
   Dump Truck-5 hours @ $70/hour (includes operator)-$350
   Loader-5 hours @ $75/hour (includes operator)-$375
   Seed-200 pounds @ $3.50/#-$700
   Mulch-50 bales @ $3/bale-$150
   Trees-2900 tree seedlings @ $1.00-$2,900
   Labor (planting trees) 24 hours @ $25/hour-$600
   Labor (seeding) 8 hours @ $25/hour-$200
   TOTAL-$5,955
J. Dozer, Dump Truck and front end Loader will be used.
Final slope angles will not exceed the maximum 3:1 (length to height) slope requirement. Salvaged top soil pile will be transported back to excavated areas and seeding of these areas will be implemented as part of the reclamation plan.
Erosion will be monitored. Silt fence or other methods of erosion control will be used where and as needed.
Approved by the Town Board of Maple, Wisconsin on August 8, 2019

____________________________
Randy Markon, Chair

____________________________
Gary Saari, Supervisor

____________________________
Marty Laakso, Supervisor
• **Alternative methods for small operators** - A blend of different options that could include a regular payment (based on production or gross sales) to an escrow account or other financial instrument designed to grow to the amount necessary to guarantee reclamation at the expected time of final reclamation. This probably would be set up along with a lien on the property that would serve as collateral to guarantee performance of reclamation obligations.

### Some Items to Consider in Calculating Financial Assurance

<table>
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<th>Item</th>
<th>Cost per Unit</th>
<th>Number of Units</th>
<th>Amount ($)</th>
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<tr>
<td><strong>Grading and Regrading</strong></td>
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<td>Activities necessary to ensure soil and slope stabilization</td>
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<td>250.00</td>
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<td>Erosion control materials</td>
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<td>Equipment and labor</td>
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<td><strong>Topsoil Prep</strong></td>
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<td>Scarification of subsoil or underlying materials prior to topsoil redistribution</td>
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<td>Equipment and labor</td>
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<td><strong>Topsoil</strong></td>
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<td>Creating or purchasing substitute topsoil (if necessary)</td>
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<td>Application of substitute topsoil</td>
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<td>Reapplying stockpiled topsoil</td>
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<td>Soil amendments, lime and/or fertilizer</td>
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<td>Equipment and labor</td>
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<td><strong>Revegetation and Seeding</strong></td>
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<td>Seeding/transplanting</td>
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<td>Seed costs and misc. materials</td>
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<td>Seeding and transplanting Costs</td>
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<td><strong>Vegetation Stabilization</strong></td>
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<td>Mulching, netting or other stabilization materials</td>
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<td><strong>Short-term Site Maintenance</strong></td>
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<td>Covers period until declaration of completion (DOC):</td>
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<td>Additional seed, vegetation, etc.</td>
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<td>Equipment and labor</td>
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<td><strong>Long-term Site Maintenance</strong></td>
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<td>Covers period between DOC and certificate of completion of reclamation (near time when financial assurance may be returned):</td>
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**TOTAL**

1329.00
DOUGLAS COUNTY PERMIT

ISSUE DATE
10/25/2017

CONDITIONAL-USE#
22916

FILE COPY

MAILING ADDRESS
STEVE M BALCSIK
15002 S BALCSIK RD
GORDON WI 54838

TOWN OF WASCOTT

PARCEL(S):
WA-032-01681-00, WA-032-01682-00, WA-032-01700-00

PROPERTY ADDRESS
NONE

LEGAL DESCRIPTION:
SW SE 11-43-13

SECTION
11

TOWN
43 N

RANGE
13 W

FOR
NON-METALLIC MINE - PEAT (RENEWAL)

CONDITIONS: The following minimum requirements must be met for all land uses:

05-10-2017 - Douglas County Zoning Committee approved three year renewal of nonmetallic mining permit. Town approval dated 04-12-2017 received and on file. All conditions associated with this permit are delineated on Page 2 (attached). This permit should be considered incomplete without Page 2 attached.

This is not a building permit. Check with your Town Chairman for information concerning township building requirements or permits for any structure. The Wisconsin Uniform Dwelling Code requires that all towns issue building permits for new dwellings and additions to existing dwellings. Please contact the appropriate town clerk for obtaining permits.

