

Washington County, Minnesota Ordinances

Ordinance No. 150

Amending the Washington County Mining Regulations to Allow Borrow Pits - Chapter 7, Section 6.1 (19) of the Development Code Ordinance No. 140

Date Approved: 05/16/2000

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Amending the Washington County Mining Regulations (Chapter 7 of the Development Code) by adding the following section:

6.1

(19) A temporary permit for mining in conjunction with a specific road project may be allowed with a certificate of compliance provided all of the following conditions are met:

- A) All mining and restoration shall be completed within one year from the date of permit issuance.
- B) A maximum of 15,000 cubic yards may be removed from any individual property. For projects involving the removal of more than 15,000 cubic yards, a conditional use permit must be obtained and regulations in the mining ordinance must be met.
- C) The proposed mining area must be within one-half mile of the road project.
- D) The property on which the mining is to occur must be at least 10 acres in size, zoned Agricultural, and be in an unplatted area.
- E) Access to the mining area must be adjacent to the highway construction project or be from a 9 ton road or a financial guarantee posted to repair any damage to a road built to a lesser standard. Approval from the local road authority must be obtained.
- F) Mining shall not be allowed where there are significant tree stands or where in the opinion of the Zoning Administrator "significant view sheds" would be impacted.
- G) A restoration plan and erosion control plan must be submitted and approved by the Zoning Administrator. The Zoning Administrator shall submit the erosion control plan and restoration plan to the Watershed District and the Washington County Soil & Water Conservation District for their comments and recommendations. As

appropriate, their recommendation will be conditions of the permit. This plan shall show existing and proposed contours of the mined area.

H) The depth of excavation shall not exceed 20 feet from the lowest point of the area approved for mining. The lowest point of the proposed excavated area must be at least 10 feet above the groundwater elevation.

I) Notice shall be given to adjacent property owners and property owners on the haul road. Special conditions may be attached to the permit to address concerns of adjacent property owners and those on the haul road.

J) Permits must be obtained from any others applicable agencies and the local unit of government if necessary.

K) The following setbacks must be met from any disturbed area on the site including topsoil storage, mined area, access road, etc:

- 50 feet from all property lines except the road right of way.
- 200 feet from any dwelling on adjacent property.
- 75 feet from wetland.

L) A financial guarantee must be posted with the Zoning Administrator to assure restoration of the site.

M) Hours of hauling and mining -7:00 a.m. to 7:00 p.m. - Monday through Friday.