

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
OF WYOMING

In The Matter Of
The Issuance of a Small
Mining Permit to
Peter A. Hansen
Permit No. TFN 2 6/20

FILED

DEC 09 1986

Terri A. Lorenzon, Adm. Aide
Environmental Quality Council

PETITION TO DESIGNATE A
SCENIC AND WILDLIFE AREA

COMES NOW protestants, Kathleen Ramee, W.F. Pabst, Jr., John and Nancy Love, Chuck and Maria Cantonwine, William and Martelia Curry, Connie Braz, David and Penelope Ogle, Robert and Patricia Refvem, Greg and Peggy Prugh, Robert and Emily Betts, James Charleston and Anne Betts Charleston, Tim Mayo and Rosie Bucciarelli Mayo, Dr. Albert and Kathryn Metz, Rohn and Ondrea McKee, Barbara Rohwer, Robert B. Betts, Jr., Robert and Dianne Kirk, Andrew and Wynne Gensey, Dorothy Brooks Betts, Clyde Sissman, Jr., Norman B. Roland, M.D., Richard D. Huseth, Richard W. Cree, Harry Wm. Weisbrod, Robert A. and Lisbeth Esperti, Robert E. Hansen, Mr. & Mrs. Donald R. Longenecker, Gary E. Mintz, Anthony J. Nicoli, C.J. and Elizabeth Claire Aschauer, Mr. & Mrs. Burke Baker, Jr., Robert G. Kirk and Deanne Cooper Kirk, Julian S. and Elizabeth Stoutamyer, George C. Kuhlman, Jr., H. E. and J.J. Wagner, James N. and Jane F. Wheeler, Jane B. Semen, Frederick A. Schwertz, Elbacaru Ltd. Partnership, Charles Byron and Jeanne S. Jenkins, Jeanne P. Aitchison, Duane and Kathryn Kent, Lester and Margrit Hammar, Robert C. and Shirley E. Schwall, Arthur M. Wilkof, Sophie B. Echeverria, Mrs. Kenneth F. Lange, Edward B. and Judith M. Bunnell, George L. Verity,

Attorney, Arthur M. Wilkof, President, Teton Shadows Homeowner's Association and Jim and Sally Allen and move the Environmental Quality Council to designate the general area of the Hansen Gravel Pit, located in Teton County, Wyoming as a rare or uncommon area having particular wildlife and scenic value. Protestants move the Environmental Quality Council to so designate this area on the grounds stated below.

1. Protestants for the designation of this scenic area are the same protestants who, by and through their attorneys, were represented at the November 25 and 26, 1986 hearing in Jackson, Wyoming.

2. Protestants are opposing the issuance of a small mining permit to Peter A. Hansen pursuant to § 35-11-406(m)(iv).

3. Pursuant to § 35-11-406 (m)(iv) W.S. the director shall not deny a permit except for one (1) or more of the following reasons:

(iv) The proposed mining operation would irreparably harm, destroy, or materially impair any area that has been designated by the council a rare or uncommon area and having particular historical, archaeological, wildlife, surface geological, botanical or scenic value;

4. The area of the Hansen Gravel Pit in Teton County, Wyoming is an uncommon area having particular scenic value. The area is surrounded by the Teton Mountain Range to the West, the Gros Ventre Mountain Range to the East and is situated just over

a mile from the boundary of Grand Teton National Park. The area is one of spectacular scenic beauty and is well known throughout the world. The proposed fifty acre mining site is not compatible with the surrounding scenery in anyway whatsoever. The mine site will destroy the public enjoyment of this scenic area throughout the fifteen year life expectancy of the mine site.


5. The policy and purpose of the Wyoming Environmental Quality Act is to enable the State of Wyoming to prevent, reduce and eliminate pollution, to preserve and enhance the air, water and land and reclaim the land of Wyoming. In addition the policy and purpose is to plan the development, use, reclamation, preservation and enhancement of the air, land and water resources within this State.

6. The scenic values which make the vicinity of the proposed Hansen Pit unique are the Teton Range including Grand Teton National Park and the Gros Ventre Range. Diligent reclamation cannot restore this area to its natural scenic beauty, nor compensate residents and visitors for their loss of enjoyment of this great area during the mining era.

7. The Environmental Quality Council has jurisdiction over the area and over the applicant and protestants and has the power and responsibility to declare the area or vicinity as a specially designated area in which mining should be prohibited. Protestants presented ample proof at the November 25, 1986 hearing of why this area should be designated a scenic area thereby exempting the area from mining.

WHEREFORE petitioners request that the Environmental Quality Council designate the area of the Hansen gravel pit as an uncommon area having particularly scenic value such that a small mining permit shall not be issued to Peter A. Hansen.

DATED this 5 day of December, 1986.



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CERTIFICATE OF SERVICE

On the 5 day of December, 1986 I mailed a copy of the foregoing to the following:

Randolph Wood, Director
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