

**Air Odor Noise Committee**

Roi Dagan, M.D. – Chair  
Michelle Tappouni  
Mobeen Rathore, M.D.  
David Wood  
Gabriel DuPree - Alt



**Water Committee**

Lucinda Sonnenberg, Ph.D. – Chair  
Gabriel DuPree  
Amy Fu, P.E.  
Bobby L. Baker, P.E.  
David Wood – Alt

**Education & Public Outreach**

Michelle Tappouni - Chair  
Lucinda Sonnenberg, Ph.D.  
Nick Howland  
Bobby Baker, P.E.

**Nick Howland – Chairman**

**Amy Fu, P.E. – Vice Chairman**

**Bobby L. Baker, P.E., Roi Dagan, M.D., Gabriel DuPree**

**Mobeen Rathore, M.D., Lucinda Sonnenberg, Ph.D., Michelle Tappouni, David Wood**

**City of Jacksonville, Florida  
ENVIRONMENTAL PROTECTION BOARD**

Monday, March 13, 2017

**Meeting Summary**

**Members Present:**

Nick Howland, Chair  
Gabriel DuPree  
Bobby Baker, P.E.

Lucinda Sonnenberg, Ph.D.  
David Wood

**Members not present:**

Amy Fu, P.E., Vice Chair  
Roi Dagan, M.D.

Mobeen Rathore, M.D.  
Michelle Tappouni

**Staff/Resources Present**

James Richardson, EPB Administrator  
Jeff Close, OGC

Mike Williams, EQD Air Branch  
Tree Kilbourn, EQD Enforcement

**Visitor(s):**

John Nooney  
Shannon Gregory  
Mark Mussler

Shannon Blankinship  
David Bauerlein

**CALL TO ORDER**

Chair Nick Howland called the monthly meeting of the Environmental Protection Board (EPB) to order at 5:04 p.m.

**NICK HOWLAND**

**I. CHAIRMAN'S REMARKS**

Chair Howland acknowledged Steve Jenkins and presented him with a token of appreciation for his dedicated service to the community and to the board during his 8 year term. He shared that Mr. Jenkins held various leadership positions (board chairman, water chairman, and air chairman) during his term. Steve Jenkins thanked the Board members and staff sharing that in his career he has not had as much opportunity to work with people

not necessary all likeminded. He has gained a healthy respect for the City and Board Members and stated that it had been a privilege and a pleasure serving on the Board.

## II. COMMENTS FROM THE PUBLIC

There were no comments from the public.

## III. APPROVAL OF FEBRUARY 2017 BOARD MEETING SUMMARIES

- February 13, 2017 – Board Meeting
- February 13, 2017 – Public Trust Tree Canopy Study Funding Hearing

### Public Comment

John Nooneya resident at 8356 Bascom Road, Jax, FL addressed the Board with various environmental issues and concerns (shared pics of issues on Pottsburg creek).

### Board Vote

A motion was made to approve the February Board Meeting summaries (Sonnenberg) properly seconded (DuPree) and approved by the body.

## IV. APPROVAL OF JANUARY 2017 COMMITTEE MEETING SUMMARIES

- February 27, 2017 – Water Committee Meeting
- February 27, 2017 – Air Committee Meeting
- February 27, 2017 – Education & Public Outreach Committee Meeting

### Public Comment

None

### Board Vote

A motion was made to approve the February Committee Meeting summaries (DuPree) properly seconded (Sonnenberg) and approved by the body.

## V. CONSENT ORDERS

### TREE KILBOURN

(Air/Odor/Noise)

- **Griswold Ready Mix Concrete, Inc. (AP-17-01)** - Failure to re-register for the use of Air General Permit 0310491-003-AG and operating without a permit – **proposed settlement fee: \$240** [*\$300 less 20% discount for good faith efforts to cooperate*]
- **Waste Pro of Florida, Inc. (NP-16-07)** - 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 [Quan Drive, Clarendon Road, Tunis Street, Dakar Street] – **proposed settlement fee: \$8,500**

(Water/Haz Mat)

- **Speedway, LLC (WP-16-19)** - Unlawful discharge of untreated wastewater to the ground or surrounding environment; Failure to maintain wastewater collection/transmission system to function as intended; Allowing wastewater to bypass its collection/transmission system or treatment facility; Failure to notify EQD of discharge and provide required records – **proposed settlement fee: \$620** [*\$3,100 less 20% for good faith efforts to cooperate (to \$2,480) and less the mitigation credit of 75% for the SEP valued by EPA model at \$4,456, a \$1,860 credit*]

