



## DANE COUNTY PLANNING & DEVELOPMENT

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Economic Development*  
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*Zoning*  
(608)266-4266, Rm. 116

July 24, 2024

K&D STONE LLC  
439 CENTER RD  
OREGON WI 53575

RE: Violations occurring at 345 Center Rd.  
Parcel# 051028400110

Dear Kevin Hahn,

On July 22, 2024, the Dane County Zoning Department received a written complaint on your property at 345 Center Road regarding the type of material coming into your mineral extraction site. In addition, the department was contacted on July 16, 2024 to review the flooding impacts and stormwater coming from your property at 345 Center Rd.

A site inspection was conducted on July 23, 2024 to review the operations plan concerning erosion control and stormwater controls. It was also observed that concrete material was being delivered into the site and noticed that most of the material was broken concrete debris from a construction site. However, not all the material that was deposited on the site is acceptable clean fill. I noticed various metals, aluminum, steel, construction debris and plastic garbage mixed within the piles.

This letter serves as notice that your property at 345 Center Rd. is in violation of CUP 2582 and some of the provisions found in Ch. 74 of the Dane County Code of Ordinances.

Condition #1 states that 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.

Condition #16 states that reclamation shall meet all requirements of Chapter 74 of the Dane County Code of Ordinances. In addition, all reclamation plans must meet the following standards:

- a) Final land uses after reclamation must be consistent with any applicable town comprehensive plan, the Dane County Comprehensive Plan and the Dane County Farmland Preservation Plan.
- b) Final slopes shall not be graded more than 3:1 except in a quarry operation.
- c) The area shall be covered with topsoil and seeded to prevent erosion.

Under Dane County Code of Ordinance section 74.111(1) Non-metallic mining refuse shall be reused in accordance with a reclamation plan. Other solid wastes shall be disposed of in accordance with applicable rules of the WDNR adopted pursuant to chs. 289 and 291, Wis. Stats.

Under Dane County Code of Ordinance section 74.111(5) Reclamation of non-metallic mining sites shall comply with any other applicable federal, state and local laws including those related to environmental

protection, zoning and land use control. Mineral extraction sites shall comply with the erosion control and stormwater provisions of chapter 14.1.

You are hereby instructed within 10 days of this letter to be in compliance with the following items:

- Remove all items that are considered to be solid waste from the property. Items include rebar protruding from concrete, plastics, metals, etc.
- To demonstrate that the operations plan is generally being followed.
- The overall site as per the approved operations plan is to demonstrate that the site is internally drained.
- The dumping of construction debris that is not considered clean fill for recycling or fill must cease immediately.

When corrected, please contact myself at (608) 267-1541 so that the corrections can be verified.

If the violations are not corrected within the 10-day time period, Conditional Use Permit 2582 will be scheduled for the August 27, 2024 Zoning and Land Regulation Committee public hearing meeting for review of the current violation and potential revocation of the conditional use permit.

Your cooperation is appreciated in this matter.

Sincerely,

Daniel Everson  
Assistant Zoning Adm.

CC: Town of Rutland