



Room 116, City-County Building, Madison, Wisconsin 53703  
Fax (608) 267-1540

## DANE COUNTY PLANNING & DEVELOPMENT

*Housing &  
Economic  
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(608)266-4270, Rm. 362

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(608)266-4251, Rm. 116

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(608)266-4251, Rm. 116

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(608)266-4266, Rm. 116

**TO: Town of Rutland**  
**FROM: Dan Everson, Assistant Zoning Adm.**  
**DATE: August 3, 2023**  
**RE: CUP 2582 Mineral extraction summary**

To whom it may concern,

On August 1, 2023, I conducted a site inspection to see how operations are progressing and to see how the stabilization of the berms are being conducted now that our area has received various storm events.

The construction of the berm along Center Road appears to be completed, but erosion control practices are not being met. The operator will need to reference Exhibit #1 of the operations plan and erosion control plan. All berms are to utilize a class 1 Type A erosion mat.





The berm along the west side of the property is in violation of setbacks, slopes greater than 3:1 and not stabilized.

The Operations Plan references the westerly berm 5' from the property line and a maximum slope of 3:1. In addition, the county requires the topography, including both surface and subsurface structure, within five (5) feet of any property line at the commencement of any development shall remain unchanged.

NOTE: BERMS SHALL BE RESTORED WITH A MINIMUM OF FOUR INCHES TOPSOIL, FERTILIZER, SEED, AND CLASS I, TYPE B EROSION MAT.

NOTE: UTILIZE WISDOT SEED MIXTURE #40 ON ALL DISTURBED AREAS.

Noxious weeds are not acceptable and will not suffice in stabilizing the berms.



CUP 2582

1) The physical development and operation of the conditional use must conform, in all respects, to the approved site plan, operational plan, phasing plan, and following conditions.

31) Berms and landscaping shall be established and maintained. A permanent 8-foot minimum berm shall be located along Center Road. The berm shall be planted with an EVERGREEN Tree (min 4' B&B) every 50 feet. Other operational berms shall be 8 feet tall as needed with 3:1 SIDE SLOPES.

**The operator will need to address both berms immediately and take corrective action. The berms need to be in compliance within 14 days. County staff will conduct a follow up inspection and monitor the situation.**





Lastly, county staff has contacted the owner of these findings to make him aware of this report.

Dan Everson  
Assistant Zoning Administrator  
267-1541  
[everson.daniel@countyofdane.com](mailto:everson.daniel@countyofdane.com)

CC: K & D Stone