

City of Franklin
Quarry Monitoring Committee Meeting
September 26, 2013
Minutes

Approved
October 31, 2013

I. CALL TO ORDER

Chairman Wilhelm called the September 26, 2013 regular Quarry Monitoring Committee meeting to order at 6:30 p.m. in the Hearing Room at Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin.

Present were Aldermen Schmidt and Wilhelm, and Members Shore and Knueppel. Also present was Planning Manager Dietl.

II. APPROVAL OF MINUTES

- a. Regular meeting of August 15, 2013.

Alderman Schmidt moved and Member Knueppel seconded approval of the August 15, 2013 minutes of the regular meeting of the Quarry Monitoring Committee as presented. On voice vote, all voted 'aye'. Motion carried.

III. CITIZEN COMMENT PERIOD

The Citizen Comment period was opened at 6:31 p.m. Beth Hildebrand, 6732 South 34th Street, Unit 2, spoke regarding dust and debris concerns on Rawson Avenue. She stated that if the State did not have regulations regarding tarping truck loads, then the City should enact an ordinance to govern this issue, and further stated that Payne & Dolan should be enforced to utilize a wheel wash. Commissioner Shore agreed with Ms. Hildebrand, and is concerned also about mud on truck wheels and the odor of the asphalt plant. Mr. Dietl noted he earlier had a phone discussion with Ms. Hildebrand followed up with a site visit and call to Payne & Dolan, who indicated that although in their opinion there was no problem, they would periodically street sweep east of 51st Street.

Le Roy Lewandowski, 8030 West Winston Way, came forward and stated that he believes the State has a law regarding tarping truck loads to prevent dust, and feels the City Police Department does not effectively enforce this law. He also stated concerns with Payne & Dolan not utilizing the wheel wash, and indicated the City should hire an outside attorney to improve the quarry Planned Development Districts which are not beneficial to the City. No other citizens came forward. The Citizen Comment period was closed at 6:52 p.m.

IV. HEARINGS

- a. None.

No action needed. None taken.

V. BUSINESS

- a. Review and discussion of Planned Development District No. 23, including research from Commissioner Knueppel related to noise.

Commissioner Knueppel presented his research regarding the noise and nuisance section of the City of Franklin Municipal Code which has a 24 hour limit of 90dB and a 145 dB limit for a one-time event. Mr. Dietl noted the PDD ordinance has a limit of 123 dB and he is not aware of any exceedence, but that only the quarries themselves regularly monitor blast noise. The Committee agreed that a note to Commissioner Knueppel's PDD review comments should be added at

Item V.a. (continued)

Section L. regarding equipment noise and Section T. regarding review of noise level ordinance. The Committee also agreed to review State law and City ordinances pertaining to requiring the use of tarps on trucks.

The Committee discussed how to improve the PDD review comments document to identify recommendations. Chairman Wilhelm suggested, and the Committee members agreed, to select the top points or concerns from their PDD review sections for the next meeting in order to clarify and shorten the Committee's recommendations and comments.

- b. Review and discussion of Quarry activity monitoring measures such as:
- Dust control.
 - Research from Alderman Schmidt regarding the feasibility of cameras that may assist in the City's monitoring efforts.

Commissioner Knueppel noted that he could not locate any quarries that use cameras for dust monitoring, but did find instances of the use of cameras to monitor desert dust. It was noted that cameras installed on light poles or traffic poles could be used for multiple purposes like monitoring traffic on Rawson Avenue as well as dust monitoring. Planning Manager Dietl noted the companies of Aquifer and Stantec commented that they were not aware of any quarries using cameras for dust monitoring when queried.

The Committee requested the Planning Manager check to see what funds remain in the Quarry Monitoring Budget or would likely be left at the end of the year. The Committee noted that a suggestion to use cameras to monitor the quarry dust should be added to the PDD review comments. If the Common Council concurs, more research would be completed.

Alderman Schmidt was excused.

- c. Review and discussion of restrictive covenants pertaining to the quarry as referenced in Section FF.6.1.b. of Planned Development District No. 23.

The Committee discussed the quarry buffers strips that have berms constructed on them.

Committee members concurred to add to the PDD review comments the request that the legal descriptions of the buffer strips should be field surveyed to determine exact location of the berms within the buffer strips.

- d. Review and discussion of Reclamation Plan requirements as set forth in Wisconsin Administrative Code NR 135 Nonmetallic Mining Reclamation and in Planned Development District No. 23.

Planning Manager Dietl summarized the 1997 PDD Reclamation Plan, the 2001 City Ordinance, the State of Wisconsin Non-Metallic Mining Ordinance, and the 2003 Reclamation Plan submitted by the quarry.

The Committee requested that a copy of the Reclamation Plan be provided at the next scheduled meeting.

Member Knueppel excused himself at 7:55 p.m.

Member Knueppel returned at 7:56 p.m.

- e. Update from the Planning Manager about matters pertaining to citizen complaints and staff's quarry monitoring activities.

Planning Manager Dietl noted only one complaint was filed last month and it concerned the dust and debris left on West Rawson Avenue by the quarry trucks. He noted that a representative of Payne & Dolan said the Vulcan wheel wash is still periodically used.

Mr. Dietl noted in regard to comments and questions raised at the last meeting concerning the pipes from the quarry in the Root River, that there are three pipes in question. Two are stormwater discharge pipes and the other is a water intake pipe. All have Department of Natural Resource approval per information from past years.

Mr. Dietl also noted that Stantec has started its site visits of the quarry, and conducted one week of blast monitoring, with no problems noted. Air quality monitoring by Stantec will begin shortly.

VI. SCHEDULE NEXT MEETING

It was agreed that the next scheduled meeting of the Quarry Monitoring Committee will be Thursday, October 31, 2013 at 6:30 p.m., or at the call of the Chairman.

VII. ADJOURNMENT

Commissioner Shore moved and Commissioner Knueppel seconded to adjourn the meeting at 8:05 p.m. All voted 'aye'; motion carried.