

**STATE OF GEORGIA
EFFINGHAM COUNTY**

AN AMENDMENT TO THE EFFINGHAM COUNTY ZONING ORDINANCE, MAP AND PARCEL NO.
373-38

AN ORDINANCE TO AMEND THE EFFINGHAM COUNTY ZONING ORDINANCE, MAP AND PARCEL
NO.
373-38

AND TO REPEAL ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED by the Effingham County Board of Commissioners in regular meeting assembled and pursuant to lawful authority thereof:

WHEREAS JEFFREY HARDIN AS AGENT FOR HARRISON CLARK ALE, JR. has filed an application to rezone eleven (11) +/- acres; from AR-1 to I-1, to allow for the expansion of a surface mine; map and parcel number 373-38, located in the 1st commissioner district, and

WHEREAS, a public hearing was held on December 6, 2022 and notice of said hearing having been published in the Effingham County Herald on November 16, 2022; and

WHEREAS, a public hearing was held before the Effingham County Planning Board, notice of said hearing having been published in the Effingham County Herald on November 2, 2022; and

IT IS HEREBY ORDAINED THAT eleven (11) +/- acres; map and parcel number 373-38, located in the 1st commissioner district is rezoned from AR-1 to I-1, with the following conditions:

1. This rezoning allows a surface mine only. No other I-1 uses are allowed.
2. The mine site and entrance shall be upgraded as necessary to meet the requirements of *Section 3.17.5 Surface Mine Operations – Road Maintenance Requirements*.
3. The new state mining permit shall be submitted to Development Services.
4. Applicant shall obtain a Timber Permit prior to removal of any trees outside the buffer area.
5. The surface mine site shall meet the requirements of *Sec. 3.17- Excavation, mining, ponds, and fills of land and/or state federal jurisdictional waters or wetlands, and Sec. 74-8 Designated Truck Routes*.
6. The applicant shall notify Development Services at the time of final reclamation of the surface mine and close-out of this mining operation. Upon the determination of the Department of Natural Resources that the affected lands have been reclaimed in an acceptable manner, the applicant shall rezone the property to AR-1.
7. No digging or hauling activities shall take place except between the hours of 7:00a.m. and 5:00 p.m. Monday through Saturday.

All ordinances or part of ordinances in conflict herewith are hereby repealed.

This _____ day of _____, 20____

BOARD OF COMMISSIONERS
EFFINGHAM COUNTY, GEORGIA

BY: _____
WESLEY CORBITT, CHAIRMAN

ATTEST:

FIRST/SECOND READING: _____

STEPHANIE JOHNSON
COUNTY CLERK