AMENDMENT TO THE ROLETTE COUNTY ZONING RESOLUTION

May 7, 2002, Meeting of the Board of County Commissioners, Rolette County, North Dakota.

The Board of County Commissioners approved the following amendment to the County Zoning Resolution:

To provide the following additions:

Section 5 - Agricultural

Animal Feeding Operations of 1000 animal units or more, shall be required to acquire a Conditional Use Permit

Section 7 - Conditional Uses

20. Animal Feeding Operations

Section 29. Definitions

"Animal feeding operation" means a place where: livestock of 1000 animal units or more have been, are, or will be confined, concentrated and fed for 45 or more days in any 12 month period; pasture, crops, or other vegetation are not normally managed or sustained for grazing during the normal growing season; and, animal waste or manure accumulates. This term does not include an animal wintering operation. Adjoining animal feeding operations under common ownership are considered to be one animal feeding operation, if they use common areas or systems for manure handling.

"Animal wintering operation" means the confinement of livestock used or kept for breeding purposes in a feedlot or sheltered area at any time between October 15 and May 15 of each production cycle under circumstances in which these animals do not obtain a majority of their feed and nutrients from grazing. The term includes the weaned offspring of cattle and sheep, but it does not include (1) breeding operations of more than 1,000 animal units or (2) weaned offspring which are kept longer than 120 days and that are not retained for breeding purposes.

"Livestock" means any animal raised for food, raw materials or pleasure, including, but not limited to, beef and dairy cattle, bison, sheep, swine, poultry and horses. Livestock also includes fur animals raised for pelts.

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"Animal Units" - An "animal unit equivalent" is a unit-less number developed from the nutrient and volume characteristics of manure for a specific livestock type. The term "animal units" is used to normalize the number of animals (e.g., head) for each specific livestock type which produce comparable bulk quantities of manure. The animal unit equivalents for types of livestock and the numbers of livestock for facility size thresholds of 300 animal units (a.u.), and so forth, are listed in the following table.

	Equivalent Numbers of Livestock (hd) for Three Sizes (a.u.) of Animal Feeding Operation		
Animal Unit	1,000 a.u.	2,000 a.u.	5,000 a.u.
•	750 hd	1,500 hd	3,750 hd
		1,500	3,750
			5,000
	-		5,000
	,		6,667
			5,000
			5,000
1.0			12,500
0.4			25,000
0.2			50,000
0.1	10,000		50,000
0.1	10,000		
0.0182	55,000		275,000
	100,000	200,000	500,000
	1.33 1.33 1.0 1.0 0.75 1.0 0.4 0.4 0.2	for Three Sizes (Animal Unit Equivalent 1,000 a.u. 1,000 a.u. 1,000 a.u. 1,000	Animal Unit Equivalent 1,000 a.u. 2,000 a.u. 1,33 750 hd 1,500 hd 1,500 hd 1,500 hd 1,500 hd 1,500 hd 1,500 1,00 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0 1,000 2,000 1,0

I, Valerie J. McCloud, County Auditor of Rolette County, do hereby certify that the above is a true and correct copy of the Amendment to the Rolette County Zoning Resolution.

Dated this 8th day of May, 2002.

Rolette County Auditor

STATE OF NORTH DAKOTA)

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COUNTY OF ROLETTE

On this 8th day of May, 2002 personally appeared before me, Mary Richard, A Notary Public, within the aforesaid County and State, Valerie J. McCloud, to me personally known as the County Auditor, respectively of the said County, and acknowledged to me that she executed the above for and on behalf of said county.

Mary Dublic for Rolette County,

North Dakota

My commission expires

MARY I. RICHARD
Notary Public, State of ND
My Commission Expires July 22, 2004