



Redwood County

### Application for Extraction Interim Use Permit

www.co.redwood.mn.us

**Location of the Extraction:**

Permit #: 2-22 Date: 2/1/22

Address:  305<sup>th</sup> Street City: \_\_\_\_\_ State: MN Zip: \_\_\_\_\_  
House # Street Name

Parcel #: (1) one Township: Sherman Section: 24 Twp #: 112 N Range: 34 W  
6510247020

**Legal Description:**

13.6 Acre tract in SE 1/4 NW 1/4  
(13.60 Acres) Proposed extraction site comprised 9 acres thereof

**Information about the Extraction:**

Zoning District: AGRICULTURE

Soil Type 1: Granite

Soil Type 2: \_\_\_\_\_

General description of the extraction: NOTICE: Change of land use may affect your property taxes.

North and West Edges will be mined first, The bottom of quarry will be lowered to allow ponds ~~and~~ for the reclamation process.

Number of acres to be extracted: 9

Type of Road: Township (Gravel) Right-of-Way width measured from centerline 33

Setbacks: (Please enter in feet)

Setback from the Center of the Road: 33

Side Yard Setback: 180' Direction: WEST

Side Yard Setback: 0' Direction: EAST

Rear Yard Setback: 20' (See conditions) Direction: NORTH

Starting Date: May 15 2022

Date of Completion: May 15 2032 (maximum 10 years)

**Drainage Plan:**

Drains through Township Ditch

**Landscape and screening plans:**

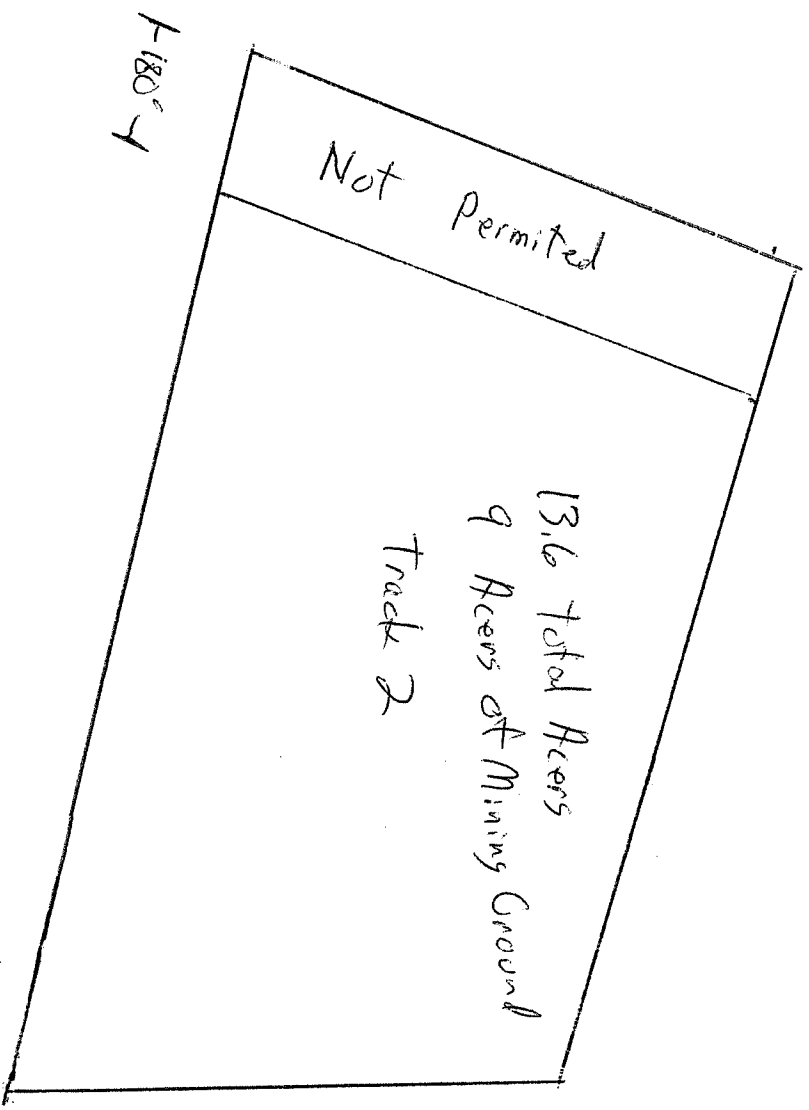
\_\_\_\_\_

**Water plan (estimated water use):**

None

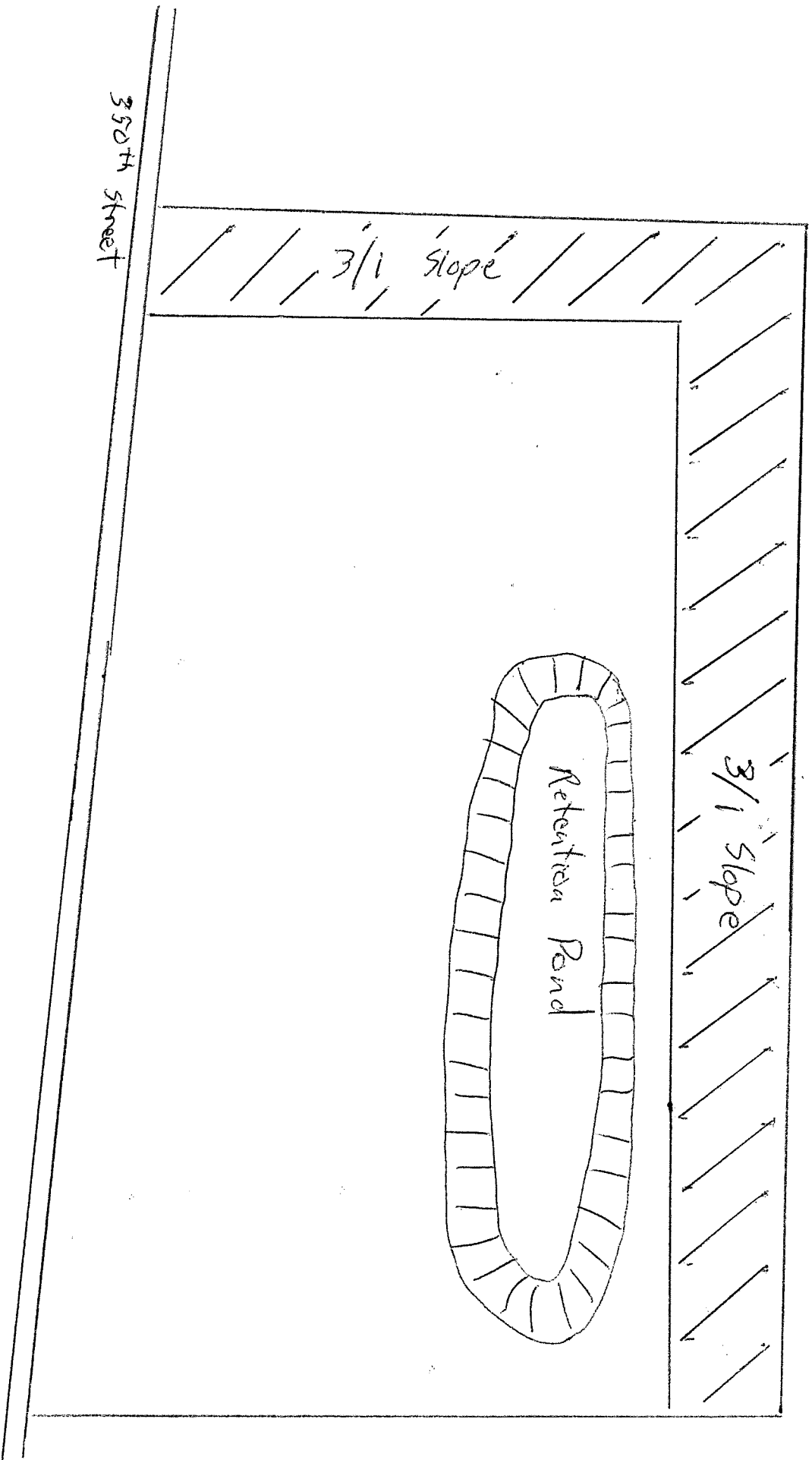
Mining on North and West walls will be lowering the bottom in the future to leave ponds for wildlife

↑  
North



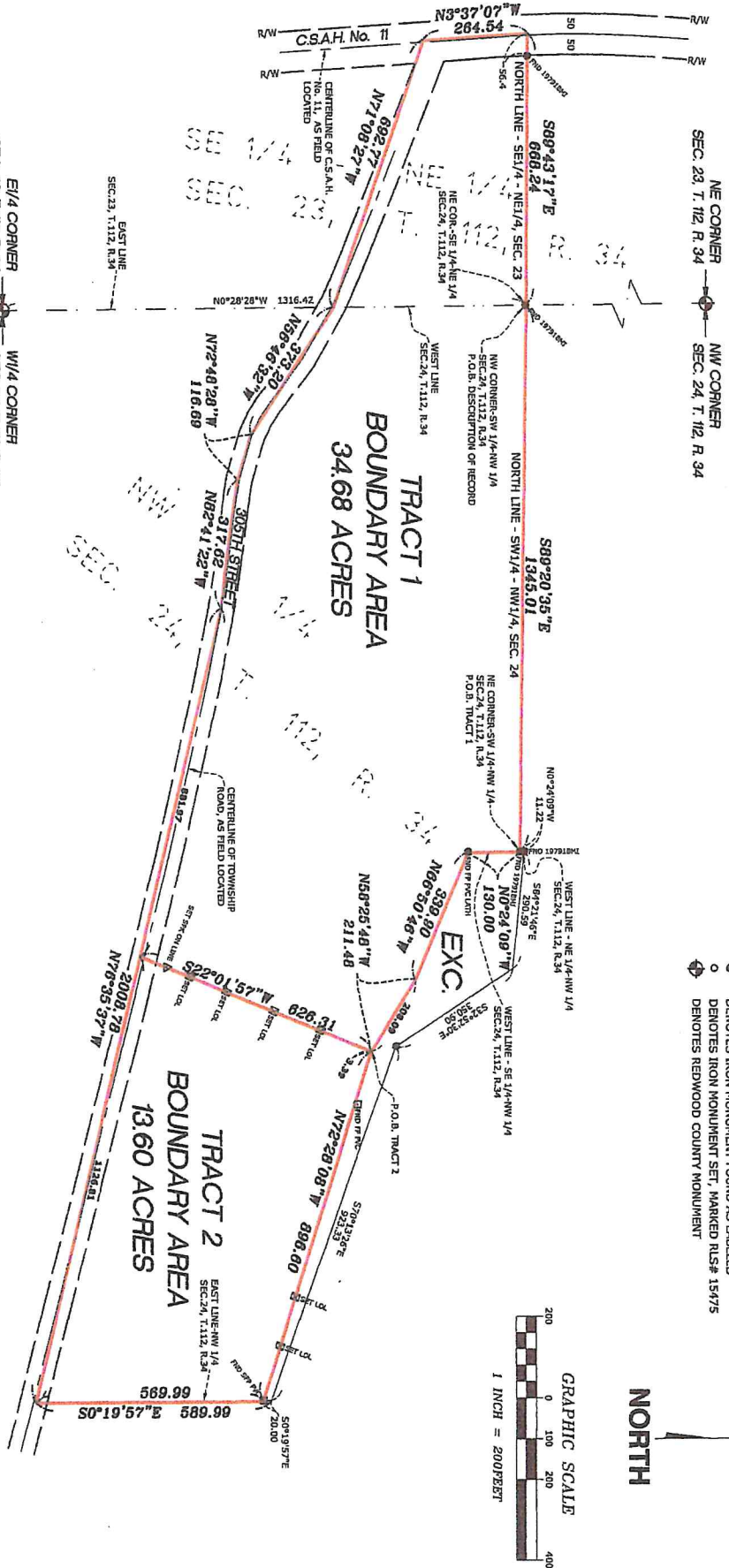
North  
↖

Reclamation Map  
Land Quarry



# CERTIFICATE OF SURVEY

~for~ **BRADLEY LUND**  
 ~of~ NW1/4, Sec. 24-112-34 & SE1/4-NE1/4, Sec. 23-112-34,  
 Sherman Twp., Redwood Co., MN



