

Bill No. HB 1363, 1st Eng.

Amendment No. ____ Barcode 371862

CHAMBER ACTION

Senate

House

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Senator Alexander moved the following **amendment to amendment**
(841238):

Senate Amendment

On page 18, between lines 30 and 31,

insert:

(e) To minimize the impacts of phosphate mining on the waters and uplands in the most sensitive areas around the headwaters of Charlotte Harbor and to reduce the risks that Charlotte Harbor and its tributaries are affected by spills from phosphate mining clay settling ponds, there shall be a buffer wherein no mining activity shall take place within the 100 year floodplain of the Peace River, Horse Creek, the Myakka River and each of their tributaries, south of the northernmost boundary of Township 35 South, Ranges 22, 23, 24, 25, 26 East of Latitude North 27 Degrees 28 minutes. In no instance, however, shall the buffer be less than a distance of 1000 feet from the mean high waterline nor greater than 1750 feet from the mean high waterline of the Peace River, Horse Creek, Myakka River and each of their tributaries. Where this

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1 section prohibits the exploitation of otherwise commercially
2 viable phosphate deposits, and phosphate mining rights in the
3 prohibited area are owned by an entity seeking approval for
4 phosphate mining in an area contiguous with the prohibited
5 area, the department may consider the prohibited area as
6 preserved land when reviewing mine reclamation plans under
7 chapter 378 and when it is otherwise appropriate under
8 applicable statutes and rules.

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