ZONING AUTHORITY
CONDITIONS OF PERMIT: 22916

As approved by Zoning Committee 05-10-2017

ISSUED: 10-25-2017

(no address assigned)

Tax Parcel I.D. Number:
1. WA-032-01681-00
2. WA-032-01682-00
3. WA-032-01700-00

Proposed Use: Non-Metallic (Peat) Mining Permit (3-Year Renewal)

NMM Permit Number: YR-0083

CONDITIONS:

1. This permit approved for three-year period, expiring 05-10-2020. Should mining be completed before renewal, reclamation to be inspected and approved by Douglas County Land & Water Conservation Dept.

2. Operator to comply with NR 135 annual reporting requirements.

3. Financial assurance not required on peat mine operations.

3. Must comply with WI DNR Wetland Filling and Grading Permit.
APPLICATION FOR PERMIT: ☑ CONDITIONAL-USE

APPLICATION WILL NOT BE PROCESSED WITHOUT SIGNATURE & DATE ON THIS PAGE.

TO WHOM IT MAY CONCERN: The undersigned hereby applies for a permit to do work herein described in this application. The undersigned agrees that all work will be done in accordance with the Douglas County Zoning, Shoreland Zoning, Subdivision Control, Floodplain Ordinances and with all laws of the State of Wisconsin applicable to said premises. Do not start any construction until this office has issued a permit. Failure to obtain the necessary permits will result in a double permit fee and/or citation.

CONDITIONAL-USE PERMIT APPLICATIONS: PLEASE CONTACT TOWN CLERK - APPLICATIONS REQUIRE REVIEW BY YOUR TOWN BOARD PRIOR TO SCHEDULED ZONING COMMITTEE PUBLIC HEARING

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<td>Greg Syring</td>
<td>Leone Syring Irrevocable Trust</td>
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<tr>
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<td>4586 E Kronberg Rd</td>
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<tr>
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PROPERTY DESCRIPTION: Information must be complete and accurate. If applicable state lot number, block number, subdivision name, government lot number, quarter sections, etc. (Note: This may be copied from your tax notice or deed.)

Tax Parcel #: TS-030-01610-00  
Section  25  Town  48  N  Range  14  W
Town of: Superior  
Parcel Acreage or Size:  30 Acres

Property Address: 4553 E County Road C

Legal Description: SW SE 25-48-14; EX CSM #915, VOL 6 PGS 257-258, EX CTY RD R/W

Name of Adjacent Lake or Stream: ____________________________
Wetlands: ☑ Yes ☐ No  Zone District: A-1

Nonmetallic Mine (Renewal) - Nonmetallic Mining Permit Number: YR-0075
5-Year Renewal  CU Permit #: 22959

By signing this application, I give my/our permission to allow a site inspection to be made of the site by Zoning staff and allow photographs to be taken if necessary. I hereby agree to terms and conditions on following site sketch page.

Signature of Operator: ____________________________  Date: 3-25-20

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This fee to be determined when reclamation plan reviewed.

Revised 10-12-2016  ZC H# = 05-13-2020 V#
RECLAMATION PLAN

The site is about three (3) acres located at Pt. SW 1/4- SE 1/4, Sec 25, T48N-R14W, Town of Superior, Wisconsin. The project on this site consists of mixing dirt, sand and manure to make suitable material for gardens, lawns and landscapes. The site is a cow pasture. This material is hauled in.

As no excavation is taking place, the reclamation process will consist of removing all piles of material, planting grass and restoring the site for cow pasture. Grass planting will include growing clover and rye.

While the project is in process, water runoff will be controlled by using berms, silt fence, hay bales and rip rap rock.

The cost to restore the site to cow pasture should be less than $1000.00.

It is proposed that the applicant, Greg Syring, purchase a $1000.00 certificate of deposit. The CD would be held by Douglas County Planning and Zoning until the cow pasture has been satisfactorily reclaimed.
This conditional use permit is being applied for to process black dirt. The site is a field where cow manure was placed.

To make the black dirt, sand and peat are blended on the site with the cow manure. The site is approximately three acres.

Reclamation
As no excavation is taking place, the field will retain its original contour. When black dirt operation is complete, grass seed will be planted to restore the field. Cost should be less than $500.
March 30, 2020

Greg Syring  
4291 S County Rd A  
Superior, WI 54880

Dear Mr. Syring,
This letter is regarding the mine located at 4553 E County Road C, Superior, WI parcel #TS-030-01610-00, non-metallic mine permit #20-0075, conditional-use permit #22959. The reclamation plan and financial assurance are under review as part of the May Conditional-Use Permit renewal.