## DESCRIPTION OF RECORD

Part of the Northwest Quarter of Section 24, Township 112 North, Range 34 West, and part of the Southeast Quarter of Section 23, Township 112 North, Range 34 West, Redwood County, Minnesota, described as follows:  
 Commencing at the West Quarter Corner of said Section 24; thence North 00 degrees 28 minutes 28 seconds West (assumed bearing), on the west line of said Section 24, a distance of 1316.42 feet to the Northwest Corner of the Southwest Quarter of the Northwest Quarter;  
 thence South 89 degrees 20 minutes 35 seconds East, on the north line of said Southwest Quarter of the Northwest Quarter of Section 24, a distance of 1345.01 feet to the Northeast Corner of said Southwest Quarter of the Northwest Quarter;  
 thence North 00 degrees 24 minutes 09 seconds West, on the west line of the Northeast Quarter of said Northwest Quarter of Section 24, a distance of 11.22 feet to the southerly line of a parcel of land described in a deed recorded as Document No. 306893;  
 thence South 84 degrees 21 minutes 46 seconds East, on the southerly line of said parcel of land described in a deed recorded as Document No. 306893, a distance of 290.50 feet to the westerly most corner of a parcel of land described in a deed recorded as Document No. 294178;  
 thence South 32 degrees 52 minutes 30 seconds East, along the westerly line of said parcel of land described in a deed recorded as Document Number 294178, a distance of 330.90 feet; thence South 70 degrees 13 minutes 26 seconds East, along the south line of said parcel of land described in a deed recorded as Document Number 294178, a distance of 923.33 feet to the east line of said Northwest Quarter of Section 24; thence South 00 degrees 19 minutes 57 seconds East, on said east line, 389.99 feet to the approximate centerline of a township road as now traveled, also begin the southeasterly prolongation of the north line of a parcel of land described in a deed recorded as Document Number 306893; thence along the approximate centerline of said township road also being the north line of a parcel of land described in a deed recorded as Document Number 306893 on the following courses: 1) North 76 degrees 35 minutes 37 seconds West, 2008.78 feet; 2) North 82 degrees 41 minutes 22 seconds West, 317.62 feet; 3) North 72 degrees 48 minutes 28 seconds West, 116.69 feet; 4) North 56 degrees 46 minutes 32 seconds West, 373.20 feet; 5) North 71 degrees 08 minutes 27 seconds West, 692.77 feet to the approximate centerline of County State Aid Highway Number 11, a public road, as now existing; thence North 03 degrees 37 minutes 07 seconds West, along said approximate centerline, 264.54 feet to the north line of said Southeast Quarter of Section 23; thence South 89 degrees 43 minutes 17 seconds East, on said North line, 668.24 feet to the point of beginning.  
 Subject to easements.

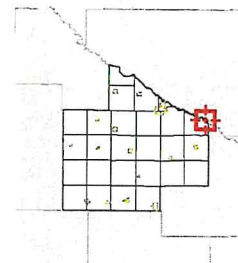
**E/4 CORNER** SEC. 23, T. 112, R. 34      **W/4 CORNER** SEC. 24, T. 112, R. 34  
**EXCEPTING THEREFROM**



Permitted Area - Brad Lund Quarry



Overview



Legend

- Municipal Boundaries
- Townships
- Open Ditch
- Drain Tile
- Address Points
- Parcels
- Shoreland
  - <all other values>
  - 150 ft
  - 300 ft
  - 300 ft L W
  - 1000 ft
- Floodplain
- Major Roads
  - County/Twp/City
  - State/Federal
  - County
  - Minor Roads

Parcel ID	65-024-2080	Alternate ID	n/a
Sec/Twp/Rng	24-112-34	Class	RURAL VACANT-NON CONTIGU
Property Address		Acreage	13.6
District	n/a		
Brief Tax Description	13.60A TR IN SE1/4 NW1/4 13.60A (Note: Not to be used on legal documents)		

