

**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.**

## **Meeting Notice and Agenda**

Monday, August 8, 2016  
5:00 p.m. - Ed Ball Building  
214 N. Hogan Street - 5<sup>th</sup> Floor Conference Room West  
**BOARD MEETING AGENDA**

### **CALL TO ORDER**

**MICHELLE TAPPOUNI**

#### **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 JULY 2016 BOARD MEETING SUMMARIES**

- July 11, 2016 – Board Meeting
  - i. Public Comment
  - ii. Board Vote

#### **IV. APPROVAL OF JULY 2016 COMMITTEE MEETING SUMMARIES**

- July 25, 2016 Water Committee
- July 25, 2016 Air & Odor Committee
- July 26, 2016 Education & Public Outreach Committee
- August 1, 2016 Education & Public Outreach Committee
  - i. Public Comment
  - ii. Board Vote

#### **V. CONSENT ORDERS**

**TREE KILBOURN**

(Air/Odor/Noise)

- **Advanced Disposal Services of Jacksonville, LLC (NP-16-01, NP-16-03 and NP-16-05)** - Permitting the operation of a trash or refuse service using a mechanical device between the hours of 10:00 p.m. and 7:00 a.m. within 200 meters of property that is in a Class A or Class B areas – **proposed settlement \$5,000**

(Water/Haz Mat)

- **Vallencourt, Inc. (WP-16-06)** - Unlawful discharge to surface waters – **proposed settlement \$6,400** [*\$8,000 less 20% good faith efforts to cooperate*]

- i. Public Comment
- ii. Board Vote

- VI. ENFORCEMENT REPORT**  
• none **TREE KILBOURN**
- VII. PRESENTATION(s)**  
• KJB Commission **CHRIS BUCKLEY**
- VIII. COMMISSION UPDATES**  
• Waterways Commission **STEVE JENKINS**  
• KJB Commission **NICK HOWLAND**
- IX. EPB ADMINISTRATOR REPORT** **JAMES RICHARDSON**
- X. ENVIRONMENTAL QUALITY DIVISION REPORT** **MELISSA LONG**
- XI. OLD BUSINESS**  
• Jacksonville Harbor Deepening Project - Environmentally focused forum/town hall (referred to EPO Committee)  
• EPB Policy Positions (referred to EPO Committee)
- XII. NEW BUSINESS**  
• EPB Environmental Achievement Awards
- XIII. ITEMS REFERRED TO COMMITTEES**
- XIV. NEXT SCHEDULED BOARD MEETING(s)**  
• EPB Committees  
i. Water Committee – August 22, 2016 at 4:30 pm  
ii. Air & Odor Committee – August 22, 2016 at 5:00 pm  
iii. Education & Public Outreach – August 22, 2016 at 5:30 pm  
• EPB Steering Committee – September 7, 2016  
• EPB monthly meeting – September 12, 2016 at 5:00 pm
- XV. ADJOURNMENT**



**MEMORANDUM**

**TO:** Jacksonville Environmental Protection Board Steering Committee

**THROUGH:** Melissa M. Long, P.E., Division Chief

**FROM:** Tree Kilbourn, Environmental Enforcement Officer

**DATE:** July 28, 2016

**SUBJECT: PROPOSED PRESENTATION TO JEPB AUGUST 8, 2016  
APPROVAL OF CONSENT ORDER SETTLEMENTS**

---

**Air**

**Advanced Disposal Services of Jacksonville, LLC (NP-16-01, NP-16-03 and NP-16-05)**

Permitting the operation of a trash or refuse service using a mechanical device between the hours of 10:00 p.m. and 7:00 a.m. within 200 meters of property that is in a Class A or Class B areas

**Water**

**Vallencourt, Inc. (WP-16-06)**

Unlawful discharge to surface waters

c: Ms. Kimberly Scott, Interim Director  
Mr. Jason Teal, OGC  
Ms. Sondra Fetner, OGC  
Mr. James Richardson, Program Administrator, EPB  
EQD Branch Managers

G:\DATA\WPdata\Enforcement Services\JEPB\Memo 2016\8-16.doc

**THE ENVIRONMENTAL PROTECTION BOARD  
CITY OF JACKSONVILLE, FLORIDA  
AUGUST 8, 2016**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**Advanced Disposal Services of Jacksonville, LLC,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s):      Permitting the operation of a trash or refuse service using a mechanical device between the hours of 10:00 p.m. and 7:00 a.m. within 200 meters of property that is in a Class A or Class B areas

Source of alleged violation(s):      Properties located at 5197 Big Island Dr., 3726 St. Augustine Rd., 2008 Riverside Ave., 1045 Riverside Ave, and 819 Park St., Jacksonville, Florida

Date of alleged violation(s):      March 2, 2016  
819 Park St. at 2:34 a.m.  
1045 Riverside Ave. at 2:40 a.m.  
2008 Riverside Ave. at 2:50 a.m.

