

**TIER CLASSIFICATION SYSTEM FOR QUICK ASSESSMENT OF PROPOSED AND ALTERNATIVE LOCATIONS BASED ON 304.b.(2).B CRITERIA,
SITING CONSIDERATIONS, VARIANCES, AND MINERAL DEVELOPMENT**

DRAFT 12/15/2020

Tier	Which 304.b.(2).B criteria does the alternative location meet?	Rules 604 (setbacks) and 1202 (HPH) considerations:	Siting-related Variances or other Relief considerations:	Can the alternative location fully develop the minerals proposed by the 2A?	
Tier I	No criteria met	<ul style="list-style-type: none"> • Complies with 604.a setbacks • 604.a.(2) exception avoided • 604.a.(4) consent avoided • 604.b conditions avoided • Complies with 1200-series 	No variance required	Yes: Tier I-A	No: Tier I-B
Tier II	One criterion met: iii, iv, v, vi, vii, or ix	<ul style="list-style-type: none"> • Complies with 604.a setbacks • 604.a.(2) exception avoided • 604.a.(4) consent avoided • 604.b conditions avoided • Complies with 1200-series 	No variance required	Yes: Tier II-A	No: Tier II-B
Tier III <i>(Note: If CPW waives ALA per 304.b.(2).B.viii, criterion viii is not met)</i>	One criterion met: i* or viii† <i>*HOBU is not a school or child care center. †HPH is 1202.c.(1).R, S, or T, and CPW waives the application of the rule, or HPH is 1202.d.</i>	<ul style="list-style-type: none"> • Complies with 604.a setbacks • 604.a.(2) exception avoided or satisfied • 604.a.(4) consent avoided or satisfied • 604.b conditions avoided or satisfied For criterion viii: <ul style="list-style-type: none"> • If HPH is 1202.d: CPW-approved Wildlife Mitigation Plan and Compensatory Mitigation required 	No variance required For criterion viii: <ul style="list-style-type: none"> • If HPH is 1202.c.(2).R, S, or T: Director’s exception required 	Yes: Tier III-A	No: Tier III-B
Tier IV	Two or more criteria met: i*, iii, iv, v, vi, vii, viii†, ix, or x* <i>*HOBU is not a school or child care center. †HPH is 1202.c.(1).R, S, or T, and CPW waives the application of the rule, or HPH is 1202.d.</i>	<ul style="list-style-type: none"> • Complies with 604.a setbacks • 604.a.(2) exception avoided or satisfied • 604.a.(4) consent avoided or satisfied • 604.b conditions avoided or satisfied For criterion viii: <ul style="list-style-type: none"> • If HPH is 1202.d: CPW-approved Wildlife Mitigation Plan and Compensatory Mitigation required 	No variance required For criterion viii: <ul style="list-style-type: none"> • If HPH is 1202.c.(2).R, S, or T: Director’s exception required 	Yes: Tier IV-A	No: Tier IV-B
Tier V	Criteria i**, ii, viii‡, or x** met, or, any Location that requires a variance for siting considerations <i>**HOBU is a school or child care center. ‡ HPH is 1202.c.(1).A-T and CPW has not waived</i>	Varies	For criteria i, ii, or x: variance required for 604.a.(3). For criterion viii: variance required for 1202.c. Any Location that requires a siting-related variance.	Yes: Tier V-A	No: Tier V-B