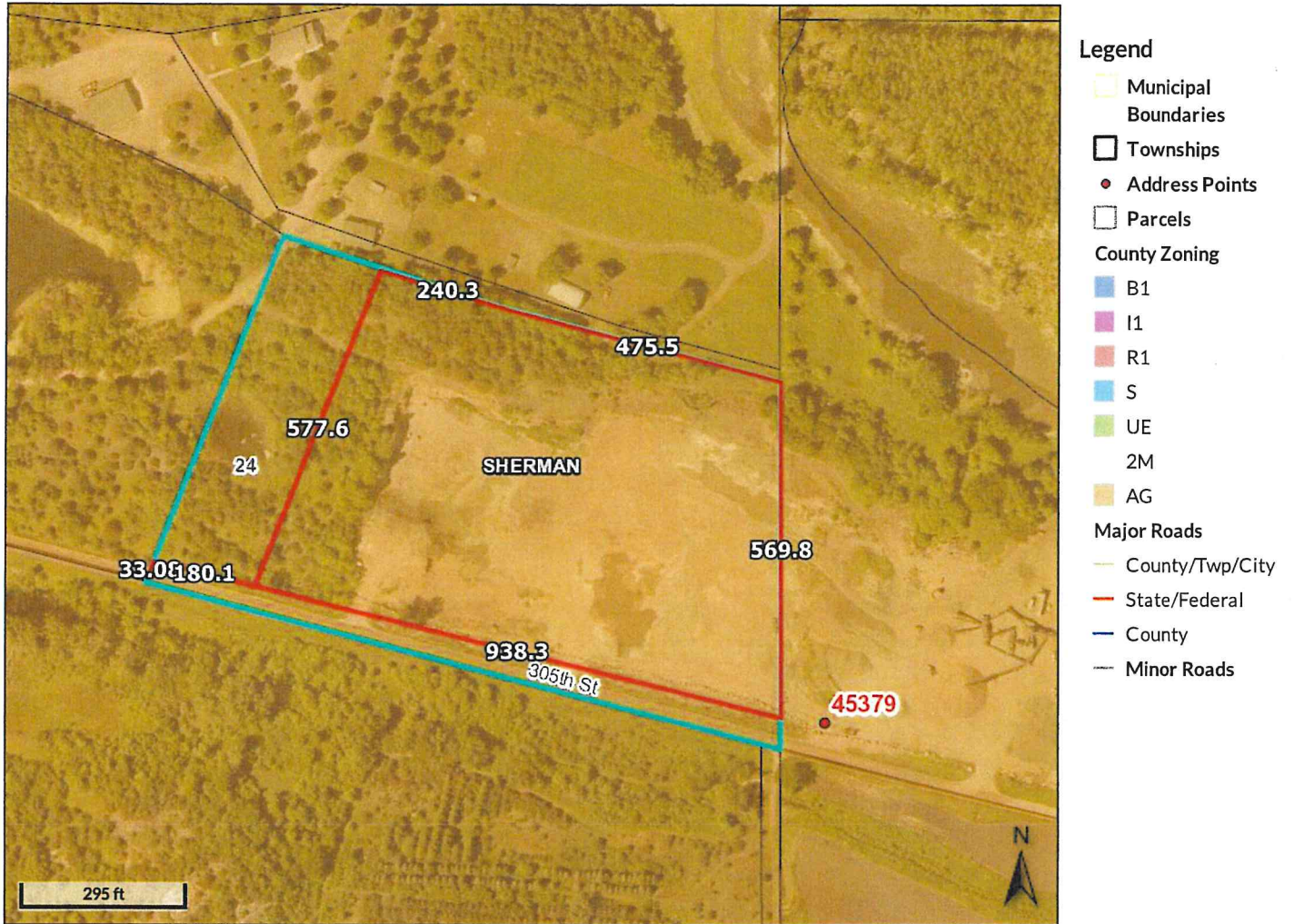
Owner Address LUND/BRADLEY C  
101 HWY 4 SOUTH  
FAIRFAX MN 55332

Date created: 3/24/2022  
Last Data Uploaded: 3/23/2022 9:37:15 PM

Developed by Schneider  
GEOSPATIAL



County Zoning Map - Brad Lund Quarry



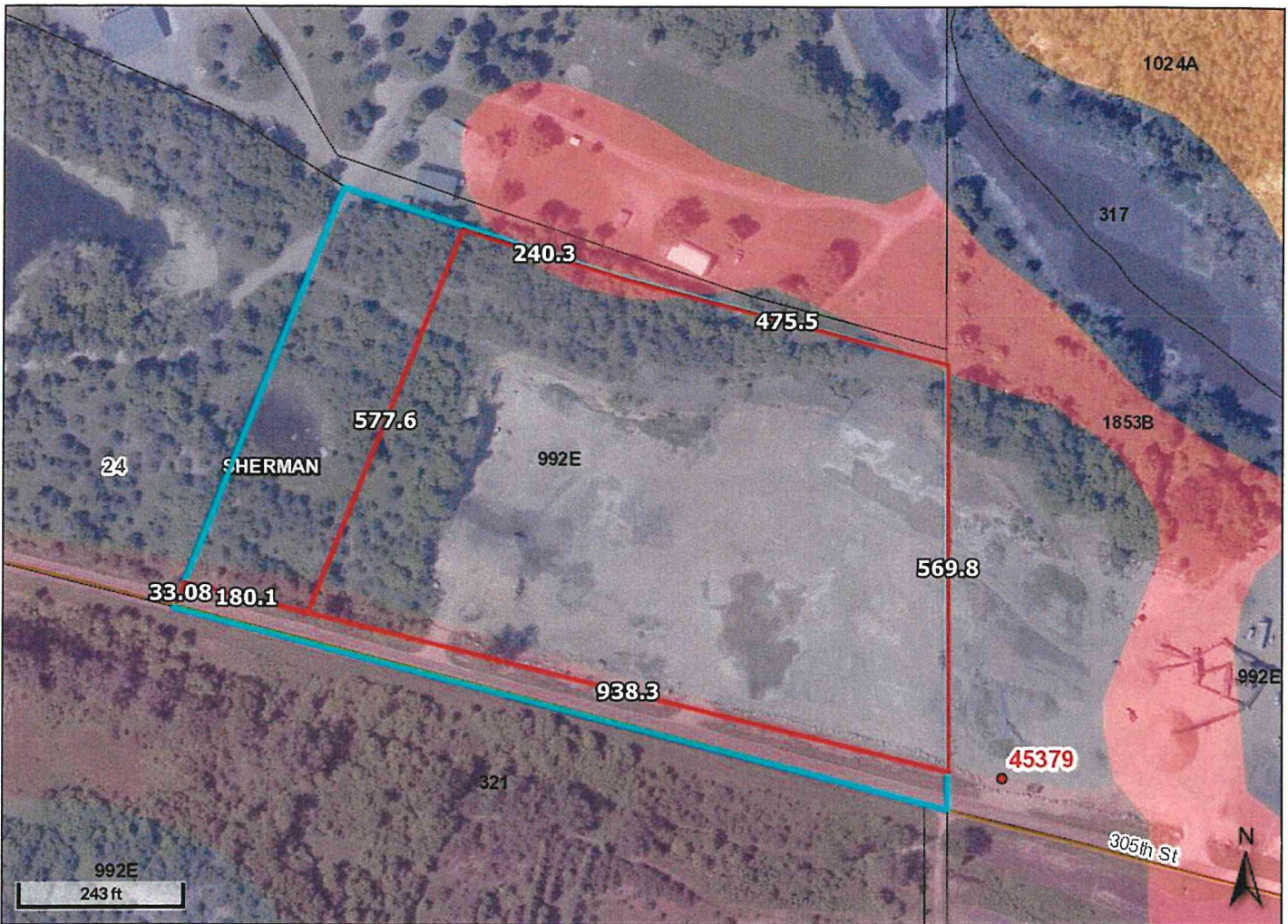
Parcel ID	65-024-2080	Alternate ID	n/a	Owner Address	LUND/BRADLEY C
Sec/Twp/Rng	24-112-34	Class	RURAL VACANT-NON CONTIGU		101 HWY 4 SOUTH
Property Address		Acreage	13.6		FAIRFAX MN 55332
District	n/a				
Brief Tax Description	13.60A TR IN SE1/4 NW1/4 13.60A				
	(Note: Not to be used on legal documents)				

