



Redwood County

Application for Extraction Interim Use Permit

www.co.redwood.mn.us

Location of the Extraction:

Permit #: 4-20 Date: 3-2-20

Address: 430th Street City: Bellevue State: MN Zip: 56214
House # Street Name

Parcel #: 68-021-2020 Township: Swedes Forest Section: 21 Twp #: T114 Range: R37W

Legal Description:

NW 1/4 NW 1/4

Information about the Extraction:

Zoning District: Agricultural

Soil Type 1: Topsoil

Soil Type 2: gravel

General description of the extraction: gravel mining NOTICE: Change of land use may affect your property taxes.

gravel mining

Number of acres to be extracted: 18

Type of Road: Two gravel Right-of-Way width measured from centerline ~~20'~~ 33'

Setbacks: (Please enter in feet)

Setback from the Center of the Road: ~~50'~~ 100'

Side Yard Setback: 5' 0' Direction: ~~North~~ East

Side Yard Setback: 5' 67' Direction: West (from Grandview Ave. right-of-way)

Rear Yard Setback: ~~480'~~ 480' Direction: South

Starting Date: 06/2020 Date of Completion: 10/2030 (maximum 10 years)

Drainage Plan:

See attached map

Landscape and screening plans:

Slope sides, Plant cover crop

Water plan (estimated water use):

No water use

Statement addressing noise, vibration, glare, heat, smoke, particle matter, odors, exterior lighting, toxic or noxious matter, dust, etc:

We have mined in this section for over 10 yrs. No complaints, we use dust control methods.

Reclamation plan: (Attach Map)

See attached map

Estimated Cost of Reclamation: \$25,000

Applicant Information:

First Name: Alan Last Name: Panitzke

Business Name:

Address: 133143 Harvest Ave City: Belview State: MN Zip: 56214

Home Phone: 507-828-9309 Cell Phone: Same Email:

Operator Information: (Complete only if different from Applicant)

First Name: Craig Last Name: Johanneck

Business Name: Johanneck Concrete

Address: 184 City Rd 76 City: Wabasso State: MN Zip: 56293

Home Phone: 507/342-5713 Cell Phone: 507/430-1689 Email: johanneckconcrete@arvic.net

Land Owner Information: (Complete only if different from Applicant)

First Name: Last Name:

Address: City: State: Zip:

Home Phone: Cell Phone: Email:

I affirm that the forgoing information is true and accurate. I understand that if any portion of this information is false or materially misleading, any conditional use permit issued in reliance upon this information is voidable at the election of Redwood County.

Land Owner Signature: [Signature] Date: 2-20-20

Please attach the following information:

A detailed site map. This must include: soil types; topography, location of watercourses, outline of maximum area to be excavated, setbacks from property lines, vertical profile of area to be excavated including overburden, proposed and existing locations of any structures, stockpiles or operation areas, location and names of roads, railroads, known tile lines, proposed fences, utility rights-of-way, planned entrances and exits for operation area, road routes for heavy equipment and any signs being posted.

Office Use Only: * The section below is to be filled out by the Environmental Office Staff

