

SE-920 WENDEL KENT & CO., ET AL

Sec.
Twp.
Rge.

SPECIAL EXCEPTION RESOLUTION

WHEREAS, the Manatee County Planning Commission, after due Public Notice, has held a Public Hearing on the 2nd Day of June, 1976, for the purpose of considering certain changes in permitted uses of the following described property in Manatee County, Florida; and

WHEREAS, on the 16th Day of June, 1976, said Planning Commission determined that said petition should be recommended to be APPROVED; and

WHEREAS, on the 29th Day of June, 1976, the recommendation of the Planning Commission has been submitted to the Board of County Commissioners of Manatee County, Florida.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS IN PUBLIC MEETING ASSEMBLED:

THAT THE PETITIONERS, WENDEL KENT & CO., ET AL, BE GRANTED A SPECIAL EXCEPTION AND OPERATING PERMIT WITH THE FOLLOWING STIPULATIONS:

1. The petitioners shall comply with the plans prepared by Dan Zoller Engineering, Inc., dated May 1, 1976, in addition to the letter from Dan C. Zoller dated May 1, 1976, responding to the specific requirements of the Manatee County Zoning Ordinance.
2. The petitioners shall post a bond in the amount of \$10,000 for phase I and proceed with the second alternative as proposed in Section 3.1C by Dan Zoller's letter.
3. The petitioners shall be self-insurers
4. No earthmoving or surface disturbance of the land within 50 feet of each side of Wolf Slough shall be allowed without prior permission of the Florida Department of Environmental Regulation and the U.S. Environmental Protection Agency.
5. That a stilling impoundment be incorporated in the Master Mining and Operation Plan to receive all water discharged from the area being mined, prior to discharge into Wolf Slough.
6. The approval will be for five (5) years and the Planning Director may grant five (5) year extensions provided the operation does not create a nuisance to the surrounding area.

Due to the nature of the project being requested, the Board of County Commissioners do hereby grant a waiver of the following subsections of Section VI, paragraph 16 of the Manatee County Zoning Ordinance.

- Section 2.1 (a) Waive reference to "waste treatment, maintenance of air" and "consumptive use of water".

Section 3.1 Master Plan. Waive reference to "In addition, any information and data if required by the resolution adopted on Jan. 23, 1973 by the Manatee County Board of County Commissioners on Optimum Population and Urban Growth need not be duplicated under separate submission but should be included along with the application for a Special Exception", with the exception of the requirement of the environmental impact study evaluation.

Section 3.1 (g) Waive reference to "processing"

- (h) (1) (d)
- (f)
- (g)
- (h)
- (l)
- (m)

Section 3.1 (h) (2) (b)

- (c)
- (e)
- (h)

Section 3.1 (h) (7)

Section 3.1 (h) (8)

Section 3.1 (h) (9)

Section 3.3 (e)

(f)

Section 5.1

Section 6.1

Section 6.2

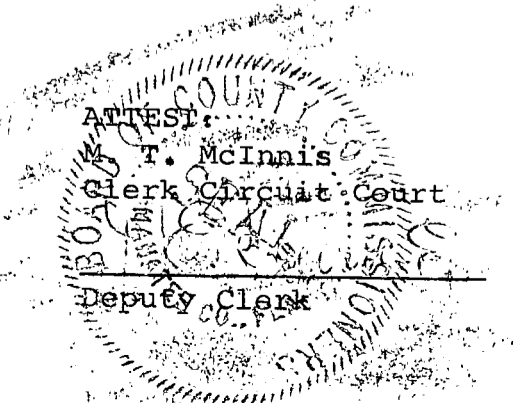
Section 7

The legal description being: A portion of the following described legal description: The east 4065 ft. of the south 2315 ft. of Sec. 16, Twp. 34S, Rge. 19E, Manatee County, Fl.: LESS remaining property owned by H. T. Forrest as described and recorded in O.R. Bk 357, Page 527, after conveying lands as described and recorded in O.R. Bk 670, Pg 700 Public Records of Manatee County, Fl. Also less R/W for SR 70

PASSED AND DULY ADOPTED THIS 29th DAY OF June, 1976.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

By *R. H. Johnson*
Chairman or Vice Chairman



WENDEL KENT AND COMPANY
I N C O R P O R A T E D

P. O. BOX 2719

SARASOTA, FLORIDA 33578

TELEPHONE 355-8575

*SWAN
ACTION*

YARD AND OFFICE:
3801 N. ORANGE AVENUE

e/117
RECEIVED

April 12, 1978

APR 13 1978

Planning & Development Dept.

Manatee County Building Department
212-6th Ave. East
Bradenton, Fla.

Gentlemen:

Please be referred to our approved mining special exception number SE-920 and attach the enclosed Compliance Bond in the amount of \$30,000 to cover phases 2,3,4, and 6 per Manatee County Earthmoving Regulations.

Sincerely,

WENDEL KENT AND COMPANY INCORPORATED



Terry Powell
Manager Pit Operations

TP:ds

cc: File

Date: _____

BOND FOR INSURING COMPLIANCE OF
EARTHMOVING REGULATIONS

Earth to be removed from:

The East 4065 Feet of the South 2315 St. of Section 16,
Township 35 South, Range 19 East, Manatee County, Florida

KNOW ALL MEN BY THESE PRESENTS That we, Wendel Kent and Company Inc., & Schroeder-Manatee, Inc., (hereinafter to be called the principal) and Wendel Kent and Company Incorporated, (hereinafter to be called the surety) are held and firmly bound unto the Board of County Commissioners of Manatee County, Florida in the penal sum of \$30,000.00, lawful money of the United States of America, the true payment whereof well and truly to be made, we do bind ourselves, our respective heirs, executors, administrators, successors and assigns; jointly and severally, firmly by this bond for Phases 2, 3, 4, and 6.

The condition of this bond is that if the above bonded principal shall comply in every respect with the permit issued by the Manatee County Building Department authorizing removal of earth more specifically herein above described and that said principal shall comply with all of the regulations of Manatee County pertaining to earthmoving regulations and stipulations of the permit, then this obligation shall become null and void, otherwise to remain in full force and effect.

Signed, Sealed and Delivered
in the presence of:

[Signature]
As to Principal

[Signature]
Elizabeth P. White
As to Surety

SCHROEDER MANATEE, INC.

By: [Signature]
WENDEL KENT AND COMPANY INCORPORATED

By: [Signature]
Wendel F. Kent, President

WENDEL KENT AND COMPANY INCORPORATED
[Signature]
Agent in Face

3/29/78
Date

Date