

TOWN OF BYRON
FOND DU LAC COUNTY, WISCONSIN

**Minutes of Board of Appeals Hearing
Buechel Stone Special Use Permit
January 7, 2020
7:00 p.m.**

CALL MEETING
TO ORDER

Board of Appeals Chairman Gerard Schmitz called the hearing to order at 8:00 p.m. All members of the Board of Appeals were present along with Town Attorney Matt Parmentier, representatives of Buechel Stone Corporation, and various members of the public. Mr. Schmitz confirmed open meeting notice.

PRESENTATION OF
APPLICATION

Chris Peters presented the application on behalf of Buechel Stone. He explained that the site is approximately 5 acres and Buechel intends to mine all of it other than the areas that are within setbacks. The quarry will be mined for dimensional stone and aggregate. Mr. Peters presented Buechel Stone's request regarding hours of operation, blasting activity, screening and setbacks, dust control, and other plans for the property. Mr. Peters and other representatives of Buechel Stone responded to various questions from the Board regarding hours of operation, reclamation, drainage, impact on neighboring properties and other topics.

PUBLIC COMMENTS

There was one public comment from a resident supporting the Board of Appeals' efforts to protect area wells.

DELIBERATION AND
ACTION BY BOARD
OF APPEALS

After completion of the applicant's presentation and public comments, the Board made a motion to approve a special use permit for the proposed quarry and that motion passed with all members voting aye. The motion was to approve the permit with the following special conditions: hours of operation will be 6 a.m. to 6 p.m. during weekdays and 6 a.m. to Noon on weekends; blasting activity will take place in accordance with Town ordinances, except that Buechel will provide special notice of any blasting events exceeding 250 pounds in charge; screening will consist of berms along Highway 175 and at the north end of the property; setbacks will be 100 feet from the road centerline on Highway 175, 200 feet from the southern property line of N4451 STH 175, and no setback from adjacent properties provided there

is written approval from the relevant neighbor; the permit will be approved on the same permit renewal cycle as the Town's other permits; water will be used to suppress dust as necessary; there will be no new buildings constructed on the site; a well bond of \$5,000 and a performance bond of \$12,000 will be required; there will be a property value protection plan that protects the properties located at N4478, N4466, and N4451 STH 175; no stormwater will leave the property, nor will there be any illicit discharges into the Town's stormwater conveyance system; and the on-site well will be removed prior to mining.

ADJOURNMENT

No other business coming before the Board of Appeals, a motion was made and seconded with unanimous approval to adjourn.

Dated this ____ day of January, 2020.

Matthew Parmentier, Recording Secretary