

Conditions for Permit No. 1-22 (L&S Construction – Munsell site) – 2025 Amendment

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. During the time the CSAH 11 bridge has a restricted weight limit, the following shall apply:
 - a. Loaded or unloaded trucks are approved to drive east on 305th St. to the Brown County line. Unloaded trucks can return to the quarry traveling west on 305th St.
 - b. Loaded or unloaded trucks are approved to drive west on 305th St. to CSAH 11 and drive south on CSAH 11. Unloaded trucks may return from the north or south on CSAH 11, as long as the trucks are under the bridge posted weight limit.
 - c. Loaded or unloaded trucks are approved to drive west from the quarry on 305th St. to CSAH 2 and drive north on CSAH 2. Unloaded trucks may return from CSAH 2 east along 305th St.
4. When the weight restriction on the CSAH 11 bridge is lifted, loaded or unloaded trucks are approved to go north or south on CSAH 11 from 305th St.
5. The permit holder shall have proper warning signs posted along 305th Street, CSAH 2, 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 provided in the Minnesota Manual on Uniform Traffic Control Devices.
6. 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.
7. 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.
8. A 20-foot setback from the mining sites to Gary Kerkhoff's property is required. The setback, in conjunction with a strip of land previously sold to Gary Kerkhoff, will serve as a buffer strip to the excavation site.
9. 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.

10. Hours of operation shall be 7 a.m. to 7 p.m., Monday through Saturday.
11. 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.
12. 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. No mining activity shall occur within the Floodplain District as indicated on the Redwood County Zoning Maps. The completion date of this *Extraction Interim Use Permit* will be February 1, 2032.
13. 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.
14. 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.
15. 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.
16. The permit holder shall enter into and abide by a written agreement with the Sherman Township Board of Supervisors regarding repair and maintenance of 305th Street.
17. The permit holder shall be responsible for cleaning and maintaining the private drainage ditch located south of 305th St. in that part of the SW1/4 NE1/4 & W1/2 SE1/4 of Section 24, Township 112 North, Range 34 West lying south and west of the township road (see attached map) so that the flow of water therein is not obstructed. The permit holder also shall make sure to keep the water flow on the north side of 305th St. unobstructed, where the private ditch runs through a culvert under the road and into a waterway to the north of 305th St. Permit holder shall have an engineer review and approve the culvert size before building a haul road over said waterway.

18. Interim Use Permit #1-22 replaces previous Conditional Use Permit #17-16.
19. The permit holder shall post a bond, cash deposit, irrevocable letter of credit, or other security in the amount of \$78,000.00. 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*.
20. 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.
21. The permit holder shall adopt and abide by a long-term site development plan to be approved by the Zoning Administrator.
22. The permit holder shall not allow the mining activities to negatively impact the use of the driveway for the Morgan Sportsmen Club property. The permit holder shall further remove all obstructions and shall keep access open to the Morgan Sportsmen Club driveway located north of the west end of the permitted area.
23. 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.

— Loaded haul routes until bridge completion
— Unloaded haul routes until bridge completion

L&S Construction Corp., EIUP #1-22



AFFIDAVIT OF SERVICE VIA U.S. MAIL

STATE OF MINNESOTA)
) ss
COUNTY OF REDWOOD)

RE: Application requesting to modify the conditions of Extraction Interim Use Permit submitted by Cooper Scheffler of L&S Construction Corp.; Permit Application No. 1-22

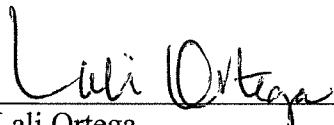
I, Lali Ortega, a person not less than eighteen (18) years of age, being first duly sworn upon oath, hereby state a copy of the following:

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

was duly served upon:

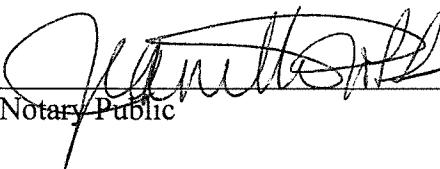
-SEE ATTACHED-

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 14th day of November, 2025.

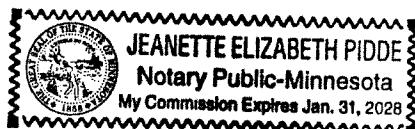


Lali Ortega
Administrative Assistant
Environmental Office

Subscribed and sworn to before me, a Notary Public, on this 14th day of November, 2025,
by Lali Ortega.



Notary Public



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TO: Whom It May Concern

FROM: Jeanette Pidde *JP*
Land Use and Zoning Supervisor
Redwood County Environmental Office

DATE: November 13, 2025

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

Please find enclosed a *Notice of Public Hearing* regarding a request to modify the conditions of *Extraction Interim Use Permit #1-22*, amending the haul roads used in Redwood County, submitted by Cooper Scheffler of L&S Construction Corp. L & S Construction Corp. has an existing permit 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:

Tract in the South Half of the Northeast Quarter (S1/2 NE1/4) & tract in the North Half of the Southeast Quarter (N1/2 SE1/4) Lying North & East of the Township Road (305th Street), AND tract in the North Half of the Southeast Quarter (N1/2 SE1/4) lying East of the Township Road (305th Street), AND the Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4), except tract, lying East of the Township Road (305th Street), 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 p.m. on Tuesday, the 25th day of November, 2025, 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@redwoodcounty-mn.gov, or in writing at *Redwood County Environmental Office, P.O. Box 130, Redwood Falls, MN 56283*.

enclosure

cc: Cooper Scheffler (w/encl.)





