



**TOWNSHIP OF DOWNE
CUMBERLAND COUNTY, NEW JERSEY**

	YES	NO	ABSTAIN	ABSENT
Bart, E.	X			
Byrne, S.	X			
Campbell, R.	X			
Burt, S.	X			
Rothman, M.	X			

Resolution Number: R-39-2021 Dated: February 8, 2021 Offered By: BART Seconded By: CAMPBELL
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**RESOLUTION AUTHORIZING TRANSFER OF MINING PERMITS FROM
US SILICA TO SILVI CONCRETE OF CHESTER COUNTY LLC.**

WHEREAS, the Township of Downe has previously issued via Resolution R-54-2018 a mining extraction permit to U.S. Silica for Block 33, Lot 4 and Block 35, Lots 2-5, which permit is valid from January 1, 2018 through December 31, 2022; and

WHEREAS, the owner of the permit at the time of approval was U.S. Silica Company; and

WHEREAS, U.S. Silica Company has sold their portion of the Dragston Mine located in Downe Township to Silvi Concrete of Chester County, LLC, a Limited Liability Company organized pursuant to the laws of the Commonwealth of Pennsylvania and authorized to do business in New Jersey on or about October 14, 2020; and

WHEREAS, Silvi Concrete has requested of the Township of Downe that the permit for use be transferred to Silvi for the remainder of the original permitted period; and

WHEREAS, the Township of Downe has inspected the property through the Township Engineer, who has provided a report to the Township that the current owner is compliant with all requirements per statute and ordinance and is up to date with all permitting fees and municipal taxes; and

WHEREAS, the Township Committee of the Township of Downe is desirous of consenting to the transfer of the permit to the new owner of the property.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Downe that the permit issued by Resolution R-54-2018 to US Silica Company is hereby transferred to Silvi Concrete of Chester County, LLC and the Township Clerk may issue a new Permit to the new owner under the following conditions:

1. Receipt and review by the Township of a reclamation bond issued in favor of the Township in the amount of \$355,200 issued on behalf of the new owner; and
2. Filing of an approved amended application with the Cumberland Soil Conservation District to reflect current ownership; and
3. Payment of any fees, taxes or other municipal obligations due and owing to the property.

BE IT FURTHER RESOLVED, that the bond originally issued by U.S. Silica may be released upon acceptance of the bond posted by the new owner.

THIS RESOLUTION was adopted by the Township Committee of the Township of Downe on February 8, 2021.

ATTEST:


Nadine E. Lockley, Clerk


Michael L. Rothman, Mayor

C E R T I F I C A T I O N

I, **NADINE E. LOCKLEY, RMC, CMR**, Municipal Clerk of the Township of Downe, County of Cumberland, State of New Jersey do hereby certify the foregoing to be a true and accurate copy of the Resolution adopted by the Downe Township Committee of the Township of Downe, County of Cumberland, State of New Jersey, at the Regular Meeting held on February 8, 2021 at 7:00 pm at the Municipal Complex.

DATE

NADINE E. LOCKLEY, RMC, CMR
Municipal Clerk