



Tampa Bay Regional Planning Council

DOAR

Development Order Amendment Report

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DRI #95 - WINGATE CREEK MINE S/D MANATEE COUNTY

On May 30, 2008, Manatee County rendered Ordinance No. 08-21 to the Tampa Bay Regional Planning Council. The Ordinance reflects an amendment adopted by the Board of County Commissioners on May 1, 2008.

BACKGROUND

On January 28, 1975, Manatee County granted a Development Order (DRI #42) to Beker Phosphate Corporation for the mining of 6,065 acres of the project's original 10,971 acres located in east central Manatee County. This particular Development Order was modified twice.

Resulting from a settlement agreement between the County, Roger Broderick, Roy Carlin (Trustee) and Nu-Gulf Industries (NGI), Manatee County approved Resolution No. R-88-236 as a substantial deviation (S/D) to DRI #42, on October 18, 1988.

The S/D Development Order has previously been amended seven times, most recently on September 14, 2004 (Resolution No. 04-58). The amendments have cumulatively: modified the haul routes and destinations of product; extended the effective period for phosphate mining operations (to July 31, 2011), the Development Order expiration date (to July 31, 2011) and the date by which mining reclamation must be completed (to December 31, 2015); recognized completion of all prior transportation requirements; and formally recognized new project ownership (Cargill Fertilizer, LLC). The project has been substantially reduced to 3,029 overall acres of which 1,352 acres are currently approved for mining.

DEVELOPMENT ORDER AMENDMENT

The Resolution authorized the following modifications to the Development Order:

- recognized new project owner (Mosaic Fertilizer, LLC);
- extended Wingate's buildout, trucking schedule and Development Order expiration dates (all to July 31, 2014), as well as the reclamation date (to December 31, 2018). Each of these extension constitute three additional years requested in accordance with recent revisions to Subsection 380.06(19)(c), F.S;
- updated DRI, MMP Post Reclamation Plan to agree with FDEP Conceptual Plan Modification NGI-WC-CPD approval, as required by Development Order Condition #8;
- increased the mine's disturbance limit by 19 acres in Sections 21 & 28, along the common property line of Wingate and Texaco Tract (Mosaic ownership), allowing mining related activities in this prior setback area, as allowed under Manatee County's Phosphate Mining Ordinance 04-39;
- **reduced the remaining acreage to be mined by 99 acres** (to 1,253);
- authorized exchange of Wingate sand tailings and overburden with SE Tract;
- allow beneficiation/processing of SE Tract phosphate ore at the Wingate Plant;
- modified the waste disposal plan to eliminate the sand clay mix reclamation method and allow the use of conventional clay settling (FM-1 & 2) at the SE Tract for clay storage;

- approved Four Corners as a trucking destination from Wingate [noting that no route change or increase in trucking proposed in Wingate]; and
- approved the Wingate Corridor/linkage of the SE Tract (DRI #235) and the Wingate Creek Mine.

RECOMMENDATION

In accordance with Section 380.07, Florida Statutes (F.S.), this Development Order has been reviewed and determined to be consistent with the Council's *NOPC Report* adopted on February 11, 2008 and with the Council' *Final Report* adopted on November 14, 1983.

It is recommended that the Department of Community Affairs concur with the Development Order amendment issued by Manatee County for DRI #95 - Wingate Creek Mine S/D.

GENERAL LOCATION MAP

