

TOWN OF ATLANTA NONMETALLIC MINING PERMIT

The Town of Atlanta, Rusk County, Wisconsin hereby grants a nonmetallic mining permit to:

Residing at the following address:

This is a conditional permit. It is granted with all of the conditions listed below.

This permit is not transferrable to any other person or company. It is transferrable only to heirs or spouses – provided the stipulations as outlined in the application and permit are followed.

The land associated with this particular permit is described as:

Parcel Number(s):

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1. This permit shall be renewed annually for the first five years of operation. At that point the duration may be extended by the Town for multiple years if the provisions of the permit have been followed by the permittee.
 2. This permit allows mining activity and reclamation in specific areas as outlined in the operational plan, as approved by the Town.
 3. All mining activities shall be in compliance with any other required county, state and federal permits.

4. A setback of 250 feet from any well and 250 feet from any structure (house, barn, garage, etc.) shall be maintained for all operations and buildings.

5. Hours of Operation shall be:

6. The permittee shall follow all provisions of the county nonmetallic mining reclamation ordinance and Wisconsin Administrative Code Ch. NR 135.

7. All activities shall be conducted in compliance with submitted materials listed under "Plan Review Documents" or the "operational plan." This includes the covering of all haul trucks – and any other requirements approved by the Town pursuant to approval of this permit, as described below and in the Town Board minutes relating to approval of this permit.

8. All drinking water wells within _____ mile shall be tested for quality by the state with the cooperation of the well owners and at the expense of the permittee, before any operations may begin, and the test results shall be provided to the Town and the well owners at no cost by the permittee.

9. No hauling of materials may take place from any mine or pit area after this permit has expired.

10. It is the responsibility of the land owner and/or lease holder to keep all permits current. Failure to pay the necessary renewal fee before the renewal date shall result in suspension of the permit. The due date for renewal of this permit is:

11. Annual review of this permit by the Town shall take place at least 15 and no more than 30 days prior to the expiration date of the permit.
12. A record of the hearing and the decision of the Planning Commission and/or Town Board will be available for inspection from the Town Clerk upon request.
13. The permit renewal fee is \$500.00 annual for the first five (5) years. Thereafter, the duration of the permit shall be set by the Town Board. Violations of the terms of this permit during a permit period will cause it to cease. This fee should be submitted to the Town Clerk.
14. Revocation or modification of permit. If any condition of this permit is violated or if the activities permitted under this permit become substantially detrimental to persons or property in the neighborhood, the Town Board shall hold a public hearing on the revocation of the permit. If, upon finding that any material condition of the permit has been violated or if the character and quality of the area has been substantially and adversely affected by the continuation of the activities as allowed under this permit, the Town Board may revoke and/or modify this permit. At that point legal action may be initiated by the Town to enforce this permit, the Nonmetallic Mining Ordinance or otherwise, in order to protect the public health, safety, and general welfare of the Town residents.
15. In the event of revocation or termination, this permit shall be void and the activities permitted under this permit shall be immediately stopped by the permittee. At that time a performance bond or other security, required at the time of permitting by the Town, may be invoked and used by the Town, if necessary.
16. Lapse of permit. This permit shall lapse and will be considered void six months after approval by the Town Board unless the permitted activities have been commenced by the permittee.

We agree to the above conditions and terms of this permit:

LANDOWNER

Printed Name:

Signature:

Date: _____

Address:

MINING COMPANY

Printed Name:

Signature:

Date: _____

Address:

Approved this _____ day of _____, 20____.

Signatures of the Town Board members:

Chairman:

Supervisor:

Supervisor:

Attest:

Town Clerk:
