

Air Odor Noise Committee

Lucinda Sonnenberg, Ph.D. – Chair
 Amy Fu, P.E.
 Nick Howland
 Mobeen Rathore, M.D.

Education & Public Outreach

Steven Jenkins
 Michelle Tappouni
 Lucinda Sonnenberg, Ph.D.
 Tony Bellamy, P.E.

**Water Committee**

Bobby L. Baker, P.E. – Chair
 Steven Jenkins
 Tony C. Bellamy, P.E.
 Roi Dagan, M.D.

Michelle Tappouni – Chairman
Nick Howland – Vice Chairman
Lucinda Sonnenberg, Ph.D., Steven Jenkins,
Roi Dagan, M.D., Tony C. Bellamy, P.E.
Bobby L. Baker, P.E., Mobeen Rathore, M.D., Amy Fu, P.E.

City of Jacksonville, Florida
ENVIRONMENTAL PROTECTION BOARD
Monday, January 11, 2016
5:00 p.m.
Public Hearing – Noise Variance Request
JEA Broward River Water Replacement Project

Members Present

Michelle Tappouni, Chair
 Nick Howland, Vice Chair
 Tony C. Bellamy, P.E.
 Steven Jenkins
 Bobby Baker, P.E.

Lucinda Sonnenberg, Ph.D.
 Mobeen Rathore, M.D.
 Amy Fu, P.E.
 Roi Dagan, M.D.

Members Not Present

none

Staff/ Resources Present

James Richardson, EPB Administrator
 Sondra Fetner, OGC
 Melissa Long, EQD Chief

Steve Pace, EQD Air Branch Manager
 Tree Kilbourn, EQD Enforcement

Visitors

Scott Richards
 Ken Kosky, Golder Associates
 Jamie Wallace
 Elizabeth DiMeo, JEA
 Pennie Borrusch

Pete Johnson
 Andrew Sears, JEA
 Jay Worley, JEA
 Thomas Hamilton

Call to Order

Chair Michelle Tappouni called the Public Hearing of the Environmental Protection Board (EPB) to order at 5:17 p.m.

Chair Michelle Tappouni read a statement which provided an outline of how the hearing would proceed: presentation by staff, presentation by petitioner, comments from public, board discussion and clarification, board action and procedural summary.

Certification of Public Notice

James Richardson, EPB Administrator, certified that the public notice required by Florida law appeared in the Financial News & Daily Record.

Variance Information

James Richardson, EPB Administrator stated in December 2015 the Board received a noise variance application for the Broward River Water Main Installation project by JEA. The Steering committee forwarded the request to the Air Committee for review. A special meeting of the Air Committee was held on Thursday, January 7th. It was voted to forward the variance to the full EPB for consideration.

The noise variance request seeks an 85 dBA levels at all times, for all receiving land uses, from January 2016 through October 31, 2016.

The Air Committee Recommendation is EPB approval of the Noise Variance for JEA, including commitments established in the application, for the period of January 12, 2016 through October 31, 2016, with the following additional conditions (a) commitment to Community Outreach and Complaint Response Plans provided, (b) Monthly progress reports be provided to EQD which shall include: 1) project progress, 2) any complaints received, and 3) any substantial changes to the project

Presentation by Petitioner

Andrew Sears, JEA, Environmental Services shared the purpose of the project for consideration is to install a replacement pipeline under the Broward River. One of the benefits of this project is reuse water will be provided to customers, reduced disposal to the river and to deter manatee migration to JEA outfall sites.

Scott Richards, GAI Consultants, shared that the Broward River project impacts JEPB Rule 4, Section 209 (a) prohibits construction of maintenance activities during nighttime hours except for certain equipment that shall not exceed 60 dBA. Section 209 (b) prescribes a daytime noise limit of 65 dBA for equipment used in construction or maintenance activities for class A and B lands.

The purpose of the project is to install a replacement pipeline under the Broward River from the eastside industrial area to the westside. The variance is sought for 85 dBA at all times, from all receiving land uses, from January 2016 – October 31, 2016.

Noise control strategies to be implemented prior to any construction activities 1) noise reducing devices such as barriers, mufflers, and engine enclosures; 2) all equipment noise issues remedied prior to equipment usage; 3) a plan for corrective procedures to repair or replace equipment in the event that any of the noise control devices fail during operations.

Andrew Sears shared the Community Outreach and Complaints Response Plans: In place of a community meeting, they will be doing door to door notification (no more than 30 days prior to construction activities); a public contact number for questions, concerns, complaints and the contractor number; provide the Board with monthly updates; a plan for corrective procedures; overnight hotel accommodations for residences that may be impacted by nighttime construction noise will be offered on a case by case basis.

Staff Discussion of Petitioner Request

Steve Pace, P.E., EQD Air Branch Manager stated that there is a point of clarification regarding the 85dBA request at all time from all receiving land uses. The correction is 85dBA at the nearest residence. Staff has no other comment other than the clarification.

Comments from Public

None.

Staff Rebuttal/Clarification to Public Commits

None.

Petitioner Rebuttal/Clarification

None.

Board Questions/Clarification

None.

Board Vote

Chair Tappouni entertained to a motion to approve the Noise Variance for JEA Broward River Water Replacement Project as recommended by the Air & Odor Committee (Rathore) which was properly seconded (Sonnenberg) and unanimously approved by the body.

Procedural Summary

Sondra Fetner, OGC, stated that the variance order approved will be drafted and signed by Chair Tappouni and a copy submitted to JEA.

Adjournment

There being no further business to come before the Board, the Board hearing adjourned at 5:50 pm.

Respectfully Submitted

Ruby Tucker, Executive Assistant to EQD Chief