

# MEMORANDUM



**Building and Development  
Services**  
1112 Manatee Avenue W  
Bradenton, FL 34205

**MANATEE COUNTY**  
FLORIDA

Phone: 941-748-4501 x 6878  
Fax: 941-749-3098  
[www.mymanatee.org](http://www.mymanatee.org)

**To:** Robert Schmitt, AICP, Planning Division Manager  
**From:** Bobbi Roy, Planning Coordinator  
**Date:** January 11, 2012  
**Subject:** Agenda Update for January 12, 2012 Planning Commission

**Typographical error on agenda cover, the correct date of minutes for approval is 12/08/11.**

**#4 & Z-11-02 – Mosaic Fertilizer, LLC/Wingate Extension**  
Public Comment letter and corrected Zoning Disclosure Affidavit – attached

/br  
cc: Planning Commissioners - 6  
Lisa Barrett, Planning Manager  
Sarah Schenk, Assistant County Attorney  
Susan Angersoll, Development Review Specialist  
Kathleen Thompson, Planning Manager  
Katie LaBarr, Principal Planner  
Board Records  
Counter Copy

JANUARY 12, 2012

MANATEE COUNTY  
PLANNING COMMISSION

FROM: JOHN HENSLICK  
RESIDENT WINDING CREEK

RE: MOSAIC MINE EXPANSION PUBLIC HEARING

Thank you Commissioners for taking the time to review these comments:

First, I want to thank MOSAIC staff and consultants for taking the time to discuss these issues with me; they have been cordial and professional in all our discussions.

I have spoken with most the residents (my neighbors) at Winding Creek relative to the mine and have identified the following issues, to be in common with all the residents I have spoken with:

**NOISE:**

The mine operates seven days a week, 24 hours a day, and most all holidays; the noise berm along the southern mine boundary, is not effective when the mining equipment is a half mile across a lake from the noise berm; it is actually less noisy at the north end of Winding Creek than in the center or near the southern portions of Winding Creek at times; often times the mine operations are clearly audible from my front porch in the evenings, well into the night and early mornings. (to the point house guests have stopped in conversation to ask "What is that noise??")

Potential Solutions:

1. Identify those operations responsible for the significant noises and cease them during the hours of 6 pm until 2 am; other operations of the mine could continue 24/7, but the excessively noisy activities could be limited to 2 am. until 6 pm if need be; (**This can be stipulated**) or
2. Reduce operating hours to standard work hours (8 am to 5 pm) (**This can be stipulated**) or
3. Revise mining methods, such as: Operate with a "progressive" noise berm to keep the berm in close

proximity to the mining operations so the berm is an effective barrier to the sound (**This can be stipulated**)

### LIGHT:

The light generated from the mine site, along the entire northern horizon of Winding Creek is similar to that of seeing the glow of St. Pete. or Tampa from a distance; the stars in the northern portions of the horizon are not visible from Winding Creek due to the "glow" from the mine; We (my wife and I) moved to this part of the County, from NW Bradenton to enjoy both the quiet and the view of the night sky; When a meteor shower occurs, we are always told "look to the northeast to see the meteors"; Well, when we look to the northeast, we see an intense glow from the mine lights EVERY night; the stars are not visible along the entire horizon.

Potential Solution:

1. Directional, LED lighting may alleviate a considerable portion of this issue (**This can be stipulated**)

An issue of interest to me not really discussed with others at Winding Creek:

### CURRENT CONDITIONS OF PREVIOUSLY PERMITTED MITIGATION/RECLAMATION

Prior to allowing or agreeing to an expansion of the MOSAIC MINE operations, Manatee County should verify all habitat mitigation, restoration or reclamation activities are at the appropriate levels of "success" as required by County/State and/or Federal requirements. (**This can be stipulated**)

General Discussion:

I certainly agree that MOSAIC MINE is a "good thing" for Manatee County i.e. employment, tax base, etc.; I agree the product provided by the mine is needed by our agricultural communities; and they (MOSAIC) should certainly be allowed to mine their properties; However, I also believe Mosaic Mine can

and should do all within its ability to assure the residents in Manatee County, living in proximity to their business are in no way inconvenienced or hindered, or that their sought after rural environment is in no way adversely impacted.

The issues of noise and of light can be solved, the solutions simply cost money; Is MOSAIC willing to do what is necessary, what their PR advertising suggests they do; will they do what is best and right for the communities in which they operate?



John Henslick  
41144 24<sup>th</sup> Terrace East  
Myakka City, FL. 34251

**MANATEE COUNTY GOVERNMENT  
PLANNING DEPARTMENT  
ZONING DISCLOSURE AFFIDAVIT**

Project name: WINGATE EXTENSION

The Manatee County Land Development Code 90-01, as amended requires that all applications for Zoning Atlas Amendments shall include public disclosure of applicants and their percentage of interest.

If the property is owned by a CORPORATION, list the principal officers and principal stockholders and the percentage of stock owned by each.

If the property is in the name of a TRUSTEE, list the beneficiaries of the trust with percentage of interest.

If the property is in the name of a PARTNERSHIP or LIMITED PARTNERSHIP, list the name of the principals below, including general and limited partners.

If there is a CONTRACT FOR PURCHASE, whether contingent on this application or not, and whether a Corporation, Trustee, or Partnership, list the names of the contract purchasers below, including the principal officers, stockholders, beneficiaries, or partners. If any contingency clause or contract terms involve additional parties, list all individuals or officers, if a corporation, partnership, or trust. This is in addition to the list of owners.

FOR ANY CHANGES OF OWNERSHIP OR CHANGES IN CONTRACTS FOR PURCHASE SUBSEQUENT TO THE DATE OF THE APPLICATION, BUT PRIOR TO THE DATE OF FINAL PUBLIC HEARING, A SUPPLEMENTAL DISCLOSURE OF INTEREST SHALL BE FILED.

Disclosure shall not be required of any entity whose interests are solely equity interest which are regularly traded on an established securities market in the United State or another country.

NAME, ADDRESS AND OFFICER

PERCENTAGE  
STOCK, INTEREST OR OWNERSHIP

Check if owner (  ) or contract purchaser (  )

Diana M. Jagiella  
Director of Mine Regulatory Affairs and Senior  
Environmental Counsel  
The Mosaic Company  
13830 Circa Crossing Drive  
Lithia, Florida 33547  
(813) 500-8820  
Diana.Jagiella@mosaicco.com

100 %

---



---



---

Under penalties of perjury, I declare that I have read the foregoing affidavit and that the facts stated in it are true.

Signature: Diana M. Jagiella

STATE OF FLORIDA  
COUNTY OF Hillsborough

(Applicant): \_\_\_\_\_

The foregoing instrument was sworn to (or affirmed) and subscribed before me this 5 day of JAN 20 12  
by Diana M. Jagiella, who is personally known to me or who has produced \_\_\_\_\_  
as identification.

(type of identification)

Debra R. Combee

Notary Signature

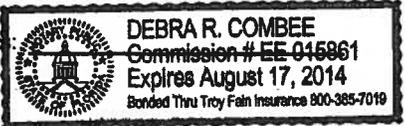
Debra R. Combee

Print or type name of Notary

ADMIN ASSISTANT

Title or Rank

My Commission Expires:



Commission No: \_\_\_\_\_

Revised 2/8/10

B-4