

Husske QUARRY PERMIT

Q-16-001

The Board of County Commissioners ("BOCC") held a public hearing on May 3, 2016, regarding the application of Brian A. Husske ("Applicant") for a Quarry Permit pursuant to the Rules and Regulations Governing Zoning, Sheridan County, Wyoming ("Zoning Regulations"). The BOCC received the written Staff Report dated May 3, 2016, heard public comment, and considered written comments.

1. Applicant is requesting a Quarry Permit to operate a 4 acre quarry upon approximately 29.83 acres for 8 years.
2. The quarry lies within the Agricultural zoning district, is accessed via a private gravel haul road on adjacent land owned by Garber Agri-Business, Inc., connecting to State Highway 335, and is located in the:

NW¼NW¼ Section 24, T54N, R85W.
3. After holding a public hearing on April 7, 2016, the Planning and Zoning Commission certified their recommendation to the BOCC to **GRANT** the Quarry Permit with the following 5 conditions:
 - a. The permit shall be effective for eight years, commencing on the date approved by the BOCC.
 - b. That the 4-acre site shall be staked prior to any material excavation.
 - c. No site signage shall be permitted except for directional signs and that required by WDEQ.
 - d. That hours of operation are Monday-Friday 7:00 a.m. to 6:00 p.m.
 - e. This site be used for the extraction of materials only.

THE BOCC HEREBY FINDS AS FOLLOWS:

4. Applicant properly applied for a Quarry Permit, proper notice was published, and hearings were held in accordance with the Zoning Regulations.
5. No residences are located within ½ mile of the proposed quarry; however there is one dwelling very close to ½ mile to the north. The applicant has volunteered a mitigation plan even though it may not be warranted in this case.
6. Negative impacts on the health, safety, or welfare of the public will be mitigated by the conditions listed below.

NOW THEREFORE, THE BOCC HEREBY GRANTS the Quarry Permit with the following conditions:

7. The permit shall be effective for eight years, commencing on the date approved by the BOCC.
8. That the 4-acre site shall be staked prior to any material excavation.
9. No site signage shall be permitted except for directional signs and that required by WDEQ.
10. That hours of operation are Monday-Friday 7:00 a.m. to 6:00 p.m.
11. This site be used for the extraction of materials only.

Pursuant to W.S. 16-3-114 and Rule 12 of the *Wyoming Rules of Appellate Procedure*, any person aggrieved or adversely affected by this decision may seek judicial review in the appropriate district court by filing a petition for review within 30 days.

BOARD OF COUNTY COMMISSIONERS
SHERIDAN COUNTY, WYOMING

BY:

Bob Rolston
Chairman

STATE OF WYOMING)
)
County of Sheridan)

This instrument was acknowledged before me on the 24 day of May, 2016
by Bob Rolston, as Chairman of the Board of County Commissioners for Sheridan
County, Wyoming.

Katie ARAAS
Notary Public

