

1 THE TOWN OF COVENTRY  
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4 **ORDINANCE OF THE TOWN COUNCIL**

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6 **IN AMENDMENT OF THE TOWN OF COVENTRY CODE OF ORDINANCES,**  
7 **2008 PART II – GENERAL LEGISLATION,**  
8 **CHAPTER 255, ARTICLE X – Earth Removal/Sand and Gravel Extraction**  
9

10 **Ordinance No. 2026-12**

11  
12 *The Town Council of the Town of Coventry hereby ordains as follows:*

13  
14 **Section 1.** The Town of Coventry Code of Ordinance, Part II General Legislation is hereby  
15 amended by amending the following Chapter and Sections of Article X:

16  
17 **Article X, Chapter 255 — Zoning (Earth Removal/Sand and Gravel Extraction)**

18  
19 **§ 255-1020 Permit application.**

20  
21 A. Before a landowner or operator may extract earth, sand or gravel or other materials from his/her  
22 property for commercial purposes, a special use permit must be applied for and obtained from the  
23 Zoning Board of Review. Owners of a similar existing facility must apply for a permit pursuant to  
24 this article within six months of the effective date of this article, to the extent any use of the land  
25 or operations thereon are not legal nonconforming as provided in Article VIII.  
26

27 (1) The application for the special use permit must include 11 copies of an application, a site plan,  
28 and an informational report, to provide the Zoning Board of Review with a sufficient basis for  
29 reaching a determination on the application. Additional copies of the application packet shall be  
30 submitted to the Planning Commission, the Director of the Planning and Development  
31 Department, and the Town Engineer.  
32

33 B. The site plan submitted as part of the application must show the following information, and be  
34 supported by sufficient explanatory narrative where necessary:

35  
36 (1) The extent of the area to be excavated on the site and how it will be phased pursuant to § 255-  
37 1030I.  
38

39 (2) Contours shown at no greater than two-foot intervals.  
40

41 (3) Access and egress to roads outside the site, for both employee and material transport.  
42

43 (4) Location, identification, and dimensions of all property lines, 200 feet in all directions  
44 therefrom, and public and private easements.  
45

- 46 (5) Location of all structures on the property.  
47
- 48 (6) Location and description of the floodplain, surface water bodies, groundwater resources,  
49 wetlands, and other environmentally sensitive resources.  
50
- 51 (7) Direction of groundwater flow, rate of groundwater flow and maximum high groundwater  
52 elevation.  
53
- 54 (8) Significant natural features such as large trees, vegetative groupings, and rock outcroppings.  
55
- 56 (9) Complete adjacent land use information including the names of the record owners of all  
57 abutting properties, a description of all land uses, identification of water resources on adjacent  
58 properties, and information regarding private wells on adjacent properties, if applicable.  
59
- 60 (10) Existing elevations of the property to be excavated and the estimated excavation depth.  
61
- 62 (11) Existing and proposed excavation areas shown by operational phases, sequence, thicknesses  
63 of overburden, and estimated seasonal high and low water table elevations.  
64
- 65 (12) Typical cross sections showing information requested in Subsection B(11) above and  
66 maximum slopes and restoration cover thicknesses.  
67
- 68 (13) Processing, equipment, and storage areas.  
69
- 70 (14) Proposed fencing, gates, parking, and signs.  
71
- 72 (15) Areas to be used for the storage of topsoil and other overburdened material including volume  
73 calculations and method of stabilization.  
74
- 75 (16) Locations of test borings and monitoring wells.  
76
- 77 (17) Location of roads to be used for transportation of extracted materials.  
78
- 79 (18) Erosion controls.  
80
- 81 (19) Location of any proposed burial areas for stumps, boulders, etc.  
82
- 83 C. The informational report to be submitted as part of the application shall provide a description  
84 of the following aspects of the facility operations:  
85
- 86 (1) The approximate date of operational commencement and the anticipated duration of the  
87 operation.  
88
- 89 (2) Proposed daily operational times.  
90
- 91 (3) Estimated type and volume of the excavation.

