

- Much of river is non-navigable. Access to public is limited.
 - Recreational use of river in Manatee County is limited.
 - Should not apply this over-arching designation when water quality and other issues are best addressed in other ways.
 - Serious concerns if Sarasota ordinances are model for Manatee County.
 - Protection zone is part of legislation, and this should not be presented differently to people.
 - Different government practices should be sought.
 - Ultimate ordinances are yet unknown.
 - How will this alter land use for property owners?
 - Will limit use of own land?
6. Hugh Taylor
- Has a cattle and citrus operation with a mile and a half of riverfront.
 - Leave this in the hands of the County.
 - Would prefer working with local County government than with State.
 - Not comfortable with state government.
7. Anthony (Tony) Carlton, rancher.
- Owns 1150 acres along the River above Crawley Nature Center (100 yrs. in family). Three miles along the river.
 - If you take the river from the ranchers then the land is useless.
 - Has Army Corps of Engineers determination that River is not navigable above Route 780.
 - The State has taken subsurface water already several times.
 - What guarantee that property rights will not be eroded further?
 - Who will keep river clean if public access?
 - River is nice now because of private ownership, and government cannot take better care of it.
 - Why do people think the government can do a better job of managing than owners?
 - Where is the money coming from?
8. James L. Murphy.
- Primary concern is corridor, and more fencing along river.
 - Property rights concern.
 - Phosphate mining effects are also a big concern.
9. Barbara Carlton, board member of Peace River Valley Citrus Growers Association
- Strategies in local ordinances must be laid out before the designation issue is decided.
 - Buffer zone is an encroachment on basic property rights, and will require compensation under property rights law.
 - Concern with ability to get water supply needed from the River in the future and a concern that water supply developers target agricultural water
10. Mary Sheppard, native of Manatee County
- Support designation for Manatee County.

- Council should include local representation- plan should be written by people here.
 - County should have access to water for cattle and agriculture.
 - Protect groundwater.
 - Alluded to 17 months of agricultural groundwater pumping.
 - Protect forested wetlands that improve water quality.
 - River may be needed in future for water supply.
11. Glen Compton, Manasota-88.
- Organization represented on the Myakka River Management Coordinating Council since 1985.
 - Mistake not to include Manatee County headwaters originally.
 - Designation will accomplish better coordination on river issues.
 - Protecting the headwaters is good for the entire river.
 - Include stakeholders in process.
 - Also in favor of including Charlotte County in designation.
 - Protect the entire river by working together (government/community).
 - [Written comments submitted.]
12. Pamela Green, Myakka City Action Committee.
- Property owner along River.
 - How will phosphate mining be affected?
 - How will Crane Park access be affected?
13. Dennis Wilkison, Myakka Conservancy Board of Directors and long-time resident.
- Conservancy owns 1 mile of riverfront and is interested in both the basin and the agricultural heritage.
 - Help preserve river, ecology and natural communities.
 - Entered 3 items into record:
 1. President Whelan's editorial in the Herald-Tribune, emphasized importance of input from stakeholders throughout process;
 2. Frequently asked questions about potential designation expansion;
 3. an editorial in the Herald-Tribune on Oct. 11.
14. Roy Cohn, on behalf of landowner John Faulkner.
- You are asking for comments without knowing what affects of designation might be---left trying to figure out what you are trying to do.
 - Don't know whether to be for or against, but see no reason to extend designation north based on what is seen.
 - Do not want just another level of bureaucracy to deal with.
 - Concerned about how much area included in designation.
 - Why was River not designated as a National River?
 - What is basin/protection zone?
 - Will send written comments.
15. T.K. Satya, property owner near Myakka City.
- Interested in effect of designation on phosphate mining. Will it be more restrictive?
16. Shadd A. Graber, property owner along River, has canoed the river.

