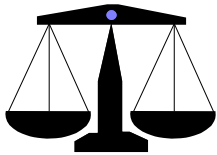


**MINUTES
KOOTENAI COUNTY HEARING EXAMINER
PUBLIC HEARING**

**MARCH 3, 2011
KOOTENAI COUNTY ADMINISTRATION BLDG.
ROOM 1**

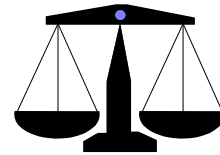
**HEARING EXAMINER
LISA KEY**

**STAFF PRESENT
MEL PALMER
SCOTT CLARK
KATHRYN FORD**



**MINUTES
PREPARED BY:**

KATHRYN FORD
Recording Secretary



**MINUTES
REVIEWED BY:**

MEL PALMER
Planner I



LISA KEY
Hearing Examiner

The Official Record of Public Hearing is on a CD recording available at the Kootenai County Building and Planning Department.

Lisa Key called the meeting to order at 6:07 p.m.

The Hearing Examiner explained that the purpose of the public hearing is to take testimony on the items that appear on the agenda.

The Hearing Examiner will review the testimony presented and make written recommendations to the Board of County Commissioners, who will make the final decision.

The hearing was adjourned at 6:23 p.m.

HEARING EXAMINER MINUTES
MARCH 3, 2011

CASE NO. CUP10-0006

Type: Conditional Use Permit, a request by Douglas Landwehr for a Conditional Use Permit to allow the continued operation of a Restricted Surface Mine on approximately 8.2 acres in the Rural zone. The Parcel Identification Number is 53N02W-17-5600 and described as Tax #15087 (IN NW-SW) of Section 17, Township 53 North, Range 02 West, B. M., Kootenai County, Idaho. The subject site is located on the northeast corner of the intersection of Good Hope Road and Twete Road, Athol, ID.

Staff Presentation: Mel Palmer, Planner I, stated the applicant is requesting approval to allow continued operation of a gravel pit. For the record, Condition 6.10 is included for consideration to allow a ½ acre site set aside for permitting of a possible future residence. There was one public comment received after the staff report was prepared, which was entered into the record as HE-1000 (P-3). The site was posted and based on the signed affidavit, the public notice requirements have been met.

Applicant Presentation: Doug Landwehr, applicant, introduced into the record an enlarged site map (HE-1001). The application is for a Conditional Use Permit to continue the gravel pit mining that has been in operation since 1990. The pit produces a high quality product for use by Farragut State Park, marinas, highway districts and local driveways. The marketing area is confined to truck time for the local area. Mr. Landwehr added the neighbor with the latest concerns placed in the file has never contacted him or his working crew on any issues. The gravel pit has been in the same location since 1992 and it is a good neighbor. A 200 foot setback for a future residence is being very conservative which could also be a 100 foot or 50 foot setback allowance. He also added that currently, the mining operation has a stockpile of at least a 2 year supply of crushed materials, so the crushing operation is not anticipated to resume for at least the next two years. There are no issues on the conditions stated in the staff report.

Exhibits: HE 1000 – Email 2-22-11 for public comment (P-3) submitted by Mel Palmer.
HE 1001 – Enlarged site map with attachments submitted by Doug Landwehr.

Public Testimony: Comment Sheets submitted: 1, Applicant/Representatives – 1; In Favor-0, Neutral-0, Opposed-0. The names and address of the individuals speaking or submitting comments are part of the record.

Applicant's Rebuttal: None.

There being no further comments from the public, testimony was closed on this item at 6:23 p.m. The Hearing Examiner, Lisa Key, will review this case and submit her written report to the Board of County Commissioners within two weeks.

Submitted by,

Kathryn Ford
Recording Secretary