

**ENVIRONMENTAL PROTECTION BOARD**  
**City of Jacksonville**  
**Wednesday, February 20, 2013**  
**4:30 p.m.**

**Air Odor and Noise Committee Meeting Summary**

**Members Present:**

Tony Bellamy, P.E., Chairman  
Bobby L. Baker, P.E.  
Michelle, L. Mahoney, P.E.

**Members Not Present:**

None

**Staff/Resources Present:**

Vince Seibold, P.E., Chief  
James Richardson, EPB Administrator  
Ruby Tucker, Executive Secretary I  
Cherry Shaw, OGC (left 5:16)  
Jason Gabriel, OGC (arrived 5:16pm)  
Steve Pace, P.E., Environmental Engineering Manager Senior  
Dana Brown, Environmental Enforcement Administrator  
Richard Robinson, P.E., Environmental Engineering Manager

**Visitors:**

Andrew Sears, JEA

**CALL TO ORDER**

Chair Tony Bellamy, P.E. called the meeting to order at 4:30 p.m. .

**ENFORCEMENT**

**Monthly Report**

Dana Brown, Environmental Enforcement Administrator, reported that there were no citations or other enforcement items.

**Board Cases**

Dana Brown asked that the following order be presented to the Board for approval under Consent Order settlements:

- **Republic Services of Florida LP d/b/a Southland Waste Systems of Jax (NP-12-05)**  
Permitting the operation of a trash or refuse service between the hours of 10:00 p.m. and 7:00 a.m. within 200 meters of a complainant's property – settlement fee \$2,400.

Chair Bellamy entertained a motion to forward the Consent Order to the Steering Committee which was properly seconded and approved by the body.

### **Legislative Update**

Ms. Brown reported the following:

- The House Ag and Natural Resources Committee voted to repeal the renewable fuel standard that requires ethanol in Florida. There is a federal requirement standard which requires ethanol and renewable fuels.
- The legislature budget proposal is being discussed and staff will keep the committee updated.

### **MONTHLY COMPLAINTS**

Steve Pace, P.E., Environmental Engineering Manager Senior introduced Richard Robinson, P.E., Environmental Engineering Manager who handles Title 5 permits. Mr. Robinson will be attending future Air Committee meetings.

#### **Air and Odor Complaints (January)**

Mr. Pace reported the following:

- 4 nuisance complaints were received and investigated, 2 complaints were validated
- 25 odor complaints were received and investigated, 2 complaints were validated
- 4 open burning permits were issued
- 15 open burning complaints were received and investigated

#### **Noise Complaints (January)**

Mr. Pace reported the following:

- 25 noise complaints were received
- 14 warning letters were issued
- 7 complaints were referred to the Jacksonville Sherriff's Office (JSO).

### **EPB ADMINISTRATOR REPORT**

James Richardson, EPB Administrator shared the following:

- Save the Date: August 23, 2013 for the Environmental Symposium. Staff has issued a call for papers to determine the presentation topics. The Awards Committee is considering the possibility of presenting the EPB Awards at the luncheon of the Symposium and acknowledging the recipients at the Mayor's Environmental Luncheon.

### **DEPARTMENTAL REMARKS**

Vince Seibold, P.E., Chief shared the following:

- James Richardson, Steve Pace and he are participating on a Noise Ad-hoc Subcommittee in regard to the Metro Park noise issue which is chaired by Councilwoman Denise Lee. Staff will keep the board advised as things progress.
- The Kennedy Community Center ribbon cutting is scheduled for April 19, 2013 at 10 am and all board members are encouraged to attend.
- The Mayor's Office has a Phase II reorganization proposal which will move EQD and Mosquito Control from the Neighborhoods Department into the Public Works Department.

### **OLD/NEW BUSINESS**

- **Open Variances**

Segment 4 Project - Andrew Sears, JEA, stated that drilling has begun with noise barriers and noise abatement measures in place. No complaints have been received to date and the project is on schedule.

Riverside Water Main Project – The public meeting to discuss the project with the affected residents is scheduled for February 28, 2013. Nighttime work is scheduled to begin in March.

- **Health Zone 1 Study**

James Richardson stated that Dr. Prabhu is out of the country and staff has not had any contact with him. Staff will make every effort to communicate with Dr. Prabhu by this week and will provide an update before the committee next month.

Mr. Pace stated that with Dr. Prabhu's expertise, staff feels that it is critical for his help in formulating the study. Jacksonville has the highest asthma rate among children and in Zone 1, it is higher than anywhere else. Staff will review other options, seek recommendations for medical doctors and provide an update to the committee.

- **Committee Focus Areas**

Mr. Richardson stated that the Air & Odor Committee were asked if they had any areas of interest or suggestions at their last meeting. The Water Committee has historically approved a list of priorities and is in the process of updating them. He presented the opportunity to the Air & Odor Committee to develop a list of proposed major categories for discussion of priorities. He then shared the JEPB Rules under their purview and recommended them to the Committee to review: JEPB Rule 2: Air Pollution Control, JEPB Rule 4: Noise Pollution Control, JEPB Rule 5: Control of TRS and VOC emission, JEPB Rule 6: Mobile Sources. Also Chapter 73, Title X. Staff will provide the links to review the rules.

- **Rule Making**

Mr. Richardson reminded the body that the Board has initiated rulemaking in response to a Petition for Rulemaking seeking the repeal of changes to JEPB Rule 4.207. After further review of the rules, it has been determined that this issue must remain at the Board level until specifically sent elsewhere, and the Board has not had the required public hearing yet. So it will not be before the Air & Odor Committee at this time. Staff will be contacting Mr. Shine to ask if he would like the process to begin in March or April and then a public notice will be published for a public hearing. The outline of the hearing would proceed as follows: the proponent provides the language with a detailed presentation, staff presentation, additional presentations, public comments, proponent rebuttal, board discussion, board vote or decision.

### **OLD BUSINESS**

None

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**NEW BUSINESS**

None

**COMMENTS FROM PUBLIC**

None

**ITEMS FORWARDED TO STEERING COMMITTEE**

Board Consent Order previously listed

**DATE SCHEDULED FOR NEXT MEETING**

Wednesday, March 20, 2013.

**ADJOURNMENT**

There being no further business to come before the Air and Odor Committee, the meeting was adjourned at 5:22 p.m.

Respectfully Submitted,

Ruby Tucker, Executive Secretary I  
Environmental Protection Board