- River is wild, but cannot be called a scenic river if nobody will see it because it is on private property. Too wild to be scenic
 - Difficult to navigate river, but no problem with other landowners passing on the river.
 - Taken care of by owners, government not necessary. Don't open it up.
17. Hoyt Braun, property owner.
- All the owners love the land and take care of it.
 - Do not want to see those who would leave garbage, nor crowds of people.
18. Ronald Young.
- What is legal status of buffer?
 - Can structures be maintained in buffer?
 - What is advantage of designation to Manatee County?
19. Deborah Mafera.
- Government cannot take care of land as well as property owners.
 - Concern with more taxes and phosphate mining.
 - Owners should not be told what they can and cannot do with their land.
 - Best to leave river alone, and not take anything else from us.
 - Not in the best interest of the community.
20. Chuck Downs, rancher, Myakka River Management Coordinating Council member.
- Advise landowners to have Council membership.
 - Experienced similar circumstances 20 years ago when river designated in Sarasota County.
 - Must preserve the headwaters and quality of the river.
 - With Council membership, you see what's going on and can affect the process, by slowing it or changing it.
 - Think about the future and work together.
21. Ruth T. Young.
- Issue with notification procedure. Not notified until yesterday about meeting.
 - No questions have yet been answered about what will happen to property.
22. Peggy Morgan, Department of Environmental Protection biologist and Myakka River Management Coordinating Council member.
- Many statements that people are concerned that someone will take their land. No one is going to take your land.
23. Bruce MacLeod, Manatee County Utility Operations (repeat speaker).
- Encouraged landowners to address their concerns to the Manatee Board of County Commissioners.
24. Marie H. Jones, property owner.
- People are afraid of losing ownership, but as long as they stay involved, they can control the process.
 - Want to be sure people use the River appropriately.
 - What happens when ranchers sell and land is developed?
25. Amanda Taylor (repeat speaker).

- Cannot see how law would be changed to avoid the 220-ft buffer from being extended into Manatee County. Concerned that it would be applied in Manatee County also.

26. Tina Snyder.

- How can landowners get on the Council?
- Want to be on a mailing list.

c) Written comments submitted at hearing

①

SPEAKER CARD

Myakka River Wild and Scenic River Designation Hearing Public Hearing Record

(Please Print legibly)

NAME: Bruce MacLeod

ADDRESS: 909 Woodview Way

TELEPHONE: 941 746-3020 EMAIL (optional) _____

Representing: Self _____ or Organization: Manatee County Utility Operations

The Manatee County BOCC is very concerned with extending the W+S designation into Manatee County. The Board fully appreciates the unique value of the Myakka River. The Board however is very concerned with the impact

of the designation on Water Supply development. Additionally, the Board is concerned with the effects on Private Property owners along the river.

The Board may consider a formal letter during the comment period concerning this issue.

SPEAKER CARD

#24

Myakka River Wild and Scenic River Designation Hearing Public Hearing Record

(Please Print legibly)

NAME: MARIE H JONES

ADDRESS: 39451 TAYLOR Rd Myakka City Fl 34251

TELEPHONE: 941-322-4083 EMAIL(optional) horse lady007@netnet.net

Representing: Self ☒ or Organization: I prefer to preserve & protect as much land as is possible. Of course, property rights must be protected. I have land that I am offering to both sell below market value + for held in conservation trust or "lifetrust." (My land is adjacent to Flat Ford Swamp @ Taylor Rd & includes both sides of the River. I'm at the TAYLOR Rd Bridges. My fear is what happens when Ranchers sell out + land is developed.

SPEAKER CARD

#27

Myakka River Wild and Scenic River Designation Hearing

Public Hearing Record

(Please Print legibly)

NAME: Karen Brainerd

ADDRESS: 5602 Duval St Bradenton

TELEPHONE: 807-8066 EMAIL(optional) _____

Representing: Self ☒ or Organization: _____

I support the Wild & Scenic designation for the future protection of the river - primarily for water quality concerns. Addressing concerns regarding negative impact of high volume water pumping & its resultant pollution runoff as well as the negative impact of extensive phosphate mining is important.

SPEAKER CARD

Myakka River Wild and Scenic River Designation Hearing Public Hearing Record

(Please Print legibly)

NAME: D. Gwynne Owen / Jeff Scarborough

ADDRESS: 12250 } Roxboro Rd.
12230

TELEPHONE: 941 350 5992 EMAIL (optional) _____

Representing: Self ☒ or Organization: Wilderness Ranch

WE DO NOT TRUST GOVERNMENT
AT ANY LEVEL TO DO THE RIGHT THING
REGARDING OUR PROPERTY RIGHTS.



Florida Farm Bureau Federation is the largest agricultural association in the state representing 144,000 farming families. As president of the Florida Farm Bureau I would like to take this opportunity to thank you for allowing our position to be heard.

Designating the Myakka River in Manatee and Charlotte counties as Wild and Scenic will have a negative impact on agriculture, particularly in Manatee County where agriculture continues to thrive along the river. We strongly believe in and uphold private property rights upon which this country was founded. Agricultural landowners will be affected through regulations pertaining to earthmoving, tree protections, zoning, setbacks and land development. A farmer's ability to use their land for the production of agriculture is vital to the ability of that farmer to produce a crop or raise cattle and continue to be profitable. The value of the land that a farmer owns enables that farmer to borrow money to stay in business. If development rights are stripped from a landowner, their property values deflate as well as their ability to obtain business loans.

Florida Farm Bureau supports maintaining the natural Florida landscapes that make our state a beautiful place to live. We are adamant in our beliefs that agricultural lands are an important part of Florida's unique landscape. When policy-makers want to preserve additional lands, a dedicated public funding source should be utilized to purchase the land. It should not be preserved by regulation. We support conservation plans and less-than-fee type land acquisitions as tools to help manage our natural resources. Through this the state, the community and the landowner win.

Thank you for your time.

A handwritten signature in dark ink, which appears to read "John L. Hoblick".

John L. Hoblick
President
Florida Farm Bureau Federation

Hetrick, Stacia

From: AandLCarlton@aol.com
Sent: Sunday, October 21, 2007 3:54 PM
To: Hetrick, Stacia
Subject: Myakka River Wild and Scenic designation
Attachments: River.doc

Copy of my remarks/thoughts - October 16th meeting in Myakka City.

See what's new at AOL.com and [Make AOL Your Homepage](#).

Carltons' Triangle Ranch
30303 Clay Gully Road
Myakka City, FL 34251

October 21, 2007

To: Interested Parties

From: Anthony G. Carlton, Co-Owner, Carltons' Triangle Ranch

Subject: Myakka River, "wild and scenic designation"

This is intended to put into writing comments which I presented at the Florida Department of Environmental Protection (DEP), Division of Recreation and Parks hearing held in Manatee County on Tuesday, October 16, 2007.

I represent the Carltons' Triangle Ranch, a family holding of about 1150 acres, bisected by approximately 3 miles of the Myakka River. Our ranch is located immediately north of the river bridge on highway 780, in Manatee County and adjacent to the border of Sarasota County. This ranch property has been in my family for over 100 years. It was purchased from previous owners, river included, and taxes have been paid on every acre of it every year since. My family have diligently followed the best known conservation practices in conjunction with raising beef cattle; we have utilized all available help and advice from various pertinent governmental agencies in caring for the land, water, and wildlife resources. Much of the property we hold is classed as wetland by The Southwest Water Management District; some of it extends into what is known as the Tatum Sawgrass area.

We have written documentation from The Department of the Army, Tampa Area, Corps of Engineers, dated 8 April 1980, which states that the Myakka River in our property is not Navigable Water of the United States as defined in the Federal Register of 19 July 1977.

The state of Florida, some years ago, took ownership of all underground water from the landowners without any form of payment being made. Through this ill advised continuation of efforts started as early as 1978, which resulted in a finding by the federal government that the upper river was not suitable for "wild and scenic designation", the state of Florida is now attempting to take the ownership of our above ground water and the land adjacent to it by means of declaring it a "wild and scenic" river.

If a 220 foot right of way is taken for public access and state use on both sides of the river and any wetlands included therewith(as was done in Sarasota County) our ranch would be totally "gutted", and our property would be opened up completely to poachers, trespassers, rustlers, and others intent on taking unlawful actions. We already have more of this kind of activity going on from the adjacent roadsides than law enforcement officers can handle. In addition to these illegal activities of the public, there would also be the dumping of refuse and garbage, and an accumulation of sewage inherent with the opening of the property to the public.

In the meeting I asked the following questions, which were intended to cause some thought and consideration for the problems which I foresee arising if the upper reaches of the Myakka are included in the "wild and scenic" designation:

1. Who in the study group have seen the upper reaches of the Myakka River? Did any of the well-meaning congressmen or senators who fostered the act to make this declaration talk to any landowners on the river, or did any of them even look at the river themselves? Do any of them have the slightest idea of what they are trying to do or of what will result from their actions?

2. What guarantee do we have that our property rights will not be further eroded if the river is so designated?
3. When the public is granted access to our property, who will control their activities and clean up after them?
4. Why do you think the river and its surroundings are so beautiful now? Answer: because the landowners have protected and preserved the land and the river.
5. How wide will the designated corridor be EVENTUALLY?
6. Why do you think the government can do a better job of protecting the river than the property owners are now doing?
7. Where does the money come from to fund this "taking" by the government, and for future caretaking of the property that will be taken?

It is very obvious that the bill that was introduced to designate the Myakka River a "wild and scenic" river was not given sufficient thought and consideration (if any). Further, when it was introduced, "the cart was put before the horse". How could anyone expect support for a bill that in no way set forth the rules and regulations that the landowners would be facing if it was passed.

I beg you to reconsider your no doubt well meaning efforts, and let us return to our business of minding our own business and taking care of the land and water as was intended by the writers of the Constitution of the United States of America.

In no way do I not want the river protected. There are activities that are currently doing grave harm to the river. which need to be addressed immediately. I grew up on the river and am now in my mid 70s. I know what is resulting from uncontrolled run-off from lands along the upper reaches of the river. The river channel is being filled with sand and where 50 or 60 years ago it was several feet deep it is now a few inches deep. The upper lake is being turned into a marsh from the sediment that has accumulated from the damn that was installed without flood gates many years ago. Why does not someone in a position of responsibility take some interest in these problems and a solution to them instead of trying to garner votes by taking away property rights of the rightful landowners?

I beg you to stop this attempt to take our property rights, and put emphasis where it is needed.

Sincerely,

Anthony G. Carlton



MANASOTA-88

A Project for Environmental Quality 1968-2088

Stacia Hetrick, Environmental Specialist II October 14, 2007
Myakka Wild and Scenic River Management Program
1843 South Tamiami Trail
Osprey, FL 34229

Re: Myakka River Wild and Scenic River Designation

Dear Ms. Hetrick:

Directors

Glenn Compton

Mary Compton

Rebecca Eger

Mary Jelks, M.D.

Greg Nowaski

Joan Perry

Hilda Quy

Doris Schember

Janet Smith

Marilyn Stasica

ManaSota-88, Inc. supports designating the entire length of the Myakka River as Wild and Scenic, including all portions of the Myakka River located in Manatee, Sarasota and Charlotte counties.

ManaSota-88, Inc. (hereinafter, "ManaSota-88") is a public interest conservation and environmental protection organization, which is a Florida not-for-profit corporation and a citizen of the State of Florida. The corporate purposes of ManaSota-88 include the protection and preservation of water quality and wildlife habitat in Manatee and Sarasota Counties and, therefore, supporting the Myakka River Wild and Scenic Designation is the type of action appropriate of ManaSota-88 to request on behalf of its members

Residents and visitors across Florida know the Myakka River is one of the most scenic and pristine areas in southwest Florida. The importance of protecting the integrity of the Myakka River cannot be overstated. Sarasota, Charlotte and Manatee Counties have a substantial interest in protecting this natural treasure.

