September 13, 2019

Re: Manasota Key Beach Restoration Project – Erosion Control Line

Dear Parcel Owner,

Charlotte County is preparing to construct the Manasota Key Beach Restoration Project along Manasota Key beginning as soon as December 2019 pending issuance of the final permits and establishment of an Erosion Control Line (ECL). The Project is a regional project with Sarasota County through an Interlocal Agreement. Attached to this letter is an official notification to you regarding an October 8, 2019 Public Workshop and Public Hearing to present and take public comment on the proposed ECL per the attached agenda.

State law (Chapter 161.141, Florida Statutes) requires the establishment of an Erosion Control Line (ECL) prior to construction of a beach erosion control project (e.g., beach restoration) that will place sand on submerged state lands (that is, seaward of the Mean High Water Line [MHWL]) – such as in the upcoming Manasota Key Project. The ECL is recognized in Florida as the fixed boundary between upland property and submerged state owned lands. The area landward of the ECL remains the property of the upland owner, irrespective of future beach erosion or accretion. Sand that is placed or accretes seaward of the ECL (where state owned submerged land existed before the project) is considered state owned lands. The MHWL survey for this project was conducted on May 24, 2019; the proposed ECL mirrors the location of the MHWL depicted on the survey. The proposed ECL is legally described in the attached Notice of Public Hearing. Also attached is the meeting agenda and a “Location Map” illustrating the approximate location of the proposed ECL.

You are invited to attend the Public Workshop and Public Hearing which will begin at 5:00 PM and end at 6:15 PM on October 8, 2019 at the Murdock Administration Center, Commission Chambers Room #119, 18500 Murdock Circle, Port Charlotte, FL 33948 regarding the adoption of the ECL. The workshop will be followed by the Public Hearing. The Florida Department of Environmental Protection (DEP), County, and Coastal Engineering Consultants, Inc. (CEC) will be present to explain the ECL, address your questions, and take public comments. This letter and Notice are being sent to the riparian property owners within 1,000 feet of the proposed ECL. If you have any questions, contact:

Division of Water Resource Management
Beaches, Inlets and Ports Program
Department of Environmental Protection
c/o William “Guy” Weeks
2600 Blair Stone Road, M. S. 3544
Tallahassee, FL 32399-2400
Office: (850) 245-7696
william.weeks@dep.state.fl.us

Matthew Logan, Charlotte County Project Manager
Phone 941.575.3610

Thank you for your interest in maintaining Charlotte County beaches. We look forward to your participation at the Workshop and Hearing!

Sincerely,

Joanne Vernon, P.E.

Attachments: Notice of Public Hearing, Public Workshop & Hearing Agendas, Location Map
MANASOTA KEY BEACH RESTORATION PROJECT
EROSION CONTROL LINE
PUBLIC WORKSHOP & PUBLIC HEARING
TUESDAY, October 08, 2019
5:00 pm to 6:15 pm
MURDOCK ADMINISTRATION CENTER
Charlotte County, Florida

PUBLIC WORKSHOP - AGENDA
Welcome Charlotte County (Project Sponsor)
Purpose of Workshop DEP and County
Presentation of Proposed Project and ECL County and CEC
Questions and Answers Moderated by DEP and County
Adjourn

PUBLIC HEARING – AGENDA (to immediately follow WORKSHOP)
Definition and Statements Hearing Officer (DEP)
Presentation of Proposed ECL County and CEC
Public Comments Moderated by Hearing Officer (DEP)
Closing Remarks Hearing Officer (DEP) Adjourn

Note: Public Hearing will be recorded.
MEAN HIGH WATER LOCATION
ELEVATION 0.32 NAVD
LOCATED ON MAY 24, 2019

MEAN HIGH WATER LOCATION
ELEVATION 0.32 NAVD
LOCATED ON MAY 24, 2019

GENERAL NOTES
1. AERIAL PHOTOGRAPHY SHOWN HEREON WAS CAPTURED BY PICKETT AND ASSOCIATES, DATED JUNE, 2019.
NOTICE OF PUBLIC WORKSHOP & HEARING

