

**Air Odor Noise Committee**  
Lucinda Sonnenberg, Ph.D. – Chair  
Michelle Tappouni  
Amy Fu, P.E.  
Mobeen Rathore, M.D.

**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.  
Steven Jenkins

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

### **Meeting Notice and Agenda**

Monday, October 10, 2016

5:00 p.m. - Ed Ball Building

**214 N. Hogan Street – Conference Room 851**

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**

**NICK HOWLAND**

#### **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 SEPTEMBER 2016 BOARD MEETING SUMMARIES**

- September 12, 2016 – Board Meeting
- September 26, 2016 – Board Meeting
  - i. Public Comment
  - ii. Board Vote

#### **IV. CONSENT ORDERS**

**TREE KILBOURN**

- (Air/Odor/Noise)
- **none**

- (Water/Haz Mat)
- **JEA - Project at Gay Street & Atlantic Blvd., Miller Creek Incident (WP-16-XY) – Alleged unlawful discharge of turbid water – proposed settlement fee \$6,400 [\$8,000 less 20% good faith efforts to cooperate]**
    - I. Public Comment
    - II. Board Vote

#### **V. ENFORCEMENT REPORT**

**TREE KILBOURN**

**VI. PRESENTATION(s)**

- none

**VII. PUBLIC HEARING(s)**

- Rulemaking – JEPB Rule 4

**VIII. COMMISSION UPDATES**

- Waterways Commission
- KJB Commission

**IX. EPB ADMINISTRATOR REPORT**

**JAMES RICHARDSON**

**X. ENVIRONMENTAL QUALITY DIVISION REPORT**

**MELISSA LONG**

**XI. OLD BUSINESS**

- none

**XII. NEW BUSINESS**

- EPB Committee Membership and Leadership
  - Water Committee
  - Air & Odor Committee
  - Education & Public Outreach Committee
- Commission Representation
  - Waterways
  - Keep Jacksonville Beautiful

**XIII. ITEMS REFERRED TO COMMITTEES**

**XIV. NEXT SCHEDULED BOARD MEETING(s)**

- EPB Committees
  - i. Water Committee –October 24, 2016 at 4:30 pm
  - ii. Air & Odor Committee – October 24, 2016 at 5:00 pm
  - iii. Education & Public Outreach – October 24, 2016 at 5:30 pm
- EPB Steering Committee – November 2, 2016 at 4:00 pm
- EPB monthly meeting – November 14, 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:** September 30, 2016

**SUBJECT: PROPOSED PRESENTATION TO JEPB OCTOBER 10, 2016  
APPROVAL OF CONSENT ORDER SETTLEMENTS**

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**Water**

**JEA (Project at Gay Street & Atlantic Boulevard, Miller Creek incident WP-16-XY)**  
Alleged unlawful discharge of turbid water

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

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**THE ENVIRONMENTAL PROTECTION BOARD  
CITY OF JACKSONVILLE, FLORIDA  
OCTOBER 10, 2016**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**JEA,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s): Alleged unlawful discharge of turbid water

Source of alleged violation(s): JEA project at Gay Street & Atlantic Boulevard (Miller Creek)

Date of alleged violation(s): 7/13/16

Method of determining alleged violation(s): Field investigations

Rules allegedly violated: JEPB Rule 3.103B

ND response to alleged violation(s): Investigation conducted on 7/13/16 and sampling to determine possible impacts conducted

Respondent's corrective actions: JEA investigated incident, improving operations to address BMP requirements for projects

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

Consent Order requirements: None

Enforcement actions:

**WP-13-21** issued 8/13/13 to JEA [St. Johns Ave. Repairs] for unlawful discharge, exceedance of water quality standards and failure to comply with erosion and sediment controls. \$8,960 penalty paid. Case closed.

**WP-13-12** issued 5/10/13 to JEA, England Thims & Miller, Inc. and Murphy Pipeline Contractors, Inc. for failure to comply with erosion and sediment controls standards, unlawful discharge and exceedance of water quality standards. \$13,740 penalty paid. Case closed.

**WP-12-17** issued 8/15/12 to JEA and Grimes Utilities, Inc. for unlawful discharge and failure to comply with erosion and sediment control standards. \$4,800 penalty paid. Case closed.

**WP-11-31** amended and issued 3/5/12 to JEA, Shantal Powers and Grace and Truth for construction of a low pressure sewer system without a permit, failure to maintain and unlawful discharge. \$12,800 penalty mitigated with 100% SEP to convert low pressure sewer to gravity sewer. Case closed.

**WP-11-18** issued 2/23/11 to JEA for placing a wastewater collection/transmission system at Beach and Kernan into service without approval. \$6,400 penalty paid. Case closed.

**WP-10-97** issued 9/23/10 to JEA for construction of a wastewater collection/transmission system at Lamee Avenue (Drexel Street to Carmichael Avenue) without a permit. \$6,400 penalty paid. Case closed.

**WP-09-41** issued 12/14/09 to JEA for unlawful discharge of other materials to surface waters. \$6,400 penalty paid. Case closed.

**WP-06-19** issued 3/8/06 to JEA [and T.B. Landmark Construction, Inc, Tampa Electric Co. d/b/a Teco Peoples Gas, and Teen Challenge of Florida, Inc.] for water main break and washout to Craig Creek. \$4,800 penalty paid. Case closed.

**WP-03-10** for multiple files issued multiple dates to JEA for failure to maintain and illegal discharge. Referred to DEP.

**WP-03-07** issued 1/22/03 to JEA (San Clerc) for failure to maintain collection system and unlawful discharge. \$4,640 penalty paid. Case closed.

**WP-02-14** issued 7/3/02 to JEA [and The Stellar Group WP-02-12 and Carter Contracting of Jacksonville WP-02-13] for failure to adequately utilize erosion and sediment control measures. \$8,800 penalty paid. Case closed.

**Consent Order**  
**Investigation WP-16-XY**  
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**WP-01-12** issued 6/7/01 to JEA (Egret Cove) for illegal discharge, failure to maintain and failure to notify. Referred to DEP.

**WP-01-11** issued 6/7/01 to JEA (Ortega Yacht Basin) for illegal discharge, failure to maintain and failure to notify. Referred to DEP.

**WP-01-08** issued 5/11/01 to JEA (4500 Block of Cabbage Pond Drive) for illegal discharge, failure to maintain and failure to notify. Referred to DEP.

**WP-00-13** issued 11/3/00 to JEA and Gate (1300 Block Riverplace Blvd.) for illegal discharge and failure to maintain. Referred to DEP.

**WP-00-07** issued 8/21/00 to JEA for construction of a collection system without a permit. \$800 penalty paid. Case closed.

**WP-00-01** issued 1/6/00 to JEA (7703 Blanding) for illegal discharge and failure to maintain. Referred to DEP.

**EPB 2014 -2016 Committee Assignments Currently in Effect**

<b>EPB Member</b>	<b>Current Assignment</b>	<b>Requested Assignment</b>	<b>New Assignment</b>
Michelle Tappouni	Air		ex officio to all
Bobby Baker	Water	Water	Water (Chair)
Tony Bellamy	Air (Chair)	Water, EPOC	Water, EPOC
Steven Jenkins	none	Water, EPOC	Water, EPOC, 5th for Air
Amy Fu	Water	Water	Air, 5th for Water
Nick Howland	Water (Chair)	Water	Air
Mobeen Rathore	Air	Air	Air
Lucy Sonnenberg	Water, EPOC	either, EPOC	Air (Chair), EPOC