- **Cambridge Management of Washington, Inc. as agent for SP Hilltop Village LP (WP-16-18)** - Unlawful discharge untreated wastewater to a storm sewer; Failure to maintain collection lines to function as intended; Unlawful bypass of wastewater collection/transmission system or treatment facility – **proposed settlement fee: \$6,400** [*\$8,000 less 20% good faith efforts to cooperate*]
- **Mitchell Learning Academy, LLC (WP-15-09)** - Unlawful discharge of sewage or other untreated waste or wastewater; Failure to maintain wastewater collection/transmission system so as to function as intended; Failure to comply with sewerage design standards; Failure to provide operator and post required information; Failure to perform required maintenance; Failure to notify EQD – **proposed settlement fee: \$0** pursuant to the EPA's ABEL Model results demonstrating the Respondent's inability to pay the assessed civil penalties

#### **Public Comment**

None

#### **Board Vote**

A motion to approve the consent order(s) was made (Sonnenberg) properly seconded (Baker) and approved by the body.

#### **VI. ENFORCEMENT REPORT**

#### **TREE KILBOURN**

There were no questions or discussion.

Mr. Baker asked that given the number of SEPs that have come before the Board recently if there might be some discussion of Rule 3 at a future Water Committee meeting, specifically design requirements.

#### **VII. PUBLIC HEARING(s)**

Chair Howland suspended the EPB meeting at 5:34 pm in order to conduct the scheduled Public Hearing(s).

- JEPB Rule 4
- Funding Request – DCSWCD Funding for Envirothon and Educational Activities
- Funding Request – Nutrient Removal using Microbes Study
- Funding request – Formosan Termite Project

The EPB meeting was reconvened at 6:21 pm.

#### **VIII. PRESENTATION(s)**

None.

#### **IX. COMMISSION UPDATES**

Waterways Commission

Ms. Tappouni shared that Councilwoman Boyer has a focus on access and activation of the river. Each of three subcommittees reported on discussions they were having. There was also a presentation on artificial reefs off the coast. There may be permits available but no funding source.

KJB Commission  
St Johns River Celebration Cleanup – March 25, 2017. EQD staff will captain a few sites.

**X. EPB ADMINISTRATOR REPORT**

**JAMES RICHARDSON**

James Richardson shared that Jax Aquafest is scheduled for May 6, 2017 from 10am-4pm at the Museum of Science & History (MOSH).

**XI. ENVIRONMENTAL QUALITY DIVISION REPORT**

**MELISSA LONG**

None.

**XII. Legislative Update**

Mr. Richardson shared information concerning the status of bills filed so far in the legislative session.

**XIII. OLD BUSINESS**

- None

**XIV. NEW BUSINESS**

- Petition for Rulemaking – JEPB Rule 4

Mr. Richardson shared that on February 22, 2017 the JEPB received a Petition for Rulemaking from Shannon Gregory on behalf of WRH Realty Services, Inc. The petition seeks a change to JEPB Rule 4.211 adding proposed language “A waiver may be granted on a case by case basis by the board allowing mechanical trash hauling hours to be extended to include the hours of 5am – 7am for property owners in locations where the hauling of trash is only feasible from a public area commonly used by pedestrians, cyclist and motorist such as a public street or sidewalk”. Pursuant to JEPB Rule 1.202 the JEPB must take action on the petition within 30 days.

After brief discussion, a motion was made to accept the petition and open Rulemaking for JEPB Rule 4 at the April EPB meeting (Sonnenberg) properly seconded (Baker) and approved by the body.

- Resolution declaring April as Water Conservation Month

Mr. Richardson shared a request from the St. Johns River Water Management District (SJRWMD) regarding a resolution for April to be named as Water Conservation month.

After a brief discussion a motion was made to approve the resolution (Tappouni) properly seconded (DuPree) and approved by the body.

- JEPB Priorities - Discussion

Mr. Howland shared some of the discussion that took place during the retreat. Those present took some opportunity to update the priorities of the EPB. These will direct things like funding requests and other work of the board. He stated that if there were any other thoughts to share them with Mr. Richardson. There will be further discussion around the topic at future meetings. He also stated that there had been increased discussion

around the topic of artificial reefs. He asked that the EPO committee take the topic and research if there are any opportunities for the board to potentially sponsor a reef.

**ITEMS REFERRED TO COMMITTEES**

- EPO Committee – Artificial Reef
- Water Committee – JEPB Rule 3 & Design Standards

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

- a. EPB Committees
  - i. Water Committee – March 27, 2017 at 4:30 pm
  - ii. Air & Odor Committee – March 27, 2017 at 5:00 pm
  - iii. Education & Public Outreach – March 27, 2017 at 5:30 pm
- b. EPB Steering Committee – April 5, 2017 at 4:00 pm
- c. EPB Monthly Meeting – April 10, 2017 at 5:00 pm

**XVI. ADJOURNMENT**

The meeting was adjourned at 7:00 pm.

Respectfully Submitted

---

Ruby Tucker, Executive Assistant to EQD Chief