



Redwood County

www.co.redwood.mn.us

Application for Extraction Interim Use Permit

Location of the Extraction:

Permit #: 10-24

Date: 10/2/2024

Address: 340th St
House # Street Name

City: Redwood Falls

State: MN

Zip: 56283

Parcel #: 62-003-2080

Township: Paxton

Section: _____

Twp #: T-112-N

Range: R-35-W

Legal Description:

E1/2 NWFR1/4, lying north of the center of Crow Creek, excepting tract

Information about the Extraction:

Zoning District: Agricultural

Soil Type 1: Esterville sandy loam, 0 to 2 percent slopes

Soil Type 2: Biscay loam

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

Remove overburden stockpile from former kaolin clay pit. For sale and use of material. No processing of material will occur on site. By removal of the material the land will be returned to original grade.

Number of acres to be extracted: 16

Type of Road: Township

Right-of-Way width measured from centerline 33

Setbacks: (Please enter in feet)

Setback from the Center of the Road: 125

Side Yard Setback: 75

Direction: West

Side Yard Setback: 20

Direction: East

Rear Yard Setback: 300+

Direction: South

Starting Date: 11/1 /2024

Date of Completion: 10/31/2034 (maximum 10 years)

Drainage Plan:

Natural surface water drainage. Water flowing south collects in existing pond.

Landscape and screening plans:

Screened from public view by building site. Located on dead-end road near other extraciton operations.

Water plan (estimated water use):

No water use on site.

Statement addressing noise, vibration, glare, heat, smoke, particle matter, odors, exterior lighting, toxic or noxious matter, dust, etc:

The only source of noise, dust, etc. will be the trucks hauling material. No processing or crushing of material will occur on site.

Reclamation plan: (Attach Map)

As the material is removed, the ground will be returned approximately to the original grade. After excavation is complete it will be returned to farm land. Dirt is stockpiled to be spread on the surface for reclamation.

Estimated Cost of Reclamation: \$15,000.00

Applicant Information:

First Name: Brent Last Name: Prouty

Business Name: Prouty Properties LLC

Address: 100 N Gould St City: Redwood Falls State: MN Zip: 56283

Home Phone: (507) 644-3172 Cell Phone: (507) 430-1662 Email

Operator Information: (Complete only if different from Applicant)

First Name: Last Name:

Business Name:

Address: City: State: MN Zip:

Home Phone: Cell Phone: Email:

Land Owner Information: (Complete only if different from Applicant)

First Name: Last Name:

Address: City: State: Zip:

Home Phone: Cell Phone: Email:

I affirm that the forgoing information is true and accurate. I understand that if any portion of this information is false or materially misleading, any conditional use permit issued in reliance upon this information is voidable at the election of Redwood County.

Land Owner Signature: Date: 10-2-24

Please attach the following information:

A detailed site map. This must include: soil types, topography, location of watercourses, outline of maximum area to be excavated, setbacks from property lines, vertical profile of area to be excavated including overburden, proposed and existing locations of any structures, stockpiles or operation areas, location and names of roads, railroads, known tile lines, proposed fences, utility rights-of-way, planned entrances and exits for operation area, road routes for heavy equipment and any signs being posted.

Office Use Only: * The section below is to be filled out by the Environmental Office Staff

Extraction Fee: \$700.00 Receipt #: 332556 Date Approved:

Application Received: 10-2-24

Commission Action: County Board Action:

Approved: Date: Approved: Date:

Disapproved: Date: Disapproved: Date:



www.co.redwood.mn.us

Interim
Application for Extraction-Conditional Use Permit /
Temporary Grading and Filling Permit

Permit #: 10-24 Date: 10-2-24

Location of the Extraction:

Address: 340th St City: Redwood Falls State: MN Zip: 56283
House # Street Name
Parcel #: 62-003-2080 Township: Paxton Section: 3 Twp #: T-112-N Range: R-35-W

Legal Description:

E FR1/2 NW1/4 LYING N OF CTR CROW CREEK EX TR & NW1/4 SE1/4 LYING N OF CTR CREEK 58.08A

Information about the Extraction:

Zoning District: Agricultural

Soil Type 1: Estherville sandy loam, 0 to 2 percent slopes

Soil Type 2: Biscay loam

Type Of Extraction: Fill Material If other, please explain: _____

General description of the extraction:

Remove overburden stockpile from former kaolin clay pit. For sale and use of material. No processing of material will occur on site. By removal of the material the land will be returned to the original grade.

Total acres in the parcel: 58 Number of acres to be extracted: 16

Type of Road: Township Right-of-Way Footage: 33

Setbacks: (Please enter in feet)

Setback from the Center of the Road: 125

Side Yard Setback: 75 Direction: West

Side Yard Setback: 20 Direction: East

Rear Yard Setback: 300-600 Direction: South

Starting Date: 11-1-24 Estimated Date of Completion: 10-31-24

Life Expectancy of Operation: 10 years (maximum 10 years)

Drainage Plan:

Natural surface water drainage. Water flowing south collects in existing pond.

Landscape and screening plans:

Screened from public view by building site. Located on dead-end road near other extraction operations.

Water plan (estimated water use):

no water use on site.

Statement addressing noise, vibration, glare, heat, smoke, particle matter, odors, exterior lighting, toxic or noxious matter, dust, etc:

The only source of noise, dust, etc. will be the trucks hauling material. No processing or crushing of material will occur on site.

Reclamation plan:

As the material is removed the ground will be returned approximately to the original grade. After excavation is complete it will be returned to farm land. Dirt is stockpiled to be spread on the surface for reclamation.

Estimated Cost of Reclamation: 15,000

General Contractor:

Name: TNT and others, by permission of property owner City: _____ State: MN

Applicant Information:

First Name: Brent Last Name: Prouty

Business: Redwood Valley Real Estate

Address: 100 N Gould St City: Redwood Falls State: MN Zip: 56283

Home Phone: (507) 644-3172 Cell Phone: (507) 430-1662

Land Owner Information:

First Name: Brent Last Name: Prouty

I affirm that the forgoing information is true and accurate. I understand that if any portion of this information is false or materially misleading, any conditional use permit issued in reliance upon this information is voidable at the election of Redwood County.

Land Owner Signature:  Date: 10-2-07

Please attach the following information:

1. A detailed site map. This must include: soil types, topography (10 foot contour intervals), location of watercourses, outline of maximum area to be excavated, setbacks from property lines, vertical profile of area to be excavated including overburden, proposed and existing locations of any structures, stockpiles or operation areas, location and names of roads, railroads, known tile lines, proposed fences, utility rights-of-way, planned entrances and exits for operation area, road routes for heavy equipment, any signs being posted, and public areas next to the extraction.

2. An estimated bid of the reclamation along with a detailed map 1" = 100' or larger.

Office Use Only: * The section below is to be filled out by the Environmental Office Staff

Extraction Fee: \$700.00 Receipt #: 332556 Date Approved: _____

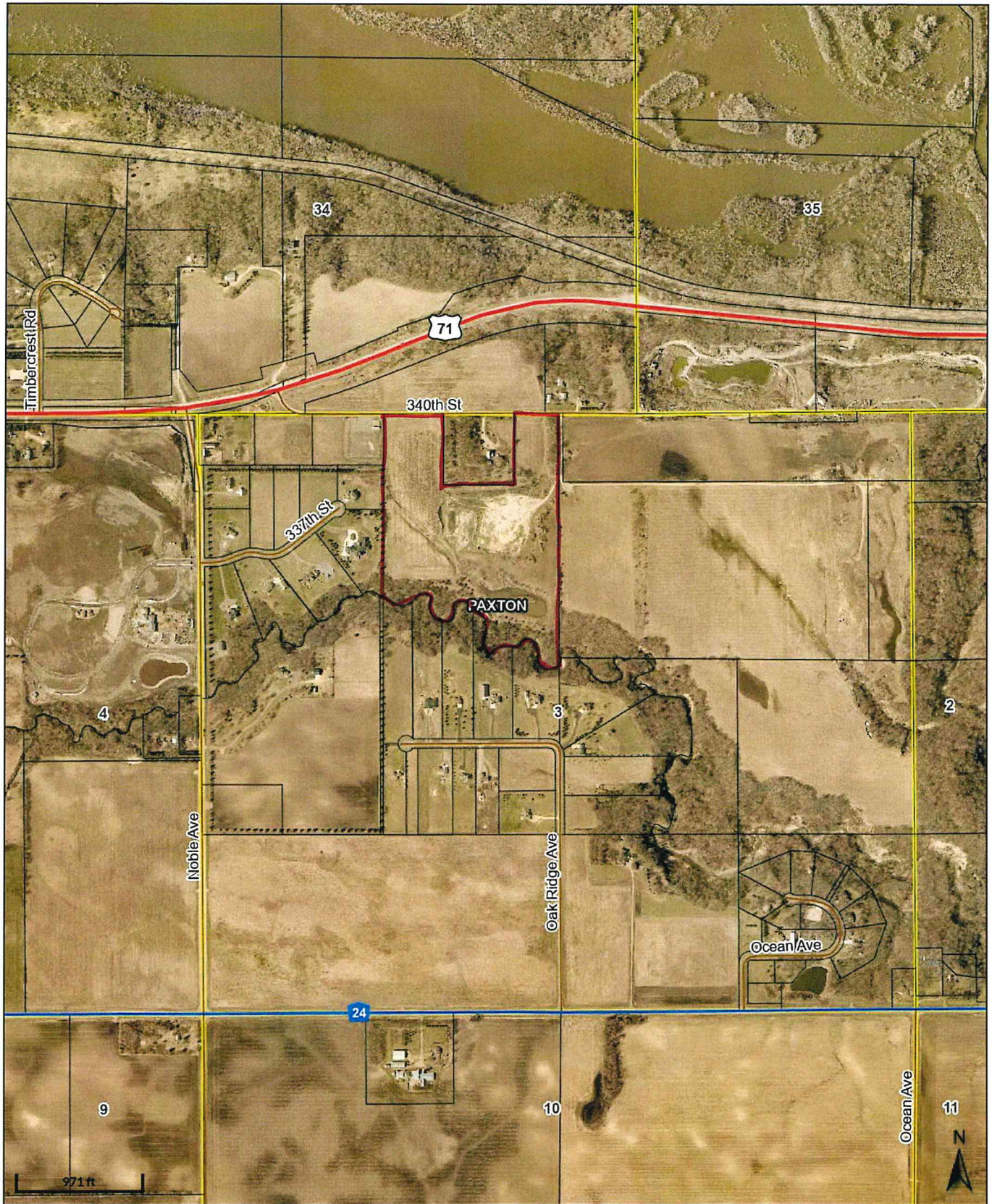
Commission Action:

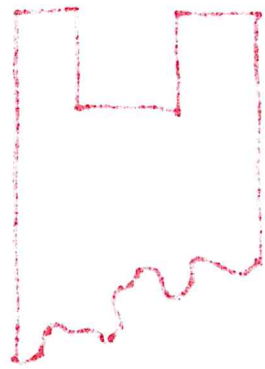
County Board Action:

Approved: _____ Date: _____ Approved: _____ Date: _____

Disapproved: _____ Date: _____ Disapproved: _____ Date: _____

Area Map





PROUTY PROPERTIES LLC 34
340th St

695,217.6 sq ft
15.91 ac

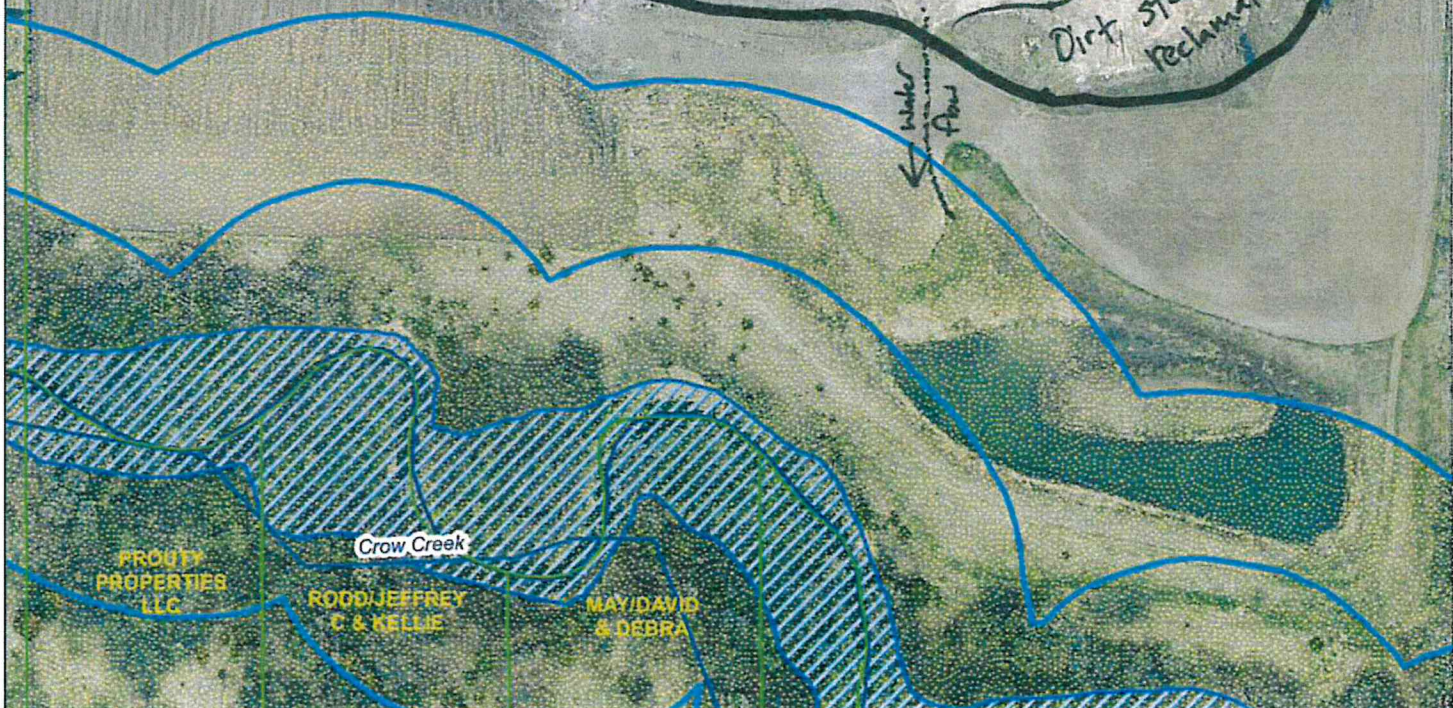
Future Excavation

Paxton
Current Excavation

Dirt stockpiled for reclamation
Water flow
Access Road
Potential Pond

Dirt stockpiled for reclamation

Water flow



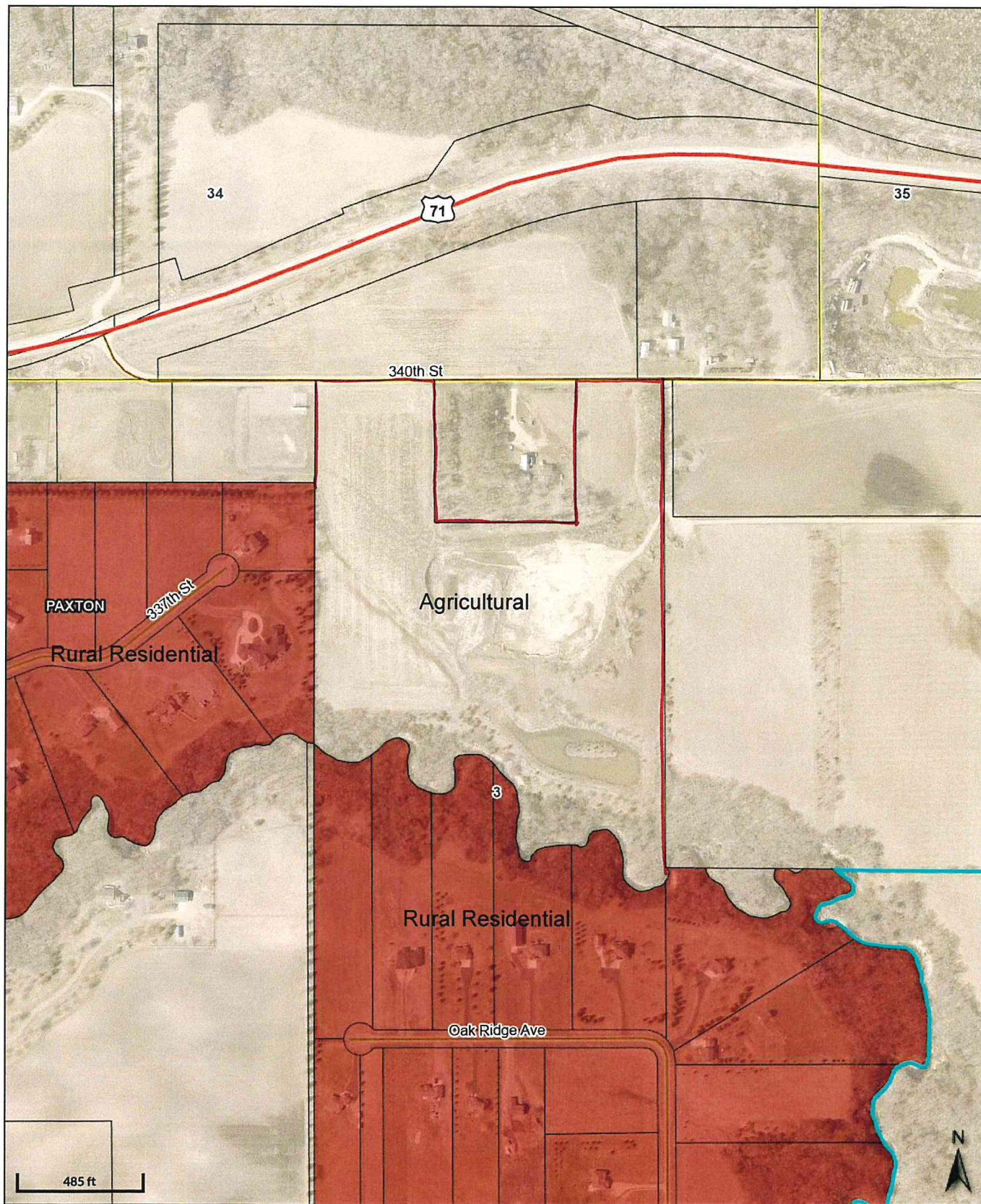
PROUTY PROPERTIES LLC

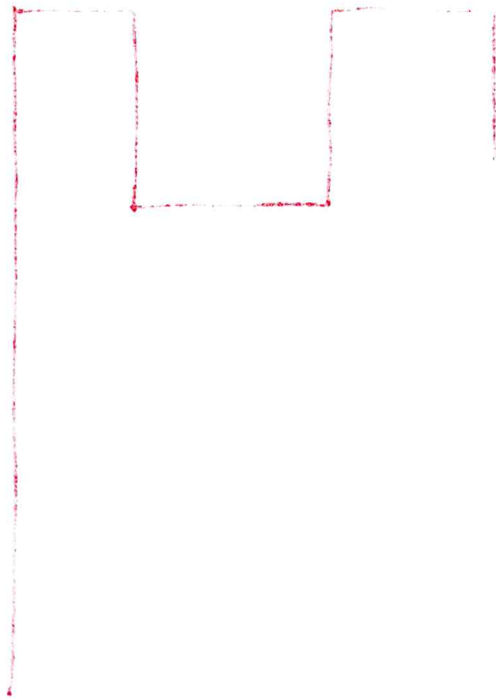
RODD/JEFFREY C & KELLIE

MAY/DAVID & DEBRA

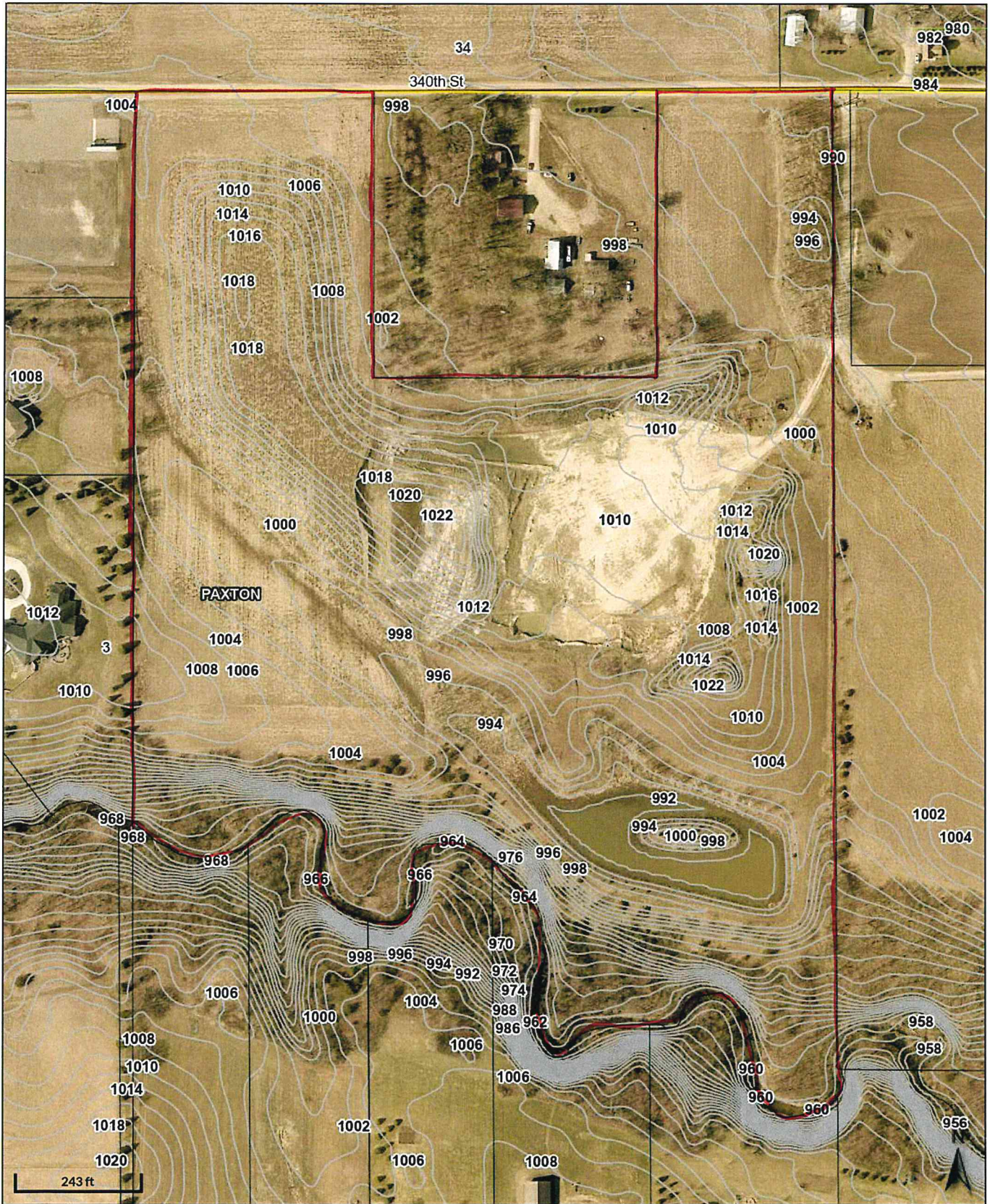
Crow Creek

County Zoning



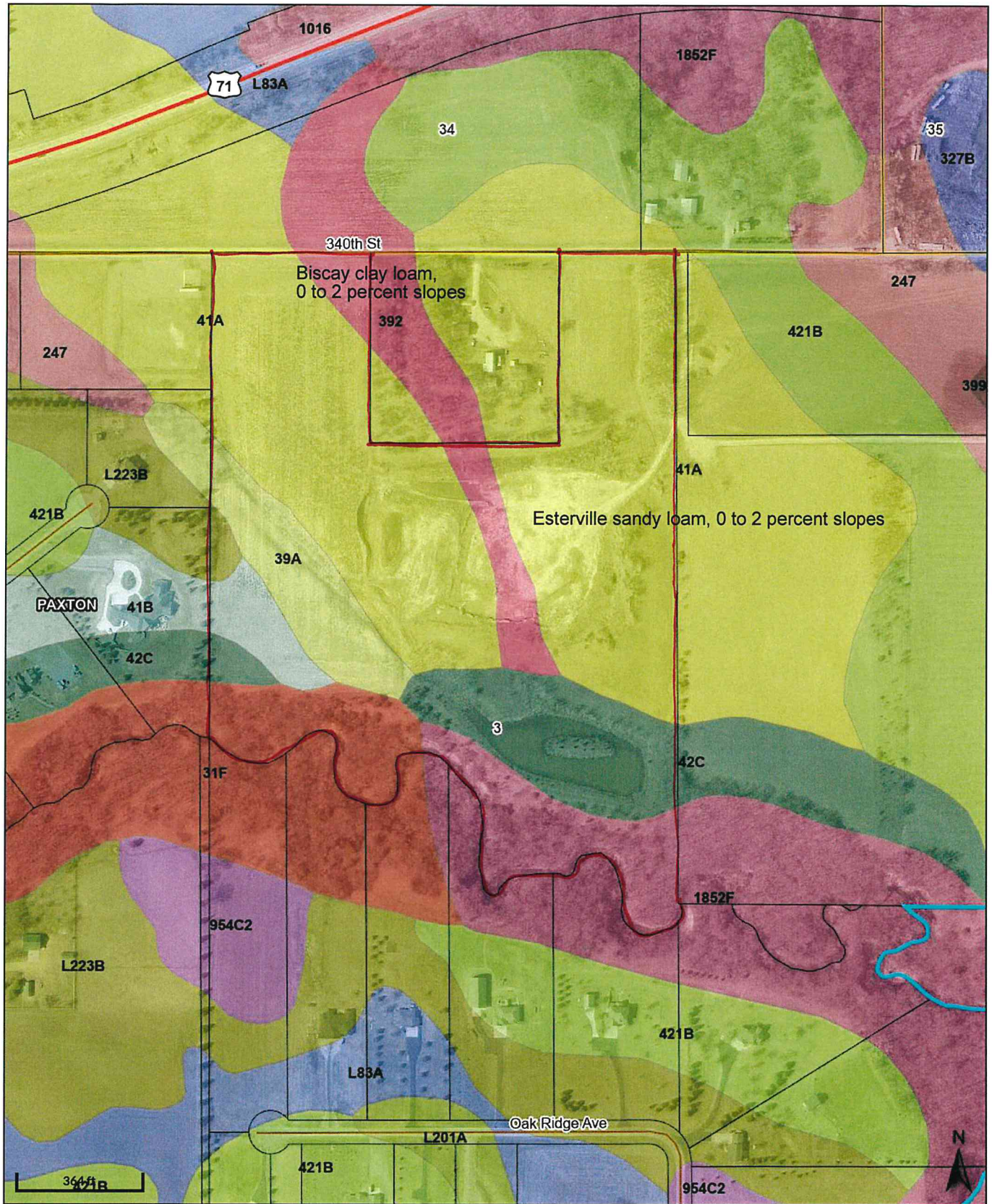


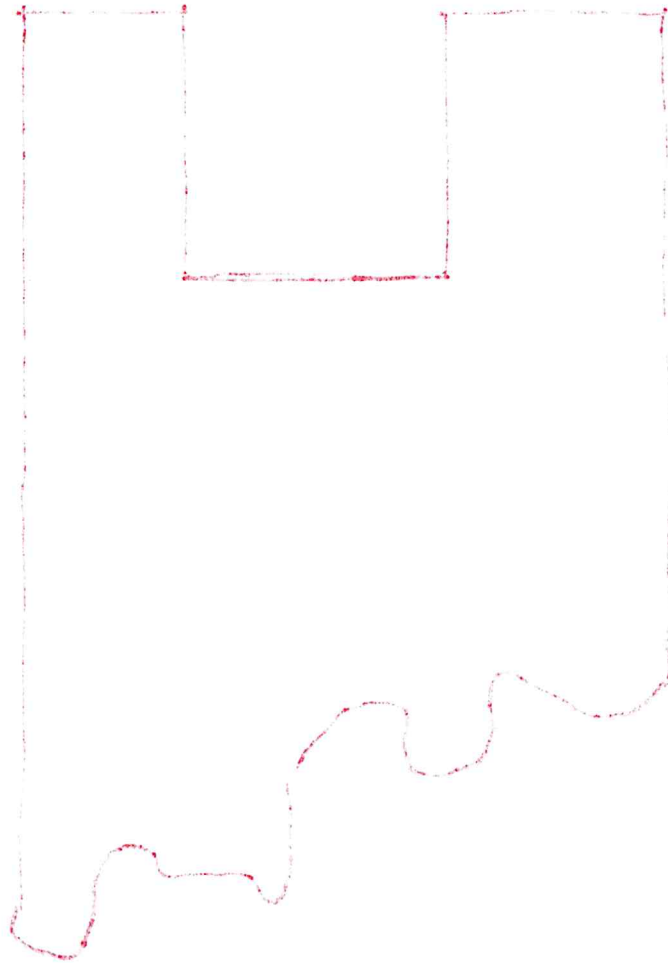
Contours





Soils



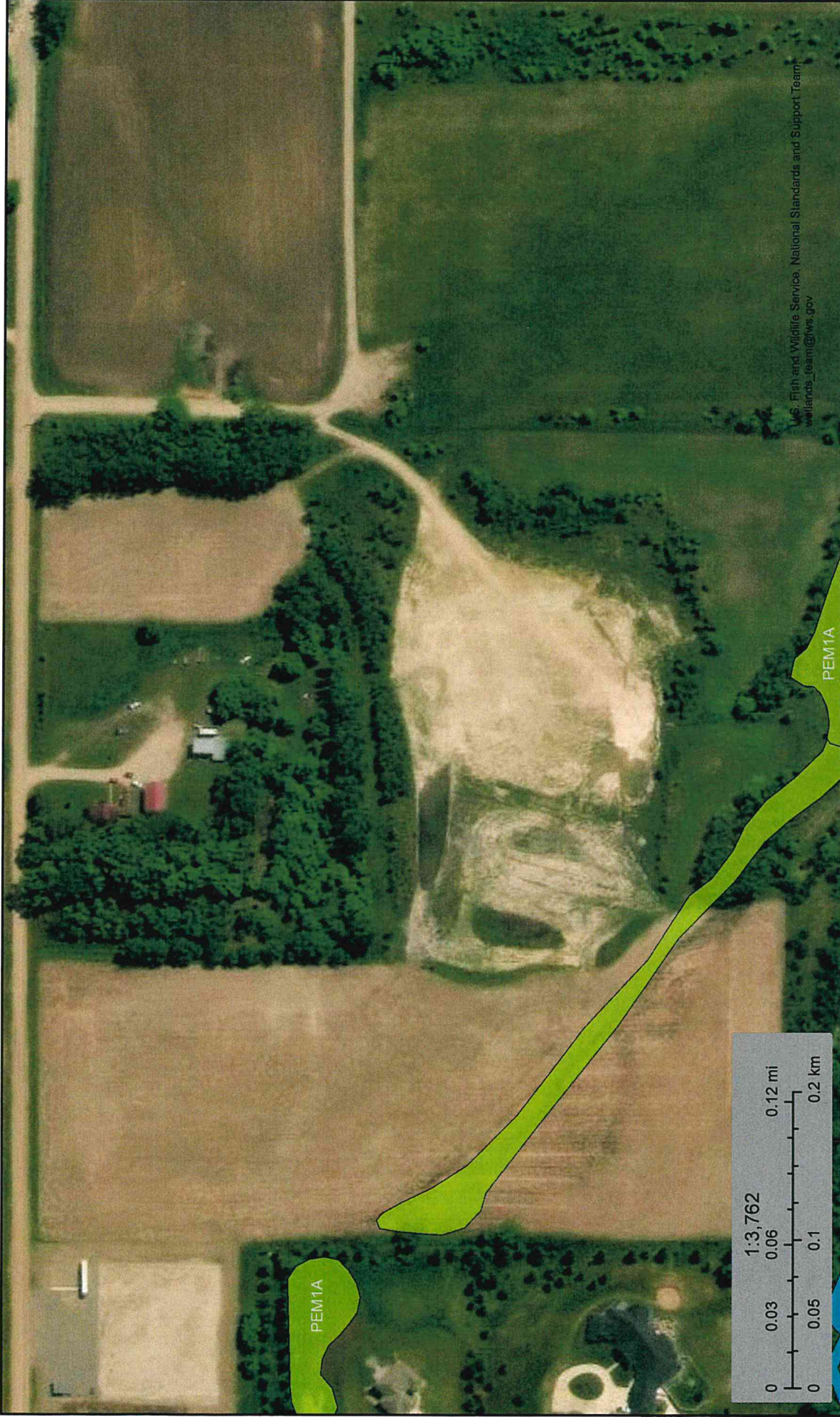




U.S. Fish and Wildlife Service

National Wetlands Inventory

Prouty Pit



October 9, 2024

Wetlands

- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Freshwater Pond
- Lake
- Other
- Riverine

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

Conditions for Permit No. 10-24 (Brent Prouty)


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.
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. Proper warning signs shall be posted along 340th Street and US Hwy 71/State 19 during times of continuous hauling. The warning signs shall conform to the guidelines provided in the Minnesota Manual on Uniform Traffic Control Devices.
4. 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.
5. All waste and refuse generated by or from the 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.
6. The permit holder shall take appropriate and reasonable measures to ensure that all surface water runoff satisfies all applicable local, state, and federal discharge standards and to prevent erosion from surface water runoff.
7. 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.
8. No extraction, stockpiling, or storage of material or equipment shall occur in the Shoreland District as defined by Redwood County Zoning Ordinance.
9. Applicant shall apply for and obtain a separate Interim Use Permit prior to placing any equipment (i.e. hotmix plant, etc.) other than excavation equipment used at the site. Applicant shall apply for and obtain a separate Interim Use Permit prior to using the site for storage of materials (i.e. recycled concrete or asphalt, etc.) brought in from other sites or locations.
10. 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.
11. The permit holder shall not allow the extraction 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 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, both on the permitted site and also on the various haul roads used, 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.

12. 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.
13. 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 and sloped to a 4:1 slope, 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.
14. The permit holder shall remove excavated material from any pit or excavation away from the premises upon and along such highways, streets, or other public ways as the Board of Commissioners shall order and direct. Any materials that are deposited onto 340th Street or US Hwy71/State 19 shall be removed daily.
15. Hours of operation shall be from 7:00 a.m. to 7:00 pm., Monday through Saturday.
16. The permit holder shall post a bond or irrevocable letter of credit in the amount of \$32,000 as security to Redwood County. Further, the bond or irrevocable letter of credit shall remain in full force and effect for a minimum of one year beyond the completion date of the *Extraction Interim Use Permit*. The completion date of the permit shall be October 31, 2034.
17. The permit holder shall maintain bodily injury, property damage, and public liability insurance in the amount of at least \$1,500,000.00 per occurrence during the life of the extraction operation and shall provide proof of the same to the Redwood County Environmental Office.
18. No excavation or stockpiling shall occur until the permit holder, or permit holder's agent, provides the \$32,000.00 reclamation security and proof of bodily injury, property damage, and public liability insurance, to the Redwood County Environmental Office.
19. The Redwood County Planning Commission shall review the extraction interim use permit and shall be authorized to take any and all necessary action(s), including but not limited to revoking the permit and/or requiring the permit holder to reapply for a 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 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 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.

