

ORDINANCE 2016-01

AN ORDINANCE AMENDING CHAPTERS 1 AND 2 OF THE TOWN OF DEERFIELD CODE OF ORDINANCES REGULATING NONMETALLIC MINING OPERATIONS AND BLASTING

WHEREAS, the Town Board has enacted a nonmetallic mine operations ordinance and a blasting ordinance, codified as Chapters 1 and 2 of the Town of Deerfield Code of Ordinances; and,

WHEREAS, request has been made to amend the ordinances to change the time in which notice must be given to the Town if an insurance policy is cancelled; and,

WHEREAS, request has also been made to change the date in which a mine operator must submit an annual report to the Town so it coincides with a state report date; and,

WHEREAS, the requested changes are reasonable and in no way impact the public health and safety purposes of the ordinances; and,

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

Section 1. Paragraph 2.15(b) of Chapter 2 of the Town of Deerfield Code of Ordinances is amended to read as follows:

- (b) Each insurance policy shall provide that it shall not be cancelled by the insurance company, except after not less than thirty (30) days' notice to the Town, in writing, by registered or certified mail. Not less than ten (10) days prior to the expiration of the thirty (30) day notice of cancellation, the license holder shall deliver to the Town a certificate representing a replacement insurance policy. In the event the replacement certificate is not timely provided, the blasting license shall be automatically suspended until the certificate is provided, and all blasting shall immediately cease. The liability insurance policy must be issued by a company licensed by the State of Wisconsin to issue the policy.

Section 2. Paragraph 1.04 (2)(a) of Chapter 1 of the Town of Deerfield Code of Ordinances is amended to read as follows:

- (a) Except for the first year of operation under this chapter, a mining license shall be granted for a period of one year commencing on May 1 and ending on the following April 30. The initial one year period of a license shall be measured from the first May 1 following the date of the issuance of the operator's license, but the license shall be valid from the date of issuance.

Section 3. Paragraph 1.08 (1)(a) of Chapter 1 of the Town of Deerfield Code of Ordinances is amended to read as follows:

- (a) No later than February 1 of each calendar year, the operator shall submit an annual report to the Town Board for all active and intermittent mining sites for which the operator has a license in the Town.

Section 4. Subparagraph 1.08 (1)(b)3. of Chapter 1 of the Town of Deerfield Code of Ordinances is amended to read as follows:

3. A description of all activities and operations occurring on the site during the previous calendar year.

Section 5. Paragraph 1.08 (2)(a) of Chapter 1 of the Town of Deerfield Code of Ordinances is amended to read as follows:

- (a) The operator shall make written request to the Town Clerk for a renewal of the license to operate the mine no later than February 1 of the year in which the license will expire. The application shall be accompanied by the payment of both the renewal application fee and the base administrative fee established for the administration of this chapter in amounts set forth in the Town of Deerfield Schedule of Fees and Forfeitures.

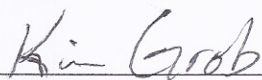
Section 6. This ordinance shall be effective upon the day after posting hereof or of an appropriate notice hereof as provided by law.

Adopted this 14th day of March, 2016.



Town Board Chair

Attest:



Town Clerk