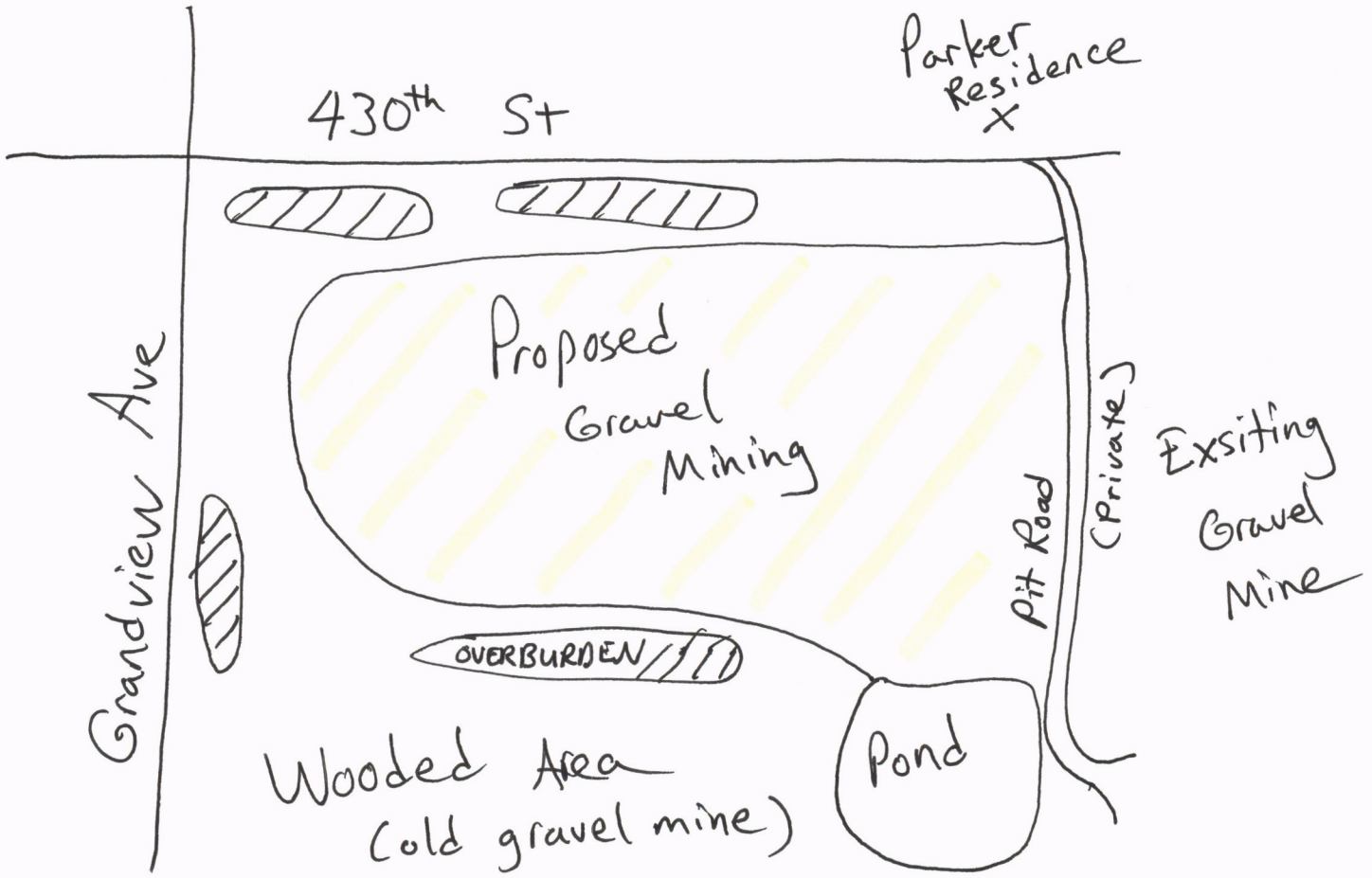
Extraction Fee: \$700.00 Receipt #: 53567 + 53568 Date Approved:

Application Received: March 2, 2020

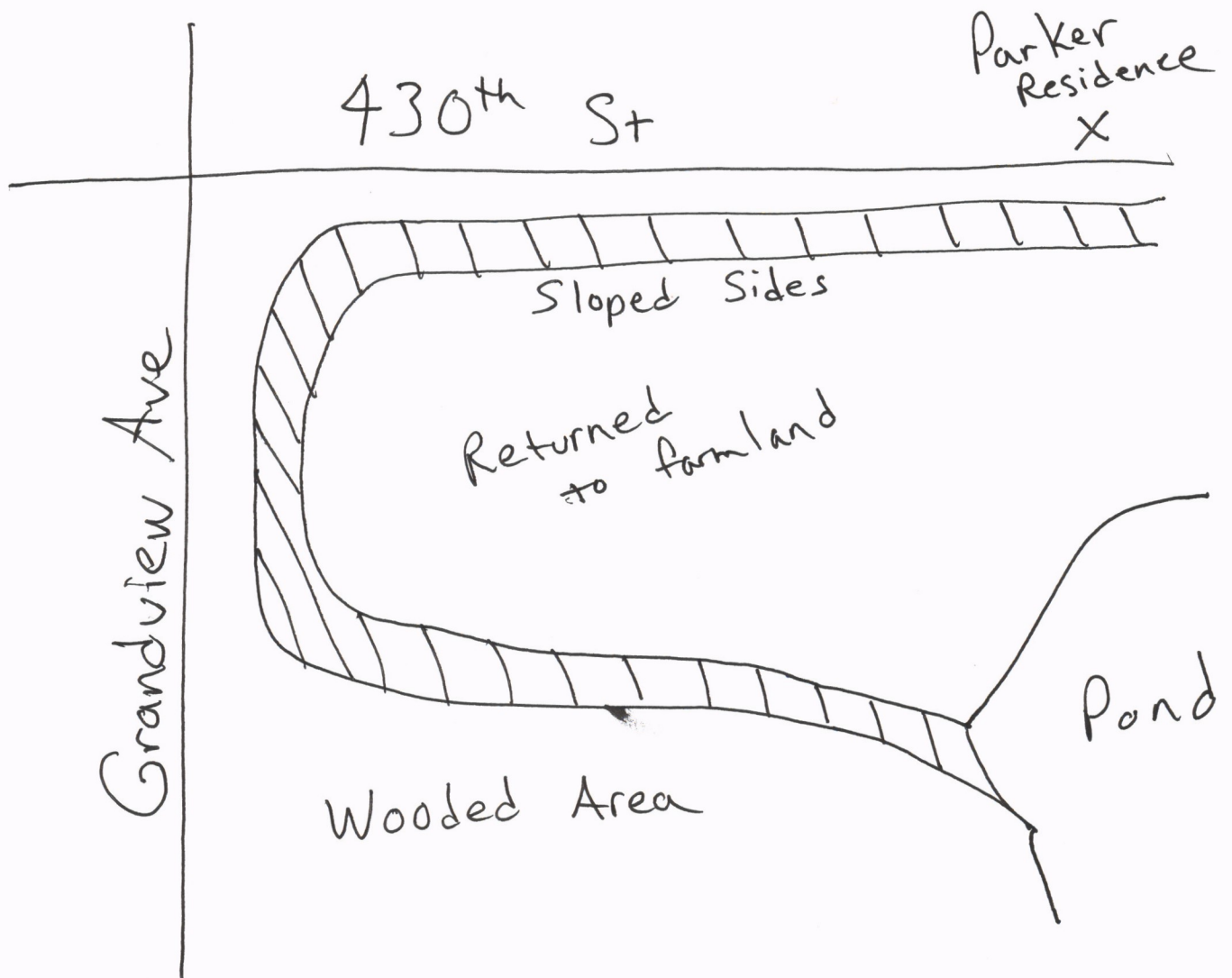
Commission Action: County Board Action:

Approved: Date: Approved: Date:

Disapproved: Date: Disapproved: Date:



Drainage Plan



Reclamation Map

Overburden 1'-3'

