

Air Odor Noise Committee

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

Education & Public Outreach

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



Water Committee

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

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, May 8, 2017

Meeting Summary

Members Present

Nick Howland, Chair
Gabriel DuPree
Lucinda Sonnenberg, Ph.D.

Bobby Baker, P.E.
David Wood

Members not Present

Amy Fu, P.E., Vice Chair
Mobeen Rathore, M.D.
Roi Dagan, M.D.
Michelle Tappouni

Staff/Resources Present

James Richardson, EPB Administrator
Jeff Close, OGC (via phone)
Melissa Long, EQD Chief

Mike Williams, EQD Air Branch
Tree Kilbourn, EQD Enforcement

Visitor(s)

Clint Noble

CALL TO ORDER

Chair Nick Howland called the monthly meeting of the Environmental Protection Board (EPB) to order at 5:02 p.m.

NICK HOWLAND

I. CHAIRMAN'S REMARKS

None.

II. COMMENTS FROM THE PUBLIC

None.

III. APPROVAL OF APRIL 2017 BOARD MEETING SUMMARIES

- April 10, 2017 – Board Meeting

- April 10, 2017 – JEPB Rule 4 Rulemaking Hearing
- April 10, 2017 – Nutrient Removal using Microbes Study Funding Hearing

Public Comment

None.

Board Vote

A motion was made to approve the April Board Meeting summaries (Baker) properly seconded (Dupree) and approved by the body.

IV. APPROVAL OF APRIL 2017 COMMITTEE MEETING SUMMARIES

- April 24, 2017 – Water Committee Meeting
- April 24, 2017 – Air Committee Meeting
- April 24, 2017 – Education & Public Outreach Committee Meeting

Public Comment

None.

Board Vote

A motion was made to approve the April Committee Meeting summaries (Dupree) properly seconded (Baker) and approved by the body.

V. CONSENT ORDERS

TREE KILBOURN

(Air/Odor/Noise)

- **None**

(Water/Haz Mat)

- **McDonald’s Corporation and DCC Lee Enterprises, Inc. (WP-15-24) – Modification to Consent Order** - Unlawful discharge of wastewater to storm water sewer; Failure to maintain system to function as intended; Failure to notify EQD of a discharge of wastewater and submit required documentation:
 - o **Consent Order settlement fee:** ~~\$8,000 assessed and due 4/30/17 if no SEP is approved~~ \$2,000 [~~\$8,000 less \$6,000 SEP mitigation for project valued at \$10,739 by EPA Project Model~~]
 - o **Consent Order requirements:** SEP to modify infrastructure and install locking clean out caps to prevent removal by unauthorized persons at 3 stores by July 31, 2017
- **Ortega Village, LLC (WP-____)**- Unlawful discharge of sewage or other untreated wastewater to the ground; Failure to maintain the wastewater collection/transmission system to function as intended; Bypass of a wastewater treatment facility; Failure to notify EQD of a discharge of wastewater and provide required records – **proposed settlement fee and requirements:** TBD before May 8, 2017.
**** Action on this agenda item was deferred**

Public Comment

None

Board Vote

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

VI. ENFORCEMENT REPORT

TREE KILBOURN

There were no questions or discussion.

VII. PUBLIC HEARING(s)

Chair Howland suspended the EPB meeting at 5:19 pm in order to conduct the scheduled Public Hearing(s).

- Rulemaking - JEPB Rule 4

The EPB meeting was reconvened at 5:54 pm.

VIII. PRESENTATION(s)

JEA Sanitary Sewer System – June 2017 Board Meeting.

IX. COMMISSION UPDATES

Waterways Commission

None – Waterways will be meeting on May 10th.

KJB Commission

None.

X. Legislative Update

Mr. Richardson shared information concerning the status of bills filed in the legislative session. The budget has not been completely approved and Mr. Richardson will continue to keep the Board updated.

XI. EPB ADMINISTRATOR REPORT

JAMES RICHARDSON

- Jax Aquafest was held on Saturday, May 6, 2017 at the Museum of Science & History (MOSH). There was over 1,200 attendees
- Fairfax Wood Treaters meeting will be held in a few days and staff will email the notice to the Board for the members who would like to attend.
- SJRWMD meeting is scheduled for May 9th – on their agenda will be a discussion of the current drought conditions and if any actions are warranted
- EPB Water Committee will host a workshop on Monday, May 15th on Erosion & Sediment Control

XII. ENVIRONMENTAL QUALITY DIVISION REPORT

MELISSA LONG

Chief Long shared:

- There has been some impact to air quality from the fires in the area. There are some elevations of PM. Staff is monitoring and the required actions will be done if the levels reach elevated numbers for a sustained period of time.
- Budget is starting. More information as the process unfolds.
-

XIII. OLD BUSINESS

None.

XIV. NEW BUSINESS

None.

XV. ITEMS REFERRED TO COMMITTEES

None.

XVI. NEXT SCHEDULED BOARD MEETING(S)

- EPB Committees
 - I. Water Committee Workshop – May 15, 2017 at 4:30 pm
 - II. Water Committee – May 22, 2017 at 4:30 pm
 - III. Air & Odor Committee – May 22, 2017 at 5:00 pm
 - IV. Education & Public Outreach – May 22, 2017 at 5:30 pm
- EPB Steering Committee – June 7, 2017 at 4:00 pm
- EPB monthly meeting – June 12, 2017 at 5:00 pm

XVII. ADJOURNMENT

The meeting was adjourned at 6:15 pm.

