



DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
10117 PRINCESS PALM AVENUE, SUITE 120
TAMPA, FLORIDA 33610-8300

September 10, 2014

REPLY TO
ATTENTION OF

Regulatory Division
Special Projects and Enforcement Branch
SAJ-1999-02004 (IP-JB)

Mosaic Fertilizer, LLC
C/O Jeff Stewart
13830 Circa Crossing Drive
Lithia, FL 33547

Dear Mr. Stewart:

Reference is made to Department of the Army permit SAJ-1999-02004 issued on January 30, 2001. The permit authorized discharges of fill into jurisdictional waters resulting in impacts to 53.9 acres of Waters of the US to expand an existing phosphogypsum stack. The project is located along Riverview Drive, in Sections 2, 10, 11, 14 and 15, Township 30 South, Range 19 East, Riverview, Hillsborough County, Florida.

To offset the authorized impacts special condition #2 requires on-site compensatory mitigation to include the following, (1) creation of 20.9 acres of mixed hardwood wetlands, (2) creation of 2.0 acres of freshwater marsh wetlands, and (3) creation of a 26.6 acre creek / flow-way system. In addition, permit special conditions #3, #4, and #5 outline the monitoring and maintenance for the compensatory mitigation areas. The mitigation success criteria are detailed in the approved 15-page mitigation plan incorporated as Attachment C to the authorized permit and titled, "Cargill Mitigation Plan for Phosphogypsum Stack Expansion."


A review of the administrative record demonstrates the permit was transferred from IMC Phosphates Company to Mosaic Phosphates Company on July 25, 2005. Mosaic provided a copy of the Self-Certification Statement of Compliance on June 05, 2014, as required per special condition #6, for the authorized 53.0 acres of wetland impact and the construction of the mitigation projects.

You have requested the U.S. Army Corps of Engineers (Corps) release of the mitigation projects from further monitoring and reporting requirements. An inspection of the referenced mitigation project was performed on July 8, 2014, with Mr. Clayton Robertson of Vanasse Hangen Brustlin, Inc (VHB). The Corps has also reviewed the results of the annual monitoring report submitted by VHB. Based on the inspection and a review of the results in the monitoring report, the Corps has determined the conditions of the permit have been met for the mitigation areas, and is released from further obligation to perform monitoring or reporting.

Please be advised the wetland mitigation areas must be maintained in perpetuity, including, but not limited to exotic and nuisance vegetation treatment and removal. In accordance with General Condition #2 and #4 of the Permit, the Permittee is required to maintain the project in good condition and if the property is sold, the Permit should be transferred to the new property owner. Although there is a time limit for completing the authorized work, the permit with its conditions does not expire.

Thank you for your cooperation with our regulatory program. If you have any questions or concerns regarding this matter contact Angela Ryan at the letterhead address or by telephone at (813)769-7069 or via email at Angela.C.Ryan@usace.army.mil.

Sincerely,

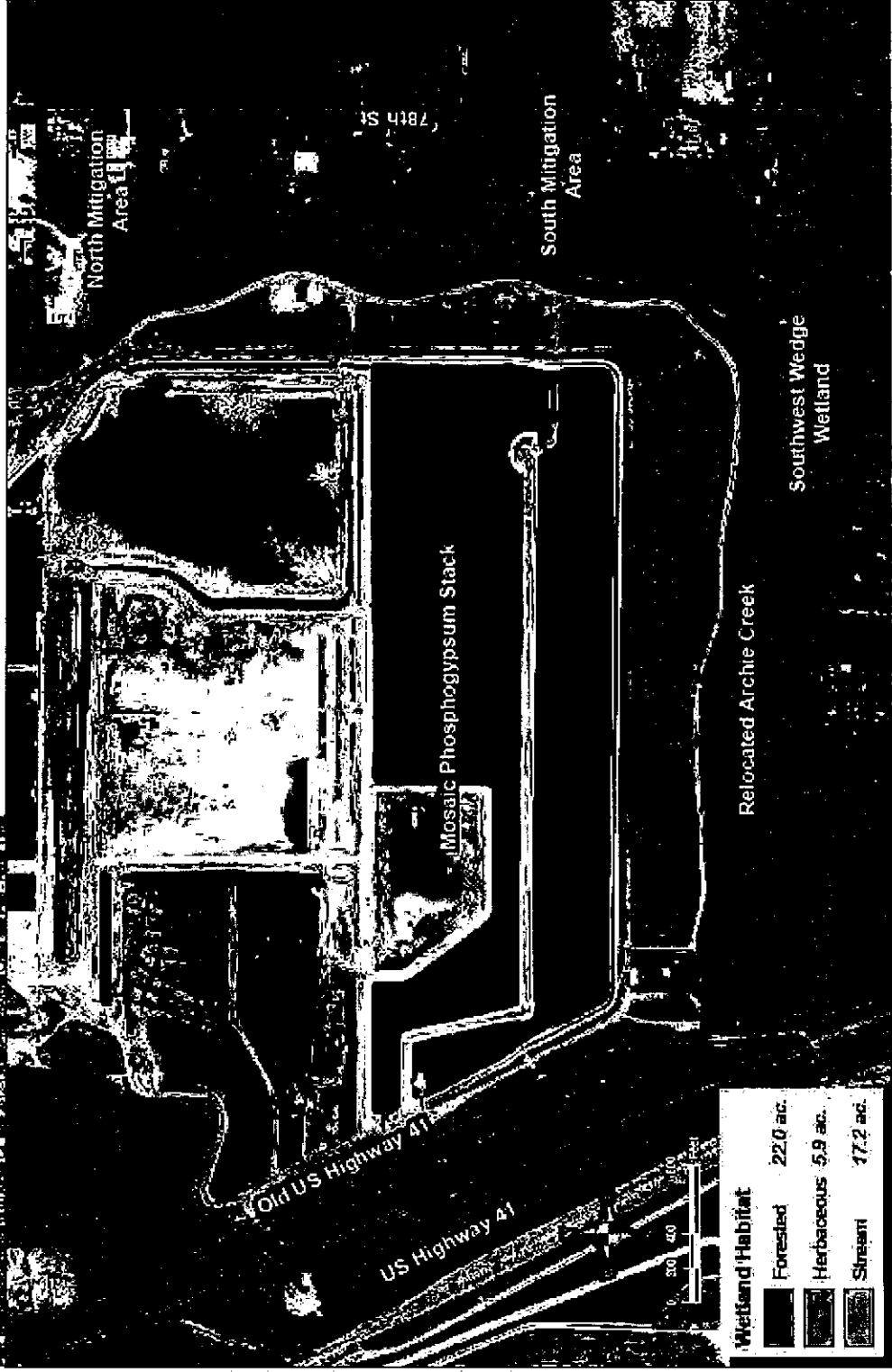
A handwritten signature in black ink, appearing to read "Theresa B. Hudson", with a long horizontal flourish extending to the right.

Theresa B. Hudson
Chief, Enforcement Section

Enclosure:
Mitigation Project Location Map, 1 page.

Copy(s):
Clayton Roberts, VHB
Lisa Lannon, The Mosaic Company

Archie Creek Mitigation Location Map



VRB Vanasse Hangen Brustlin, Inc.

Mosaic

Archie Creek

Hillsborough County, Florida

Figure 1
Archie Creek Project Site

September 2012