



# Petition 11919

# Opposition is Directed at Pet #11919

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- Opposition only to Petition #11919.
- Have not opposed mining on Lot 1 CSM #2590 either in the past, present or future.....
- So long as operations comply with all applicable, statutes, regulations and ordinances.
- Mr. Hahn may continue to mine the existing quarry even if he does not obtain the rezone, because the mine is a nonconforming use.

# Goal of Petition #11919

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- Why Rezone Lot 1?
- “the rezoning would facilitate a Conditional Use Permit for the quarry operation (that) the applicant has submitted in proposed CUP #2582.”-Staff Report
- How will this rezone accomplish that?
- To understand that you need to know the context.

# History of CSM #2590

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- In 1988 the adjacent field was landlocked.
- Access was by easement over CSM #2590.
- This precluded any ability to develop the field.
- Negotiated land swap to acquire 66' access strip.
- To complete the deal, had to sign covenant agreeing to continued operation of the quarry on CSM #2590.

# Effect of Petition #11919

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- Joins LOT 1 with 37-acre field in the CUP.
- This petition is a ploy to “facilitate” the CUP by sidelining opposition.
- Granting the rezone clouds the covenant issue.
- Impossible to oppose the CUP without seemingly opposing the existing quarry at the same time.

# Need to separate #11919 and #2582

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- Granting this petition complicates my first amendment right to petition government.
- Paves way for a legal struggle in which the party with the deeper pockets has the advantage.
- County should not allow itself to be maneuvered into something resembling a de facto party to the dispute.