

## MINUTES

Pursuant to open meeting notice, the Hay Creek Planning Commission met on June 13, 2012, 7:00 p.m., at the Town Hall.

Members present: Keith Fossen, Scott Halverson, Pat Schafer, and David Tincher.

Keith Fossen, Chairperson, called the meeting to order at 7:010 p.m.

Motion: David Tincher made a motion to accept the minutes from the May 9, 2012, meeting. Pat Schafer seconded the motion which passed unanimously.

Old Business: A discussion was had on the interim ordinance proposal for a moratorium on mining. Keith Fossen had presented the proposal to the town board last month (feedback was good) and had it reviewed by a Minnesota Township Attorney, who felt it had the right structure for a moratorium. July 9, the Goodhue County Commissioners will review their mining study committee's final report and recommendations and the consultant's recommendations. Our Hay Creek Township Board moved their meeting from July 9 to July 10 to be able to know what the county has for recommendations, thus informing their own decision on a township moratorium. Another meeting could be called by the township a week later to address issues that may not have been addressed by the county.

Keith Fossen was going to pose two questions to our township board: One, does our meeting where we discuss the licensing ordinance need to be open for public comment? Our feeling was, yes. Two, if the township board passes the interim moratorium ordinance, when does it go into effect? Keith Fossen was going to research statutes and ask the Minnesota Township Attorney for an answer.

Keith Fossen informed us the township board has authorized him to contact a person to develop a website. It was felt we could post some of our findings on the website such as our survey results, etc.

New Business: David Tincher brought up that since the township has expressed an interest in preserving our bluffs, and that we have a land use plan from 13 years ago calling for bluff protection, that we should recommend adopting the current Goodhue County bluff protection ordinance in case that ordinance gets loosened up or changed. Mention was made of using the word "natural" or not in defining a bluff, and it was felt that the county ordinance could be "tweaked" to ensure we approved of the wording. David Tincher is going to obtain a copy of the county's current bluff protection ordinance for review. It was felt by adopting that ordinance we would establish protecting our bluffs while we worked on a licensing ordinance to recommend.

Scott Halverson suggested we explore the possibility of using any earnest money to pay our legal expenses in case of litigation. Pat Schafer expressed that reclamation of the land after mining on a site is concluded should be part of a licensing ordinance and earmarked from earnest money.

There was some discussion about a new development of using ceramic rods ground up on the site of shale oil wells to replace frac sand in that process. If feasible, that would lessen the demand for silica frac sand, especially after a projected boom cycle of five years.

Pat Schafer asked if there were any developments regarding the use of a field across from Dressen's Saloon for campers. There was discussion on the subject after which David Tincher

volunteered to call the county to gather more information. David Tincher brought up the possibility of recommending our town board appoint someone specifically to be the zoning administrator. Keith Fossen said he would bring it up at the next town board meeting.

Dates, for meetings, both county and township, were summarized as July 9<sup>th</sup> is the joint meeting of the county planning commission and mine study group commission. July 10<sup>th</sup> will be the Hay Creek Township Board meeting to review the results of the county's joint meeting to decide if the town board wants to establish a meeting with public comment for a possible moratorium, which date hasn't been established. The final decision by the Goodhue County Board will be August 16<sup>th</sup>. There is a possibility a meeting will be held by the county for public comments on August 10<sup>th</sup>.

Meeting Adjourned: 8:25 p.m.