An additional condition will be recommended to the Zoning Committee as part of the Conditional-Use Permit renewal. When viewing the mine area, there are two swales running north and south within the mine area. It will be requested that either vegetation be promoted to grow extending 10 feet out from the top of the bank surrounding each swale, silt fence be placed around each swale at least 5 feet away from the top of the bank or another erosion control method of equal or exceeding performance be put in place to prevent soil from washing into the swale.

Financial assurance is required for all private mining operations. There is record of a 4-year Certificate of Deposit for financial assurance in the amount of $1,000 from May 24, 2016. Documentation of updated financial assurance will be required. Financial assurance shall be for the amount of $1,000 and be payable exclusively to Douglas County.

Thank you for your review of the above requests. Please contact Ashley Vande Voort at Ashley.vandevoort@douglascountywi.org or 715-395-1266 to discuss the additional condition which may be added to your permit or proof of acceptable financial assurance.

Sincerely,

Zach DeVoe  
Land Services Director

av

Enc

(715) 395-1380  Planning / Zoning – Permits
(715) 395-7643  FAX
(715) 395-1340  Surveyor

(715) 395-1570  Land Information / GIS
Web Page: www.DouglasCountyWI.org
DOUGLAS COUNTY PERMIT

ISSUE DATE
05/10/2017

MAILING ADDRESS
GREG SYRING
4291 S COUNTY ROAD A
SUPERIOR WI 54880

CONDITIONAL-USE#
22959

TOWN OF SUPERIOR

PARCEL(S):
TS-030-01610-00

PROPERTY ADDRESS
4553 E COUNTY ROAD C

LEGAL DESCRIPTION:
SW SE 25-48-14; EX CSM #915, VOL 6 PGS 257-8, EX CTY RD R/W

SECTION
TOWN
RANGE
25
48 N
14 W

FOR
NON-METALLIC MINE (RENEWAL)

CONDITIONS: The following minimum requirements must be met for all land uses:

05-10-2017 - Douglas County Zoning Committee conditionally approved three-year renewal of nonmetallic mine permit. Town’s conditional approval dated 05-10-2017 received and on file. All conditions associated with this permit are listed on Pages 2 and 3 (attached). This permit should be considered incomplete without Pages 2 and 3 attached.

This is not a building permit. Check with your Town Chairman for information concerning township building requirements or permits for any structure. The Wisconsin Uniform Dwelling Code requires that all towns issue building permits for new dwellings and additions to existing dwellings. Please contact the appropriate town clerk for obtaining permits.

ZONING AUTHORITY
Land-Use and Conditional-Use Permits:

This permit will expire one year after date of issuance if construction is not commenced or two years from date of issuance. Changes in plans or specifications shall not be made without approval of the Zoning Administrator.

This permit may be revoked if any of the information given in the application is found to have been misrepresented.

Chapter 26.03 WI Statutes states “no person may harvest any raw forest products until 14 days after notifying the County Clerk of the person’s proposal to harvest.” Contact the Douglas County Clerks office at (715) 395-1568.

Commercial buildings may also require permits from the State of Wisconsin; Department of Commerce; Division of Safety and Buildings.

All Permits:

It is the property owner and/or contractor’s responsibility to ensure that conditions of all recorded easements are met. These may include, but may not be limited to: sewer systems, power lines, gas lines, telephone cables, cable television, pipelines, roads and private access. For additional information, it is recommended that you contact the local sanitary district, power, gas, telephone, cable & pipeline companies, and local municipality, as applicable. Recorded easements should also be referenced on the property owner’s deed.

Driveway Access Recommendations (for emergency services):

To protect the property owner and family you must provide adequate access/turn-around capabilities for emergency vehicles (i.e., ambulance, fire fighting equipment, snow plow, etc.), the following guidelines are recommended as MINIMUM standards by the Director of the Office of Emergency Management:

- Highway / road turn-off to property entrance road must be a minimum of 20 feet in length.
- Width of driveway access road must be a minimum of 20 feet.
- Overhead clearance must be a minimum of 16 feet.
- Parking or turn-around area - any alignment to provide adequate exit capabilities for emergency equipment.

Driveway Permits / Culvert Requirements:

Town Roads – appropriate Town Clerk

County Roads: Kevin Schmid, Douglas County Hwy. Department @ (715) 374-2575

US / State Highways: Dan Anderson, WI DOT @ (715) 635-5059, Daniel.Anderson@dot.wi.gov

IF PROPERTY IS IN FOREST CROP, NOTIFY THE TOWN AND THE DEPARTMENT OF NATURAL RESOURCES.
DOUGLAS COUNTY, WISCONSIN
Planning, Zoning and Land Information Offices
1313 Belknap Street, Room 206
Superior, WI  54880

CONDITIONS OF PERMIT:  22959

As approved by Zoning Committee 05-10-2017

Tax Parcel I.D. Number:  TS-030-01610-00

Proposed Use:  Non-Metallic Mining Permit (3-Year Renewal)

ISSUED:  05-10-2017
(4553 E County Road C)

NMM Permit Number:  YR-0075

CONDITIONS:

1  This permit approved for three-year period, expiring 05-10-2020.

2  Must comply with Ordinance 8.0, Section VI, Sub. 6.2. Reclamation plan on file reviewed by Douglas County Land & Water Conservation Department and determined to be adequate at this time. Operator to notify Department and modify reclamation plan if mining activity exceeds that reflected in reclamation plan on file.

3  Must comply with Ordinance 8.9 to include NR-135 annual reporting requirements.

4  Financial insurance instrument on file commensurate to cost for Douglas County to reclaim this site in accordance with Ordinance 8.9 and NR 135.

5  Must avoid wetlands. Operator to maintain and have on file current stormwater permit licensing with the Wisconsin Department of Natural Resources. Maintain erosion control measures as required.

6  Subject to conditions by the Town of Superior as shown on Page 3 (attached).

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This page is intended to be a part of above numbered permit and should be included in any copies or other duplication of this permit.
Town of Superior Non Metallic Mining Conditional Use Permit Conditions

1. During periods of road weight restrictions (Wis. Stat. 349.6) the permit holder will not haul on any posted roadways, unless granted emergency authorization from the Town Road Foreman. The permit-holder will assume the cost of repairs for any damage that occurs to these roads caused by their hauling operations.

2. During weight restrictions, the Town Road Foreman may establish alternative haul routes. The permit holder agrees to provide gravel to repair damaged areas caused by their hauling operations.

3. Hours of Operation:
   a. Normal Sales Hours are
      - Monday thru Friday: 6:00 a.m to 8:00 p.m.
      - Saturday: 7:00 a.m to 3:00 p.m.
   b. Extended hours or 24-hour operations may be allowed for emergency situations, specific job requirements and special projects or other justified purposes.
   c. The permit holder will notify the Town of Superior if they need to operate 24 hours or more than the normal sales hours, specifying the approximate start date and approximate duration of operations.
   d. If the Town Read Foreman is not available, leaving a recorded message on the Town answering machine is considered adequate notification for Item 3(c).

4. Dust control: The operator is responsible for minimizing respirable dust exposure by use of wet suppression for processing aggregate materials and by controlling fugitive emissions from peripheral activities, including trucking. Maintain respirable dust limits within MSHA standards and provide a healthy, dust free environment for employees and neighboring property owners.

5. Noise control: The operator is responsible for mitigation of on-site noise by maintaining functional mufflers and exhaust systems on all internal combustion engines and by shielding mechanical processes with noise barriers.

6. Blasting: (If applicable)
   a. All blasting operations will comply with the Wisconsin Administrative Code Chapters Comm.7 & 8 and the National Fire Protection Association guidelines in the NFPA Explosive Material Code, Chapter 495.
   b. In addition, the operator or contractor will place a minimum of three (3) seismographs at neighboring residences during each blast. The operator will make a copy of each blast record available to the Town of Superior and residences upon request.
   c. The operator will maintain a blast notification list at the local company office.
   d. Any neighbor or resident within ½ mile of the quarry may request notification prior to any blast detonation at the quarry.
   e. The operator is responsible to provide blast notification in-person or by telephone to occur on the day of the proposed blast and at least 2 hours prior to the blast. A voice message is considered proper notification if residents are not home on the day of the blast.