In 1985, the Legislature of Florida adopted the Myakka River Wild and Scenic Designation and Preservation Act, which designated a 34-mile segment of the Myakka River within Sarasota County as a "Florida wild and scenic" river. The water bodies of the Myakka River were granted the designation of Outstanding Florida Waters (OFW) in 1988. Both of these designations are intended to provide additional protection to special waters recognized for their ecological significance, by providing the highest degree of protection under the State of Florida permitting policies.

Including the Manatee County portion to the state-designated Myakka Wild and Scenic River is important because most of the watershed of the Myakka is located in Manatee County. Including the Charlotte County portion of the Myakka River will help to protect the water quality of the Myakka as it flows into Charlotte Harbor.



Information

P.O. Box 1728

Nokomis, FL 34274

(941) 966-6256

FAX (941) 966-0659

www.manasota88.org

The quality of water in the Myakka River is closely connected to the quality of the water coming from headwater streams located in Manatee County. If there is poor water quality at the headwaters, it is likely that there will be poor water quality within the Myakka River. The upper watershed, particularly Flatford Swamp and Tatum Sawgrass contribute to the overall water quality, flood moderation, and viability of fish and wildlife resources throughout the Myakka River and Charlotte Harbor estuary.

Sincerely,

A handwritten signature in black ink that reads "Glenn Conroy". The signature is written in a cursive, flowing style with a large initial "G".

Chairman, ManaSota-88

MANATEE
Herald-Tribune

DIANE H. MCFARLIN, Publisher

MICHAEL N. CONNELLY, Executive Editor

THOMAS LEE TRYON, Editorial Page Editor

EDITORIALS

Protect all of the Myakka

Public hearings will help gauge support for additional safeguards

Next week, the Myakka River's many fans should take advantage of several important opportunities to speak in favor of giving it additional protection.

Earlier this year, state Sen. Mike Bennett, R-Bradenton, and state Rep. Keith Fitzgerald, D-Sarasota, introduced a bill that would have added portions of the Myakka in Manatee and Charlotte counties to a management plan already in place for the river.

In 1985, the Legislature designated Sarasota County's 34-mile stretch of Myakka "wild and scenic," a step that created protection zones and generally raised the bar for the types of construction and other activities allowed near the river.

The remaining 32 miles of the Myakka — including the headwaters in Manatee County and the mouth at Charlotte Harbor in Charlotte County — were left out of the special designation, largely because of opposition from the agriculture, phosphate and development industries.

As more and more of scenic Old Florida has disappeared, however, regional support has grown for extending the designation to all 66 miles of the river.

Despite that support, the Bennett-Fitzgerald measure faltered in a Senate committee this spring and was eventually forwarded to a multi-agency panel for further study.

At 7 p.m. next Tuesday, the Florida Department of Environmental Protection will host the first of three public hearings on the proposed expansion. The session will be held at the Myakka Family Worship Center, 33420 Singletary Road in Myakka City.

Other hearings are scheduled for 7 p.m. next Wednesday at Twin Lakes Park, 6700 Clark Road in Sarasota, and for 7 p.m. next Thursday at the Edison College auditorium, 26300 Airport Road in Punta Gorda.

The hearings will give landowners an opportunity to learn more about the designation and address any concerns they have.

The sessions also will give Myakka supporters a chance to help ensure that a regional environmental treasure is adequately safeguarded for future generations.

The full length of the river should have been protected 22 years ago. As Jono Miller, a leader in development of protective measures for the Sarasota portion of the river, pointed out this spring, "Unless we look at the top end and the bottom end of the system, we really can't manage things."

Fortunately, it isn't too late to correct the omissions of the past. But public support, which has been vital in putting the issue back on the agenda in Tallahassee, is essential as the measure winds its way back toward the Legislature.