NOTICE OF PUBLIC HEARING

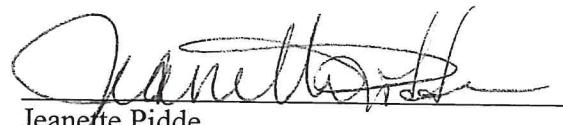
Cooper Scheffler of L&S Construction Corp. is requesting a modification of the conditions of *Extraction Interim Use Permit #1-22*, amending the haul roads used in Redwood County. L & S Construction Corp. has an existing permit to extract, process, and stockpile granite material from/on the following described real property, situated in the County of Redwood, State of Minnesota, to wit:

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DATED: November 5, 2025



Jeanette Pidde
Land Use and Zoning Supervisor
Redwood County Environmental Office

— Loaded haul routes until bridge completion
— Unloaded haul routes until bridge completion

L&S Construction Corp., EIUP #1-22



Name	OwnName	OWADR1	OWADR2	OWADR3	OWCITY	WST/OWZIPP
50243020	BLUHM/DWIGHT	29069 CO HWY 2			MORGAN	MN 56266
50133020	GOELZ/JOHN L/JII	31349 CO HWY 11			FRANKLIN	MN 56333
50242040	KERKHOFF/GARY J & DEBORAH P	30815 CO HWY 11			FRANKLIN	MN 56333
50243080	KERKHOFF/RONALD D	30463 CO HWY 11			FRANKLIN	MN 56333
50242080	LUND/BRADLEY C	101 HWY 4 SOUTH			FAIRFAX	MN 56332
50241040	MORGAN SPORTSMEN CLUB INC	PO BOX 216			MORGAN	MN 56266
50244030	MUNSELL/RAY T & DEBRA	33814 360 ST			FRANKLIN	MN 56333
50251020	MUNSELL/WILLIAM H DISCLAIMER TRUST ETAL	PO BOX 334			FRANKLIN	MN 56333
50243030	RADDATZ/JERRY D & JAN M	402 S LINCOLN			REDWOOD FALLS	MN 56283
50251040	WOOD/REGINALD W	PO BOX 143			FRANKLIN	MN 56333-0143
0033000	LUND/GREGORY A & SANDRA M	63636 CO RD 5			FRANKLIN	MN 56333
	L & S CONSTRUCTION	12226 KNOX AVE			SANBORN	MN 56083
	COMMISSIONER, DNR	2716 290th St.			MARSHALL	MN 56258
	RENVILLE COUNTY ENVIRONMENTAL SERVICES	105 SOUTH 5TH ST, Suite 311			OLIVIA	MN 56277
	BROWN COUNTY PLANNING AND ZONING	14 S STATE ST			NEW ULM	MN 56073
	SHERMAN TOWNSHIP BOARD OF SUPERVISORS	41532 300TH ST			MORTON	MN 56270
	CITY OF FRANKLIN	320 SECOND AVE E			FRANKLIN	MN 55333-0326
	Split Rock Ranch LLC	30691 CO Hwy 2			MORTON	MN 56270
	KERN FAMILY LIVING TRUST	136 6th St			TRACY	MN 56175
	HENSLEY/RALPH & JANET	44256 305 St			FRANKLIN	MN 55333
	MINNESOTA/STATE OF	445 Minnesota St #900			ST PAUL	MN 55101-2127
	KETTNER/ROGER T & SANDRA	30691 CO Hwy 2			MORTON	MN 56270
	COLWELL/JOHN JOSEPH	461 N Valley Dr			MORTON	MN 56270
	COLWELL/CARL JAMES	846 Whiffield Dr			NATCHITOCHES	LA 71457
	COLWELL/EDWIN MICHAEL	2040 Margaret St			ST PAUL	MN 55119
	COLWELL/MARY	43928 305 St			MORTON	MN 56270
	CRAIN/PATRICK M/ETAL	480 3rd St			FRANKLIN	MN 55333

RECEIVED

Redwood Gazette

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BEDWOOD COUNTY
ENVIRONMENTAL OFFICE

AFFIDAVIT OF PUBLICATION

Redwood Gazette
219 So Washington PO Box 299, Redwood Falls, MN 56283
(507) 637-2929

State of Florida, County of Orange, ss:

I, Ankit Sachdeva, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of Redwood Gazette, County of Redwood, Minnesota.

The Redwood Gazette has complied with all of the requirements to constitute a qualified newspaper under Minnesota law, including those requirements found in Minnesota Statutes §331A.02.

Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspapers' known office of issue is located in Brown, Chippewa, Lyon, Polk, Redwood, Watonwan & Yellow Medicine counties. The newspapers comply with the conditions in §580.033, subd. 1, clause (1) or (2). If the newspaper known office of issue is located in a county adjoining the county where the mortgaged premises or some part of the mortgaged premises described in the notice are located, a substantial portion of the newspaper's circulation is in the latter county.

The affixed notice appeared in said newspaper on the following issues:

- Nov 13, 2025

Publication Fee: \$105.35

Order No. 4019940

Ankit Sachdeva

Agent

VERIFICATION

State of Florida
County of Orange

Signed or attested before me on this: 11/13/2025

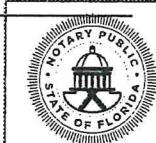
[Signature]

Notary Public

Notarized remotely online using communication technology via Proof.

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.



JESSICA GORDON-THOMPSON

Notary Public - State of Florida

Commission # HH301656

Expires on August 17, 2026

NOTICE OF PUBLIC HEARING

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DATED: November 5, 2025

Jeanette Pidde
Land Use and Zoning Supervisor, Redwood County Environmental Office

Published in Redwood Ga-

zette November 13, 2025.
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