

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(18), 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 25<sup>th</sup> day of July, 1994.

**BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA**

By: Stan Stephen  
Chairman

ATTEST: R. B. SHORE  
Clerk of the Circuit Court

*Toller,  
Najjar &  
Shroyer, Inc.*

BB MANATEE

DESCRIPTION: NUGULP

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 NORTHERLY RIGHT OF WAY LINE OF S.R. 64; THENCE WESTERLY ALONG SAID NORTHERLY RIGHT OF WAY LINE THE FOLLOWING TWO COURSES; THENCE S 89°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.

4362

ENGINEERS      PLANNERS      SURVEYORS      LANDSCAPE ARCHITECTS  
 P.O. BOX 9448    BRADENTON, FL 34206    (813) 748-8080    FAX (813) 748-3316    SURVEY FAX (813) 748-3747

BK 1453 PG 2829 2 of 6

fr.

Zoller,  
Najjar &  
Shroyer, Inc.

BB/NUGULF

TYPED 7/2/93

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 S 00°22'15" W, A DISTANCE OF 547.42 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF S.R. 64; THENCE N 89°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.

4363

ENGINEERS      PLANNERS      SURVEYORS      LANDSCAPE ARCHITECTS  
P.O. BOX 9448      BRADENTON, FL 34206      (813) 748-8080      FAX (813) 748-3316      SURVEY FAX (813) 748-3747

IN FULL 10 JAN 2010



BB/MANATEE

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 EASTERLY MAINTAINED RIGHT OF WAY LINE OF BEAR BAY ROAD; THENCE N 10°24'21" W ALONG SAID EASTERLY MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 383.41 FEET; THENCE N 01°12'21" W ALONG SAID EASTERLY MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 337.20 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTHERLY ALONG SAID EASTERLY MAINTAINED RIGHT OF WAY LINE THE FOLLOWING THREE COURSES: THENCE N 01°12'21" W, A DISTANCE OF 2323.33 FEET; THENCE N 88°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.

4364

ENGINEERS PLANNERS SURVEYORS LANDSCAPE ARCHITECTS

P.O. BOX 9448 BRADENTON, FL 34206 (813) 748-8080 FAX (813) 748-3316 SURVEY FAX (813) 748-3747

BR 1403 P. 0201 4 of 6

Zoller,  
Najjar &  
Shroyer, Inc.

## 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 N 01°12'21" W ALONG SAID EASTERLY MAINTAINED RIGHT OF WAY LINE, A DISTANCE OF 337.20 FEET; THENCE N 90°00'00" 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 1127.64 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°59'45" E, A DISTANCE OF 4213.64 FEET TO THE WESTERLY RIGHT OF WAY LINE OF S.R. 39; THENCE S 00°38'45" 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 N 89°20'55" W, A DISTANCE OF 3400.00 FEET; THENCE S 00°19'05" W, A DISTANCE OF 779.91 FEET; THENCE S 90°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.

4365

ENGINEERS

PLANNERS

SURVEYORS

LANDSCAPE ARCHITECTS

P.O. BOX 9448

BRADENTON, FL 34206

(813) 748-8080

FAX (813) 748-3316

TELEPHONE FAX (813) 748-3747

BK 1443 PG 5862 5 of 6

## 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.

BK 1453 PG 5063 FILED AND RECORDED 02/21/96 4:32PM 6 of 6  
R.A. SHAW CLERK OF COUNTY CLERK MANATEE COUNTY FL

EXHIBIT "A"

to Agreement for Reservation of Overburden  
and Temporary Easements

4366

**Manatee County**  
**CLERK OF THE CIRCUIT COURT**

R. B. "Chips" Shore

P.O. Box 1000 • Manatee County Courthouse • Bradenton, Florida 34206 • (941) 749-1800 • FAX (941) 741-4082

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/rll  
Enclosure  
cc: Board Records

4367



**Manatee County**  
**CLERK OF THE CIRCUIT COURT**

R. B. "Chips" Shore

PO Box 1000 • Manatee County Courthouse • Bradenton, Florida 34206 • (941) 749-1800 • FAX (941) 741-4082

July 29, 1996

Ms. Suzanna Cooper  
Tampa Bay Regional Planning Council (TERPC)  
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

4368

**Manatee County**  
**CLERK OF THE CIRCUIT COURT**

*R. B. "Chips" Shore*

P.O. Box 1080 • Manatee County Courthouse • Bradenton, Florida 34206 • (941) 749-1800 • FAX (941) 741-4082

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

4369

**Manatee County**  
**CLERK OF THE CIRCUIT COURT**

R. B. "Chips" Shore

P.O. Box 1000 • Manatee County Courthouse • Bradenton, Florida 34206 • (941) 749-1500 • FAX (941) 741-4082

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/rll  
Enclosure  
cc: Board Records

4370