Notice is hereby given that the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is proposing the establishment of an Erosion Control Line, pursuant to Section 161.161, Florida Statutes. A designee of the Board of Trustees of the Internal Improvement Trust Fund will hold a Public Workshop and a Public Hearing immediately following the Workshop at the Murdock Administration Center, Commission Chambers Room #119, 18500 Murdock Circle, Port Charlotte, FL 33948 on Tuesday, October 8, 2019, held at 5:00 PM and ending at 6:15 PM for the purpose of considering evidence bearing on the location of two (2) proposed Erosion Control Line for the Manasota Key Beach Restoration Project in Charlotte County.

This Workshop is the public's opportunity to ask questions about the proposed Erosion Control Lines. This Hearing is the public's opportunity to comment on, speak in support of, object to, and submit for consideration materials relevant to the methodology used for locating the proposed Erosion Control Lines and relevant to the location of the proposed Erosion Control Lines.

No verbatim record by a certified court reporter is made of these proceedings. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at these proceedings upon which any appeal is to be based (see Section 286.0105, Fla. Stat.).

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity, should contact 941.764.4191 or TTY 941.743.1234, as soon as possible but no later than 48 hours before the scheduled event.

If approved by the Board of Trustees, the Erosion Control Lines will be recorded in the County's Book of Plats and will become the boundary between private uplands and sovereign submerged lands owned by the State.

The proposed Erosion Control Lines lie along MANASOTA KEY fronting the GULF OF MEXICO at the line of mean high water, elevation = +0.32 Foot, North American Vertical Datum 1988 (NAVD88). The mean high water survey was performed by Coastal Engineering Consultants, Inc. on May 24, 2019. The total length of the first mean high water line and proposed Erosion Control Line = 2.35 miles. The total length of the second mean high water line and proposed Erosion Control Line = 0.18 miles.

The first proposed Erosion Control Line lies in Sections 1, 2, 12 and 13; Township 41 South; Range 19 East; in Charlotte County, Florida. The location of the first proposed Erosion Control Line, near FDEP Range Survey Monuments R-1 to R-13, is described as follows:

Legal Description – Line 1

A MEAN HIGH WATER LINE IN SECTIONS 1, 2, 12 AND 13, TOWNSHIP 41 SOUTH, RANGE 19 EAST, CHARLOTTE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT A CONCRETE MONUMENT AND ALUMINUM DISC STAMPED DMK ASSOC LB 3943 WITH A NORTHING OF 949,701.883 FEET AND AN EASTING OF 534,737.9087 FEET MARKING THE INTERSECTION OF THE WESTERLY RIGHT-OF-WAY LINE OF NORTH BEACH ROAD WITH THE CHARLOTTE-SARASOTA COUNTY LINE, WITH A NORTHING OF 959,259.6152 FEET AND AN EASTING OF 528,848.6339 FEET, RUN N89° 39’ 59” W A DISTANCE OF 477.66 FEET TO AN INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE GULF OF MEXICO AND THE POINT OF BEGINNING;

THENCE ALONG SAID MEAN HIGH WATER LINE S25° 56’ 48” E A DISTANCE OF 17.45 FEET;

THENCE S33° 24’ 44” E A DISTANCE OF 52.57 FEET;

THENCE S36° 24’ 54” E A DISTANCE OF 43.96 FEET;

THENCE S23° 44’ 01” W A DISTANCE OF 14.90 FEET;

THENCE S22° 31’ 05” E A DISTANCE OF 50.59 FEET;

THENCE ALONG SAID MEAN HIGH WATER LINE S25° 56’ 48” E A DISTANCE OF 17.45 FEET;
THENCE S31° 31' 41"E A DISTANCE OF 31.19 FEET;
THENCE S18° 23' 54"E A DISTANCE OF 32.27 FEET;
THENCE S20° 18' 58"E A DISTANCE OF 43.81 FEET;
THENCE S30° 21' 02"E A DISTANCE OF 43.56 FEET;
THENCE S26° 55' 47"E A DISTANCE OF 53.59 FEET;
THENCE S25° 27' 17"E A DISTANCE OF 39.17 FEET;
THENCE S28° 35' 31"E A DISTANCE OF 47.57 FEET;
THENCE S21° 52' 17"E A DISTANCE OF 50.45 FEET;
THENCE S19° 28' 59"E A DISTANCE OF 45.22 FEET;
THENCE S32° 33' 29"E A DISTANCE OF 39.83 FEET;
THENCE S41° 05' 14"E A DISTANCE OF 18.05 FEET;
THENCE S25° 41' 09"E A DISTANCE OF 44.62 FEET;
THENCE S35° 16' 02"E A DISTANCE OF 47.86 FEET;
THENCE S06° 10' 33"E A DISTANCE OF 43.22 FEET;
THENCE S21° 32' 33"E A DISTANCE OF 26.75 FEET;
THENCE S30° 05' 08"E A DISTANCE OF 45.09 FEET;
THENCE S38° 58' 33"E A DISTANCE OF 19.11 FEET;
THENCE S31° 32' 43"E A DISTANCE OF 35.22 FEET;
THENCE S37° 53' 26"E A DISTANCE OF 35.74 FEET;
THENCE S29° 08' 13"E A DISTANCE OF 6.76 FEET;
THENCE S23° 46' 55"E A DISTANCE OF 48.78 FEET;
THENCE S32° 11' 01"E A DISTANCE OF 45.45 FEET;
THENCE S25° 32' 41"E A DISTANCE OF 41.94 FEET;
THENCE S29° 45' 19"E A DISTANCE OF 39.83 FEET;
THENCE S29° 54' 59"E A DISTANCE OF 42.17 FEET;
THENCE S21° 37' 07"E A DISTANCE OF 36.58 FEET;
THENCE S12° 15' 51"E A DISTANCE OF 39.76 FEET;
THENCE S18° 39' 57"E A DISTANCE OF 34.85 FEET;
THENCE S20° 51' 38"E A DISTANCE OF 44.34 FEET;
THENCE S23° 43' 46"E A DISTANCE OF 50.87 FEET;
THENCE S29° 08' 48"E A DISTANCE OF 52.42 FEET;
THENCE S24° 30' 21"E A DISTANCE OF 47.49 FEET;
THENCE S25° 39' 14"E A DISTANCE OF 94.89 FEET;
THENCE S24° 53' 03"E A DISTANCE OF 99.10 FEET;
THENCE S24° 12' 03"E A DISTANCE OF 92.56 FEET;
THENCE S25° 32' 15"E A DISTANCE OF 45.01 FEET;
THENCE S39° 03' 33"E A DISTANCE OF 28.47 FEET;
THENCE S20° 37' 36"E A DISTANCE OF 33.66 FEET;
THENCE S26° 33' 40"E A DISTANCE OF 80.24 FEET;
THENCE S26° 14' 30"E A DISTANCE OF 41.84 FEET;
THENCE S20° 00' 50"E A DISTANCE OF 32.24 FEET;
THENCE S26° 21' 50"E A DISTANCE OF 70.57 FEET;
THENCE S29° 43' 46"E A DISTANCE OF 100.57 FEET;
THENCE S22° 14' 08"E A DISTANCE OF 49.38 FEET;
THENCE S27° 10' 48"E A DISTANCE OF 40.54 FEET;
THENCE S22° 03' 11"E A DISTANCE OF 43.65 FEET;
THENCE S29° 45' 11"E A DISTANCE OF 45.19 FEET;
THENCE S27° 53' 49"E A DISTANCE OF 39.23 FEET;
THENCE S59° 56' 46"E A DISTANCE OF 20.94 FEET;
THENCE S29° 04' 13"E A DISTANCE OF 101.81 FEET;
THENCE S28° 50' 03"E A DISTANCE OF 87.11 FEET;
THENCE S30° 37' 35"E A DISTANCE OF 48.02 FEET;
THENCE S33° 26' 54"E A DISTANCE OF 46.09 FEET;
THENCE S29° 30' 00"E A DISTANCE OF 92.90 FEET;
THENCE S24° 55' 58"E A DISTANCE OF 47.84 FEET;
THENCE S31° 57' 04"E A DISTANCE OF 92.04 FEET;
THENCE S30° 14' 41"E A DISTANCE OF 37.29 FEET;
THENCE S28° 21' 42"E A DISTANCE OF 79.90 FEET;
THENCE S22° 30' 16"E A DISTANCE OF 62.31 FEET;
THENCE S28° 28' 47"E A DISTANCE OF 33.86 FEET;
THENCE S15° 36' 11"E A DISTANCE OF 55.79 FEET;
THENCE S31° 50' 13"E A DISTANCE OF 28.14 FEET;
THENCE S30° 07' 44"E A DISTANCE OF 40.41 FEET;
THENCE S27° 17' 23"E A DISTANCE OF 98.61 FEET;
THENCE S27° 31' 43"E A DISTANCE OF 40.98 FEET;
THENCE S31° 14' 10"E A DISTANCE OF 47.84 FEET;
THENCE S18° 32' 11"E A DISTANCE OF 41.80 FEET;
THENCE N48° 34' 18"E A DISTANCE OF 9.56 FEET;
THENCE S28° 19' 00"E A DISTANCE OF 120.40 FEET;
THENCE S29° 08' 36"E A DISTANCE OF 81.98 FEET;
THENCE S25° 25' 13"E A DISTANCE OF 52.51 FEET;
THENCE S29° 56' 31"E A DISTANCE OF 34.28 FEET;
THENCE S24° 53' 33"E A DISTANCE OF 61.37 FEET;
THENCE S26° 26' 28"E A DISTANCE OF 51.86 FEET;
THENCE S43° 52' 11"E A DISTANCE OF 19.25 FEET;
THENCE S26° 02' 05"E A DISTANCE OF 23.87 FEET;
THENCE S30° 30' 17"E A DISTANCE OF 31.87 FEET;
THENCE S36° 14' 09"E A DISTANCE OF 23.45 FEET;
THENCE S44° 50' 01"E A DISTANCE OF 16.31 FEET;
THENCE S82° 17' 19"E A DISTANCE OF 19.51 FEET;
THENCE S84° 26' 32"E A DISTANCE OF 13.85 FEET;

THENCE S38° 05' 08"E A DISTANCE OF 31.09 FEET;
THENCE S39° 29' 00"E A DISTANCE OF 40.31 FEET;
THENCE S26° 13' 15"E A DISTANCE OF 35.81 FEET;
THENCE S41° 46' 52"W A DISTANCE OF 5.19 FEET;
THENCE S4° 12' 46"E A DISTANCE OF 11.82 FEET;
THENCE S19° 03' 17"E A DISTANCE OF 7.08 FEET;
THENCE S25° 13' 16"E A DISTANCE OF 19.20 FEET;
THENCE S24° 24' 17"E A DISTANCE OF 12.80 FEET;
THENCE S51° 10' 03"E A DISTANCE OF 13.98 FEET;
THENCE S32° 13' 13"E A DISTANCE OF 73.87 FEET;
THENCE S28° 01' 09"E A DISTANCE OF 98.52 FEET;
THENCE S28° 18' 31"E A DISTANCE OF 105.29 FEET;
THENCE S28° 25' 05"E A DISTANCE OF 100.36 FEET;
THENCE S29° 14' 52"E A DISTANCE OF 103.01 FEET;
THENCE S23° 28' 41"E A DISTANCE OF 44.85 FEET;
THENCE S26° 45' 47"E A DISTANCE OF 48.03 FEET;
THENCE S28° 47' 39"E A DISTANCE OF 104.96 FEET;
THENCE S26° 42' 20"E A DISTANCE OF 107.44 FEET;
THENCE S26° 05' 10"E A DISTANCE OF 110.37 FEET;
THENCE S25° 11' 21"E A DISTANCE OF 108.17 FEET;
THENCE S26° 40' 21"E A DISTANCE OF 54.57 FEET;
THENCE S23° 16' 23"E A DISTANCE OF 107.97 FEET;
THENCE S26° 30' 09"E A DISTANCE OF 54.49 FEET;
THENCE S24° 36' 40"E A DISTANCE OF 113.11 FEET;
THENCE S23° 45' 57"E A DISTANCE OF 57.12 FEET;
THENCE S26° 24' 27"E A DISTANCE OF 56.09 FEET;
THENCE S24° 06' 45"E A DISTANCE OF 112.99 FEET;
THENCE S24° 40' 19"E A DISTANCE OF 113.38 FEET;
THENCE S24° 18' 36"E A DISTANCE OF 101.92 FEET;
THENCE S25° 00' 06"E A DISTANCE OF 110.16 FEET;
THENCE S26° 26' 25"E A DISTANCE OF 110.31 FEET;
THENCE S24° 01' 06"E A DISTANCE OF 55.91 FEET;
THENCE S26° 16' 54"E A DISTANCE OF 108.73 FEET;
THENCE S26° 33' 49"E A DISTANCE OF 55.16 FEET;
THENCE S23° 55' 00"E A DISTANCE OF 56.26 FEET;
THENCE S26° 27' 20"E A DISTANCE OF 115.07 FEET;
THENCE S25° 34' 05"E A DISTANCE OF 117.42 FEET;
THENCE S25° 56' 33"E A DISTANCE OF 99.93 FEET;
THENCE S26° 39' 03"E A DISTANCE OF 107.69 FEET;
THENCE S26° 35' 23"E A DISTANCE OF 108.66 FEET;
THENCE S27° 19' 34"E A DISTANCE OF 108.54 FEET;
THENCE S25° 59' 41"E A DISTANCE OF 56.11 FEET;
THENCE S27° 29' 18"E A DISTANCE OF 111.96 FEET;
THENCE S27° 16' 53"E A DISTANCE OF 106.82 FEET;
THENCE S27° 27' 16"E A DISTANCE OF 108.27 FEET;
THENCE S28° 42' 05"E A DISTANCE OF 109.14 FEET;
THENCE S28° 05' 22"E A DISTANCE OF 109.35 FEET;
THENCE S27° 17' 42"E A DISTANCE OF 102.24 FEET;
THENCE S27° 43' 26"E A DISTANCE OF 105.11 FEET;
THENCE S30° 13' 29"E A DISTANCE OF 101.46 FEET;
THENCE S26° 48' 10"E A DISTANCE OF 107.54 FEET;
THENCE S27° 47' 09"E A DISTANCE OF 111.59 FEET;
THENCE S28° 35' 57"E A DISTANCE OF 115.61 FEET;
THENCE S27° 02' 17"E A DISTANCE OF 110.71 FEET;
THENCE S26° 28' 53"E A DISTANCE OF 110.91 FEET;
THENCE S28° 44' 55"E A DISTANCE OF 110.68 FEET;
THENCE S27° 54' 51"E A DISTANCE OF 112.51 FEET;
THENCE S29° 33' 55"E A DISTANCE OF 110.35 FEET;
THENCE S27° 48' 58"E A DISTANCE OF 111.46 FEET;
THENCE S29° 33' 45"E A DISTANCE OF 107.07 FEET;
THENCE S26° 06' 03"E A DISTANCE OF 113.62 FEET;
THENCE S29° 12' 34"E A DISTANCE OF 113.11 FEET;
THENCE S27° 54' 10"E A DISTANCE OF 113.02 FEET;
THENCE S28° 17' 41"E A DISTANCE OF 114.38 FEET;
THENCE S26° 07' 26"E A DISTANCE OF 56.41 FEET;
THENCE S29° 38' 40"E A DISTANCE OF 114.84 FEET;
THENCE S27° 39' 53"E A DISTANCE OF 111.89 FEET;
THENCE S29° 11' 45"E A DISTANCE OF 115.28 FEET;
THENCE S28° 10' 51"E A DISTANCE OF 112.40 FEET;
THENCE S27° 20' 38"E A DISTANCE OF 112.93 FEET;
THENCE S26° 40' 34"E A DISTANCE OF 111.74 FEET;
THENCE S25° 51' 25"E A DISTANCE OF 117.21 FEET;
THENCE S25° 59' 49"E A DISTANCE OF 115.15 FEET;
THENCE S28° 08' 01"E A DISTANCE OF 56.29 FEET;
THENCE S26° 31' 11"E A DISTANCE OF 114.15 FEET;
THENCE S28° 08' 43"E A DISTANCE OF 113.42 FEET;
THENCE S27° 30' 51"E A DISTANCE OF 169.23 FEET;
THENCE S27° 13' 42"E A DISTANCE OF 169.06 FEET;
THENCE S25° 15' 40"E A DISTANCE OF 111.12 FEET;
THENCE S26° 58' 45"E A DISTANCE OF 113.48 FEET;
THENCE S28° 01' 51"E A DISTANCE OF 112.64 FEET;
THENCE S26° 40' 58"E A DISTANCE OF 111.14 FEET;
THENCE S28° 03' 29"E A DISTANCE OF 113.12 FEET;
THENCE S29° 09' 47"E A DISTANCE OF 111.80 FEET;
THENCE S28° 55' 34"E A DISTANCE OF 109.34 FEET;
THENCE S28° 15' 56"E A DISTANCE OF 116.98 FEET;
THENCE S28° 12' 55"E A DISTANCE OF 110.48 FEET;
THENCE S29° 17' 22"E A DISTANCE OF 159.14 FEET TO AN INTERSECTION WITH THE WESTERLY EXTENSION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF BOARDWALK AVENUE AND THE POINT OF TERMINATION, SAID POINT BEING N51° 30' 37"W A DISTANCE OF 1,374.17 FEET FROM SECOND ORDER FDEP STATION 01 82 A08, WITH A NORTHING OF 937,901.4490 FEET AND AN EASTING OF 541,008.5300 FEET.

