

5<sup>th</sup> Street Hills QUARRY PERMIT

Q-16-005

The Board of County Commissioners ("BOCC") held a public hearing on August 16, 2016, regarding the application of Sheridan Heights Ranch, LLC ("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 August 16, 2016, heard public comment, and considered written comments.

1. Applicant is requesting a Quarry Permit to operate a 317.16 acre quarry upon approximately 867 acres for 15 years.
2. The quarry lies within the Agricultural zoning district, is accessed via a private gravel haul road connecting to Soldier Creek Road (CR #74, aka West 5<sup>th</sup> Street), and is located in the:

NE¼ Section 25, T56N, R85W.

3. After holding a public hearing on July 27, 2016, the Planning and Zoning Commission certified their recommendation to the BOCC to **GRANT** the Quarry Permit with the following 8 conditions:
  - a. The permit shall be effective for **fifteen years**, commencing on the date approved by the BOCC.
  - b. That the County Permit Boundary 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 mining activities shall be limited to the area represented by the "Estimated Affected Area" shown on the applicant's map.
  - e. That the constructed location of the haul road crossing Gillispe Draw may deviate from the location indicated in the applicants map to account for possible maximum grade considerations.
  - f. That hours of operation are Monday-Friday 7:30 a.m. to 5:00 p.m., Saturday 7:30 a.m. to noon and no hours of operation on Sunday.
  - g. That there will be no crushing allowed on the site.
  - h. That there will be no stockpiles allowed on the site.

**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. Applicant's proposed mitigation plan will satisfactorily ameliorate impacts to noise, light, and air quality caused by the quarry to homes located within ½ mile of the quarry and to the surrounding area.
6. Negative impacts to public roads will be mitigated by the conditions listed below.
7. 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:

8. The permit shall be effective for **fifteen years**, commencing on the date approved by the BOCC.
9. That the County Permit Boundary shall be staked prior to any material excavation.
10. No site signage shall be permitted except for directional signs and that required by WDEQ.
11. That mining activities shall be limited to the area represented by the "Estimated Affected Area" shown on the applicant's map.
12. That the constructed location of the haul road crossing Gillispe Draw may deviate from the location indicated in the applicants map to account for possible maximum grade considerations.
13. That hours of operation are Monday-Friday 7:30 a.m. to 5:00 p.m., Saturday 7:30 a.m. to noon and no hours of operation on Sunday.
14. That there will be no crushing allowed on the site.
15. That there will be no stockpiles allowed on the site.

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**

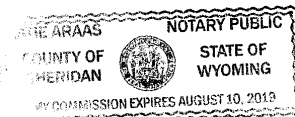
BY:

Bob Rolston  
Chairman

STATE OF WYOMING     )  
                                      )  
County of Sheridan     )

This instrument was acknowledged before me on the 16 day of September, 20 16  
by Bob Rolston, as Chairman of the Board of County Commissioners for Sheridan  
County, Wyoming.

Katie Armas  
Notary Public



**NO. 2016-729721 APPROVAL - BOCC**  
EDA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK  
SHERIDAN COUNTY PLANNING  
SHERIDAN WY 82801