

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.

City of Jacksonville, Florida
ENVIRONMENTAL PROTECTION BOARD
Monday, May 11, 2015
5:00 p.m.
Board Meeting Summary

Members Present

Michelle Tappouni, Chair
Bobby L. Baker, P.E.
Amy Y. Fu, P.E.
Tony C. Bellamy, P.E.

Steven T. Jenkins
Lucinda Sonnenberg, Ph.D.
Roi Dagan, M.D.

Members Not Present

Nick Howland, Vice Chair
Mobeen Rathore, M.D.

Staff/ Resources Present

James Richardson, EPB Administrator
Reba Abraham, OGC
Melissa Long, EQD Chief
Tree Kilbourn, EQD Enforcement

Visitors

Don Workman
Scott Laidlaw, SJRWMD
Geoff Sample, SJRWMD

Carolyn Antman
Paul Steinbrecher, JEA
Tom Larson

Call to Order

Chair Michelle Tappouni called the monthly meeting of the Environmental Protection Board (EPB) to order at 5:04 p.m. A quorum of members was established.

Chairman’s Remarks

None.

Approval of April Board Minutes

Chair Tappouni entertained a motion to approve the EPB meeting summaries of the April 13th Board Meeting and Public Hearing (Jenkins) which was properly seconded (Bellamy) and approved by the body.

Approval of April Committee Minutes

Chair Jenkins entertained a motion to approve the summary of the April 20th EPB Water Committee (Bellamy) which was properly seconded (Jenkins) and approved by the body.

Board Member Lucy Sonnenberg suggested that the fertilizer and septic tank whitepaper to be provided to the Water Committee be submitted to the full board.

Chair Jenkins entertained a motion to approve the summary of the April 22nd EPB Air & Odor Committee Meeting (Sonnenberg) which was properly seconded (Bellamy) and approved by the body.

Comments from the Public

None.

Consent Agenda

(Air/Odor/Noise)

- None

(Water/Haz Mat)

- **H&J Land Investments, Inc. (WP-14-08) Modification of Consent Order** - The Board approved consent order with a Supplemental Environmental Project (SEP) required completion of the SEP no later than May 31, 2015. The respondent provided information that there are delays caused by the need for additional information and work by JEA to clarify the manhole. Respondent has requested that the Consent Order be modified; extending the date so that the SEP is completed no later than July 15, 2015.

Don Workman contractor, Kwik Fix Plumbing shared that Kwik Fix Plumbing will be removing the lift station and connecting to the sanitary via gravity system and installing a manhole. There were issues in clarifying requirements which caused delays therefore he requested an extension of the SEP to be completed no later than July 15, 2015.

A motion was made to approve the Modification of Consent Order with Compliance Plan to allow the project to be completed no later than July 15, 2015 (Sonnenberg) which was properly seconded (Jenkins) and approved by the body.

Enforcement Report

Updated SEP Language – Tree Kilbourn shared that the Environmental Protection Agency (EPA) Supplemental Project Guidelines that Enforcement uses has published an updated 2015 Guideline. There are two changes that will affect Enforcement: 1) in negotiations EPA had with IRS and other federal agencies, there is required certification language needed in every SEP Consent Order Compliance Plan which provides certain certification regarding dollars. This language has always been in the guidelines but now EPA wants the language placed into the Consent Order Compliance Plan so the respondent can sign their signature to the specific costs of the SEP; this will also include a statement that the respondent is not receiving grants, federal dollars or third party dollars to complete the project or claim the expenses as a business deduction on IRS tax returns. Staff has received the documents and gone through training for the updated guidelines and is required to move forward; 2) Every Consent Order Compliance Plan that has a SEP must have a stipulated penalty for failure to complete the SEP. Staff also inquired whether the Board would like to continue using the EPA Supplemental Project Guidelines for these types of mitigation projects which is not a requirement.

As there were several questions and concerns expressed, it was decided that the Board would schedule a workshop prior to the June meeting for further discussion.

Legislative

Chief Melissa Long shared the following:

- The legislative session ended with not much action and no budget. For that reason, a special session is scheduled for June primarily to finalize the budget.
- SB918/HB7003 Springs Protection Central Water Initiative Plans and SJRWMD Water Policy Plans have been tabled and may be taken up during special session.

Presentation(s)

SJRWMD Water Supply Planning – Scott Laidlaw, Bureau Chief of Water Use Planning and Regulation presented an update on the Districts Water Supply Planning efforts (presentation attached). Key points included:

- The Florida Statutes requires that each water management district conduct water supply planning for any region where it determines that existing sources of water are not adequate to supply water for all existing and future reasonable beneficial uses and to sustain the water resources and natural systems for the planning period.
- Historically SJRWMD has looked at our district as a whole, however this year the direction has been changed breaking the district into 5 smaller Water Supply Planning Regions.
 - Region 1: Alachua, Baker, Bradford, Clay, Duval, Flagler, Nassau, Putnam and St Johns Counties;
 - Region 2: Marion and North Lake Counties;
 - Region 3: Orange, Osceola, Seminole and Southern Lake counties;
 - Region 4: Brevard, Indian River and Okeechobee counties;
 - Region 5: Volusia County.
- Region 3: Central Florida Water Initiative (CFWI) has a solutions document as part of their water supply plan. It is posted on the website for public comment through the end of July 2015.
- Timeline for Draft Plans, Region 1 FY14-16 | Region 2 FY15-16 | Region 4 FY16-17 | Region 5 FY17-18 | Region 3 FY18-20; the cycle will repeat every five years.
- Five elements will be reviewed (water conservation, reuse, water resource development projects, alternative water supply development, and groundwater).