Date created: 3/24/2022  
 Last Data Uploaded: 3/23/2022 9:37:15 PM

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 GEOSPATIAL



Soil Map - Brad Lund Quarry



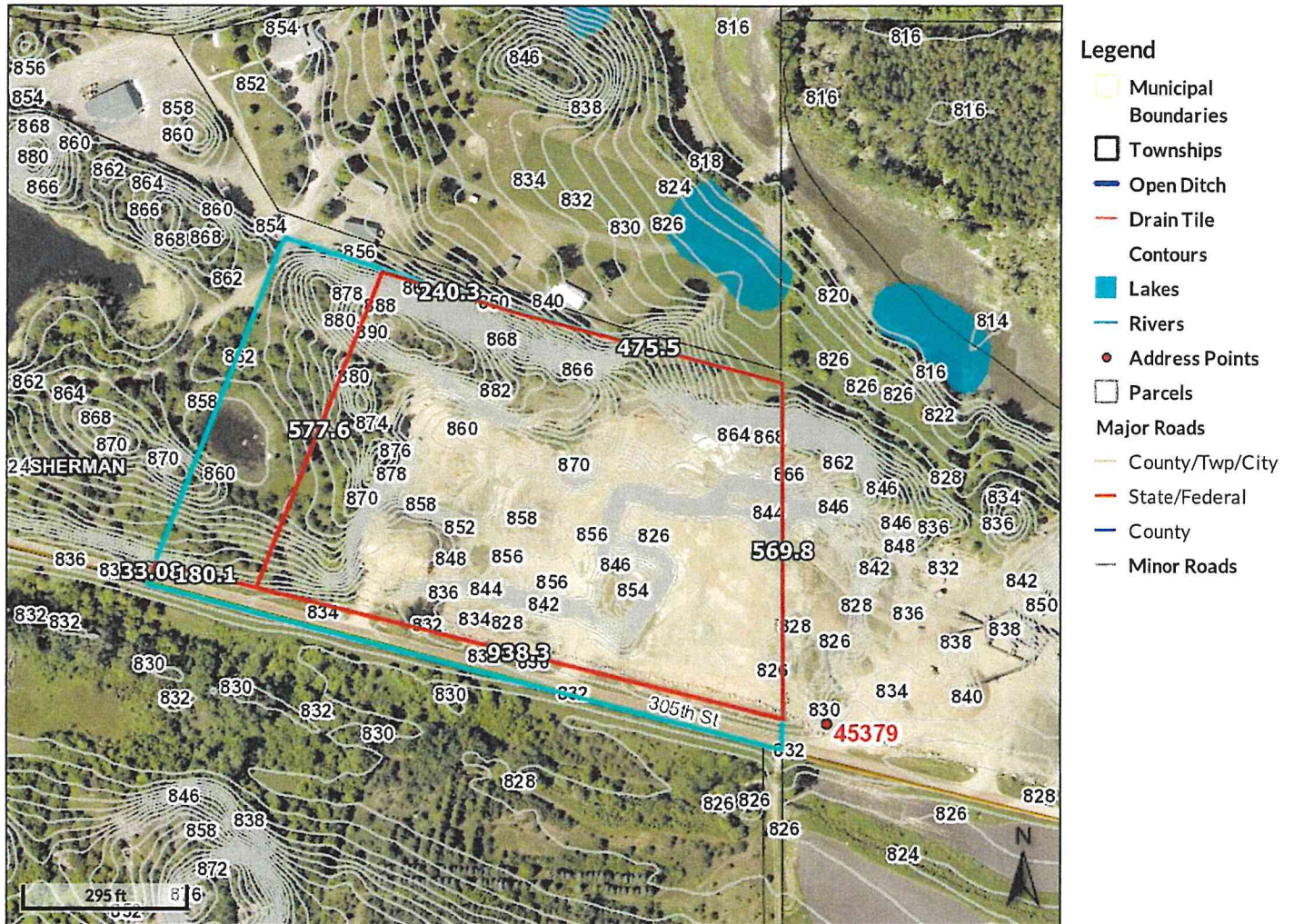
Parcel ID	65-024-2080	Alternate ID	n/a	Owner Address	LUND/BRADLEY C
Sec/Twp/Rng	24-112-34	Class	RURAL VACANT-NON CONTIGU		101 HWY 4 SOUTH
Property Address		Acreage	13.6		FAIRFAX MN 55332
District	n/a				
Brief Tax Description	13.60A TR IN SE1/4 NW1/4 13.60A				
	(Note: Not to be used on legal documents)				

Date created: 3/24/2022  
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 GEOSPATIAL



