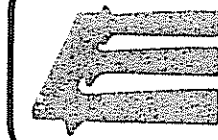


#54



**Manatee County
CLERK OF THE CIRCUIT COURT
Richard B. "Chips" Shore**

ROOM 234 - MANATEE COUNTY COURTHOUSE - BRADENTON, FLORIDA 33505 - TELEPHONE (813)

CLERK CIRCUIT AND COUNTY COURT - CLERK BOARD OF COUNTY COMMISSIONERS - COUNTY COMPTROLLER, AUDITOR AND RECORDER

August 15, 1978

Tampa Bay Regional Planning Council
3151 3rd Avenue, N., Suite 540
St. Petersburg, Florida 33713

Re: Florida Power and Light, D.R.I. #9
Keentown-Whidden 240KV Transmission Line

Gentlemen:

Enclosed is a certified copy of a Resolution and Development Order adopted by the Board of County Commissioners, Manatee County, Florida, on August 15, 1978, approving the application of Florida Power and Light Company for a development order for a development of regional impact (D.R.I. #9) for the construction of a 240KV transmission line between Keentown Substation in Manatee County and Whidden Substation in DeSoto County.

Sincerely yours,

R. B. Shore
Clerk of the Circuit Court

Enclosure

RBS:bjd

CLERK OF THE CIRCUIT COURT

RESOLUTION AND DEVELOPMENT ORDER OF THE
BOARD OF COUNTY COMMISSIONERS OF MANATEE
COUNTY, FLORIDA, REGARDING AN APPLICATION
FOR DEVELOPMENT APPROVAL OF A DEVELOPMENT
OF REGIONAL IMPACT BY FLORIDA POWER & LIGHT
COMPANY, D.R.I. #9.

WHEREAS, Florida Power & Light Company hereinafter referred to as "FP&L", has applied for a development order for a development of regional impact (D.R.I. #9) to wit: the construction of a 240KV transmission line between Keentown Substation in Manatee County and Whidden Substation in DeSoto County to be located upon a right-of-way within Manatee, Hardee, and DeSoto Counties, and

WHEREAS, upon publication and furnishing of due notice, a public hearing in these proceedings was held June 13, 1978, before the Board of County Commissioners of Manatee County, Florida; and

WHEREAS, said Board of County Commissioners has considered the testimony, reports and other documentary evidence submitted at said public hearing by FP&L, the Tampa Bay Regional Planning Council, and the Manatee County staff agencies; and

WHEREAS, all those who attended the public hearing were afforded the opportunity to present evidence and argument on all issues, conduct cross-examination and submit rebuttal evidence and make proposed findings of fact to the Board, and any member of the general public requesting to do so was given an opportunity to present oral or written communications before the Board; and

WHEREAS, the said Board of County Commissioners having considered testimony, evidence and reviewed all documents submitted and the Board being otherwise fully advised in these premises.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that:

1. This resolution shall constitute a development order of the Board of County Commissioners of Manatee County, Florida, issued in response to the said application for development approval as submitted by FP&L.
2. That definitions and matters contained in Chapter 380, Florida Statutes, shall control the construction of any defined terms and matters appearing in this development order.
3. This development order shall be deemed rendered as of the date of this resolution for purposes of computing any appeal period provided in Chapter 380, Florida Statutes.
4. The proposed development is not located in an area of critical state concern.
5. The State of Florida has not adopted a land development plan applicable to the area in which the proposed development is located.
6. The proposed development is consistent with all local and state land development laws and regulations.
7. That these proceedings have been duly conducted pursuant to the provisions of Chapter 380, Florida Statutes, and that FP&L has sustained and proved all the material allegations and assertions made in the above-mentioned application.
8. The said application of FP&L for a development of regional impact, subject to the conditions, restrictions and limitations hereinafter set forth, is hereby approved.
9. The application for development approval of development of regional impact (County Exhibit No. 1) and additional material submitted to Tampa Bay Regional Planning Council and the Central Florida Regional Planning Council (County Exhibit

No. 2) filed in these proceedings by FP&L and as hereinabove approved are subject to the following conditions, restrictions and limitations:

A. FP&L shall utilize best construction and management practices and techniques including selective clearing, revegetation and erosion control in the construction and operation of said transmission line as provided for in County Exhibit No. 1 and County Exhibit No. 2.

B. Development of any portion of the transmission line right-of-way requiring state or local permit shall not commence on that portion prior to obtaining all required permits.

C. No development shall commence until the entire proposed transmission line right-of-way is subjected to a systematic, professional archaeological and historical survey. The survey efforts must be approved by the State Division of Archives, History and Records Management and the affected counties. If preservation of any significant sites found is not feasible, the applicant is required to sponsor professional archaeological salvage excavation at significant and endangered sites.

D. FP&L shall submit to the Manatee County Planning and Development Department written notification of the legal description of the location of the transmission line being filed in the Public Records of Manatee County. FP&L shall also submit to said Department an appropriate map delineating the location of said right-of-way. FP&L shall also advise said Department of applications made to federal and/or state agencies in conjunction with this development.

10. The scope of construction and operations to be permitted pursuant to this order are those specified in the application for department approval, together with all documents

submitted in support of those applications, all of which are herewith incorporated by reference in this order.

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Clerk of the Circuit Court is hereby authorized and directed to cause a certified copy hereof to be served upon the Florida Division of State Planning, Department of Administration, Apalachee Pkwy., IBM Bldg., Tallahassee, Fla. 32304; the Tampa Bay Regional Planning Council, 3151 3rd Ave., N., Suite 540, St. Petersburg, Fla. 33713; and Florida Power & Light Company, P. O. Box 013100, Miami, Fla. 33101,

ADOPTED in regular session with a quorum present and voting, this the 15th day of August, 1978.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By: *Chris E. Driggers*
Chairman

ATTEST: R. B. SHORE

Clerk of the Circuit Court

R. B. Shore

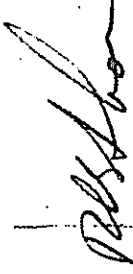
STATE OF FLORIDA

COUNTY OF MANATEE

I, R. B. Shore, Clerk of Circuit Court, in and for the County of Manatee, State of Florida, do hereby certify that the foregoing is a true copy of a RESOLUTION adopted by the Board of County Commissioners of said County in session on the 15th day of August 1978

SUBJECT: Resolution and Development Order of the Board of County Commissioners of Manatee County, Florida, Regarding an Application for Development Approval of a Development of Regional Impact by Florida Power and Light Company, D.R.I. #9.

WITNESS My Hand and Official Seal this 15th day of August 1978 in Bradenton, Florida.



R. B. Shore, Clerk of Circuit Court
Manatee County, Florida