

Resolution Number 2016-8

Recognizing Change in Lease of Mining Operation

WHEREAS, Salem Township issued Conditional Use Permit CUP-02-01 to Milestone Materials on a parcel of property owned by Donovan Family Farms; and,

WHEREAS, Milestone Materials has indicated that they are no longer leasing said site; and,

WHEREAS, Donovan Family Farms has indicated they wish to continue to mine the site; and,

WHEREAS, in Minnesota a conditional use permit runs with the land; and,

WHEREAS, Milestone Materials applied for and was issued said permit and wishes to be removed from said permit; and,

WHEREAS, Township Staff visited the site on December 1, 2015 and Donovan Family Farms was willing to accept the site ~~as-is~~ on that date. Milestone had indicated to the township prior to December 1, 2015 that they had vacated the site; and,

WHEREAS, Milestone materials has turned over the data and information on the monitoring wells to the Donovan Family Farms; and,

WHEREAS, the Salem Town Board advertised a public hearing at their regular meeting on January 6, 2016 to determine if the site was in compliance with the conditions of said permit, and,

NOW, THEREFORE BE IT RESOLVED, by the Salem Town Board that CUP-02-01:

1. The site is in compliance with said permit.
2. The permit is formally transferred to Donovan Family Farms and if any issues remain unresolved between Milestone Materials and Donovan Family Farms they are between said parties and not the township.

Motion to approve Rick Lutzi second Brian Connelly, motion carried with 3 yes votes and zero no votes with no abstentions.

Passed and adopted on January 6, 2016 by the Salem Town Board.

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Board Chair

Attest:

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Town Clerk

Distribution:

County Recorder, Township Clerk, Township Cooperative Planning, Olmsted County Planning