**JEPB Monthly Meeting Agenda**

**Monday, April 18, 2022**

Physical Location:

5:00 p.m. - Ed Ball Building

214 N. Hogan Street – Conference Room 110

**BOARD MEETING AGENDA**

CALL TO ORDER **DAVID WOOD**

I. CHAIRMAN’S REMARKS

II. COMMENTS FROM THE PUBLIC

III. APPROVAL OF MINUTES

* Minutes of March 21, 2022, Monthly Meeting

IV. CONSENT ORDERS  **TREE KILBOURN**

**Air/Noise**

* **Elev8 Partners, LLC d/b/a Elev8 Demolition (AP-22-04) -** Failure to comply with asbestos NESHAP notice requirements for demolition or renovation

Respondent’s corrective actions: Surveys and clearance letter document RACM abated prior to demolition

Consent Order settlement fee: **$250**

1. Surveys on all buildings complete, ACM removed and Clearance documents for all buildings. Notice filed with start date same date as notice date. Demolition started prior to revised notice being received:

Late, incomplete or inaccurate renovation notice - $250 1st violation

Consent Order requirements: None

* **Archer Western Contractors, LLC (AP-22-03)**

Failure to conduct annual visible emissions (“VE”) compliance test by December 31, 2021 for calendar year 2021

Respondent’s corrective actions: Re-test demonstrated compliance

Consent Order settlement fee: **$900**

1. Report submitted and report review documented compliance
2. Test conducted 3/8/202

Potential for Harm – Minor, Extent of Deviation – Major

Consent Order requirements: None

**Water**

* **Jacksonville Alliance for Kipp Schools, Inc., Summit Construction Management Group, LLC, and Jax Dirtworks, Inc. (WP-21-70) -** Unlawful discharge of non-stormwater and turbid water to City separate stormwater sewer system (“MS4”); Failure to comply with erosion and sediment control requirements

Respondent’s corrective actions: Initial BMP Assessment provided with Citation response

Consent Order settlement fee: **$2,300**

1. 12/8/2021 Insufficient BMPs/failure to maintain BMPs resulting in unlawful discharge of non-stormwater and turbid water to MS4 from a dewatering discharge hose placed directly at the MS4
2. Sample at point of discharge from the Project to MS4 – 70 NTUs
3. Sample upstream of the Project drainage flows and in the MS4 – 1.5 NTUs
4. State water quality standards for turbidity is <29 NTUs above natural background [allowed 30.5 NTU]

Potential for Harm – Moderate: Discharge of nonstormwater or turbid discharge to MS4

Extent of Deviation – Moderate: Direct discharge to MS4 with sampling results of 130% to 170% and above over standard

Consent Order requirements: Immediately upon the effective date: Monitor, sample, notify EQD and report to EQD until Final Stabilization

Within 14 days of the effective date: Perform/Revise BMP Assessment

Within 21 days of the effective date: Submit BMP Assessment to EQD

Within 28 days of the effective date: Implement BMP Assessment

* **JEA and The Kenton Group, Inc. d/b/a Baldwin’s Quality Plumbing (WP-21-67) -** Unlawful discharge of non-stormwater, including but not limited to sediment, to City separate storm sewer system (“MS4”); Failure to comply with erosion and sediment control requirements

Respondent’s corrective actions: BMP Assessment provided with Citation response

Consent Order settlement fee: **$3,000**

8/26/2021 EQD inspection documented insufficient BMPs at some MS4 with failure to maintain BMPs, and no BMPs at other MS4 inlets resulting in the direct discharge of non-stormwater (sediment and debris) to MS4

Moderate Potential for Harm - Discharge of nonstormwater or turbid discharge to MS4

Minor Extent of Deviation - Discharge of nonstormwater to MS4 or turbid discharges to MS4 with sampling results less than 130% and with little possibility of runoff reaching surface water or wetland

$1,500

9/9/2021 Contractor response email to Notice to Correct - corrective actions performed

9/10/2021 EQD inspection documented insufficient BMPs/failure to maintain BMPs resulting in the direct discharge of non-stormwater (sediment and debris) to MS4

Moderate Potential for Harm - Discharge of nonstormwater or turbid discharge to MS4

Minor Extent of Deviation - Discharge of nonstormwater to MS4 or turbid discharges to MS4 with sampling results less than 130% and with little possibility of runoff reaching surface water or wetland

$1,500

Consent Order requirements: Immediately upon the effective date: Monitor, sample, notify EQD and report to EQD until Final Stabilization