March 3, 2016 at:  
3726 St. Augustine Road at 3:00 a.m.

March 4, 2016 at:  
5197 Big Island Dr. at 5:08 a.m.

Method of determining alleged violation(s):      Field investigations and file reviews

Rules allegedly violated:              JEPB Rule 4.211A

ND response to alleged violation(s):      Cease and Desist Citation NP-16-01 issued 3/8/16  
Cease and Desist Citation NP-16-03 issued 4/8/16  
Cease and Desist Citation NP-16-04 issued 4/8/16

Respondent's corrective actions:      Met with EQD regarding identifying Class A and B Lands along their routes, routes noted for no early pickup

Note: On 4/1/16, EQD initiated a system where one courtesy e-mail would be sent to all waste haulers (as an e-mail contact group) regarding complaints received. Waste haulers provided the e-mail addresses to be used by EQD.

Consent Order settlement fee:              \$5,000

Consent Order requirements:              None

Enforcement actions:

**NP-16-04** issued 4/8/16 to Advanced Disposal Services of Jacksonville, LLC (819 Park St., 1045 Riverside Ave., 2008 Riverside Ave.).

**NP-16-03** issued 4/8/16 to Advanced Disposal Services of Jacksonville, LLC (3726 St. Augustine Road).

**NP-16-01** issued 3/8/16 to Advanced Disposal Services of Jacksonville, LLC (2008 Riverside Ave).

EQD dumpster violation procedure letter with penalty guidelines issued 7/2/15 to Advanced Disposal.

**Consent Order**

**NP-16-01, NP16-02, NP-16-03**

**Page 2**

**Previous Enforcement with Advanced Disposal for operation of a trash or refuse service between 10pm and 7am:**

**NP-10-01** issued 6/30/10 to Advanced Disposal Services, Inc., Managing Member of Advanced Disposal Services of Jacksonville, LLC, Montreux at Deerwood Lake, LLC, and Montreux of Deerwood Lake Condominium Association, Inc. (8550 Touchton). \$3,000 civil penalty paid. Case closed.

**NP-09-06** issued 9/23/09 to Advanced Disposal and Ibex Food Mart, Inc. (5407 San Juan Ave.). \$1,500 civil penalty paid. Case closed.

**NP-09-05** issued 8/20/09 to Advanced Disposal, Starlite Café, and 1044 Park Street, LLC (1044 Park Street). \$3,000 civil penalty paid. Case closed.

**NP-09-03** issued 3/6/09 to Advanced Disposal (5021 Quan St.). \$1,500 civil penalty paid. Case closed.

**NP-08-03** issued 6/13/08 to Advanced Disposal and Cedar Hills Shopping Center (3606 Blanding Blvd.). \$1,200 civil penalty paid. Case closed.

**NP-07-06** issued 10/25/07 to Advanced Disposal and Colonial Properties (5613 San Jose Blvd.). \$1,200 civil penalty paid. Case closed.

**NP-04-05** issued 2/20/04 to Advanced Disposal and Argyle Ventures, Inc. (8540 Argyle Forest Blvd.). \$1,200 civil penalty paid. Case closed.

**NTCs for Advanced Disposal:**

3/4/16 for 3726 St. Augustine Rd. Referred to Enforcement.

3/2/16 for 2008 Riverside Ave. Referred to Enforcement.

9/4/09 for 3631 New Berlin Rd. Closed.

8/12/09 for 3925 Athore Dr. Closed.

7/22/09 for 8550 Touchton Road. Referred to Enforcement.

7/16/09 for 1044 Park St. Referred to Enforcement.

6/23/10 for 8550 Touchton Road. Referred to Enforcement.

5/4/09 for 3726 St. Augustine Rd. Closed.

3/16/09 for 1044 Park St. Referred to Enforcement.

3/2/09 to 2519 Bayview Rd. Closed.

2/26/09 for 5407 San Juan Ave. Referred to Enforcement.

1/8/09 for 5021 Quan Dr. Referred to Enforcement.

12/15/08 for 2006 Park St. Closed.

12/15/08 for 2007/2005 Park St. Closed.

11/3/08 for 7445 103rd Street. First under new property owner. Closed.

7/23/08 for 7445 103rd St. Closed.

5/28/08 for 3606/3752 Blanding Blvd. Referred to Enforcement.

11/20/07 for 5021 Quan Ave. Referred to Enforcement.

8/16/07 for 3901 University Boulevard South. Closed.

8/12/07 for 3606/3752 Blanding Blvd. Referred to Enforcement.

6/5/07 for 8823 San Jose Blvd. Referred to Enforcement.

5/29/07 for 5613 San Jose Blvd. Referred to Enforcement.

5/25/07 for 620 Chaffee Road South. Closed.

