R-96-188

A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF MANATEE COUNTY
ADOPTING AN AMENDMENT TO THE LEGAL
DESCRIPTION OF THE DEVELOPMENT
ORDER FOR THE WINGATE CREEK MINE,
DEVELOPMENT OF REGIONAL IMPACT.

WHEREAS, the Wingate Creek Mine possesses an Amended Development of
Regional Impact Development Order from Manatee County, R-88-236; and

WHEREAS, certain property within the Wingate Creek Mine described in R-88-236
has been sold to BB/Manatee Associates, a successor of Roger B. Broderick; and

WHEREAS, the Development Order specifies, in Section D, that the deletion of
property can occur upon meeting certain conditions; and

WHEREAS, Manatee County has received a letter from the Florida Department of
Environmental Protection certifying that the owner of the property proposed for deletion has
fully satisfied all applicable reclamation plans and conditions and the property has been
released from the Reclamation Plan; and

WHEREAS, the Director of Public Works for Manatee County has certified that the
owner of the property proposed for deletion has fully satisfied all applicable reclamation
plans and conditions, and the property has been released from the Reclamation Plan; and

WHEREAS, the County has received a legal description, attached hereto as Exhibits
"A", "B", "C", "D" and "E", of the property proposed for deletion and has received a
written request from the owner's attorney; and

WHEREAS, Manatee County has received a Mineral Right and Royalty Transfer
from Nu-Gulf Industries, recorded in the Official Records of Manatee County at O. R. Book
1453, Page 5858.
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS THAT:

1. The conditions specified in R-88-236 have been fulfilled for the deletion of the property described on Exhibits "A", "B", "C", "D" and "E".

2. The Board hereby deletes the property described in Exhibits "A", "B", "C", "D" and "E" from the Amended Development Order for Wingate Creek Mine Development of Regional Impact, the Master Mine Plan and the Operating Permit for Wingate Creek Mine and directs that it be reflected in the next annual report submitted pursuant to Subsection 380.06(13), Florida Statutes.

3. The deletion of property shall be effective as of February 21, 1995, the date of recording of the transfer of property to BB/Manatee Associates.

4. The Clerk of the Board of County Commissioners is directed to send certified copies of this Resolution to Roger B. Broderick, Hugh McGuire, Registered Agent for Nu-Gulf Industries, Tampa Bay Regional Planning Council and the Florida Department of Community Affairs, within fifteen (15) days of its adoption.

ADOPTED with a quorum present and voting this the 25th day of July, 1995.

BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA

By: 

[Signature]
Chairman

ATTEST: R. B. SHORE

[Signature]
Clerk of the Circuit Court

4361
DESCRIPTION: MUGULP

BEGINNING AT THE NORTHWEST CORNER OF SECTION 1, TOWNSHIP 35 SOUTH, RANGE 21 EAST; THENCE RUN N 89°13'30" W ALONG SOUTH LINE OF SECTION 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, A DISTANCE OF 82.18 FEET TO THE EASTERLY MAINTAINED RIGHT OF WAY LINE OF BEAR BAY ROAD; THENCE NORTHERLY ALONG SAID EASTERLY MAINTAINED RIGHT OF WAY LINE THE FOLLOWING TWO COURSES: THENCE N 10°24'21" W, A DISTANCE OF 383.41 FEET; THENCE N 01°12'21" W, A DISTANCE OF 337.20 FEET; THENCE N 90°00'00" E, A DISTANCE OF 1833.71 FEET; THENCE S 00°39'05" W, A DISTANCE OF 3220.09 FEET; THENCE S 89°20'55" E, A DISTANCE OF 1500.00 FEET; THENCE S 00°39'05" W, A DISTANCE OF 600.00 FEET; THENCE S 85°04'56" E, A DISTANCE OF 1953.87 FEET; THENCE S 00°22'15" W, A DISTANCE OF 1534.18 FEET TO THE NORTH RIGHT OF WAY LINE OF S.R. 64; THENCE WESTERLY ALONG SAID NORTH RIGHT OF WAY LINE THE FOLLOWING TWO COURSES; THENCE S 00°46'04" W, A DISTANCE OF 1241.48 FEET; THENCE S 89°50'03" W, A DISTANCE OF 3885.94 FEET TO THE WEST LINE OF AFOREMENTIONED SECTION 1; THENCE N 00°41'54" E ALONG SAID WEST LINE, A DISTANCE OF 4839.84 FEET TO THE POINT OF BEGINNING.