Within 14 days of the effective date: Perform/Revise BMP Assessment

Within 21 days of the effective date: Submit BMP Assessment to EQD

Within 28 days of the effective date: Implement BMP Assessment

* **Pelican Pointe Gardens, LP and Four/Four Corporation cross reference Four/Four Corporation of Delaware, Inc. (WP-21-67) – Amended Consent Order -** Unlawful discharge of untreated wastewater to the ground, surrounding environment and stormwater; Failure to maintain wastewater collection/transmission system to function as intended; Unlawful bypass of system or treatment facility; Failure to comply with sewerage design standards; Failure to have compliant, recorded OMR Agreement; Failure to notify EQD of discharge and provide required records

Respondent’s corrective actions: While OMR was in completion and after consulting with legal and engineering professionals, Four/Four Corporation has elected to make independent connection to a JEA point of connection.

Consent Order settlement fee: **Assessed $8,000**

7/10/2021 Unlawful discharge of untreated wastewater to ground, surrounding environment and stormwater (FDOT or City municipal separate stormwater sewer system), failure to comply with design standards, failure to notify EQD and failure to have compliant OMR agreement for shared/manifolded system between two or more private property owners

Major potential harm and major extent of deviation

Previously approved mitigation modified. Due to proposed amendments in Rule 3 with final hearing April 18, parties must now commit in writing by May 6, 2022 to complete telemetry requirement at both pump stations upon construction/repairs or pay $8,000 within 30 days of approval of Amended Consent Order.

Consent Order requirements: Consent Order has been amended based upon independent connections

*Four/Four Corporation for 1403 Dunn System:*

DEP Permit application: No later than 6/30/2022

DEP Clearance package: No later than 10/15/2022

Monthly Status Report and Maintenance Records: Beginning 4/30/2022

*Pelican Point for 1333 Dunn System:*

Complete Engineer Report: Within 60 days after disconnection of 1403 Dunn System

Project deadlines based on EQD accepted Engineer Report

DEP Permit application (if required): Within 60 days of notification by EQD

Final Engineer Report: Deadline set by EQD after review of Engineer Report and/or DEP permit issuance

Monthly Status Report and Maintenance Records: Beginning 4/30/2022 with maintenance records

* **Malabar Motel and Mobile Home Park LLC (WP-21-45) -** Unlawful discharge of untreated wastewater to the ground and surrounding environment; Failure to maintain wastewater collection/transmission system to function as intended; Unlawful bypass of system or treatment facility; Failure to comply with sewerage design standards; Failure to notify EQD of discharge and provide required records

Respondent’s corrective actions: Engineer hired to review modified system without permit and file DEP Permit Application

Consent Order settlement fee: **$1,500**

7/15/2021 Unlawful discharge of wastewater to ground (not public areas) and failure to comply with sewerage design standards (secure) and possibly not designed to include mobile homes added to property

Direct discharge from system to surrounding environment not in public access area and not likely to reach surface waters

Moderate potential for harm and minor extent of deviation

Consent Order requirements: DEP Permit application: No later than 7/1/2022

Complete permitted work: Within 150 days of permit issuance

DEP Clearance package: Within 180 days of permit issuance

Monthly Status Report and Maintenance Records: Beginning 3/31/2022

V. ENFORCEMENT REPORT **TREE KILBOURN**

VI. PRESENTATION(s)

* Chief Resiliency Officer Introduction and Update **ANNE COGLIANESE**

VII. PUBLIC HEARING(s)

* JEPB Rule 3 – Water Pollution

VIII. OLD BUSINESS

* None

IX. NEW BUSINESS

* + Funding Request – SORR Community Engagement

X. COMMISSION & JEPB COMMITTEE UPDATES & REPORTS

* Waterways Commission **ADAM HOYLES**
* KJB Commission **JAMES RICHARDSON**
* JEPB Water Committee **TERRY CARR**
* JEPB Air Committee **MICHAEL WILLIAMS**
* JEPB Education & Outreach Committee **DAVID WOOD**

XI. EPB ADMINISTRATOR REPORT  **JAMES RICHARDSON**

XII. ENVIRONMENTAL QUALITY DIVISION REPORT **MELISSA LONG**

XIII. ITEMS REFERRED TO COMMITTEES

XIV. NEXT SCHEDULED BOARD MEETING(s)

* JEPB Committees

Water Committee – TBD

Air Committee - TBD

* JEPB Steering Committee – May 9, 2022, at 4:00 pm
* JEPB Monthly Meeting – May 16, 2022, at 5:00 pm

XV. ADJOURNMENT