

ORDINANCE NO 2014 - 02

Town of Kinnickinnic

Extension of Moratorium on Expansion of Existing and Creation of New Nonmetallic Mining Operations Within the Town of Kinnickinnic

WHEREAS, the Town of Kinnickinnic adopted Ordinance No. 2012-01 in November 7, 2012, establishing a Moratorium on the Expansion of Existing and the Creation of New Nonmetallic Mining Operations Within the Town of Kinnickinnic; and

WHEREAS the Town, through its Plan Commission and Board, has worked diligently to develop a Nonmetallic Mine Operators License, which Ordinance establishment process has involved review of other Ordinances, County zoning and licensing regulations, State regulations, and consultation with DNR officials, Town legal counsel and Town citizens; and

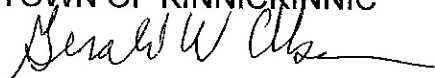
WHEREAS the Moratorium was extended by Ordinance No. 2013-05 adopted on September 3, 2013, and the extended Moratorium expires on April 30, 2014; and

WHEREAS the Town Board is very near the point of adopting a proposed Ordinance, but the draft currently under review requires some further examination by the Town Board and its legal counsel, which further examination will likely be accomplished within the next thirty (30) days;

NOW THEREFORE, the Town Board of the Town of Kinnickinnic does hereby extend the Moratorium on the Expansion of Existing and Creation of New Nonmetallic Mining Operations Within the Town of Kinnickinnic from April 30, 2014, to May 30, 2014, or upon publication, whichever comes first. During this additional period of time, through May 30, 2014, the Town Board of the Town of Kinnickinnic does hereby prohibit the expansion of any existing nonmetallic mining operation or related processing plant beyond its physical dimensions as of the date of the adoption of this Ordinance, and further prohibits the creation of any new nonmetallic mining operation or related processing plant in the Town during the pendency of this moratorium. For purposes of this Ordinance, the term "physical dimensions" shall refer to the external footprint of the existing mine site, quarry, pit, or other excavation area within which nonmetallic mining or processing operations are occurring as of the date of this Ordinance. Further, there is hereby established a temporary stay on the acceptance, review, and approval by Town officials, staff, consultants of any applications of any permits for nonmetallic mining operations after the effective date of this Ordinance until the effective period of the moratorium expires.

Adopted this 29th day of April, 2014, and effective April 30, 2014.

TOWN OF KINNICKINNIC



By: Jerry Olson, Town Chair

Attest: Lola Higgins
By: Lola Higgins, Town Clerk

I, the undersigned Town Clerk, hereby certify the foregoing Ordinance was posted in the following three public places in the Town of Kinnickinnic on April 30, 2014.

Front door
end driveway
old town hall site

Lola Higgins
Lola Higgins, Town Clerk