

Land Development Regulations, the Master Mining Plan, the conditions of Special Permit 03-1 and the requirements of other permitting agencies; and

WHEREAS, the consultant issued a preliminary draft report on December 22, 2022, and WSA provided comments on the report on January 13, 2023; and

WHEREAS, the consultant has issued a draft Final Report on March 2, 2023, which concludes that WSA's operations are in compliance with the provisions of Hamilton County Resolution 2003-5 and Special Permit 03-1, and the amendments to Special Permit 03-1 under Resolutions 2005-19 and 2013-2; and

WHEREAS, the Planning and Zoning Board of Hamilton County has reviewed the application, independent consultant report, and all competent and substantial evidence submitted regarding the application and has found that the requested special permit renewal is in the public interest of the citizens and economy of Hamilton County and has determined that it is appropriate to recommend that the renewal be approved by the Board of County Commissioners.

THEREFORE, be it resolved by the Planning and Zoning Board of Hamilton County that:

Section 2. Special Permit 03-1

A. The Planning and Zoning Board finds and determines that there are no areas of substantial non-compliance with the terms of Special Permit 03-1 and Section 14.7 of the Hamilton County Land Development Regulations.

B. Pursuant to Section 14.7.2 of the Hamilton County Land Development Regulations and Section 3.A.1 of Resolution 2003-5, the application for renewal of Special Permit 03-1, is hereby recommended to be approved by the Board of County Commissioners in accordance with the application, and with the materials reviewed by, and findings of, the independent consultant report (draft Final Report – Review of Nutrien-White Springs Activities and Operations Related to Five Year Renewal of Special Permit 03-1, dated March 2, 2023). It is further recommended that WSA be bound by all of its verbal and written representations made in the public hearing, and by all representations made in exhibits entered into the record of the hearing by WSA.