## Elevation Map - Brad Lund Quarry



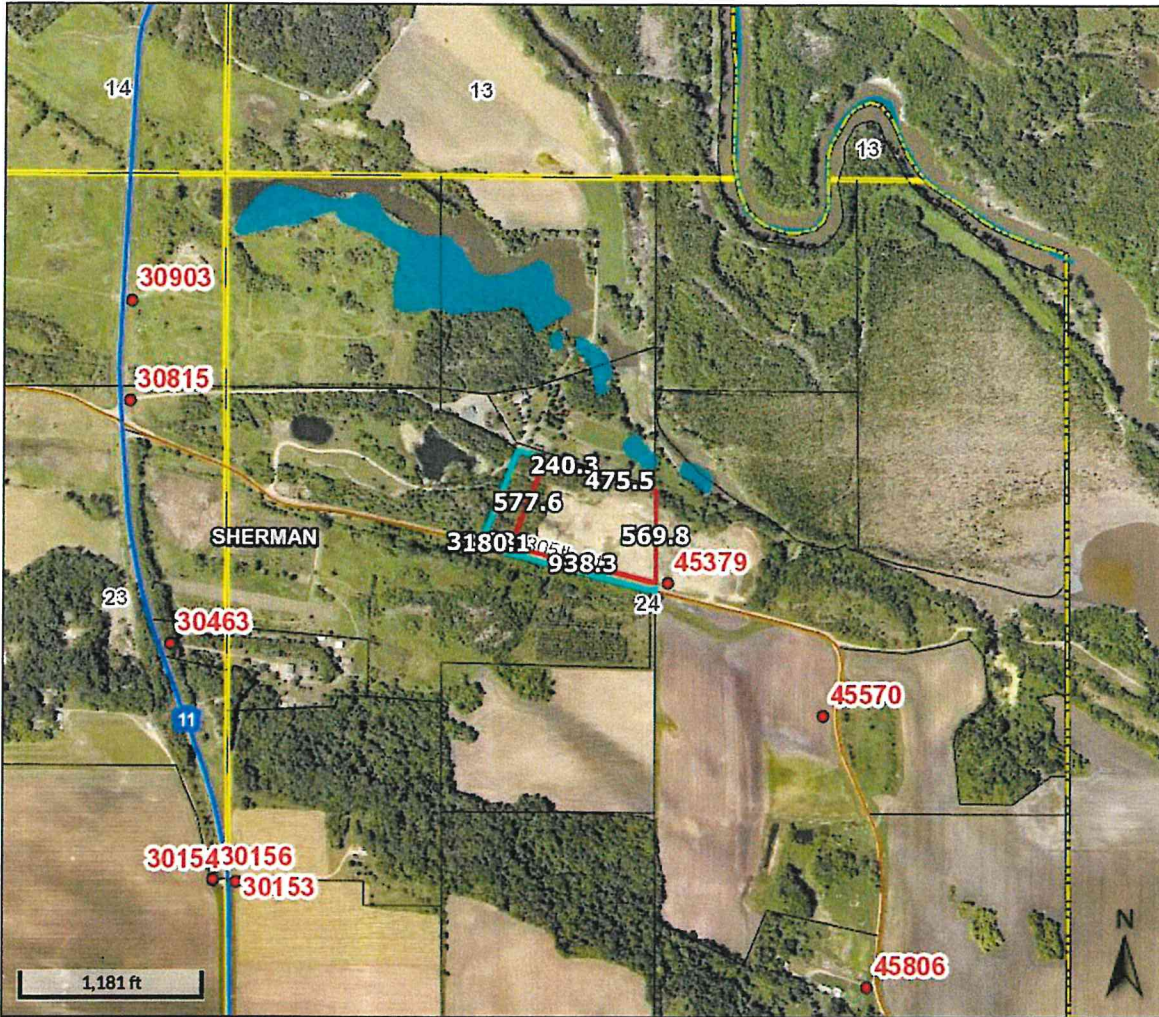
Parcel ID	65-024-2080	Alternate ID	n/a	Owner Address	LUND/BRADLEY C
Sec/Twp/Rng	24-112-34	Class	RURAL VACANT-NON CONTIGU		101 HWY 4 SOUTH
Property Address		Acres	13.6		FAIRFAX MN 55332
District	n/a				
Brief Tax Description	13.60A TR IN SE1/4 NW1/4 13.60A				
	(Note: Not to be used on legal documents)				

Date created: 3/24/2022  
 Last Data Uploaded: 3/23/2022 9:37:15 PM

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 GEOSPATIAL



Neighborhood Map - Brad Lund Quarry



Legend

-  Municipal Boundaries
-  Townships
-  Open Ditch
-  Drain Tile
-  Lakes
-  Rivers
-  Address Points
-  Parcels
- Major Roads**
-  County/Twp/City
-  State/Federal
-  County
-  Minor Roads

Parcel ID	65-024-2080	Alternate ID	n/a	Owner Address	LUND/BRADLEY C
Sec/Twp/Rng	24-112-34	Class	RURAL VACANT-NON CONTIGU		101 HWY 4 SOUTH
Property Address		Acreage	13.6		FAIRFAX MN 55332
District	n/a				
Brief Tax Description	13.60A TR IN SE1/4 NW1/4 13.60A				
	(Note: Not to be used on legal documents)				

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Developed by  **Schneider**  
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**Conditions Permit No. 2-22 (Brad Lund)**

1. The permit holder shall comply with all applicable laws, rules, and regulations, including but not limited to Redwood County Zoning Ordinance, as hereafter amended from time to time. The permit holder shall abide by all MSHA requirements. The permit holder shall comply with all federal, state and local laws.
2. The permit holder shall allow the Redwood County Environmental Office to inspect the site for all purposes permitted by law whenever deemed necessary by the Redwood County Environmental Office.
3. The permit holder shall have proper warning signs posted along 305<sup>th</sup> Street and CSAH 11 during times that material is being hauled into or out of the site. The warning signs shall conform to the requirements and guidelines as provided in the Minnesota Manual on Uniform Traffic Control Devices.
4. All waste and refuse generated by or from the interim use must be disposed of in the manner provided by the applicable local, state, and federal statutes, rules, and regulations. A copy of all disposal records and receipts must be kept on file for no less than five (5) years and provided to the Redwood County Environmental Office upon request.
5. The permit holder shall contact all relevant local, state, and federal authorities/entities and inquire as to whether a permit and/or license is required. If a permit and/or license is required, the permit holder shall apply for and obtain any and all required permits and/or licenses. A copy of all such permits and/or licenses shall be provided to the Redwood County Environmental Office upon request.
6. The setback between the mining area and Gary Kerkhoff's property will be decided based on agreement between the permit holder and Gary Kerkhoff. If no agreement can be reached, then a 20 foot setback from the mining area to Gary Kerkhoff's property is required.
7. The permit holder shall not allow the interim use to be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted. The permit holder shall not allow the interim use to impede the normal and orderly development and improvement of surrounding vacant property for uses predominant to the area. Adequate measures shall be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of the foregoing will constitute a nuisance now or in the future.
8. Hours of operation shall be 7 am to 7 pm., Monday through Saturday.
9. All explosive materials must be removed from the site on a daily basis. The permit holder must contact all adjacent landowners within 24 hours of performing a blast. No blasting shall occur on weekends or legal holidays. All blasting shall be performed between the hours of 8:00 a.m. and 6:00 p.m. However, the permit holder may perform an emergency blasting after 6:00 p.m. on a day other than a weekend or legal holiday if the blast is necessary due to mechanical or technical difficulties or weather conditions, such as an electrical storm, which substantially increases the risk of inadvertent detonation.