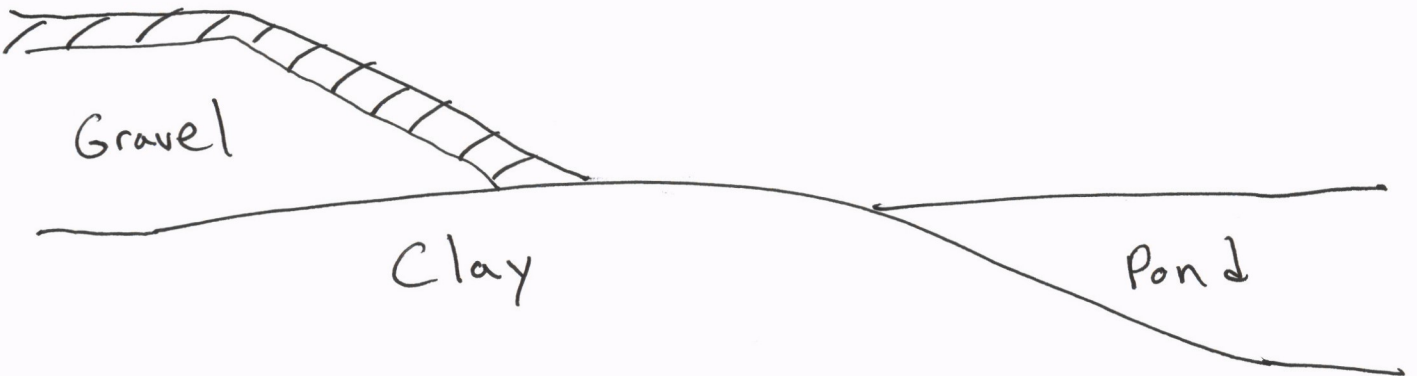
8' Gravel

13'