Respectfully Submitted

Ruby Tucker, Executive Assistant to EQD Chief



ONE CITY. ONE JACKSONVILLE.

City of Jacksonville, Florida

Lenny Curry, Mayor

Environmental Quality Division
Ed Ball Building
214 N. Hogan Street, 5th Floor
Jacksonville, Florida 32202

MEMORANDUM

April 28, 2017

TO: Jacksonville Environmental Protection Board Steering Committee

THROUGH: Stephanie Burch, Esq., Director
Neighborhoods Department

Melissa M. Long, P.E., Chief
Environmental Quality Division

FROM: Tree Kilbourn, Environmental Enforcement Officer
Environmental Quality Division

**RE: PROPOSED PRESENTATION TO JEPB – May 8, 2017
APPROVAL OF CONSENT ORDER SETTLEMENTS**

Water

Ortega Village, LLC (WP-____)

Unlawful discharge of sewage or other untreated wastewater to the ground; Failure to maintain the wastewater collection/transmission system to function as intended; Bypass of a wastewater treatment facility; Failure to notify EQD of a discharge of wastewater and provide required records

McDonald's Corporation and DCC Lee Enterprises, Inc. (WP-15-24) – Modification to Consent Order

Unlawful discharge of wastewater to storm water sewer; Failure to maintain system to function as intended; Failure to notify EQD of a discharge of wastewater and submit required documentation

c: Ms. Stephanie Burch, Director
Mr. Jason Teal, OGC
Mr. Jeff Close, OGC
Mr. James Richardson, Program Administrator, EPB
EQD Branch Managers

**THE ENVIRONMENTAL PROTECTION BOARD
CITY OF JACKSONVILLE, FLORIDA
MAY 8, 2017**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

Ortega Village, LLC,

Petitioner,

Respondent.

Type of alleged violation(s): Unlawful discharge of sewage or other untreated wastewater to the ground; Failure to maintain the wastewater collection/transmission system to function as intended; Bypass of a wastewater treatment facility; Failure to notify EQD of a discharge of wastewater and provide required records

Source of alleged violation(s): Wastewater collection/transmission system located at 5515 118th Street, Jacksonville, FL

Date of alleged violation(s): On or before 4/5/17

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

Rules allegedly violated: FS § 403.161(1)(b); JEPB Rules 3.103B, G. and I; 3.405A.5.c and 3.405A.5.g; and 3.405A.7 and 3.405A.7.a

ND response to alleged violation(s): Cease and Desist Citation WP-_____ issued _____

Respondent's corrective actions: Discharge a result of clean out cap being removed without approval. Collection line replacement has begun. Possible SEP for locking clean out caps being considered

Consent Order settlement fee: TBD before May 8, 2017

Consent Order requirements: TBD before May 8, 2017

Enforcement actions:

NTC issued 8/19/13 for evidence of unlawful discharge from clean out noted. Closed.

NTC issued 1/5/10 to Ortega Village Mobile Home Park for failure to keep equipment in service, unlawful discharge, failure to provide operator and failure to notify EQD of discharge. Closed.

NTCs issued 2/2/07 to Ortega Village Mobile Home Park for failure to keep equipment in service and unlawful discharge. Closed.

THE ENVIRONMENTAL PROTECTION BOARD
CITY OF JACKSONVILLE, FLORIDA
MAY 8, 2017

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE
NEIGHBORHOODS DEPARTMENT,**

-vs-

**McDonald's Corporation and DCC Lee
Enterprises, Inc.**

Petitioner,

Respondents.

Type of alleged violation(s): Unlawful discharge of wastewater to storm water sewer; Failure to maintain system to function as intended; Failure to notify EQD of a discharge of wastewater and submit required documentation

Source of alleged violation(s): Wastewater collection/transmission system with lift station located on 5751 Beach Blvd. (RE No. 135084-0000) and serving at least 5801 Beach Blvd. and 5825 Beach Boulevard, Jacksonville, Florida

Date of alleged violation(s): On or before 6/26/15 and 7/2/15

Method of determining alleged violation(s): Field investigations

Rules allegedly violated: FS §403.161(1)(b), JEPB Rules 3.103B, G, and H; 3.403 and 3.404; 3.403D; 3.405A.5.a and 3.405A.5.g; and 3.405A.7 and 3.405A.7.a

ND response to alleged violation(s): Cease and Desist Citation WP-15-25 issued 8/7/15

Respondent's corrective actions: Repairs made to lift station and engineer evaluation performed

Consent Order settlement fee: ~~\$8,000 assessed and due 4/30/17 if no SEP is approved~~
\$2,000 [\$8,000 less \$6,000 SEP mitigation for project valued at \$10,739 by EPA Project Model]

Consent Order requirements: SEP to modify infrastructure and install locking clean out caps to prevent removal by unauthorized persons at 3 stores by July 31, 2017

Enforcement actions:

NTCs GT140316 issued 3/3/14 to Mille Borne Associates and Steven Greene for failure to provide safe access. Closed.