ParcelID	OWNER	C/O	Address	CITY	STATE	ZIP
621343120	ANDERSON/STEVEN S & JOYCE		37103 US HWY 71	REDWOOD FALLS	MN	56283
626240040	BEDNAREK/DALE R & MICHELE L		37037 337 ST	REDWOOD FALLS	MN	56283-3125
626250180	BURCHFIELD/NICOLE A/&	CHRISTOPHER J BURCHFIELD	103 NORTHWOOD DR	REDWOOD FALLS	MN	56283
621344060	CEPLECHA/JONATHAN F & NATASHA		37105 US HWY 71	REDWOOD FALLS	MN	56283-4163
621344030	DNR-REAL ESTATE MGT	ATTN: TAX SPECIALIST	500 LAFAYETTE RD	ST PAUL	MN	55155-4030
620032040	ELLER/ALAN D		33991 NOBLE AVE	REDWOOD FALLS	MN	56283
620034060	ENGSTROM/RYAN/ETAL		5985 120 ST	ECHO	MN	56237
626250060	FRIESE/JOSHUA & RACHEL		33359 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
626250260	HAMMER/MICHAEL R & STACY J		33506 OAK RIDGE AVE	REDWOOD FALLS	MN	56283-2833
626240020	HANNA/TIMOTHY J	& AMY J WENDINGER	33865 NOBLE AVE	REDWOOD FALLS	MN	56283
626250220	HARAZIN/DOUGLAS P & TAMERA M		33570 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
626240120	LANG/BRENT & HOPE		37219 337 ST	REDWOOD FALLS	MN	56283-2846
626240200	LIMOGES/BRADLEY D & JEANNE M		37022 337 ST	REDWOOD FALLS	MN	56283-2837
626240100	LIMOGES/TYLER & KELSI		473 PONDEROSA RD	REDWOOD FALLS	MN	56283-2558
626240160	LINSMEIER/ERIC & HEIDI		37132 337 ST	REDWOOD FALLS	MN	56283-2841
626240080	MANNING/TWAIN		393 LASER TRL	REDWOOD FALLS	MN	56283
626250120	MAURER/CAMERON R & GINA B		33453 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
621343000	MINNESOTA/STATE OF	TRANSPORTATION BUILDING	395 JOHN IRELAND BLVD	REDWOOD FALLS	MN	56283
629960020	MN VALLEY REGIONAL RAIL AUTH		200 S MILL ST	ST PAUL	MN	55155
625402040	O&E PROPERTIES LLC		37132 337TH ST	REDWOOD FALLS	MN	56283
620032100	PASKEWITZ/BARRY J & DEBORAH J		33511 NOBLE AVE	REDWOOD FALLS	MN	56283
626240140	PASKEWITZ/RENEE		37140 337 ST	REDWOOD FALLS	MN	56283
626250320	PENDLETON/BRIAN & AMY		33268 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
626250280	PENDLETON/TIANNA & ZAKARY		33460 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
620033020	PLATT/MARLENE A/RT	% MICHELLE HARTOG	14011 DIAMOND SHORES RD	REDWOOD FALLS	MN	56283-2840
621343130	PLUMB/CATHERINE A		4010 ZANZIBAR LN N	ATWATER	MN	56209
626250140	PRESCHER/GREGORY S		33503 OAK RIDGE AVE	PLYMOUTH	MN	55446-1359
626250080	PROUTY/BRENT J & CATHERINE L		33375 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
621353020	RASMUSSEN/MICHAEL R/&	TRACY L	37924 US HWY 71	REDWOOD FALLS	MN	56283
626240180	REBSTOCK/JOSEPH R & JENNA J		37086 337 ST	REDWOOD FALLS	MN	56283
620032020	REBSTOCK/ROBERT D & LORIA		37407 340 ST	REDWOOD FALLS	MN	56283
626250160	RUHR/CHAD/&	JACQUELINE RECK ETAL	33555 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
626250100	SCHABLIN/DOUGLAS A & CINDY LOU		33405 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
620031040	SCHMIDT/WILLIAM & NORMA		30103 US HWY 71	REDWOOD FALLS	MN	56283
626250240	STASKA/HOWARD C		33522 OAK RIDGE AVE	REDWOOD FALLS	MN	56283
626250040	WHITE/ANDREW/LIVING TRUST ETAL		PO BOX 802	LYONS	OR	97358
626250020	ZITZMANN/NATHAN J & ALICIA J	% TAMMY HOULE, CLERK	212 EASTWOOD DR	REDWOOD FALLS	MN	56283
	PAXTON TOWNSHIP	% CITY COUNCIL	36235 US HWY 71	REDWOOD FALLS	MN	56283
	CITY OF REDWOOD FALLS		PO BOX 526	REDWOOD FALLS	MN	56283

TO: Whom It May Concern

FROM: Jeanette Piddé 
Land Use and Zoning Supervisor
Redwood County Environmental Office

DATE: October 10, 2024

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 Brent Prouty of Prouty Properties LLC, pursuant to Redwood County Code of Ordinances, Title XV, Sections 153.421 and 153.283 for the extraction and removal of overburden/fill material from/on the following described real property, situated in the County of Redwood, State of Minnesota, to wit:

East Half of the Northwest Fractional Quarter (E1/2 NWFR1/4) lying north of the center of Crow Creek, except a 525' x 525' tract, Section 3, Township 112N, Range 35W, Paxton Township.

A public hearing thereon will be held before the Redwood County Planning Commission at the regularly scheduled Planning Commission meeting starting at 1:00 p.m. on Tuesday, the 29th day of October, 2024. The meeting will be held in the Board Room of the Redwood County Government Center, 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, 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



NOTICE OF PUBLIC HEARING

An *Application for Extraction Interim Use Permit* has been filed by Brent Prouty of Prouty Properties LLC, pursuant to Redwood County Code of Ordinances, Title XV, Sections 153.421 and 153.283 for the extraction and removal of overburden/fill material from/on the following described real property, situated in the County of Redwood, State of Minnesota, to wit:

East Half of the Northwest Fractional Quarter (E1/2 NWFR1/4) lying north of the center of Crow Creek, except a 525' x 525' tract, Section 3, Township 112N, Range 35W, Paxton Township.

A public hearing thereon will be held before the Redwood County Planning Commission at the regularly scheduled Planning Commission meeting starting at 1:00 p.m. on Tuesday, the 29th day of October, 2024. The meeting will be held in the Board Room of the Redwood County Government Center, 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, or in writing at Redwood County Environmental Office, P.O. Box 130, Redwood Falls, MN 56283.

DATED: October 10, 2024

Jeanette Pidde
Land Use & Zoning Supervisor
Redwood County Environmental Office



Parcel ID: 62-003-2080

Selected Parcel

Notification Area

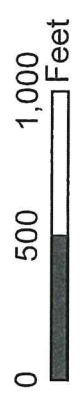
Municipal Boundaries

Sections

Parcels

Roads

**IUP Notification Area:
0.25 miles from selected parcel**



REDWOOD COUNTY PLANNING COMMISSION



**Brent Prouty of Prouty Properties LLC,
Extraction Interim Use Permit Application #10-24
October 29, 2024**

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?

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

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?

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

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

NAME: _____

DATE: _____