

From: [Everson, Daniel](#)
To: [Andros, Pamela](#)
Cc: [Allan, Majid](#)
Subject: Fw: Nelson/Hahn quarry 2563 decision
Date: Tuesday, July 12, 2022 7:04:03 AM
Attachments: [image003.png](#)
[image004.png](#)
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From: Krebs, Aaron on behalf of Planning & Development
Sent: Monday, July 11, 2022 11:10:03 PM
To: Lane, Roger; Everson, Daniel
Subject: FW: Nelson/Hahn quarry 2563 decision

Citrix Attachments

Expires January 7, 2023

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From: Jodi Igl <jodismail61@gmail.com>
Sent: Monday, July 11, 2022 7:13 PM
To: Planning & Development <plandev@countyofdane.com>
Subject: Fwd: Nelson/Hahn quarry 2563 decision

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From: Jodi Igl <jodismail61@gmail.com>
Date: Mon, Jul 11, 2022 at 12:11 AM
Subject: Nelson/Hahn quarry 2563 decision
To: <kiefer.timothy@countyofdane.com>, <doolan.michele@countyofdane.com>, <bollig.jerry@countyofdane.com>, <ratcliff.melissa@countyofdane.com>, <mcginnity.kate@countyofdane.com>

The county's proposed "conditions" for the Nelson/Hahn quarry 2563 application, has fallen appallingly **short of providing adequate noise and visual protections** for the neighborhood.

Some of the more frustrating omissions are;

- 1) **No explicit limit on the decibel level** even though there was a strong case made for it. Why this is omitted is a mystery since they stipulated a noise limit of 65 decibels for the asphalt plant in Brooklyn last year.
- 2) Alternative to **backup beeps** was suggested only "whenever possible".
- 3) **Setbacks of only 20'** are stipulated, same as in the application, which is wholly inadequate in its consideration of neighboring property.
- 4) The condition for "**noise control**" is limited to mufflers for trucks, completely ignoring noises generated by crushing and banging truck tailgates.
- 5) **Ground wave** limits did not account for the **sensitive nature of the surroundings** like the cemetery and the Graves stone house.
- 6) The **operating hours are completely inappropriate for a residential** area. During the week the quarry can operate for 12.5 hours per day, right through the evening when people get home from work and might want to enjoy the outdoors. With the operations having hours for warm up from 6:30am-7:30am Monday through Friday, & Saturday 7:00am-8:00am then continuing into the afternoon until 1:00pm, is most **intrusive to community living**.

All in all, a very disappointing set of conditions from the county staff, **demonstrating indifference to the concerns of neighbors**.

Enclosed is a map of **housing density** within an approx. 1.5 miles of the proposed CUP 2563. These residential home owners are all too aware of the **current impact** this will have on their livelihood, the **peace & enjoyment of their property**, as well as having to **endure the constant rattle of a quarry** in close proximity.

It is unconscionable to believe Dane County Zoning & Planning Regulation would **disregard the noise impact** on the community neighborhoods within the town of Rutland around this CUP 2563. And in doing so, to **deny the town's Comprehensive plan**.

The Rutland Comprehensive Plan states, **minimal impact to residents**, and retains the quiet rural character of our town.

This CUP impacts planned home sites which **devalues the prospects of current land** owners adjoining the CUP property.

Setbacks are being minimized which additionally disregards the property owners use plan in this CUP's approval.

The map below clearly shows **future homesite planning**, whereas this property is nearly landlocked with its entrance surrounded by quarry or proposed quarry.

It is my understanding that the existing **non-conditional quarry will continue operations** with its adjoining CUP. That is not what Mr Hahn told the community of **his intentions at the Public Hearing 4/28/22**, he said he would **close the existing quarry**. This operator paints himself as a good neighbor, though there are many letters to the town that are contrary to that image. His Cohort Mr Sweeny was also out of order at the 7/6/22 meeting when he screamed at me for speaking. I am not typically a person who is involved in political matters of Rutland, but I assure you, I will be in the future, as I have **witnessed much**

collusion by our town chair and other board members that it has become a civil duty to participate.

It is no secret to the residents of Rutland, that **Kate McGinnity and Deana Zentner have a relationship** outside of political circles. Furthermore, **Ms Andros of the ZLR staff also has personal relationships** with members of the Rutland Planning Commission and Town Board members. It also appears that Ms Andros is responsible for the oversight of the ZLR minutes of which have been found to have **missing information or incomplete submission of letters** to the ZLR on behalf of the opposition of this CUP. It is also evident that the ZLR board is compromised with bias, considering Kate McGinnity's position reflects that of Chair Zentner of which is no coincidence. Kate McGinnity moved to remove ZLR Chair Kiefer on the grounds of distaste for the public hearing for CUP 2563, to be done on site at Rutland Town Hall or in person at the City-County Building, Room 201, 210 Martin Luther King Jr. Blvd. Madison, WI. Mr Kiefer was correct in his assessment that this could create a lawsuit.

It's a wonder how Ms McGinnity convinced other board members to side with her. These findings are very concerning considering the public **dependence on a fair unbiased commission.**

Here is an example of how some of the Rutland Town supervisors have railroaded the community in support of Nelson Excavating/Kevin Hahn; Rutland Town Board meeting 7/6/22. Supervisor Postel, sent and received bids for gravel for town road construction. He presented at the board meeting all the sealed bid amounts from surrounding quarries, stating that Nelson/Hahn excavating came in with the lowest price for gravel. He then proceeded to explain the cost of hauling gravel by town employees and the cost and hours to do so, which were very high. He then stated "Kevin Hahn came in at 15000 to haul gravel. The board liked that number and immediately made a motion to accept the bid. Just before the vote, another quarry owner spoke up saying, "That isn't fair, you didn't ask me for a hauling price!" **(It was evident that Supervisor Postel intentionally did not send the same form letter asking all area quarries for a price on gravel & hauling)** The town chair said nothing. Town Supervisor Porter suggested the town accept the Nelson/Hahn bid for gravel and give bids for hauling. This motion passed without further discussion. Well we all know that contractors bid a job as a whole, not typically piece meal. This was underhanded & **unethical behavior** for a town supervisor to do, yet the bias actions evident.