Several questions ensued regarding projections of water use, per capita use, rainfall, groundwater modeling efforts, water use trends, rationale for combining the Region 1 lower basin with the Suwannee River district, etc.

Public Comments

Tom Larson, Sierra Club NE Florida shared the following:

- Water is one of our most important resources but has been treated in Florida as an unlimited resource, which it's not. One consideration to keep in mind is that conservation is the lowest cost option we have to protect it. We need to think more about conservation as projects are reviewed over 5 years.
- A forum discussing the Harbor Deepening Dredging is welcomed and Sierra Club would like to continue to be involved with discussion of the community concerning the Harbor Dredging project. There are a number of aspects not properly reviewed yet. It's a major investment and we have to keep working to make it right.
- Seismic Air Gun Testing - Sierra Club is supporting the opposition. The resolution has been adopted by several sister cities and communities nearby.

Paul Steinbrecher, JEA shared:

- JEA can make a presentation to the Board on water use trends at the Board's convenience. Water use trends are flat or declining in NE Florida area from 1985 to present. From a public policy perspective the district has done excellent work with public suppliers over the last 15 or 20 years in driving water uses down. The total overall demands are going down. Public supply is serving greater populations with less and less water.

Program Administrator Report

Mr. Richardson shared the following:

- Ordinance 2015-268 was introduced to City Council and has some impacts on Boards requiring a secretary. Ethics training has to be completed by new members within 6 months of their appointment.
- The next Ethics Training is scheduled for Wednesday, June 24th at 12 noon in the Lynnwood Roberts Room at City Hall. Board members are encouraged to attend and should contact him if they would like to register.
- Ordinance 2015-312 Community Noise Training is being introduced to City Council on Tuesday, May 12th.
- There have been discussions to encourage the City to re-establish their Sustainability program.
- City of Atlantic Beach is making progress on developing a Sustainable Buildings Ordinance which is modeled on the City's Sustainable Buildings program.
- There has been an Air Program in the City for 50 years and staff is working on a plan to recognize and celebrate the achievement.
- The 2016 Florida Legislative session will begin in January. EPB members are asked to begin discussions to determine EPB priorities.
- Approximately 1,100 individuals attended the Clean Air Festival at Mosh on Saturday, May 2nd.

Departmental Report

Chief Long shared the following:

- Water Quality Branch Reorganization will be considered by City Council committees next week.

Old Business

- The Port Task Force – At the April meeting of the Mayor's Port Task Force, a recommendation was made to move forward with the project. A summary of the meeting was provided by James Richardson to the Board for review. A brief discussion ensued regarding a consideration request made by a Port Task Force member concerning the JEPB hosting an Environmental Forum as an open dialogue effort to discuss the topic of the Port Dredging. It was suggested the Board have specific dialogue regarding to potential environmental impacts, potential mitigation measures for those impacts, and viewpoints from scientists and engineers. There was discussion of whether the Board will take a position, the mission to provide education to the public and exactly what a forum might look like. There was consensus to move forward with consideration of hosting the forum and the issue was forwarded to the Education & Public Outreach Committee for refinement.

New Business

- Resolution opposing Seismic Testing – is being introduced to City Council. The Board will express their position opposing the testing by sending a letter of support for the resolution to the Council.
- JEPB Retreat will be scheduled for the month of October.

Board Member Baker made an inquiry regarding the noise pollution of two concerts held at Metropolitan Park recently - Welcome to Rockville Concert and the Funk Fest. Chief Long shared that EQD staff was onsite during the Welcome to Rockville concert on April 25th and April 26th and measured two violations. Pursuant to the Ordinance, the promoter would be subject to a fine for the second violation. There were 2 complaints entered into CARE. EQD also had staff on call during the May 8th and 9th Funk Fest concert to respond to citizen complaints. There were nine complaints and EQD measured no exceedances of the noise limits in the JEPB Rule 4.

Item(s) referred to Committees

Harbor Deepening Town Hall Forum – Education Committee

Comments from the Public

None.

Next Scheduled Board Meeting(s)

Monday, June 8, 2015 – workshop at time to be confirmed
Monday, June 8, 2015 at 5:00 pm.

Adjournment

There being no further business to come before the Board, the meeting was adjourned at 7:01 p.m.

Respectfully Submitted

Ruby Tucker, Executive Assistant to EQD Chief