LYING AND BEING IN SECTION 1, TOWNSHIP 35 SOUTH, RANGE 21 EAST, AND SECTION 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY, AND RESTRICTIONS OF RECORD.

CONTAINING 367.54 ACRES, MORE OR LESS.
DESCRIPTION: NUGULF 101 ACRE PARCEL (REVISED)

FROM THE N.E. CORNER OF SECTION 1, TOWNSHIP 35 S, RANGE 21 E, RUN N 87°08'37" W ALONG THE NORTH LINE OF SAID SECTION 1, A DISTANCE OF 102.88 FEET TO THE EAST RIGHT OF WAY LINE OF S.R. 39; THENCE S 00°22'15" W ALONG SAID EAST LINE, A DISTANCE OF 1050.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTHERLY ALONG SAID EAST RIGHT OF WAY LINE THE FOLLOWING FIVE COURSES: THENCE S 00°22'15" W, A DISTANCE OF 492.85 FEET TO THE P.C. OF A CURVE TO THE LEFT HAVING A RADIUS OF 5629.58 FEET; THENCE SOUTHERLY ON THE ARC OF SAID CURVE TO THE LEFT, A DISTANCE OF 1157.96 FEET THROUGH A CENTRAL ANGLE OF 11°47'07" TO THE P.T.; THENCE S 11°24'52" E, A DISTANCE OF 299.77 FEET TO THE P.C. OF A CURVE TO THE RIGHT HAVING A RADIUS OF 5829.58 FEET; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, A DISTANCE OF 1199.10 FEET THROUGH A CENTRAL ANGLE OF 11°47'07" TO THE P.T.; THENCE N 00°22'15" E, A DISTANCE OF 547.42 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF S.R. 64; THENCE N 69°46'04" E ON SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 1836.35 FEET; THENCE N 00°22'15" E, A DISTANCE OF 1754.87 FEET; THENCE N 89°37'45" W, A DISTANCE OF 959.03 FEET; THENCE N 34°58'09" W, A DISTANCE OF 1348.48 FEET; THENCE N 00°22'15" E, A DISTANCE OF 800.00 FEET; THENCE N 89°37'45" W, A DISTANCE OF 400.00 FEET TO THE POINT OF BEGINNING.

LYING AND BEING IN SECTION 1, TOWNSHIP 35 S, RANGE 21 E AND SECTION 6, TOWNSHIP 35 S, RANGE 22 E, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHT OF WAY AND RESTRICTIONS OF RECORD.

CONTAINING 101.000 ACRES, MORE OR LESS.
DESCRIPTION: SHERIFF'S PARCEL

FROM THE SOUTHWEST CORNER OF SECTION 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST RUN S 89°13'30" E ALONG THE SOUTH LINE OF SAID SECTION 36, A DISTANCE OF 72.54 FEET TO EASTERN MAINTAINED RIGHT OF WAY LINE OF BEAR BAY ROAD; THENCE N 10°24'21" W ALONG SAID EASTERN MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 383.41 FEET; THENCE N 01°12'21" W ALONG SAID EASTERN MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 337.20 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTHERLY ALONG SAID EASTERN MAINTAINED RIGHT OF WAY LINE THE FOLLOWING THREE COURSES: THENCE N 01°12'21" W, A DISTANCE OF 2323.33 FEET; THENCE N 86°33'52" E, A DISTANCE OF 23.90 FEET; THENCE N 00°47'17" W, A DISTANCE OF 500.44 FEET; THENCE S 88°48'26" E, A DISTANCE OF 1623.71 FEET; THENCE N 57°59'45" E, A DISTANCE OF 150.00 FEET; THENCE S 32°00'15" E, A DISTANCE OF 700.00 FEET; THENCE S 57°59'45" W, A DISTANCE OF 650.00 FEET; THENCE S 51°59'21" W, A DISTANCE OF 1127.64 FEET; THENCE S 00°00'00" E, A DISTANCE OF 1237.00 FEET; THENCE S 90°00'00" W, A DISTANCE OF 650.00 FEET TO THE POINT OF BEGINNING.

LYING AND BEING IN SECTION 25 AND SECTION 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY AND RESTRICTIONS OF RECORD.