This is the kind of issues we, as a community, have been up against with our town board in the matter of CUP 2563. There have been behind the scenes actions not disclosed and obvious **misrepresentations & deletion** on our website agenda & minutes.

The ZLR denied this CUP applicant in prior years, it would be most welcoming to the community for a repetition of those actions simply based on principles. The inclusion of our Comprehensive Plan would not only show respect for our community but also shows that Dane County Zoning & Planning Regulations are fair and unbiased by inside influence.

Town of Rutland Board meeting 7/6/22 Audio recording;

<https://www.dropbox.com/s/lbadiwdajy8ju3i/audio1413887333.m4a?dl=0>

Respectfully Submitted,

Jodi Igl

Town of Rutland Resident

County Road A, Oregon

- Existing Quarry
- Proposed Expansion
- Adjoining Residence (current)
- Adjoining Residences (after proposed expansion)
- Existing Homes
- Historic Cemetery



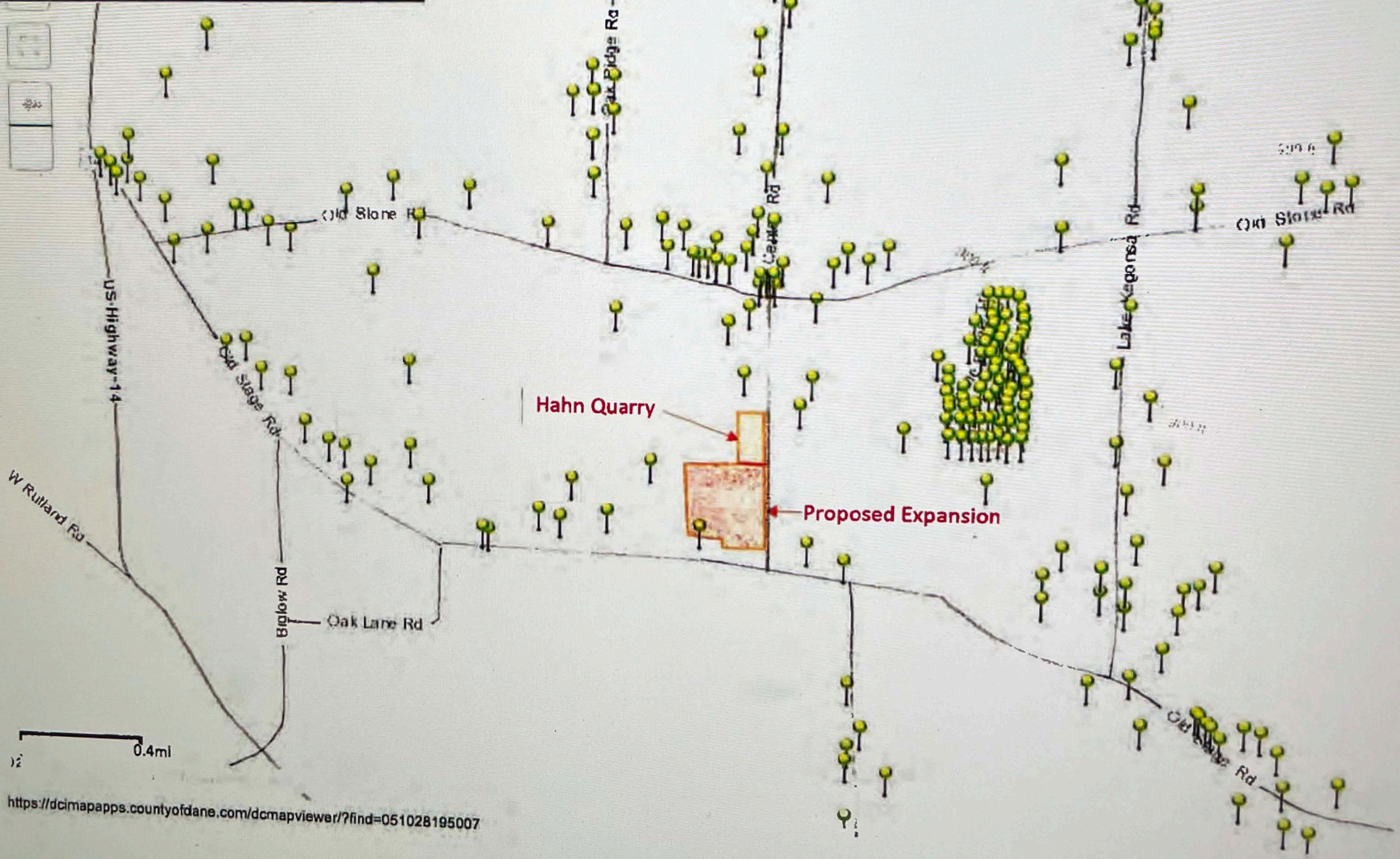
Future Home Site

Future Home Site

2020 Housing Density Map

Approximately 1.5 mile distance north, west and east of Hahn Quarry.

Approximately 250 homes pinned on map.



Hahn Quarry

Proposed Expansion

0.4mi

