

**HAY CREEK TOWNSHIP
GOODHUE COUNTY, MINNESOTA**

Ordinance No. 2013-02

**AN ORDINANCE AMENDING THE HAY
CREEK TOWNSHIP ZONING ORDINANCE**

The Board of Supervisors of the Town of Hay Creek ordains:

Section I. Citation Update. Article II, Section 2.6(d)(3) of the Hay Creek Township Zoning Ordinance is hereby amended by deleting the ~~stricken~~ material adding the double underlined material as follows:

- (3) Setbacks established in Subd. 4(L)(1)~~&(2)~~ are is replaced with the following, which shall apply to all new mining operations and to the expansion of any existing mining operations:

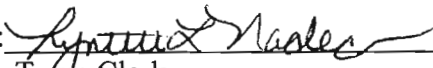
Section II. Setback. Article II, Section 2.6(d) of the Hay Creek Township Zoning Ordinance is hereby amended by adding the double underlined material as a new subpart (4) as follows:

- (4) Setbacks established in Subd. 4(L)(7) are replaced with the following, which shall apply to all new mining operations and to the expansion of any existing mining operations:
 - (a) No mining operations or activities (including stockpiling) shall take place within five thousand, two hundred and eighty (5,280) feet (1 mile) of a State designated trout stream.
 - (b) The Town may impose additional or expanded setback requirements as a condition of an interim use permit it issues if any of the following circumstances exist with respect to the particular proposed mining operation:
 - (1) The elevation of the mining operation or activities in relationship to a public water feature is such that it creates an increased risk of negatively impacting the public water feature. For the purposes of this Section, public water feature includes shoreland areas, lakes, rivers, streams, sinks, springs, and seeps; or
 - (2) The location of the proposed mining operation or activities, or the surrounding topography, is such that it creates a special or enhanced risk to public water features.
 - (c) No mining operations may be conducted within twenty-five (25) feet of the water table.

Adopted on the 8 day of July, 2013.

BY THE TOWN BOARD


Town Chairperson

Attest: 
Town Clerk

