

HARDIN COUNTY FISCAL COURT

SPECIAL CALLED MEETING MAY 23, 2007

Judge/Executive Harry L. Berry called the Special Called Meeting of Fiscal Court to order and requested a roll call vote. Voting: King yes, Brandenburg absent, Hay yes, Judge Berry yes.

The invocation was given by Commissioner Hay.

Commissioner King led the court in the pledge of allegiance.

Judge Berry turned the meeting over to County Attorney, Ken Howard, to conduct a Public Hearing. The Hearing was conducted to consider an appeal of the Planning Commission decision on a request to amend the zoning map for property located on the east side of Leitchfield Road.

Mr. Howard explained the Hearing would last no longer than 60 minutes. The Planning Commission had 20 minutes, the appellant Mildred Hubbard and other opponents had 20 minutes, and the applicants Roger and Leon Mink had 20 minutes.

Mr. Howard swore in those citizens that were to speak.

The first phase of the meeting:

Mr. Chris Hunsinger, Director of Hardin County Planning Commission, presented several exhibits on behalf of the Hardin County Planning Commission. Mr. Hunsinger stated that the Proposal met the Planning Commission's Comprehensive Plan.

The second phase of the meeting:

Mr. Charles Allen Warren represented the appellant, Mildred Hubbard. The appellants are concerned about a six acre lake on the Hubbard property that might go dry as a result of mining operations.

Ms. Mary Willyard purchased the Turkey Hollow Farm 35 years ago. The farm is adjacent to the proposed development. When the Rock Quarry $\frac{3}{4}$ of a mile away was in operation, the blasting caused numerous problems including the basement walls in her house cracking.

Grey Aubrey had some concerns about the ecological damage to the caves, the well water being contaminated, and the damage to houses from blasting, and additional traffic.

Dana Sexton is concerned that the operation will ultimately affect the source of water.

Mr. Hunsinger stated that the information from the Water District indicated that continuous monitoring would have to be conducted for this mining operation.

Donald Harper said that no one in the neighborhood received information that a rock quarry was coming. He stated that they were not informed properly.

The third phase of the hearing:

Roger and Leon Mink introduced several professionals that will be involved in the operation. They stated that they would have a seismograph at the closest residence for every blast conducted. They pointed out several reasons why this was a perfect site for a Rock Quarry. Leon Mink showed the court members a map and what was proposed on the site at various locations.

Commissioner King asked if a seismograph was placed near the closest residence, what would happen if they found a problem.

Mike Marcus, seismographic consultant, stated that the seismograph would be checked twice a month for maintenance and remains there 24 hours seven days a week. The owners will be contacted immediately if a problem is detected. A survey of the existing facility will be conducted and then examined periodically.

Doug Smith, Blast Tech Associates, re-emphasized that the seismograph would remain in place at all times. He also explained how they blasting would take place.

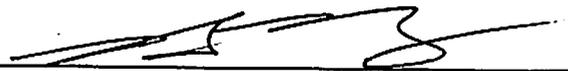
Bill Jagers stated that the Department of Natural Resources will monitor the bats in Wonderland Cave. Also, water will be monitored.

Mr. Ken Howard asked the members of the court if they wanted to recess until the next voting meeting or make a decision today.

King moved and Hay seconded to uphold the Planning Commission's decision on existing findings of fact. Voting: Hay yes, Judge Berry yes, King yes.

The Public Hearing was closed.

Court was adjourned, without objection, by Judge/Executive Harry L. Berry presiding.


HARDIN COUNTY JUDGE/EXECUTIVE

ATTEST: Kenneth P. Cobb
CLERK, HARDIN COUNTY FISCAL COURT