

**LIMITED ASPHALT / CONCRETE PLANT**  
**PERMIT PROCEDURE**

Miami County Planning Department  
201 S. Pearl St./Suite 201  
Paola, Ks 66071  
(913) 294-9553

The following information shall be provided with the [application](#) for permit. More information may be deemed necessary at staff's discretion.

- A. A notarized affidavit from all owners of the subject property authorizing the use of the property identified on the site plan for use as a limited asphalt / concrete plant.
- B. A narrative report addressing all the standards in Section 3-5.01 of the Zoning Regulations (see attached). The narrative report shall also describe the scope of the project, including, but not limited to:
  - Hours of operation (may be limited due to proximity to residential properties)
  - Estimated timeframe of the job
  - Volume and type of materials
  - Number of haul vehicles
  - Batch plant description / set-up
- C. Site Plan, including but not limited to:
  - Name, address and phone number of the owner of record, contractor, and the plan author
  - Name of the project, address (if assigned), current zoning, date, north arrow and scale of the plan
  - Indicate the current uses and the names of all owner(s) of record of abutting parcels
  - Name, address, location of any residence within 1000' of the project location
  - Show property boundaries and dimensions graphically, and provide a written legal description of the property
  - Identify all entrance locations
  - Show the present and proposed topography of the area by contour lines at an interval of not more than five feet (5')
  - Identify location of proposed asphalt / concrete plant, material storage areas, truck storage areas, employee parking area, existing and proposed structures, fencing, etc.
- D. A written Reclamation Plan and Surety, approved and accepted by the [County Engineer](#).
- E. A map depicting the designated haul roads (may be included as part of the site plan). The contractor shall follow KDOT special provision #90M-6006.
- F. Any other information required of Section 3-5.01 of the [Zoning Regulations](#).
- G. Fee (see attached fee schedule).

### **Section 3-5 Limited Asphalt or Concrete Plants**

3-5.01 Limited asphalt or concrete plants may be allowed by permit for county road, state or federal highway projects in all zoning districts on a temporary basis. All standards within this section shall be complied with in order to qualify as a limited asphalt or concrete plant. If any one of these standards cannot be complied with, the plant shall be required to be located only in the zoning districts where a plant is allowed by conditional use permit, and a conditional use permit shall first be obtained and comply with all of the provisions outlined in Section 14-2 of these Regulations for asphalt or concrete plants. The standards for a limited asphalt or concrete plant are as follows:

1. The limited asphalt or concrete plant permit shall be renewed annually and shall be limited to a total of three consecutive years.
2. The limited asphalt or concrete plant and related materials and equipment shall be located no closer than 1,000 feet to any residence other than the residence of the owner of the land upon which the limited plant is to be located.
3. The asphalt or concrete plant shall comply with state air pollution regulations and a permit from the Kansas Department of Health and Environment shall be obtained by the applicant prior to operating the plant.
4. The applicant shall comply with state and county sanitation codes and obtain a permit from the Miami County Environmental Health Department.
5. No contaminated soils shall be stockpiled on the site, used for remediation, or used in the operation of the asphalt or concrete plant.
6. All fuel tanks shall include fuel / spill containment systems as approved by the Kansas Department of Health and Environment and/or the Miami County Environmental Health Department.
7. Any spill of materials capable of contaminating ground water shall be cleaned up immediately to the satisfaction of the Kansas Department of Health and Environment.
8. No washing or cleaning of trucks or truck beds shall be allowed on site unless a wastewater containment system is installed and used to the satisfaction of the Kansas Department of Health and Environment.
9. No waste, production materials, discarded equipment or other such items shall be buried on site.
10. All equipment and materials utilized in the operation of the limited asphalt or concrete plant shall be removed from the site and the site shall be returned to its original condition, or better, within 30 days following completion of the construction project for which the plant was established.
11. Surety in the form of a performance bond and/or letter of credit assuring the site will be returned to its original or improved condition shall be submitted to the county prior to issuance of a permit.
12. An approved site plan as outlined in the "Procedures For Permit For A Limited Asphalt / Concrete Plant", shall be submitted with the permit application.
13. A temporary entrance permit is required for access onto any county right-of-way.
14. Should the County Engineer determine that the proposed site is within ½ mile of a water body, the applicant shall comply with Kansas Department of Transportation Special Provision #90M-37-R1, regarding environmental concerns.

15. A map of the designated haul roads shall be submitted with the permit application and the operation shall comply with Kansas Department of Transportation Special Provision #90M-6006. (If the project is not a KDOT project, an agreement must be drawn between the county and the contractor based on Special Provision #90M-6006.)