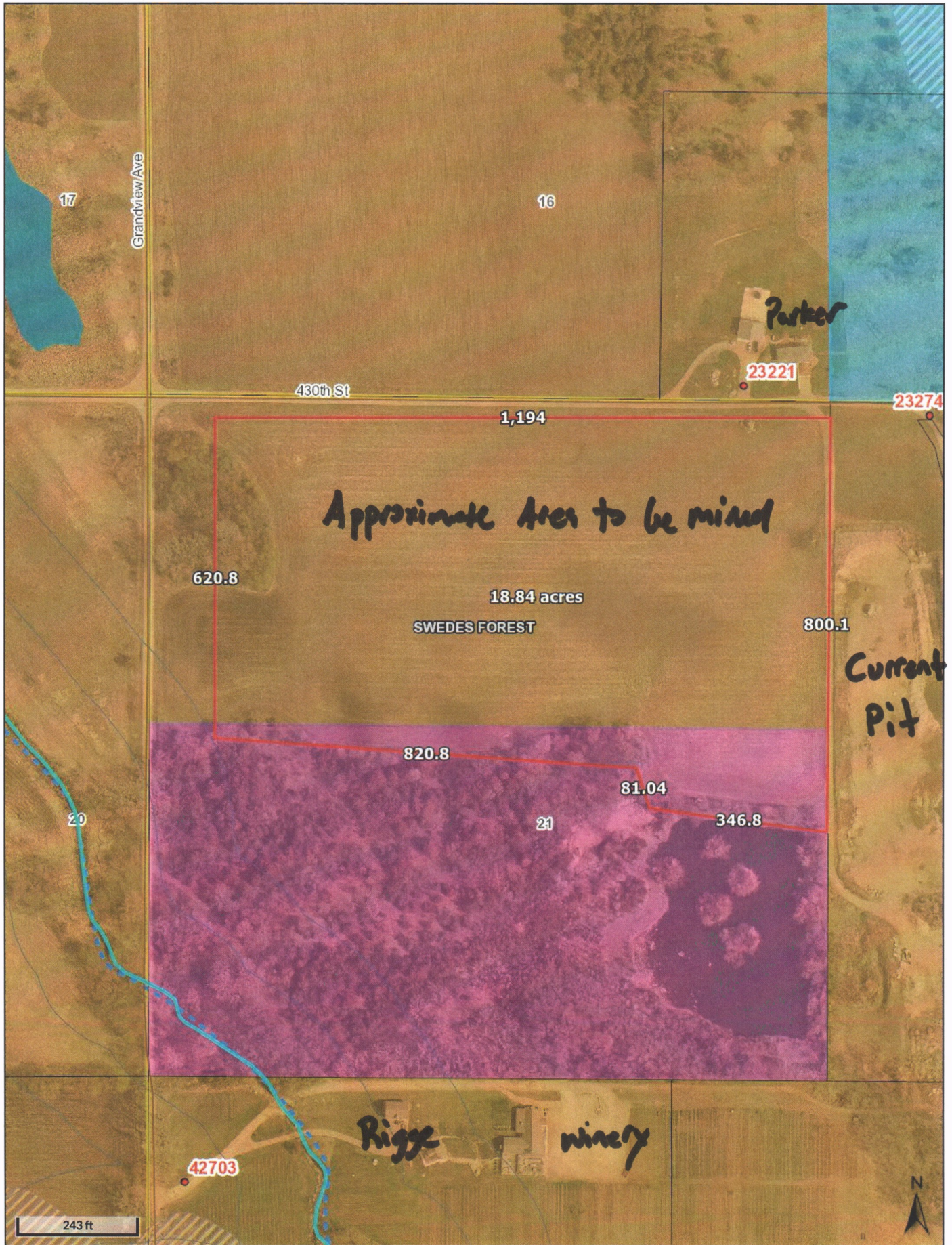
Clay



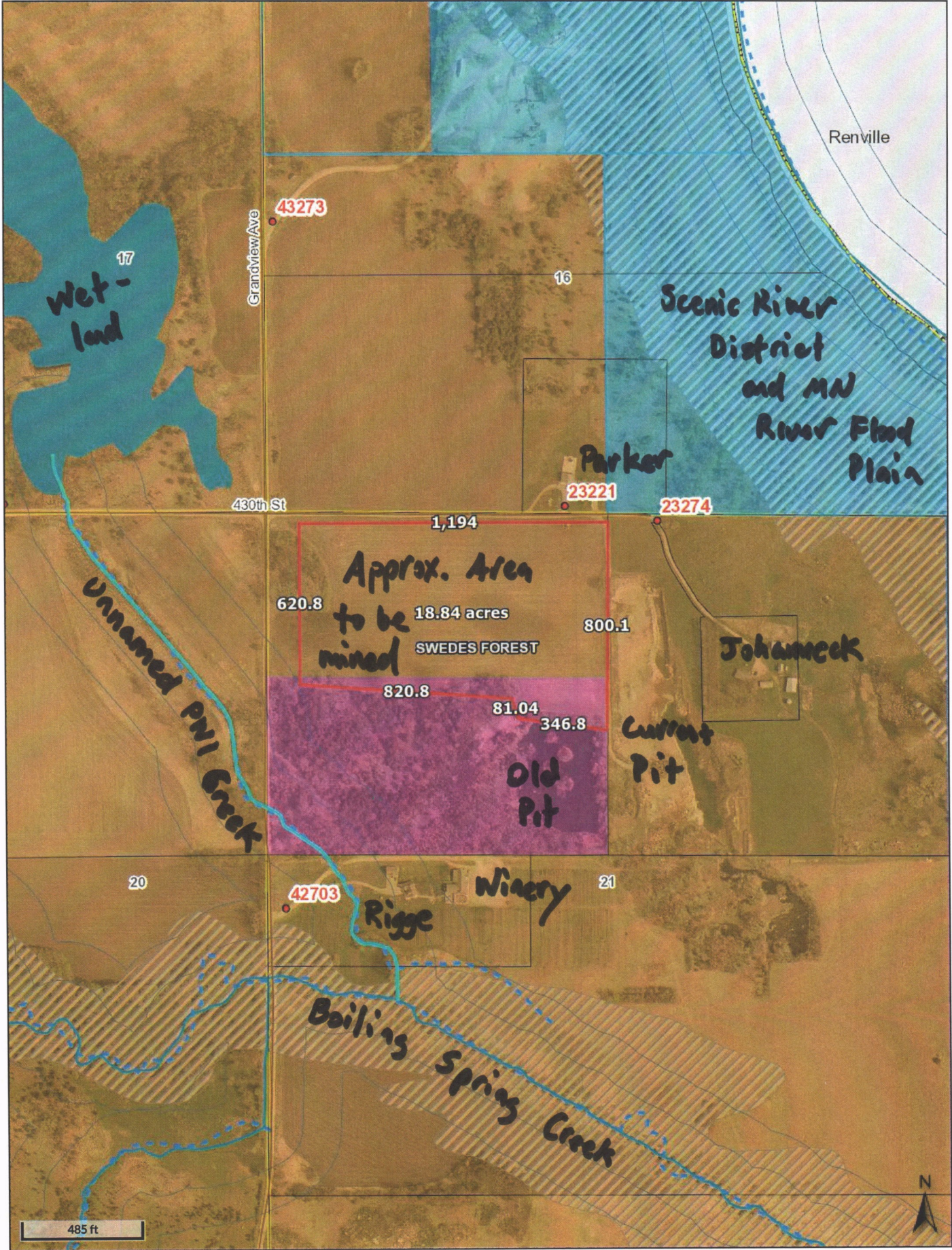
Slope 3 to 1



Cross Section



Panitzke



Panicle elevation Map



Panteta soil map



Conditions for Permit No. 4-20 (Alan Panitzke - Craig Johanneck)

1. The permit holder shall comply with all applicable laws, rules, and regulations, including but not limited to Redwood County Zoning Ordinance, as hereafter amended from time to time. The permit holder shall abide by all MSHA requirements. A copy of all required local, state, and federal permits and/or licenses shall be provided to the Redwood County Environmental Office upon request.
2. The permit holder shall allow the Redwood County Environmental Office to inspect the site for all purposes permitted by law whenever deemed necessary by the Redwood County Environmental Office.
3. The permit holder shall not allow the conditional use to be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted. The permit holder shall not allow the conditional use to impede the normal and orderly development and improvement of surrounding vacant property for uses predominant to the area. Adequate measures shall be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of the foregoing will constitute a nuisance now or in the future. Specifically, dust control measures will be taken to minimize the impact on the residence located at 23221 430th Street (Parker).
4. The permit holder shall not exceed the boundary limits described and set forth in the *Application for Extraction Interim Use Permit*. The permit holder shall keep any pit, excavation, or impounded waters within the limits for which the particular permit is granted. The completion date of this *Extraction Interim Use Permit* will be April 21, 2030.