CONTAINING 75.41 ACRES, MORE OR LESS.
DESCRIPTION: GUN CLUB PARCEL "A"

FROM THE SOUTHWEST CORNER OF SECTION 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, RUN S 89°13'30" E ALONG THE SOUTH LINE OF SAID SECTION 36, A DISTANCE OF 72.54 FEET TO THE EASTERLY MAINTAINED RIGHT OF WAY LINE OF BEAR BAY ROAD; THENCE N 10°24'21" W ALONG EASTERLY MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 383.41 FEET; THENCE E 51°12'21" W ALONG SAID EASTERLY MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 337.20 FEET; THENCE N 51°59'21" E, A DISTANCE OF 650.00 FEET TO THE POINT OF BEGINNING; THENCE N 00°00'00" W, A DISTANCE OF 1237.00 FEET; THENCE N 51°59'21" E, A DISTANCE OF 1121.64 FEET; THENCE N 57°59'45" E, A DISTANCE OF 650.00 FEET; THENCE N 32°00'15" W, A DISTANCE OF 700.00 FEET; THENCE N 57°49'45" E, A DISTANCE OF 4213.64 FEET TO THE WESTERLY RIGHT OF WAY LINE OF S.R. 39; THENCE S 00°36'45" W ALONG SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 604.21 FEET; THENCE S 00°39'05" W ALONG SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 3757.53 FEET; THENCE S 69°20'55" W, A DISTANCE OF 3400.00 FEET; THENCE S 00°49'05" W, A DISTANCE OF 779.91 FEET; THENCE S 00°00'00" W, A DISTANCE OF 1183.71 FEET TO THE POINT OF BEGINNING.

LYING AND BEING IN SECTION 25 AND 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY AND RESTRICTIONS OF RECORD.

CONTAINING 301.24 ACRES, MORE OR LESS.
DESCRIPTION:

FROM THE NORTHEAST CORNER OF SECTION 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, THENCE RUN N 88° 47' 56" W, ALONG THE NORTH LINE OF SAID SECTION 36, A DISTANCE OF 100.23 FEET TO THE WEST RIGHT OF WAY LINE OF S.R. 39 (LOGUE ROAD), ALSO BEING THE POINT OF BEGINNING; THENCE S 00° 39' 05" W, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 177.55 FEET; THENCE N 89° 20' 55" W, A DISTANCE OF 2966.92 FEET; THENCE N 00° 39' 05" E, A DISTANCE OF 1166.30 FEET; THENCE N 57° 59' 45" E, A DISTANCE OF 3523.88 FEET TO THE INTERSECTION WITH THE AFOREMENTIONED WEST RIGHT OF WAY LINE OF S.R. 39; THENCE S 00° 38' 45" W, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 604.21 FEET; THENCE S 00° 39' 05" W, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 2285.99 FEET TO THE POINT OF BEGINNING.

LYING AND BEING IN SECTION 25 AND 36, TOWNSHIP 34 SOUTH, RANGE 21 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY, OR RESTRICTIONS OF RECORD.

CONTAINING 144.19 ACRES, MORE OR LESS.
July 29, 1996

Mr. Roger Broderick  
President, Broderick & Associates  
5514 Park Boulevard  
Pinellas Park, Florida  33781

Dear Mr. Broderick:

Enclosed for your records is a certified copy of Resolution R-96-188, regarding the Wingate Creek Mine, approved by the Board of County Commissioners, Manatee County, Florida, in open session on July 25, 1996.

Sincerely,

R. B. Shore

RBS/r11  
Enclosure  
cc: Board Records
July 29, 1996

Ms. Suzanne Cooper
Tampa Bay Regional Planning Council (TBRPC)
9455 Koger Boulevard
St. Petersburg, Florida 33702

Dear Ms. Cooper:

Enclosed for your records is a certified copy of Resolution R-96-188, regarding the Wingate Creek Mine, approved by the Board of County Commissioners, Manatee County, Florida, in open session on July 25, 1996.

Sincerely,

R. B. Shore

RBS/rll
Enclosure
cc: Board Records
July 29, 1996

Mr. Hugh McGuire, Esquire
1001 3rd Avenue West, Suite 600
Bradenton, Florida 34205

Dear Mr. McGuire:

Enclosed for your records is a certified copy of Resolution R-96-188, regarding the Wingate Creek Mine, approved by the Board of County Commissioners, Manatee County, Florida, in open session on July 25, 1996.

Sincerely,

R. B. Shore

RBS/rll
Enclosure
cc: Board Records
July 29, 1996

Darrin Taylor
Florida Department of Community Affairs
Bureau of Local Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

Dear Mr. Taylor:

Enclosed for your records is a certified copy of Resolution R-96-188, regarding the Wingate Creek Mine, approved by the Board of County Commissioners, Manatee County, Florida, in open session on July 25, 1996.

Sincerely,

R. B. Shore

RBS/r11
Enclosure
cc: Board Records