

**TOWN OF HOLLAND**

**RESOLUTION #2-12**

**A RESOLUTION ESTABLISHING A  
TEMPORARY MORATORIUM ON THE EXPANSION OF EXISTING  
AND CREATION OF NEW NON-METALLIC MINING OPERATIONS  
IN THE TOWN OF HOLLAND**

**WHEREAS**, on January 10, 2007 the Town of Holland Board adopted the Town's Comprehensive Plan; and

**WHEREAS**, as part of the Town's Comprehensive Plan, a survey was sent to the residents of the Town with an above average rate of return and response, with the results that over 63 percent of the respondents were not in favor of new business development in the area of "quarrying/sand & gravel pit operations"; and

**WHEREAS**, the Town's Comprehensive Plan defines the Town's character and looks to both preserve and evolve future needs consistent with community goals, values and needs; and

**WHEREAS**, under Wisconsin Statutes 60.10(2)(c), 60.22, 60.23, 60.61, 60.62 and 59.69(5), the Town has the power and authority to enact legislation to promote the public health, safety and general welfare of its residents; and

**WHEREAS**, a moratorium will allow the Town of Holland adequate time to study the possible impacts that non-metallic mining operations and processing plants related to non-metallic mining may have on the health, safety and welfare of the residents of the Town of Holland, including air quality and water quality concerns; potential impact to the infrastructure of the Town, property values and the local economy; and

**WHEREAS**, a moratorium will allow the Town and Town residents the opportunity to consider enacting zoning or other regulatory ordinances; determine the advisability of amending the Town Comprehensive Plan; and review and consider amending or adopting other police powers, licensing ordinances or zoning ordinances so as to effectively regulate non-metallic mining operations and related processing plants;

**NOW, THEREFORE BE IT RESOLVED** that the Town of Holland Board hereby creates a moratorium prohibiting the expansion of any existing non-metallic mining operation or related processing plant beyond its physical dimensions and further prohibits the creation of any new non-metallic mining operation or related processing plant in the Town during the pendency of this moratorium. For purposes of this resolution, the term "physical dimensions" shall refer to the external footprint of the existing mine site, quarry, pit or other excavation area within which non-metallic mining or processing operations are occurring as of the effective date of this resolution.

**BE IT FURTHER RESOLVED** that there is hereby established a temporary stay on the acceptance, review and approval by Town officials, staff, consultants of any applications of any permits to non-metallic mining operations after the effective date of the resolution until the effective period of the resolutions expires.

**BE IT FURTHER RESOLVED** that the resolution shall be effective for the period of not longer than one year following the date of the adoption of this resolution by the Town Board and may be rescinded earlier than one year by Town Board action.

APPROVED BY:

\_\_\_\_\_  
David Carlson, Chairman

POSTED ON:

\_\_\_\_\_  
Date

ATTEST:

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Marilyn J. Pedretti, Clerk