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## DANE COUNTY PLANNING & DEVELOPMENT

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**TO: Town of Rutland**  
**FROM: Dan Everson, Assistant Zoning Adm.**  
**DATE: February 23, 2024**  
**RE: CUP 2582 Mineral extraction summary**

To whom it may concern,

On February 21, 2024, I conducted a site inspection to follow up on the condition of the berms along the Spelter property, parcel 051028191716.

The westerly berm along Parcel 051028191716 which is the existing berm along the former grandfathered portion needs attention in a few areas. Most areas of the berm is fine and meets the minimum standards. Kevin Hahn and I walked along the perimeter and I shared what areas are fine and which areas need attention.



Looking southerly along Spelter property



Looking north along Spelter property

As a reminder, all berms are not to exceed a 3:1 slope and must be stabilized as soon as practical. The topography within 5 feet of property lines are not to be disturbed.

Purpose of the berms are multi-faceted:

- Safety; a deterrent from adjacent properties and their land uses.
- Screening; a buffer from operations and can provide a pleasing aesthetic or appearance.
- Sound buffer from operations and associated equipment.
- Stormwater and erosion control; prevent runoff from large storm events.
- Storage of topsoil for future reclamation.



Looking east along Spelter property

This berm is being modified by adding more material to increase the height. The operator should seed and mulch the berm when completed as soon as practical based on the growing season this spring.

I noticed a portion near this corner where the fence was down. This is to be corrected and the fence is to be a minimum of 4 feet in height.



Looking east at current operations



Production of recycled asphalt taking place



Looking at the Center Road berm where small evergreens have been planted.

Operator will need to ensure that the evergreens are healthy over time and replace any that are not.

- The construction of all berms surrounding the operations shall be completed and stabilized no later than April 22, 2024.
- The areas where the fence has been knocked down or removed needs to be corrected no later than March 8, 2024.

Lastly, there should not be any topographical change within 5 feet from the Spelter property line going south. All berms shall not exceed a 3:1 slope and be constructed a minimum of 3 feet tall in an area adjacent to the pit or 8 feet tall if there is no excavation (pit 20-feet deep).

The operator must monitor the berms over time to ensure stabilization is being met during all aspects of the operation. This means addressing any erosion issues with additional grading, seeding and mulching.

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CC: K & D Stone