5. Adequate access roads, drainage, and other necessary facilities shall be provided at all times and shall continue to be provided by the permit holder now and in the future.
6. The permit holder shall at all times properly guard and keep any pit or excavation in such condition so as not be dangerous from caving or sliding banks. The permit holder shall properly drain, fill, or level any pit or excavation after created so as to make the same safe and healthful which shall be determined by the Board of Commissioners. The permit holder shall grade the site after the excavation and extraction has been completed so as to render it usable. The site shall be reclaimed according to the reclamation plan included in the *Extraction Interim Use Permit*: (1) the site will be graded to no steeper than a 3:1 (run to rise) slope; (2) part of the pit may be reclaimed as a pond; and (3) the reserved topsoil will be spread on the non-pond areas and returned to agricultural use, or seeded into grass. The site shall be clean and free of all debris, including stockpiles, when the *Extraction Interim Use Permit* reaches its completion date.
7. The mine shall be reclaimed as the materials are depleted. This shall be done at the discretion of the Redwood County Environmental Office.
8. The permit holder shall post a bond, cash deposit, irrevocable letter of credit, or other security in the amount of \$36,000.00. Further, the bond, cash deposit, irrevocable letter of credit, or other security shall remain in full force and effect for a minimum of one year beyond the ending date of *Extraction Conditional Use Permit*.

