



ARS

Annual Report Summary

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DRI #245 - BIG BEND TRANSFER COMPANY HILLSBOROUGH COUNTY RY 2012-13

On February 15, 2001, Hillsborough County rendered to the Tampa Bay Regional Planning Council (TBRPC) Resolution No. R01-007, a Substantial Deviation Development Order (SDDO) adopted by the Hillsborough County Board of County Commissioners on January 18, 2001. The proposal was a Substantial Deviation to DRIs #23/#47, which had expired.

On March 26, 2002, Hillsborough County Board of County Commissioners adopted Resolution No. R02-061 to essentially repeal the initial SDDO (i.e. Resolution No. R01-007) on the grounds of a court finding that required the entire 210.82-acre site (DRI #47) to be rezoned from "Manufacturing" to a "Planned Development District." Resolution No. R02-061, which replaced the former SDDO, additionally incorporated a couple of modifications requested by Hillsborough County.

The project is located along Tampa Bay on a 17.93-acre tract of the formerly approved 210.82-acre DRI parcel. The Development Order authorized the following:

- one ship/barge unloader; a conveyor system;
- one 154,000 sq. ft./78,000 ton capacity solid sulfur storage building;
- one 17,110 sq. ft. sulfur melting building with three solid sulfur melters;
- one boiler;
- three 10,000 ton liquid sulfur storage tanks;
- one process/purge water storage tank;
- one 12,000 gallon fuel oil storage tank with required secondary containment device;
- four liquid sulfur truck loading stations;
- a 7,500 gallon caustic soda storage tank with required secondary containment device;
- one liquid sulfur rail car loading station;
- miscellaneous ancillary support development to facilitate these uses;
- receipt of a maximum of 2 million long tons of prilled sulfur per year, conversion to molten form, limited storage and transport to sulfur users in central Florida; and
- buildout and Development Order expiration dates of December 31, 2020 have been established.

The SDDO has been amended three times, most recently on October 13, 2009 (Resolution No. R09-138). The amendments have cumulatively authorized: an extension of the project buildout date and Development Order expiration date by a period of four years, 11 months and 20 days (to December 21, 2025); renamed the authorized agent (to Mr. Rich Krokowski of Mosaic Fertilizer, LLC); and cumulatively extended the development commencement date and the date by which the Developer must "dedicate two acres for construction of a fire station, or donate cash for an equivalent amount" by a period of 14 years, 11 months and 20 days (each to March 16, 2019). The members/partners were comprised of Big Bend Transfer Co.

LLC, CF Industries Inc., Mosaic Fertilizer, and IMC Big Bend Inc. However, as reflected in the RY 2010-11 Annual Report, the Developer has reported that CF Industries, Inc. has withdrawn from the partnership/joint venture as will be reflected in a future Development Order amendment.

PROJECT STATUS

Development this Reporting Year: on-site development has not been initiated.

Cumulative Development: no development activity has occurred to date.

Projected Development: no specific development activity has been identified for the next reporting year.

SUMMARY OF DEVELOPMENT ORDER CONDITIONS

1. The Developer has reported that no solid sulfur was received during the reporting year, in accordance with Condition III.G.
2. The Developer provided a summary of the required quarterly surface water quality monitoring conducted in accordance with Condition III.L.3. The results of the March 23, 2012, June 15, 2012, September 13, 2012 and November 20, 2012 monitoring events were provided as Exhibit C to the RY 2012-13 Annual Report. The parameters required for measurement consist of: pH, Temperature, Dissolved Oxygen (DO), Total Recoverable Petroleum Hydrocarbons (TRPH), Total Suspended Solids (TSS), and Total Nitrogen. **Council staff continues to request that the State standards for each monitoring parameter be reflected in the monitoring summary sheets for convenient comparative purposes.** This request has yet to be incorporated.
3. The Developer provided a summary of the required annual groundwater quality monitoring in accordance with Condition III.L.4. The results of the December 19, 2012 monitoring event was additionally reflected in Exhibit C to the RY 2012-13 Annual Report. The parameters measured consisted of: Nitrate, Total Kjeldahl Nitrogen (TKN), Total Nitrogen, Total Phosphorous, and Total Dissolved Solids (TDS). **Council staff continues to request that the State standards for each monitoring parameter be incorporated into the monitoring summary sheets for convenient comparative purposes.** This request has yet to be incorporated.
4. Condition III.P. requires the Developer to prepare and submit a *Hurricane Preparedness Plan* to Hillsborough County, the TBRPC and the FDCA (now "FDEO") for review prior to operation of the facility. The Developer has previously acknowledged that such submittal will be provided upon commencement of construction.
5. At the discretion of Hillsborough County, the developer shall either dedicate two acres (on-site or within two miles of the site) to Hillsborough County for construction of a HAZMAT fire facility or donate the cash equivalent to the appraised value of the 2.5-acre Adamsville Fire Station site, by March 16, 2019, as recently extended, pursuant to Condition III.S.4.

DEVELOPER OF RECORD

Big Bend Transfer Company, LLC, 12839 Wyandotte Road, Gibsonton, FL 33534 is the firm responsible for adhering to the conditions of the Development Order.

DEVELOPMENT ORDER COMPLIANCE

The project appears to be proceeding in a manner consistent with the Development Order. Hillsborough County is responsible for ensuring compliance with the terms and conditions of the Development Order.