

ORDINANCE 2016-02

AN ORDINANCE AMENDING CHAPTER 1 OF THE TOWN OF DEERFIELD CODE OF ORDINANCES REGULATING NONMETALLIC MINING OPERATIONS WITH RESPECT TO INSPECTIONS AND THE DEFINITION OF MINE SITE.

WHEREAS, the Town Board has enacted a nonmetallic mine operations ordinance, codified as Chapter 1 of the Town of Deerfield Code of Ordinances; and,

WHEREAS, request has been made to clarify the definition of mine site and to address safety concerns with inspections; and,

WHEREAS, the proposed amendments are reasonable, improve the safety of inspections, and in no way impact the public health and safety purposes of the ordinance; and,

NOW, THEREFORE, the Town Board of the Town of Deerfield, Dane County, Wisconsin does ordain as follows:

Section 1. Paragraph 1.03 (3) of Chapter 1 of the Town of Deerfield Code of Ordinances is amended to read as follows:


- (3) "Mine site" or "site" means land from which mineral aggregates or nonmetallic minerals will be extracted for sale or use by the operator, including all land on which is or will be located any structures, equipment, storage facilities, stockpiles, washing or screening facilities, dry-processing facilities, facilities for the loading and unloading of sand or gravel to and from trucks or rail cars, and private roads or haulage ways associated with nonmetallic mining operation.

Section 2. Paragraph 1.09 (1) of Chapter 1 of the Town of Deerfield Code of Ordinances is amended to read as follows:

- (1) In addition to an annual inspection pursuant to §1.08(2), the Town Board or other authorized representative of the Town may make inspections to determine the condition of nonmetallic mining sites in the Town in order to safeguard the health and safety of the public and determine compliance with the minimum standards under this chapter upon showing proper identification, and reasonable notice. No licensee shall deny access for, or hinder or obstruct, such inspections or impose any restrictions or conditions other than safety requirements mandated by state or federal regulation. The inspector shall announce his/her arrival at the mine site to the mine operator and shall be, or accompanied by, an experienced miner.

Section 3. This ordinance shall be effective upon the day after posting hereof or of an appropriate notice hereof as provided by law.

Adopted this 11 day of April, 2016.



Town Board Chair

Attest:



Town Clerk