9. The permit holder shall maintain bodily injury, property damage, and public liability insurance in the amount of at least \$1,500,000 per occurrence during the life of the extraction operation and shall provide proof of the same to the Redwood County Environmental Office.
10. The maximum depth of excavation shall be 13 feet below the original natural ground surface.
11. The hours of operation of the pit shall be limited to daylight hours.
12. The excavation site shall not be used for a demolition site or hotmix plant, unless the permit holder obtains the proper permission and permits from the State of Minnesota and Redwood County.
13. The County Board of Commissioners may at any time impose additional conditions requiring the permit holder to have proper warning signs posted along CSAH 7 during times of continuous hauling of material into or out of the site. The warning signs shall conform to the requirements and guidelines as provided in the Minnesota Manual on Uniform Traffic Control Devices.
14. The Redwood County Planning Commission shall review the conditional use permit and shall be authorized to take any and all necessary action(s), including but not limited to revoking the conditional use permit and/or requiring the permit holder to reapply for a conditional use permit, if: 1) The Redwood County Environmental Office acquires information previously unavailable that indicates the terms and conditions of the permit do not accurately represent the actual circumstances of the permitted facility or the conditional use; 2) It is discovered subsequent to the issuance of the permit the permit holder failed to disclose all facts relevant to the issuance of the permit or submitted false or misleading information to the Redwood County Environmental Office, the Redwood County Planning Commission, or the Redwood County Board of Commissioners; 3) The Redwood County Environmental Office determines the permitted facility or conditional use endangers human health or the environment; and/or (4) The permit holder violates any of the herein described conditions, the Redwood County Ordinances, State statutes, or Federal laws.



REDWOOD COUNTY ENVIRONMENTAL OFFICE

PO BOX 130
REDWOOD FALLS
MINNESOTA 56283
PH: 507-637-4023

*Planning & Zoning • Parks & Trails • GIS
Aquatic Invasive Species • Septic Inspector
Drainage Inspector • Agricultural Inspector*

**REDWOOD COUNTY PLANNING COMMISSION
Alan Panitzke – gravel pit
Interim Use Permit Application #4-20
April 6, 2020**

FINDINGS OF FACT

ORDINANCE CRITERIA – The Planning Commission may recommend the granting of a Conditional Use Permit in any district provided the proposed use is listed as a conditional use for the district and upon a showing that the standards and criteria stated in this Ordinance will be satisfied and that the use is in harmony with the general purposes and intent of this Ordinance and the Comprehensive Plan.

In determining whether the proposed use is in harmony with the general purposes and intent of the Ordinance and the Comprehensive Plan, the Planning Commission shall consider and make findings on the following questions:

- 1) What potential health safety and welfare impacts were raised at the hearing and why will they, or why won't they, impact the neighboring residents??

- 2) What potential impacts on area property uses were raised at the hearing and why will they, or why won't they, impact the property uses in the area?

3) What potential impacts on property values or future development were raised at the hearing, and why will they, or why won't they, impact the neighboring properties?

4) What infrastructure is needed to support the proposed use and how will it be provided?

5) How do the goals, purpose and policies of the Zoning Ordinance and Comprehensive Plan apply to the proposed project?

NAME: _____

DATE: _____

TO: Whom It May Concern

FROM: Nick Brozek ^{NB}
Land Use and Zoning Supervisor
Redwood County Environmental Office



DATE: March 23, 2020

RE: Notice of Public Hearing on Extraction Interim Use Permit Application

Please find enclosed a *Notice of Public Hearing* regarding an *Extraction Interim Use Permit Application* filed by Alan Panitzke, pursuant to Redwood County Code of Ordinances, Title XV, Section 153.283 for: the extraction, processing, and stockpiling of gravel material from/on an existing gravel pit on the following described real property, situated in the County of Redwood, State of Minnesota, to wit:

The Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) of Section 21,
Township 114 North, Range 37 West, Swedes Forest Township.