- 92 (4) The nature of the material to be extracted for commercial purposes.  
93
- 94 (5) Methods to be utilized for extracting and processing the material.  
95
- 96 (6) The equipment to be used on site and number of vehicle trips per day during hauling.  
97
- 98 (7) Measures to be utilized for mitigating potential noise, dust, soil erosion, air pollution, and water  
99 pollution emanating from the site.
- 100
- 101 (8) Methods to be utilized for dewatering or discharge in impounding areas.  
102
- 103 (9) Method to be used for disposal of toxic substances or wastes, if present or generated on the  
104 site.
- 105
- 106 (10) A definitive restoration plan outlining measures to be used to restore the site once material  
107 extraction operations have ceased. While this description does not represent the comprehensive  
108 restoration plan which is required to be submitted to the Zoning Board of Review for review prior  
109 to operational shut-down in accordance with § 255-1050 below, it must be consistent with the  
110 standards set forth therein. The submission of this plan shall become the basis for posting of an  
111 acceptable form of “Financial Security” as authorized and defined in the Town of Coventry Code  
112 of Ordinances, Part II General Legislation, Chapter 123. ~~the performance bond pursuant to § 255-~~  
113 ~~1050.~~
- 114
- 115 (11) Statement indicating whether the applicant has submitted applications for or secured any other  
116 required local, state, or federal permits.
- 117
- 118 D. A filing fee for a special use permit application of \$500 shall be paid to the Town with the  
119 submission of the application.
- 120
- 121 E. The Director of the Planning and Development Department shall determine within 30 days  
122 whether to deem the application complete. If the application is found to be incomplete, the  
123 applicant shall be required to submit the necessary information.
- 124
- 125 F. Within 30 days after receipt of a complete application, the Planning Commission shall conduct  
126 a public hearing on the proposal. At the public hearing, the Town Engineer and the Director of  
127 Planning and Development shall be present to submit information and/or answer questions by the  
128 Planning Commission. The Planning Commission shall submit an advisory opinion to the Zoning  
129 Board of Review. The Zoning Board of Review shall conduct a public hearing on the application.  
130 Prior to the Zoning Board of Review public hearing, a notification shall be sent to all property  
131 owners within 1,200 feet of the property boundaries of the operations.
- 132
- 133 G. Within 30 days of the close of the public hearing, the Zoning Board of Review shall render its  
134 decision on the application. It may choose to approve the project, approve it subject to conditions,  
135 or deny it.
- 136

137 H. In addition to the requirements set forth in this article for controlling those activities involving  
138 the removal or mining of each, sand, and gravel for commercial purposes, the Zoning Board of  
139 Review shall make a determination that the applicant is in compliance with the requirements of a  
140 special use permit as set forth in Article IV, § 255-430.

141  
142 **§ 255-1060 (Security/performance bond).**  
143

144 A. The acceptable forms of “Financial Security” are authorized and defined in the Town of  
145 Coventry Code of Ordinances, Part II General Legislation, Chapter 123. ~~A performance bond, of~~  
146 ~~credit or other form of surety~~ Such Financial Security shall be posted in an amount to be  
147 determined by the Town Engineer to ensure proper operation of the facility and that the restoration  
148 requirements are adequately met. After evidence of nonconformance or nonperformance of the  
149 applicant, the Director of the Planning and Development Department or his or her designee shall  
150 recommend to the Zoning Board of Review that the Financial Security bond be defaulted, and  
151 measures taken to accomplish necessary work in fulfillment of the intent of the regulations. Upon  
152 satisfactory completion of the restoration plan and compliance with the regulations in §§ 255-  
153 1030, 255-1040, and 255-1050 as certified by the Director of the Planning and Development  
154 Department or his or her designee, the Zoning Board of Review shall issue a written certification  
155 that the above requirements have been met. The Financial Security ~~performance bond, letter of~~  
156 ~~credit or other surety~~ shall be released to the landowner upon receipt of the written certification  
157 from the Town Council.

158  
159 B. If all requirements of these regulations have been met by the applicant, the Zoning Board of  
160 Review shall recommend release by the Town Council of the Financial Security ~~all surety bonds~~  
161 ~~and other funds~~ held in warranty of completion of the project. The Town Council shall thereupon  
162 approve, reject, or modify the Zoning Board's recommendation.

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164 **Section 2.** This ordinance shall take effect upon its passage and final adoption.  
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183 Approved as to Form:

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186 \_\_\_\_\_  
Town Solicitor Date

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188

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190 Introduced by/Pursuant to: Council 

191

192 Referred to/for: First Reading of the Ordinance on \_\_\_\_\_, 2026

193

194 Planning Commission for recommendation on \_\_\_\_\_, 2026

195

196 Public Hearing before the Town Council on \_\_\_\_\_, 2026

197

198

199 Passed or Denied on a vote of \_\_\_\_\_

200

201

202 \_\_\_\_\_  
John-Paul A. Verducci – Town Council President

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204

205 Approved:

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208 \_\_\_\_\_  
Daniel O. Parrillo – Town Manager

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211 Certification Actions by Town Clerk:

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