

Staff Report

Subject: Amendments to *Section 3.17* Excavation, mining, ponds, and fills of land and/or state/federal jurisdictional waters or wetlands, *Section 5.1 Agriculture Residential* Districts, *Section 5.2 Agriculture Residential* Districts, and new *Section 5.15.7.9* Mining and Reclamation (PD-MR).

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Department: Development Services

Meeting Date: January 3, 2023

Item Description: Consideration of the second reading to amend *Section 3.17* Excavation, mining, ponds, and fills of land and/or state/federal jurisdictional waters or wetlands and *Section 5.1 Agriculture Residential* districts, *Section 5.2 Agriculture Residential* Districts, and add a new *section 5.15.7.9* Mining and Reclamation (PD-MR).

Summary Recommendation: In order to accommodate development proposals while promoting growth that is orderly and predictable, with the least amount of disturbance to landowners and to the citizens of the county, staff recommends approval of the revised *Section 3.17* Excavation, mining, ponds, and fills of land and/or state/federal jurisdictional waters or wetlands and *Section 5.1 Agriculture Residential* districts, *Section 5.2 Agriculture Residential* Districts, and new *section 5.15.7.9* Mining and Reclamation (PD-MR).

Executive Summary/Background:

- *Section 3.17 Excavations* is revised to expand guidelines for ponds, borrow pits, and surface mines, based on acreage. GDOT borrow pits and other ponds less than 10 acres are permitted in AR-1 as a conditional use. Approval and inspection standards are now included, and construction requirements have been updated.
- *Section 5.1 Agriculture Residential districts*, is revised to add surface mines as a conditional use.
- *Section 5.2 Agriculture Residential districts*, is revised to add surface mines as a conditional use.
- *Section 5.15.7.9 Mining and Reclamation (PD-MR)* provides a framework for an agreement between commercial surface mine operators and the county to ensure that surface mine operations continue in appropriate locations.

Alternatives for Commission to Consider

1 – Approve amendments to *Section 3.17* Excavation, mining, ponds, and fills of land and/or state/federal jurisdictional waters or wetlands, *Section 5.1 Agriculture Residential* districts, and *Section 5.2 Agriculture Residential* districts, and add a new *section 5.15.7.9* Mining and Reclamation (PD-MR).

2 – Take no action.

Recommended Alternative: 1

Other Alternatives: N/A

Department Review: Development Services

Funding Source: N/A

Attachments:

1. *Section 3.17* Excavation, mining, ponds, and fills of land and/or state/federal jurisdictional waters or wetlands
2. *Section 5.1 Agriculture Residential* districts
3. *Section 5.2 Agriculture Residential* districts
4. *Section 5.15.7.9* Mining and Reclamation (PD-MR).