10. The permit holder shall not exceed the boundary limits described and set forth in the *Application for Extraction Interim Use Permit*. The permit holder shall keep any pit, excavation, or impounded waters within the limits for which the particular permit is granted. The completion date of this *Extraction Interim Use Permit* will be May 15, 2032.
11. If any other equipment (i.e. hotmix plant, bag house, etc.) other than excavation and aggregate processing equipment used at the site shall require a new interim use permit. The excavation site shall not be used for a demolition site unless the permit holder obtains the proper permits from the State of Minnesota and Redwood County.
12. Adequate access roads, drainage, and other necessary facilities shall be provided at all times and shall continue to be provided by the permit holder now and in the future.
13. The permit holder shall at all times properly guard and keep any pit or excavation in such condition so as not be dangerous from caving or sliding banks. The permit holder shall properly drain, fill, or level any pit or excavation after created so as to make the same safe and healthful which shall be determined by the Board of Commissioners. The permit holder shall grade the site after the excavation and extraction has been completed so as to render it usable. The site shall be reclaimed according to the reclamation plan included in the *Extraction Interim Use Permit*, reserved topsoil spread on the site and thereafter seeded with approved seed where required to avoid erosion and an unsightly mar on the landscape. The site shall be clean and free of all debris, including stockpiles, when the *Extraction Interim Use Permit* reaches its completion date. Reclamation of the site shall include a combination of reducing the height of the rock outcroppings on the edge of the quarry and backfilling with clean concrete and overburden material so that the maximum slope on the site is 3:1 (run to rise) after reclamation.
14. The permit holder shall enter into and abide by a written agreement with the Sherman Township Board of Supervisors regarding repair and maintenance of 305<sup>th</sup> Street.
15. The permit holder shall take any reasonable steps to ensure that the flow of water in the private drainage ditch located south of 305<sup>th</sup> Street is not obstructed.
16. In order to dewater the site, the permit holder will pump water into the holding pond on the neighboring quarry, by agreement with the operator of that quarry.
17. Interim Use Permit #1-22 replaces previous Conditional Use Permit #5-12.
18. The permit holder shall post a bond, cash deposit, irrevocable letter of credit, or other security in the amount of \$18,000.00. Further, the bond, cash deposit, irrevocable letter of credit, or other security shall remain in full force and effect for a minimum of one year beyond the completion date of *Extraction Interim Use Permit*.
19. The permit holder shall maintain bodily injury, property damage, and public liability insurance in the amount of at least \$1,500,000 per occurrence during the life of the extraction operation and shall provide proof of the same to the Redwood County Environmental Office.
20. The Redwood County Planning Commission shall review the interim use permit and shall be authorized to take any and all necessary action(s), including but not limited to revoking the

interim use permit and/or requiring the permit holder to reapply for a interim use permit, if: 1) The Redwood County Environmental Office acquires information previously unavailable that indicates the terms and conditions of the permit do not accurately represent the actual circumstances of the permitted facility or the interim use; 2) It is discovered subsequent to the issuance of the permit the permit holder failed to disclose all facts relevant to the issuance of the permit or submitted false or misleading information to the Redwood County Environmental Office, the Redwood County Planning Commission, or the Redwood County Board of Commissioners; 3) The Redwood County Environmental Office determines the permitted facility or interim use endangers human health or the environment; and/or (4) The permit holder violates any of the herein described conditions, the Redwood County Ordinances, State statutes, or Federal laws.





**REDWOOD COUNTY ENVIRONMENTAL OFFICE**

*Planning & Zoning ● Parks & Trails ● GIS  
Aquatic Invasive Species ● Septic Inspector  
Drainage Inspector ● Agricultural Inspector*

PO BOX 130  
REDWOOD FALLS  
MINNESOTA 56283  
PH: 507-637-4023

**REDWOOD COUNTY PLANNING COMMISSION**

**Brad Lund – Extraction  
Interim Use Permit Application #2-22  
April 5, 2022**

**FINDINGS OF FACT**

***ORDINANCE CRITERIA – The Planning Commission may recommend the granting of a Conditional Use Permit in any district provided the proposed use is listed as a conditional use for the district and upon a showing that the standards and criteria stated in this Ordinance will be satisfied and that the use is in harmony with the general purposes and intent of this Ordinance and the Comprehensive Plan.***

**In determining whether the proposed use is in harmony with the general purposes and intent of the Ordinance and the Comprehensive Plan, the Planning Commission shall consider and make findings on the following questions:**

- 1) What potential health safety and welfare impacts were raised at the hearing and why will they, or why won't they, impact the neighboring residents?

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- 2) What potential impacts on area property uses were raised at the hearing and why will they, or why won't they, impact the property uses in the area?

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3) What potential impacts on property values or future development were raised at the hearing, and why will they, or why won't they, impact the neighboring properties?

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4) What infrastructure is needed to support the proposed use and how will it be provided?

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5) How do the goals, purpose and policies of the Zoning Ordinance and Comprehensive Plan apply to the proposed project?

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NAME: \_\_\_\_\_

DATE: \_\_\_\_\_



**TO: Whom It May Concern**

**COPY**

**FROM: Nick Brozek   
Land Use and Zoning Supervisor  
Redwood County Environmental Office**



**DATE: March 22, 2022**

**RE: Notice of Public Hearing on Application for Extraction Interim Use Permit**

Please find enclosed a *Notice of Public Hearing* regarding an *Application for Extraction Interim Use Permit* submitted by Brad Lund pursuant to Redwood County Code of Ordinances, Title XV, Sections 153.420 and 153.283. Lund is proposing to re-permit an existing quarry to extract, process, and stockpile granite material from/on the following described real property, situated in the County of Redwood, State of Minnesota, to wit:

A 13.60 acre tract in the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) of Section 24, Township 112 North, Range 34 West, Sherman Township.

