

**LATAH COUNTY ZONING COMMISSION MEETING MINUTES**

**Date:** 5/6/09

**Place:** Latah County Courthouse, Room 2B

**Members Present:** Wayne Sprouse, Jim Hagedorn, Duane Priest, Kevin Gergeley, Bob Henriksen.

**Staff Present:** Aimee Shipman

**Meeting Opened by:** Wayne Sprouse

**Time:** 17:30

**Adoption of Minutes for:** 5/6/09

**Motion:** Duane moved to adopt the minutes as written. Seconded by Jim.

**Action:** Approved                      **Vote:** Yes 4                      No                      Abstain

**Public Hearing for:** Continuation of CUP #793 - A request by Pat Henderson for a conditional use permit to operate a mineral resource development including excavation, crushing, and blasting on a 250 acre parcel owned by Mader Tomlinson Land LLC in the AG/Forest zone.

**Public Hearing:** 17:32 - Aimee provided a copy of a warranty deed, that references easements, and was included as exhibit 7.

**Public Comment:** Discussion was about the easements only. Dan Mader, representing Mader Thomlinson Land, LLC, discussed the easements and indicated that there is legal access but not on the main traveled road (Road 3). He indicated that negotiations are continuing between Mader Thomlinson Land, LLC and Wayne Wilson. Ed White was concerned that the existing easement was the driveway to the existing house and ran between the house and the barn.

**Closed to Public Comment:** 18:32 - The commission determined that the easements were an ongoing issue and should not affect the decision on CUP #793.

**Motion:** Duane moved to approve CUP #793 with conditions. Seconded by Jim.

**Conditions:**

- Compliance with all federal, state and local ordinances.
- Substantial compliance with the application and presentation.
- Compliance with 4.03.02, Sections 1-9 of the Latah County Ordinance.
- A dust abatement plan shall be prepared for the area along Road 3.
- Daytime limits of operation shall be from 6 am to 11pm.
- Crushing shall be limited to 10,000 tons per year.
- Conditional Use Permit will expire in 5 years.

**Action:** Approved                      **Vote:** Yes 4                      No                      Abstain

**Other Business:**

**Meeting Adjourned at:** 18:30

**Respectfully Submitted 05/21/09:**



Secretary