A public hearing thereon will be held before the Redwood County Planning Commission at the regularly scheduled Planning Commission meeting starting at 1:00 o'clock p.m. on Monday, the 6th day of April, 2020. The meeting will be held via telephone, at a phone number to be determined. Prior to the meeting, please call the Environmental Office at the number below for more information about how to call in, if you are interested in attending.

Pursuant to Redwood County Zoning Ordinance, all property owners of record within five hundred (500) feet in incorporated areas and/or one-quarter (1/4) of a mile of the affected property or the ten (10) properties nearest to the affected property, whichever would provide notice to the greatest number of landowners in the unincorporated areas, the township in which the affected property is located, and all municipalities within two (2) miles of the property are required to be notified in writing of the time and place of the public hearing.

If you have any comments or questions regarding this matter, please contact the Redwood County Environmental Office by telephone at (507) 637-4023, via email at Environmental@co.redwood.mn.us, or in writing at *Redwood County Environmental Office, P.O. Box 130, Redwood Falls, MN 56283*.

Enclosure

Cc: Alan Panitzke (w/ encl)
Craig Johanneck (w/encl)

Redwood County Government Center - Environmental Department
P.O Box 130 Redwood Falls, MN 56283
(507) 637-4023 redwoodcounty-mn.us Environmental@co.redwood.mn.us



NOTICE OF PUBLIC HEARING

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DATED: March 23, 2020

Nicholas W. Brozek
Land Use & Zoning Supervisor
Redwood County Environmental Office

JAMIE D & JENNIFER L PARKER
23221 430 ST
BELVIEW MN 56214

ALAN D PANITZKE
33143 HARVEST AVE
BELVIEW MN 56214

LOWELL E GRYPING TRUST NO. 1
% BLAIR HANSCOM
10200 39 AVE N
PLYMOUTH MN 55441

STEVEN L & LUJEAN E PANITZKE
23642 ST HWY 19
BELVIEW MN 56214

CRAIG JAMES JOHANNECK
2023 W MAIN ST
WABASSO MN 56293

RICHARD D WULF & REBECCA M ET'AL
85576 220 ST
RENVILLE MN 56284

GLENN R & TRACIE HUSEBY
42285 GRANDVIEW AVE
BELVIEW MN 56214

ROGER & TONIA RIDLER
606 S 7TH ST
OLIVIA MN 56277

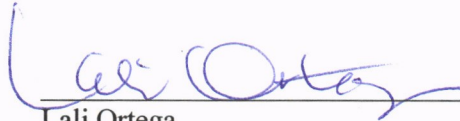
BERT ENESTVEDT
TEST TRUST & ROBER T & BERDELLE ENESTVEDT
75730 CO RD 12
SACRED HEART MN 56285

ENESTVEDT SISTERS PARTNERSHIP
101 2ND AVE NE
PO BOX 516
MAPLETON MN 56065

DANIEL & JAIMIE FORKRUD
9523 DUNES AVE
COTTAGE GROVE MN 55016

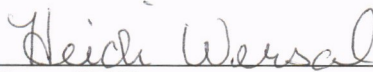
SWEDES FOREST TOWNSHIP CLERK
% BARRY HULTQUIST
41831 FRONTIER AVE
BELVIEW MN 56214

by enclosing a copy of the same in an envelope, with postage prepaid, and depositing said envelope in a United States Postal Service mailbox located at Redwood Falls, Minnesota on the 24th day of March, 2020.



Lali Ortega
Environmental Administrative Assistant

Subscribed and sworn to before me, a Notary Public, on this 24th day of March, 2020, by Lali Ortega.



Notary Public
My commission expires:

