

Air Odor Noise Committee

Amy Fu, P.E. – Chair
Caleena Shirley
David Wood
Thomas Deck
Edmund Clark, M.D.

Education & Public Outreach

David Wood - Chair
Lucinda Sonnenberg, Ph.D.
Bobby Baker, P.E.



Water Committee

Bobby L. Baker, P.E. – Chair
Thomas Deck
Roi Dagan, M.D.
Edmund Clark, M.D.
Caleena Shirley

Lucinda Sonnenberg, Ph.D. – Chairman
Amy Fu, P.E. – Vice Chairman
Bobby L. Baker, P.E., Edmund Clark, M.D., Roi Dagan, M.D.,
Thomas Deck, Caleena Shirley, David Wood

JEPB Monthly Meeting Notice and Agenda

Tuesday, January 22, 2019

5:00 p.m. - Ed Ball Building

214 N. Hogan Street – Conference Room 5016

To participate via phone, please contact staff **prior to 3 pm**

Phone Number to Participate via Phone:

Dial 630-2501 -- or -- (toll free) 1-800-299-9355 ext. 2501 - Enter the Password: 98765#

BOARD MEETING AGENDA

**CALL TO ORDER
INTRODUCTIONS**

DR. SONNENBERG

I. CHAIRMAN'S REMARKS

II. COMMENTS FROM THE PUBLIC

The public is invited to address the board at this time on general topics you might have. Please note that there will be a separate opportunity to speak before each action item. All those who wish to address the Board should complete a request to speak card and give it to the EPB staff. When making comments, please identify yourself, stating your full name and address. Comments should be addressed to the Board as a body and not to any member directly and will be limited to 3 minutes each.

III. APPROVAL OF MINUTES

- Minutes of November 13, 2018 Monthly Meeting
- Minutes of November 13, 2018 Noise Variance Hearing
- Minutes of December 10, 2018 Monthly Meeting
- Minutes of December 10, 2018 Cooper Const. Variance Hearing
- Minutes of December 10, 2018 SE Util / Comcast Variance Hearing
- Minutes of December 10, 2018 JEPB Education Expenses Funding Hearing

IV. CONSENT ORDERS

TREE KILBOURN/MELISSA LONG

(Air/Odor/Noise)

- **none**

(Water/Haz Mat)

- **Dolgencorp, LLC d/b/a Dollar General Stores (12397) [WP-18-62]** - Failure to comply with sewerage design standards; failure to perform required maintenance and keep required records – **Proposed settlement \$1,840** [\$2,300 less 20% for good faith efforts to cooperate]
- **American Classic Homes, LLC (WP-18-56)** - Unlawful discharge to ground, surrounding environment and overland flow to stormwater; Failure to comply with erosion and sediment control standards – **Proposed settlement \$2,300**

- **IP Nuvo Jacksonville, LLC (WP-18-32)** - Unlawful discharge to ground and surrounding environment; Failure to comply with erosion and sediment control standards – **Proposed settlement \$1,380** [1,725 less 20% good faith efforts to cooperate]
- **True Clean Laundry Services, LLC (WP-17-44)** - Unlawful discharge of untreated wastewater (gray water) to stormwater; Failure to maintain the wastewater collection/ transmission system to function as intended; Bypass of a wastewater treatment facility – **proposed settlement \$1,840** [\$2,300 less 20% good faith efforts to cooperate]
- **The Carlton at Oak Landing Condominium Association, Inc. (WP-17-39)** - Unlawful discharge of untreated wastewater to the ground; Failure to comply with sewerage design standards; Failure to notify EQD of a discharge of wastewater and provide required records – **proposed settlement \$1,200** [\$1,500 less 20% good faith efforts to cooperate]

V. ENFORCEMENT REPORT

TREE KILBOURN

VI. PRESENTATION(s)

- none

VII. PUBLIC HEARING(s)

- Braefield & Gorrie – Noise Variance

VIII. COMMISSION & JEPB COMMITTEE UPDATES & REPORTS

- Waterways Commission
- KJB Commission
- JEPB Water Committee
- JEPB Air Committee
- JEPB Education & Outreach Committee
 - Upcoming meeting & Committee Charge

MELISSA LONG
MELISSA LONG

IX. EPB ADMINISTRATOR REPORT

JAMES RICHARDSON

X. ENVIRONMENTAL QUALITY DIVISION REPORT

MELISSA LONG

XI. OLD BUSINESS

- None

XII. NEW BUSINESS

- None

XIII. ITEMS REFERRED TO COMMITTEES

XIV. NEXT SCHEDULED BOARD MEETING(s)

- EPB Committees
 - Education & Public Outreach – Monday, January 28, 2019 at 4:30 pm
 - SSO Prevention – Monday, January 28, 2019 at 5:00 pm
- EPB Steering Committee – Monday, February 11, 2019 at 4:00 pm
- EPB monthly meeting – **Tuesday, February 19, 2019 at 5:00 pm**

XV. ADJOURNMENT



City of Jacksonville, Florida

Lenny Curry, Mayor

Environmental Quality Division
Ed Ball Building
214 N. Hogan Street, 5th Floor
Jacksonville, Florida 32202

ONE CITY. ONE JACKSONVILLE.

MEMORANDUM

January 10, 2019

TO: Jacksonville Environmental Protection Board Steering Committee
THROUGH: James A. Richardson, II, Board Administrator
THROUGH: Melissa M. Long, P.E., Chief
Environmental Quality Division
FROM: Tree Kilbourn, Environmental Enforcement Officer
Environmental Quality Division
RE: **AMENDED PROPOSED PRESENTATION TO JEPB – January 22, 2019
APPROVAL OF CONSENT ORDER SETTLEMENTS**

Water/Hazmat

Dolgencorp, LLC d/b/a Dollar General Stores (12397) [WP-18-62]

Failure to comply with sewerage design standards; failure to perform required maintenance and keep required records

American Classic Homes, LLC (WP-18-56)

Unlawful discharge to ground, surrounding environment and overland flow to stormwater; Failure to comply with erosion and sediment control standards

IP Nuvo Jacksonville, LLC (WP-18-32)

Unlawful discharge to ground and surrounding environment; Failure to comply with erosion and sediment control standards

True Clean Laundry Services, LLC (WP-17-44)

Unlawful discharge of untreated wastewater (gray water) to stormwater; Failure to maintain the wastewater collection/ transmission system to function as intended; Bypass of a wastewater treatment facility

The Carlton at Oak Landing Condominium Association, Inc. (WP-17-39)

Unlawful discharge of untreated wastewater to the ground; Failure to comply with sewerage design standards; Failure to notify EQD of a discharge of wastewater and provide required records

**THE ENVIRONMENTAL PROTECTION BOARD
CITY OF JACKSONVILLE, FLORIDA
January 22, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

**Dolgencorp, LLC d/b/a Dollar General Stores
(12397),**

Petitioner,

Respondent.

Type of alleged violation(s): Failure to comply with sewerage design standards; failure to perform required maintenance and keep required records

Source of alleged violation(s): Wastewater collection/transmission system with lift station located on Real Estate Parcel ID 027002-0100, 1610 Edgewood Avenue West, Jacksonville, FL

Date of alleged violation(s): On or before 9/6/18

Method of determining alleged violation(s): File review and field investigations

Rules allegedly violated: FS §403.161(1)(b); JEPB Rules 3.403, 3.404, .405A.5.a, 3.405A.5.c and 3.405A.5.g.

ND response to alleged violation(s): Cease and Desist Citation WP-18-62 issued to Dolgencorp, LLC and Geoffrey L. Click d/b/a Pier Pressure, LLC

Respondent's corrective actions: Contracted maintenance company received compliance education on JEPB Rule 3 requirements; repairs and maintenance performed and recordkeeping established.

Consent Order settlement fee: **\$1,840** [\$2,300 less 20% for good faith efforts to cooperate]

Consent Order requirements: None

Enforcement actions:

Citation WP-12-24 issued to Pier Pressure, LLC and Dolgencorp, LLC for failure to have operator. \$100 penalty paid. Closed.

NTCs issued 7/17/12 to Dollar General #12397 and Pier Pressure, LLC for failure to provide monthly operator and post required information. Referred to Enforcement.

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CITY OF JACKSONVILLE, FLORIDA
January 22, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

American Classic Homes, LLC,

Petitioner,

Respondent.

Type of alleged violation(s): Unlawful discharge of sediment to ground, surrounding environment and turbid overland flow to stormwater; Failure to comply with erosion and sediment control standards

Source of alleged violation(s): Construction project site located at RE Number 154239-0080, 7507 Hillsdale Road, and RE Number 154239-0070, 7513 Hillsdale Road, Jacksonville, Florida

Date of alleged violation(s): On or before 8/24/18

Method of determining alleged violation(s): File review and field investigations

Rules allegedly violated: FS § 403.161(1)(b); JEPB Rules 3.103B and D; JEPB Rule 3.604

ND response to alleged violation(s): Cease and Desist Citation WP-18-56 issued to 221 Oleander, LLC and American Classic Homes, LLC on 9/13/18

Respondent's corrective actions: Improved performance measures installed and maintained

Consent Order settlement fee: **\$2,300**

Consent Order requirements: None

Enforcement actions:

For this location:

NTCs issued 8/27/18 to for failure to comply with erosion and sediment control standards. Referred to enforcement.

For American Classic Homes, LLC:

Citation WP-18-39 issued to American Classic Homes and Hoose Homes & Investments, LLC for unlawful discharge of sediment and failure to comply with erosion and sediment control standards. Pending resolution.

Citation WP-16-21 issued to American Classic Homes and Payne Roberts, LLC for unlawful discharge of sediment to ground and failure to comply with erosion and sediment control standards. \$240 penalty paid. Closed.

Citation WP-97-05 issued to American Classic Homes [Falcon Trace] for failure to maintain storm water management system. Closed.

NTC issued 5/24/18 to American Classic Homes [Wilson Blvd. and Goodrich] for failure to comply with erosion and sediment control standards. Closed.

NTC issued 5/24/18 to American Classic Homes [1211 Sarahs Landing Drive] for failure to comply with erosion and sediment control standards. Closed.

NTC issued 5/11/18 to American Classic Homes [0 Hare Ave.] for failure to comply with erosion and sediment control standards. Referred to Enforcement.

NTC issued 3/21/18 to American Classic Homes [0 Shangri Lane Dr.] for failure to comply with erosion and sediment control standards. Closed.

NTC issued 9/14/16 to American Classic Homes [1516 Willow Branch Ave.] for failure to comply with erosion and sediment control standards. Referred to Enforcement.

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CITY OF JACKSONVILLE, FLORIDA
January 22, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

Aagaard-Juergensen, LLC,

Petitioner,

Respondent.

Type of alleged violation(s): Unlawful discharge of sediment to ground and surrounding environment; Failure to comply with erosion and sediment control standards

Source of alleged violation(s): Construction project site located at Real Estate Parcel ID Number 089565-0000, 0 S. Myrtle Avenue, Jacksonville, Florida [aka 340 S. Myrtle Ave.]

Date of alleged violation(s): On or before 4/26/18, 5/9/18, with minor track out on 5/30/18, 7/13/18 and 7/24/18
[sediment to street]

Method of determining alleged violation(s): Field investigation and file review

Rules allegedly violated: FS § 403.161(1)(b); JEPB Rules 3.103B and 3.604

ND response to alleged violation(s): Cease and Desist Citation WP-18-31 issued to IP Nuvo Jacksonville, LLC and Aagaard-Juergensen, LLC 5/16/18

Respondent's corrective actions: Improved measures installed, daily sweeping instituted

Consent Order settlement fee: **\$1,380** [1,725 less 20% good faith efforts to cooperate]

Consent Order requirements: None

Enforcement actions:

Email to and TCW 5/7/18 Aagaard-Juergensen regarding December NTC and April site inspection. Violations on 5/9/18 referred to enforcement.

NTCs issued 12/20/17 to Respondents for failure to comply with erosion and sediment control standards.

