

**WINONA COUNTY  
INTERIM ORDINANCE**

Whereas, Winona County recognizes significant public interest and concern over the proliferation of silica sand mines and related processing and transportation facilities proposed in Winona County; and

Whereas, the Winona County Board desires to act on any related applications consistently with the purpose and intent of the Winona County Zoning Ordinance; and

Whereas, these uses may create an excessive burden on the County's infrastructure; and

Whereas further study is required to ensure consistency with the Winona County Zoning Ordinance and Comprehensive Plan to provide a thorough analysis of potential impacts on road and infrastructure maintenance and the affect on public services generated by silica sand mining operations and supporting uses; and

Whereas, Minnesota Statutes Section 394.34 allows Winona County to adopt an interim Ordinance for a period of up to 12 months from the date it is effective, to allow for such study and adoption of comprehensive plan, zoning and/or other official land-use controls.

Now, Therefore May It Be Resolved, that the Winona County Board of Commissioners authorizes a land use planning study for the purpose of reviewing the County Comprehensive Plan and Zoning Ordinance to determine if the above-stated concerns are addressed adequately or if changes and requirements may be necessary in order to protect the health, safety and welfare of the public from the negative impacts that may be associated with mining, processing and transportation of silica sand; and,

Be It Further Resolved, the Winona County Board of Commissioners hereby establishes a temporary three month moratorium on the issuance of any conditional use permit for new silica sand mining or accessory uses to allow the above referenced study to be completed And any recommended changes or requirements to Winona County Plans, Policies or Official Controls to be considered by the Winona County Planning Commission and Board of Commissioners; and

Be It Further Resolved, the Winona County Board of Commissioners reserves the right to end the moratorium in less than the approved term of the moratorium upon completion the land use planning study and satisfactory resolution of the issues and concerns as determined by the County Board. The County Board also reserves the right to extend the moratorium as authorized by State Law.

Effective Date, This Ordinance shall take effect upon its passage and publication.

Enacted by the Winona County Board of Commissioners, this 10<sup>th</sup> day of January, 2012.

**WINONA COUNTY BOARD OF COMMISSIONERS**

  
Filomena Kaehler, Chair

**Attest:**

  
Duane Hebert  
County Administrator