A public hearing thereon will be held before the Redwood County Planning Commission at the Planning Commission meeting scheduled at 1:00 o'clock p.m. on Tuesday, the 5<sup>th</sup> day of April, 2022, at the Board Room of the Redwood County Government Center located at 403 South Mill Street, Redwood Falls, MN 56283.

Pursuant to Redwood County Zoning Ordinance, all property owners of record within five hundred (500) feet of the incorporated areas and/or one-quarter (1/4) of a mile of the affected property or the ten (10) properties nearest to the affected property, whichever would provide notice to the greatest number of landowners in the unincorporated areas, the township in which the affected property is located, and all municipalities within two (2) miles of the property are required to be notified in writing of the time and place of the public hearing.

If you have any comments or questions regarding this matter, please contact the Redwood County Environmental Office by telephone at (507) 637-4023, via email at [Environmental@co.redwood.mn.us](mailto:Environmental@co.redwood.mn.us), or by mail at *Redwood County Environmental Office, P.O. Box 130, Redwood Falls, MN 56283*, and/or attend the public hearing at the time and date set forth in the *Notice of Public Hearing*.

enclosure

Cc: Brad Lund (w/encl.)



## NOTICE OF PUBLIC HEARING

An *Application for Extraction Interim Use Permit* has been filed by Brad Lund pursuant to Redwood County Code of Ordinances, Title XV, Sections 153.420 and 153.283. Lund is proposing to re-permit an existing quarry to extract, process, and stockpile granite material from/on the following described real property, situated in the County of Redwood, State of Minnesota, to wit:

A 13.60 acre tract in the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) of Section 24, Township 112 North, Range 34 West, Sherman Township.

A public hearing thereon will be held before the Redwood County Planning Commission at the Planning Commission meeting scheduled at 1:00 o'clock p.m. on Tuesday, the 5<sup>th</sup> day of April, 2022, at the Board Room of the Redwood County Government Center located at 403 South Mill Street, Redwood Falls, MN 56283.

If you have any comments or questions regarding this matter, please contact the Redwood County Environmental Office by telephone at (507) 637-4023, via email at [Environmental@co.redwood.mn.us](mailto:Environmental@co.redwood.mn.us), or in writing at *Redwood County Environmental Office, P.O. Box 130, Redwood Falls, MN 56283*.

DATED: March 14, 2022

Nicholas W. Brozek  
Land Use and Zoning Supervisor  
Redwood County Environmental Office





Parcel ID: 65-024-1040  
 65-024-4010  
 65-024-4020

**CUP Notification Area:** 0 500 1,000 2,000 Feet

**0.33 miles from selected parcel**

- Selected Parcel
- Notification Area
- Parcels
- Municipal Boundaries
- Sections
- Roads



**AFFIDAVIT OF SERVICE VIA U.S. MAIL**

STATE OF MINNESOTA    )  
  ) ss  
COUNTY OF REDWOOD    )

**RE:   *Application for Extraction Interim Use Permit* submitted by Brad Lund; Permit Application No. 2-22**

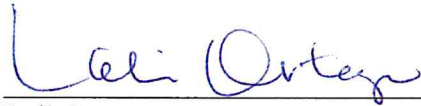
I, Lali Ortega, a person not less than eighteen (18) years of age, being first duly sworn upon oath, hereby state a copy of the following:

1. *Notice of Public Hearing on Application for Extraction Interim Use Permit; and*
2. *Notice of Public Hearing*

was duly served upon:

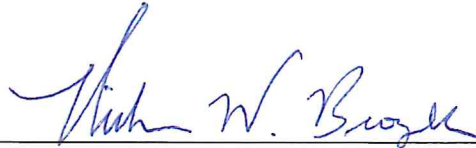
-SEE ATTACHED-

by enclosing a copy of the same in an envelope, with postage prepaid, and depositing said envelope in a United States Postal Service mailbox located at Redwood Falls, Minnesota on the 22<sup>nd</sup> day of March, 2022.

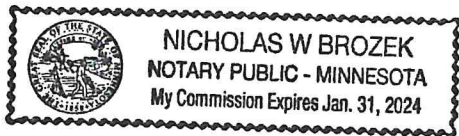


\_\_\_\_\_  
Lali Ortega  
Administrative Assistant  
Environmental Office

Subscribed and sworn to before me, a Notary Public, on this 22<sup>nd</sup> day of March, 2022, by Lali Ortega.



\_\_\_\_\_  
Notary Public



BLUHM/DWIGHT	29069 CO HWY 2	MORGAN	56266
GOELZ/JOHN L/III	31349 CO HWY 11	FRANKLIN	55333
KERKHOFF/GARY J & DEBORAH P	30815 CO HWY 11	FRANKLIN	55333
KERKHOFF/RONALD D	30463 CO HWY 11	FRANKLIN	55333
KERN/LUANN & DANNY	136 6TH ST	TRACY	56175
MORGAN SPORTSMEN CLUB INC	PO BOX 216	MORGAN	56266
MUNSELL/RAY T & DEBRA	33814 360 ST	FRANKLIN	55333
MUNSELL/WILLIAM H DISCLAIMER TRUST	PO BOX 334	FRANKLIN	55333
RADDATZ/JERRY D & JAN M	402 S LINCOLN	REDWOOD FALLS	56283
SANDER/SHARLA M	30153 CO HWY 11	FRANKLIN	55333
BRADLEY LUND	101 HWY 4 SOUTH	FAIRFAX	55332
SHERMAN TOWNSHIP BOARD OF SUPERVISORS	33297 OCEAN AVE	REDWOOD FALLS	56283
CITY OF FRANKLIN	% DENISE KIRSCHSTEIN, CLERK	FRANKLIN	5333-0326
	% TRISTA RADEMACHER, CLERK		