

City of Franklin
Quarry Monitoring Committee Meeting
October 18, 2017
Minutes

Approved
January 25, 2018

I. CALL TO ORDER

Alderman Barber called the October 18, 2017 Quarry Monitoring Committee meeting to order at 3:01 p.m. in the Lower Level Conference Room at Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin.

Present were Alderman Mike Barber, Member Margie Shore, Member Fred Kneuppel, and Member Andrew Ruffing. Alderwoman Kristen Wilhelm was excused. Also present was Planning Manager Joel Dietl and Mr. Clint Weninger of Payne & Dolan.

II. APPROVAL OF MINUTES

a. Regular meeting of July 27, 2017.

Member Kneuppel moved and Member Shore seconded approval of the July 27, 2017 minutes of the regular meeting of the Quarry Monitoring Committee. On voice vote, all voted 'aye'. Motion carried.

III. CITIZEN COMMENT PERIOD

There were no citizen comments.

IV. HEARINGS

a. None.

No action needed. None taken.

V. BUSINESS

a. Status Report on an updated Quarry Reclamation Plan prepared by Payne & Dolan pursuant to Wisconsin Administrative Code NR 135, Chapter 176 of the City of Franklin Municipal Code, and City of Franklin Planned Development Districts No. 23 and No. 24.

Planning Manager Dietl noted that staff has completed the final revisions from the Committee's last meeting, and is in the process of preparing a public hearing notice pursuant to both the Reclamation Ordinance and PDDs 23 and 24. The public hearing would likely be at a future Plan Commission. The Reclamation Plan would then be submitted to the Common Council for their approval. Pursuant to the Reclamation Ordinance, the City could then issue a permit and revised Letter of Credit for the reclamation costs as set forth in the Plan.

b. Status Report on Extraction Limits, setbacks, and related matters pertaining to the area near S. 51st Street and W. Drexel Avenue.

Planning Manager Dietl noted that pursuant to a motion at the Committee's last meeting, staff had contacted the City Attorney in regard to contacting Payne & Dolan to determine an exact location of the centerline of S. 51st Street for measurement of the Extraction Limit. The City Attorney indicated he would contact Payne & Dolan's attorney to discuss the matter.

Mr. Weninger noted that having an exact location agreed upon would be useful, but would have concerns if any PDD change would be required.

- c. Report on a Wisconsin State Legislature Effort to Incorporate Legislation into the 2017 – 2019 State Budget Bill Limiting Local Governmental Authority to Regulate Quarries.

Planning Manager Dietl indicated that as noted in the materials in the Committee's packets, this legislation had been vetoed by the Governor.

- d. Updates from the Planning Manager about matters pertaining to citizen complaints, staff's quarry monitoring activities, and the consultant's quarry monitoring activities.

Planning Manager Dietl indicated that the City had received 18 complaints since the Committee's last meeting: 2 complaints about noise, one during the early morning hours on August 28th from inside the quarry (Mr. Weninger indicated that no one was in the quarry at that time) and one on October 13th about trucks and tractors on the berm near 51st and Drexel; 2 anonymous complaints about blasts that did not indicate when or where the blast occurred; 2 complaints about blasts on the east side of the quarry, one on September 21st (recorded by Payne & Dolan as 0.173 in/sec) and one on October 10th (recorded by Payne & Dolan as 0.183 in/sec); and 12 complaints about seven different blasts on the south side of the quarry (recorded by Payne & Dolan as ranging from 0.055 in/sec to 0.325 in/sec). It can be noted that the complaints originated from residents located south of the quarry.

Mr. Dietl also indicated that Payne & Dolan had recorded 2 blasts over the lower PDD limit of 0.3 in/sec (0.325 in/sec on August 29th and 0.348 in/sec on August 29th).

Member Shore indicated that many neighbors contact her to complain about the quarry blasting, and that some have indicated that they also contact Payne & Dolan but do not receive calls back. Mr. Weninger indicated he would inquire into this.

The Committee discussed methods to provide more quarry information more easily to neighbors, such as a pamphlet that would be updated periodically.

Member Knueppel moved and Member Shore seconded a motion that the Quarry Monitoring Committee start exploring a possible pamphlet about the quarry with information that helps neighbors. On voice vote, all voted 'aye'. Motion carried.

VI. SCHEDULE NEXT MEETING

It was agreed that the next meeting of the Quarry Monitoring Committee would be at the call of the Chairman.

VII. ADJOURNMENT

Member Shore moved and Member Knueppel seconded to adjourn the October 18, 2017 Quarry Monitoring Committee meeting at 4:45 p.m. All present voted 'aye'; motion carried.