**THE ENVIRONMENTAL PROTECTION BOARD
CITY OF JACKSONVILLE, FLORIDA
January 22, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

True Clean Laundry Services, LLC,

Petitioner,

Respondent.

Type of alleged violation(s): Unlawful discharge of untreated wastewater (gray water) to stormwater; Failure to maintain the wastewater collection/ transmission system to function as intended; Bypass of a wastewater treatment facility

Source of alleged violation(s): Gravity wastewater collection/transmission system located at 3635 Park Street, Real Estate Number 092138-0000, Jacksonville, Florida [street addresses of 3635 and 3637 Park Street]

Date of alleged violation(s): On or before 10/31/17

Method of determining alleged violation(s): File review and field investigation

Rules allegedly violated: FS § 403.161(1)(b); JEPB Rules 3.103B., F., G. and I; 3.403A

ND response to alleged violation(s): Cease and Desist Citation WP-17-44 issued to Anton N. Safar and True Clean Laundry Services, LLC on 11/15/17

Respondent's corrective actions: Lint trap cleaned and routine maintenance schedule established

Consent Order settlement fee: **\$1,840** [\$2,300 less 20% good faith efforts to cooperate

Consent Order requirements: None

Enforcement actions: None

**THE ENVIRONMENTAL PROTECTION BOARD
CITY OF JACKSONVILLE, FLORIDA
January 22, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

**The Carlton at Oak Landing Condominium
Association, Inc.,**

Petitioner,

Respondent.

Type of alleged violation(s): Unlawful discharge of untreated wastewater to the ground; Failure to comply with sewerage design standards; Failure to notify EQD of a discharge of wastewater and provide required records

Source of alleged violation(s): Wastewater collection/transmission system with lift station located at 5811 Atlantic Boulevard, Jacksonville, Florida

Date of alleged violation(s): On or before 10/10/17 and 10/12/17

Method of determining alleged violation(s): File review and field investigation

Rules allegedly violated: FS § 403.161(1)(b); JEPB Rules 3.103B, G, H and I; 3.403 and 3.404; and 3.405A.7 and 7.a

ND response to alleged violation(s): Cease and Desist Citation WP-17-39 issued to Atlantic Property Group, L.L.C. and The Carlton at Oak Landing Condominium Association, Inc. on 10/25/17

Respondent's corrective actions: Engineer hired to review system; JEA installed required electrical service for phase pump system and system repaired pursuant to engineer recommendations

Consent Order settlement fee: **\$1,200** [\$1,500 less 20% good faith efforts to cooperate

Consent Order requirements: None

Enforcement actions: None

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Public Hearing

Noise Variance Request – Brasfield & Gorrie
Tuesday, January 22, 2019 - 5:00 p.m.
Ed Ball Building - 214 N. Hogan Street
5th Floor – Conference Room West

AGENDA

| | |
|--|---------------------|
| CALL TO ORDER | LUCINDA SONNENBERG |
| I. CERTIFICATION OF PUBLIC NOTICE | JAMES RICHARDSON |
| II. VARIANCE INFORMATION | RICHARDSON |
| III. PRESENTATION BY PETITIONER | ERICH REICHLER |
| IV. STAFF DISCUSSION OF PETITIONER REQUEST AND STAFF RECOMMENDATION | MIKE WILLIAMS, P.E. |
| V. COMMENTS FROM PUBLIC | SONNENBERG |
| VI. STAFF REBUTTAL/CLARIFICATION TO PUBLIC COMMENT | WILLIAMS |
| VII. PETITIONER REBUTTAL/CLARIFICATION TO PUBLIC COMMENT | REICHLER |
| VIII. BOARD QUESTIONS/CLARIFICATION | SONNENBERG |
| IX. BOARD VOTE Possible motions for consideration include: | SONNENBERG |
| ➤ Motion to deny the application | |
| ➤ Motion to refer to staff for further review | |
| ➤ Motion to approve the application with conditions: | |
| X. PROCEDURAL SUMMARY | JEFF CLOSE |
| XI. ADJOURNMENT | |