



November 24, 2014 Special Meeting - Town of Garfield

Town of Garfield Special Meeting
Monday, November 24, 2014 – 6:30 p.m.
Garfield Town Hall

Chairman Steve Dickinsen called the Special Meeting to order at 6:35 p.m. Monday, November 24th. Public notice verified. Full board present including Chairman Steve Dickinsen, First Supervisor Lamoine Hanson, Second Supervisor Glenn Fremstad, Treasurer Clark Walker, and Clerk Ardy Robertson, along with Plan Commission members Jackie Rindahl, Linda Fremstad. Also in attendance were Gerald Fox, Dianne Richardson.

Clerk Ardy Robertson read the minutes of the Special Meeting on Monday, November 17, 2014. Motion by Hanson, seconded by Fremstad, and carried. Discussion of the new red-lined version of the Non-Metallic Mining Ordinance which has been updated by Attorney Wagman. Wagman has addressed the concerns stated in the November 17th meeting and made our changes. Board noted one "typo" and removed a second "the" in the proposed ordinance, section 10.01 (1B). Motion by Fremstad, seconded by Hanson to remove this typo. Motion carried. This section will properly now read as follows:

(b) The Town further finds that there is concern regarding the reduction of the quality or quantity of ground or surface water within 2 miles of a nonmetallic mining site, whether or not a high-capacity well is in operation thereon, is due to the operation of the mine or mining- related activity. In order to protect both the residents of the Town and the quality and quantity of the ground or surface water, any mining license issued by the Town will require an operator to execute a well guarantee. In the event a Town resident experiences a reduction in the quality or quantity of their water, the operator shall be solely responsible for remedying the water problem at operator's expense, unless operator can prove that another non-mining related event or condition is the cause of said reduction of the quality or quantity of water. Therefore, the Town will condition any mining license on the operator's acknowledgment and acceptance of this assignment of water quantity and quality risk.

Motion made by Hanson, seconded by Fremstad, to adopt the Revised Non-Metallic Mining Ordinance, Resolution 12-03-2014. Motion carried.

Motion made by Hanson, seconded by Fremstad, to adjourn the meeting. Our non-metallic mining moratorium will now expire on November 28, 2014.

Meeting adjourned.

Ardy Robertson, Clerk