



AGENDA ITEM # 6.2

REPORT TO CITY COUNCIL

Report Prepared by: Dawn Bittner

Date: April 5, 2016

Subject: Ordinance Amendment regarding Extractive Use

Report: A local contractor suggested our Ordinance for Extractive Use was vague. The amendment would include a survey and two additional maps. The Planning Commission unanimously recommends the attached amendment to the City Code.

Council Action Requested:

1. Council motion amending Section 17-8.5 Extractive Uses and Restoration of the Pequot Lakes City Code.
2. Council motion for summary publication.

ORDINANCE NO. 16- __, SECOND SERIES
AN ORDINANCE AMENDING CHAPTER 17 OF THE CITY CODE
REGARDING EXTRACTIVE USE
CITY OF PEQUOT LAKES
COUNTY OF CROW WING
STATE OF MINNESOTA

The City Council of the City of Pequot Lakes does ordain as follows:

Purpose and Intent: The purpose of this ordinance amendment is to amend Chapter 17 of the Pequot Lakes City Code relating to the appeals process.

Amendment: Chapter 17, Article 8.5 shall be amended as follows:

Section 17-8.5 EXTRACTIVE USES AND RESOTRATION

5. Application, contents, procedure. An application for such operation shall provide the following information in addition to that required by the CUP process:

- A. Name of the person or corporation conducting the actual removal operation.
- B. Certificate of Survey labeled Map A indicating pre-mining conditions as they currently exist in the project area including all areas within 500 feet of the site at a scale of not less than one (1) inch equals one hundred (100) feet that includes the following:
 - Description and location of existing vegetation within and adjacent to the project area;
 - Location of all structures within and adjacent to the project area and the purpose for which each structure is used, including buildings, pipelines, cables, railroads and power lines;
 - Existing drainage patterns, wetlands and permanent water areas;
 - Contours within the project area at five (5) foot intervals.
- C. Map B outlining sSize of the area from which the removal is to be made and the volume of material to be removed.
- D. Map C depicting proposed final grade with maximum five (5) foot contour intervals after deposit is removed and area restored.
- E. Type of resources or materials to be removed.

- F. Proposed method of removal and whether or not blasting or other use of explosives will be required.
- G. Description of equipment to be used, including any proposed accessory uses such as hot mix plants or crushing operations.
- H. Method of rehabilitation and reclamation of the pit area, including timeframe for rehabilitation.
- I. Identification of haul roads and amount of truck activity at highest and average levels on those routes, including ADT (average daily total) counts.
- J. Hours of operation and expected life of operation.
- K. Types of barriers to be used, if necessary, to ensure the safety of people and livestock residing within proximity to the proposed area of excavation.
- L. Proposed methods of avoidance or mitigation of the impacts on natural resources caused by the proposed use.
- M. Detailed plans indicating anticipated vegetative and topographic alterations.

Passed and adopted by the Pequot Lakes City Council this 5th day of April, 2016.

Effective Date: This ordinance amendment shall be in full force and effect from and after passage and publication according to state law.

Repeal: This ordinance shall repeal all ordinances inconsistent herewith.

David Sjoblad, Mayor

ATTEST:

Nancy Malecha
City Administrator/Clerk

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The following is the official summary of Ordinance No. __, Second Series, approved by the City Council of the City of Pequot Lakes, on the 5th day of April, 2016.

The purpose and intent of this ordinance is to amend Chapter 17 of the City Code relating to Extractive Uses.

A printed copy of the ordinance is available for inspection by any person at City Hall.

Passed and approved by a __/5th vote of the City Council this 5th day of April, 2016.

David Sjoblad, Mayor

ATTEST:

Nancy Malecha
City Administrator/Clerk