5/4/05 for 5613 San Jose Blvd. Closed.

5/4/05 for 5612 San Jose Blvd. Closed.

1/14/04 for 8540 Argyle Forest Blvd. Referred to Enforcement.

10/17/03 for 8540 Argyle Forest Blvd. Closed.

Last Inspection: 3/4/16

**THE ENVIRONMENTAL PROTECTION BOARD  
CITY OF JACKSONVILLE, FLORIDA  
AUGUST 8, 2016**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**Vallencourt, Inc.,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s):           Unlawful discharge to surface waters

Source of alleged violation(s):        Construction project located at 1616 Cassat Avenue, Jacksonville, Florida

Date of alleged violation(s):        On or before 2/10/16

Method of determining alleged violation(s): Field investigations

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

ND response to alleged violation(s):   Cease and Desist Citation WP-16-06 issued 4/21/16

Respondent's corrective actions:       Dewatering operations ceased

Consent Order settlement fee:        \$6,400 [\$8,000 less 20% good faith efforts to cooperate]

Consent Order requirements:         None

Previous/Other enforcement actions:

WP-15-38 issued 11/2/15 to Duval Ford, LLC and Vallencourt, Inc. for failure to comply with erosion and sediment control standards [all offsite impacts corrected]. \$100 penalty paid. Case closed.

NTCs LTJ50915 issued 9/18/15 to Duval Ford and Vallencourt, Inc. for failure to comply with erosion and sediment control standards. Referred to Enforcement.

Other properties for Erosion and Sediment Control:

Citation WP-03-20 issued 4/28/03 to Vallencourt Construction Company for unlawful discharge, exceedance of water quality standards and failure to comply with erosion and sediment control measures (Morse Avenue west of Jammes Road). \$10,800 penalties and attorneys' fees paid. Case closed.

NTC LTJ20715 issued 7/16/15 to Vallencourt, Inc. for failure to comply with erosion and sediment control standards (9069 San Jose Blvd.). Referred to Enforcement

NTC LTJ050314 issued 3/6/14 to Vallencourt Construction for failure to comply with erosion and sediment control standards (Old Middleburg Road south Taylor Field Road). Closed.

NTC RM032408A issued 3/31/08 to Vallencourt Construction for failure to comply with erosion and sediment control standards (Falcon Collins at Kendal West). Closed.

NTC A5201 issued 3/17/03 to Vallencourt Construction Co. for inadequate erosion and sediment controls (Gentle Woods Subdivision Morse). Closed.

**Air Odor Noise Committee**  
Lucinda Sonnenberg, Ph.D. – Chair  
Nick Howland  
Amy Fu, P.E.  
Mobeen Rathore, M.D.  
Steve Jenkins

**Education & Public Outreach**  
Tony Bellamy, P.E.  
Steven Jenkins  
Lucinda Sonnenberg, Ph.D.  
Michelle Tappouni



**Water Committee**  
Bobby L. Baker, P.E. – Chair  
Tony C. Bellamy, P.E.  
Roi Dagan, M.D.  
Amy Fu, P.E.  
Steven Jenkins

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

## **EPB ADMINISTRATOR REPORT – August 2016 EPB Monthly Meeting**

- ✓ **REMINDER** Parking – new procedures for parking related to all Boards and Commissions are now in effect. If there are any questions, please let me know.
- ✓ **EPB Membership** – I am working with the Mayor's Office to speed up consideration of the pending reappointment outstanding. I am also finalizing applicants for consideration of the two openings that will occur in September. The positions open are both Mayoral appointments. One representing Regulated Industry and the other is the Discreet Citizen or general public member. I have a couple of names for each. If you know of anyone interested in being considered for either position, please have them to contact me or forward me their contact information.
- ✓ **Ordinance 2016-468** is winding through the legislative process. This is the appropriation for EPB Education & Outreach expenses.
- ✓ **EPB Leadership** – As you are aware, the EPB conducts election for leadership in the fall every other year. This year elections would be held during the September meeting with the two year terms for Chair and Vice-Chair to begin with the October meeting. Please start to consider, now, if you are willing to serve in leadership if asked, or who you feel might be good for leadership. You are reminded to not have any conversation regarding this with each other outside of a noticed meeting. You can, however, contact me with any questions or discussion. As you consider this, I have been asked to provide two things: the updated Board terms and updated Board member attendance. The information is attached to this report.
- ✓ **EPB/UNF Environmental Symposium** – registration is now open. Please share information with your family, friends and fellow employees. Information can be found at the symposium webpage accessed through [www.coj.net/epb](http://www.coj.net/epb). Recall that this year's event will have a new partnership with FDEP where we will be providing a Petroleum Restoration Program (PRP) Workshop. The session will be for owners/responsible parties and contractors. If you know of parties who may be interested, please share.