The second Erosion Control Line lies in Section 18; Township 41 South; Range 20 East; in Charlotte County, Florida. The location of the second proposed Erosion Control Line, near FDEP Range Survey Monuments R-15 to R-16, is described as follows:

Legal Description – Line 2

A MEAN HIGH WATER LINE IN SECTION 18, TOWNSHIP 41 SOUTH, RANGE 20 EAST, CHARLOTTE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT SECOND ORDER FDEP STATION 01 82 A08 WITH A NORTHING 937,901.4490 FEET OF AND AN EASTING OF 541,008.5300 FEET, RUN S74° 14’ 19"W A DISTANCE OF 543.58 FEET TO AN INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE GULF OF MEXICO AND THE POINT OF BEGINNING;

THENCE ALONG SAID MEAN HIGH WATER LINE S28° 45' 08"E A DISTANCE OF 110.54 FEET;
THENCE S30° 32' 12"E A DISTANCE OF 108.11 FEET;

THENCE S29° 23' 22"E A DISTANCE OF 159.14 FEET TO AN INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE GULF OF MEXICO AND THE POINT OF TERMINATION, SAID POINT BEING N51° 42’ 15"W A DISTANCE OF 505.46 FEET FROM SECOND ORDER FDEP STATION C716 09 WITH A NORTHING OF 936,609.779 FEET AND AN EASTING OF 541,343.406 FEET.

After the Hearing, and if approved by the Board of Trustees’ designee, the Erosion Control Lines will be recorded in the County’s Book of Plats and will become the boundary between private uplands and sovereign submerged lands owned by the State. Written objections to, or inquiries regarding, the proposed Erosion Control Lines should be submitted to the Division of Water Resource Management – Beaches, Inlets and Ports Program, Department of Environmental Protection, c/o William Weeks, 2600 Blair Stone Road, Mail Station 3544, Tallahassee, Florida 32399-2400, (850) 245-7696, e-mail: William.Weeks@floridadep.gov, prior to the date mentioned above. There will also be given an additional two-weeks after the hearing on October 8th to submit written objections to Mr. William Weeks. The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida reserves the right to deny establishment of the Erosion Control Lines.

BY ORDER OF THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA

RON DESANTIS, GOVERNOR