

FEBRUARY 18, 1976

The Board of County Commissioners of Manatee County, Florida, met in a SPECIAL SESSION, Joint Meeting with Manatee County Planning Commission, in the County Courthouse in Bradenton, Florida, Wednesday, February 18, 1976, at 9:37 a.m.

Present were Commissioners L.H. Fortson, Jr., Chairman
Dan P. McClure, Vice Chairman
Ken Burton
Kenneth D. Dierks
Robert C. Hutches

Also present were H.E. Bourne, Deputy Clerk
Terry Turner, Asst. Deputy Clerk
E.N. Fay, Jr., County Attorney
Planning Commission Members E. Maurice Goodnight
Fay Firkins
Louis Driggers
E.S. Reasoner
Gordon Bartle
Robert H. Hoffman
Samuel Hayden

The meeting was called to order by Chairman Fortson.

ZONING

Public Hearing was opened for the purpose of considering:

Art Fischer presented the following application:

D.R.I. -7 PHILLIPS PETROLEUM COMPANY

TYPE OF DEVELOPMENT: Phosphate Mining

SIZE OF PROJECT: 15,200 acres of which 6,500 acres are in Manatee County and 8,700 acres in DeSoto County.

LOCATION OF PROJECT SITE: Located 3 miles south of State Road 70, on the Manatee-DeSoto County Line, extending 7 miles eastward into DeSoto County, and 5 miles westward into Manatee County. The western limits of the project being one mile west of Sugar Bowl Road and extending from the Sarasota County Line northward 2 miles.

REQUESTING: The approval of a Development of A Regional Impact to include a revision to the approved Special Exception No. 248 for phosphate mining in an -A- (General Agriculture District) in accordance with Section VI, Paragraph XVI of the Manatee County Zoning Ordinance to allow additional time to complete development.

GENERAL DESCRIPTION OF THE PROPOSAL: Mining, 10,700 acres of the 15,200 acre site at the rate of approximately 4 million tons of phosphate rock per year. The mining will consist of the removal of the overburden to obtain the sand, clay and phosphate rock. The sand and clay will be separated from the phosphate rock. The phosphate rock, sand, and clay will be processed through a washer and flotation plant to separate the phosphate rock from the sand and clay. The wet phosphate will be shipped from the site.

Chairman Fortson presented an opening statement outlining the procedure to be followed, which advised that the joint public hearing was being conducted pursuant to Chapters 120 and 380 of the Florida Statutes and the applicable provisions of the Manatee County Zoning Ordinance. He advised that all the witnesses would be sworn in by the County Attorney or the Court Reporter.

Art Fischer, Planning and Development Director, presented exhibits submitted by Phillips Petroleum, noting that:

Exhibit No. 1 - was a copy of Phillips Petroleum Company's application.

Exhibit No. 2 - office file of correspondence.

Exhibit No. 3 - the folder establishing the fact that the public hearing was properly advertised, including proof of publication.

Exhibit No. 4 - a report by Michael Baker, Jr., on continuing monitoring program for Phillips Petroleum Company.

Exhibit No. 5 - a report by Geraghty and Miller, Inc., entitled "Connector Well Feasibility Study on Phillips Petroleum Company Property" DeSoto and Manatee Counties, Florida.

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Exhibit No. 6 - a report of the Tampa Bay Regional Planning Council as required by Chapter 380 on the Regional complications of the proposed development.

Exhibit No. 7 - contains original application and other administrative correspondence.

Exhibit No. 8 - copy of the mining master plan that Phillips Petroleum Company submitted in support of their application for a special exception as required by the Manatee County Zoning Ordinance.

Chairman Fortson advised that a petition to intervene in the proceedings under Chapter 403.412 had been submitted by Sarasota County, giving the representatives the opportunity to cross examine the applicants after the Phillips presentation. (Petition to intervene was submitted as Exhibit No. 9)

Among those speaking for Phillips Petroleum Company were:

William C. Grimes - Attorney - representing Phillips Petroleum Company - advised that Cliff Holmes, Vice President of Phillips Petroleum Company, could not be present. He gave an opening statement and reviewed the proposal for mining. Mr Grimes introduced Archie M. Odom, Co-Counsel.

Those representing Phillips Petroleum Company were:

Michael Zellers - Consulting Geologist - presented Phillips Petroleum Exhibit NO. 1, 2, 3, 4 and 5.

RECESS

Chairman Fortson advised that, because of the overcrowding of the meeting room, and upon advice of the Fire Marshall, the meeting would be recessed until 1:00 p.m., at which time it would reconvene at the Harper Kendrick Auditorium, 1303 17th Street West, Palmetto, Florida.

RECONVENE: HARPER KENDRICK AUDITORIUM

The joint meeting reconvened at 1:00 p.m., with all members present, with the exception of E.N. Fay, Jr., County Attorney. Assistant County Attorney, Floyd Price, entered during the meeting. Chairman Fortson reviewed the procedures of the meeting.

(Enter Mr Price)

Mr Zellers continued and presented Phillips Exhibits Nos. 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15.

Those asking questions of Mr Zellers regarding his presentation were:

Mrs E.W. Kenrick - 4112 12th Avenue West, Bradenton

Mrs Edward K. Ervin - 5851 Gulf of Mexico Drive, Longboat Key.

Phillips representatives continued as follows:

Ross McGillvary - Geotechnical Engineer - presented Phillips Exhibits Nos. 16A, 16B, 17A, 17B and 18A.

Leslie G. Bromwell - Expert Soil Engineer - presented Phillips Exhibits Nos. 19, 20 and 21.

William W. Hamilton - Biologist - presented Phillips Exhibit No. 22.

Gordon Palm - Consulting Chemical Engineer - presented Exhibits Nos. 23, 24, 25, 26 and 27.

Bob Lombardo - Civil Engineer - presented Phillips Exhibit No. 28.

Melvin Wm. Anderson - Water Resources Engineer - reviewed Phillips Exhibit No. 4 and presented Exhibit No. 29.

James J. Geraghty - Ground Water Hydrologist - presented Phillips Exhibits Nos. 30, 31, 32, 33 and 34.

RECESS

After a short recess, the meeting reconvened with all members present.

Attorney Grimes advised that DeSoto County wanted the location of the plant partially in DeSoto County and partially in Sarasota County. He presented a resolution from DeSoto County, labeled Phillips Exhibit No. 38 and Exhibit No. 39.

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James M. Williams - Consulting Chemical Engineer - submitted
Phillips Exhibit Nos. 35, 36 and 37.

RECESS

Chairman Fortson declared the meeting recessed until February 19,
1976 at 9:00 a.m.

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