

#### Air Odor Noise Committee

Amy Fu, P.E. – Chair  
Caleena Shirley  
David Wood  
Thomas Deck  
Edmund Clark, M.D.

#### Education & Public Outreach

David Wood – Chair  
Lucinda Sonnenberg, Ph.D.  
Bobby Baker, P.E.



#### Water Committee

Bobby L. Baker, P.E. – Chair  
Thomas Deck  
Roi Dagan, M.D.  
Edmund Clark, M.D.  
Caleena Shirley

Lucinda Sonnenberg, Ph.D. – Chairman  
Amy Fu, P.E. – Vice Chairman  
Bobby L. Baker, P.E., Edmund Clark, M.D., Roi Dagan, M.D.,  
Thomas Deck, Caleena Shirley, David Wood

## JEPB Monthly Meeting Notice and Agenda

**Monday, March 18, 2019**

5:00 p.m. - Ed Ball Building

214 N. Hogan Street – Conference Room 5016

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 INTRODUCTIONS

**DR. SONNENBERG**

#### I. CHAIRMAN'S REMARKS

- Recognition of Michelle Tappouni

#### 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 MINUTES

**(deferred to April Meeting)**

- Minutes of February 19, 2019 Monthly Meeting
- Minutes of February 19, 2019 EQD Marine Vessel Funding Hearing

#### IV. CONSENT ORDERS

**TREE KILBOURN**

(Air/Odor/Noise)

- **Waste Pro of Florida, Inc. (NP-18-04)** - 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 area [Clarendon Rd., Tunis St.] – **proposed settlement fee: \$5,000**

(Water/Haz Mat)

- **Earthworks of Florida, LLC (WP-19-10)** - Unlawful discharge of turbid water beyond project boundaries by indirect flow; Failure to comply with erosion and sediment control standards – **proposed settlement fee: \$1,840** [\$2,300 less 20% discount for good faith efforts to cooperate]

- **Blue Roc Premier Properties, LLC, as agent for Reserve Property Holdings, LLC (WP-17-51)** - Unlawful discharge of sewage or other untreated wastewater; 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: \$1,600** [\$8,000 less 20% good faith efforts to cooperate and less the mitigation credit of 75%, or \$4,800, for the SEP]
- **Jeff's Excavating, Inc. (WP-19-09)** - Unlawful discharge to stormwater and wetlands; Failure to comply with erosion and sediment control standards – proposed settlement fee: **\$6,720** [\$8,400 less 20% for good faith efforts to cooperate]

## V. ENFORCEMENT REPORT

**TREE KILBOURN**

## VI. PRESENTATION(s)

- River Uprising

**SHANNON BLANKINSHIP  
ST. JOHNS RIVERKEEPER**

## VII. PUBLIC HEARING(s)

- none

## VIII. COMMISSION & JEPB COMMITTEE UPDATES & REPORTS

- Waterways Commission
- KJB Commission
- JEPB Water Committee
- JEPB Air Committee
- JEPB Education & Outreach Committee

**BOBBY BAKER  
JAMES RICHARDSON  
MELISSA LONG  
MELISSA LONG  
DAVID WOOD**

## IX. EPB ADMINISTRATOR REPORT

**JAMES RICHARDSON**

## X. ENVIRONMENTAL QUALITY DIVISION REPORT

**MELISSA LONG**

## XI. LEGISLATIVE UPDATE

**RICHARDSON/LONG**

## XII. OLD BUSINESS

- Legislative Priorities

## XIII. NEW BUSINESS

- Water Conservation Month Resolution

## XIV. ITEMS REFERRED TO COMMITTEES

## XV. NEXT SCHEDULED BOARD MEETING(s)

- EPB Committees
  - I. Education & Public Outreach – March 25, 2019 at 4:30 pm
  - II. SSO Prevention – April 1, 2019 at 5:00 pm
- EPB Steering Committee – Monday, April 8, 2019 at 4:00 pm
- EPB monthly meeting – Monday, April 15, 2019 at 5:00 pm

## XVI. ADJOURNMENT



# City of Jacksonville, Florida

*Lenny Curry, Mayor*

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

ONE CITY. ONE JACKSONVILLE.

## **MEMORANDUM**

March 12, 2019

**TO:** Jacksonville Environmental Protection Board Steering Committee  
**THROUGH:** James A. Richardson, II, Board Administrator  
**THROUGH:** Melissa M. Long, P.E., Chief  
Environmental Quality Division  
**FROM:** Tree Kilbourn, Environmental Enforcement Officer  
Environmental Quality Division  
**RE:** **SECOND AMENDED PROPOSED PRESENTATION TO JEPB – March 18, 2019  
APPROVAL OF CONSENT ORDER SETTLEMENTS**

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### **Air/Noise/Odor**

#### **Waste Pro of Florida, Inc. (NP-18-04)**

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 area [Clarendon Rd., Tunis St.]

### **Water**

#### **Earthworks of Florida, LLC (WP-19-10)**

Unlawful discharge of turbid water beyond project boundaries by indirect flow; Failure to comply with erosion and sediment control standards

#### **Jeff's Excavating, Inc. (WP-19-09)**

Unlawful discharge to stormwater and wetlands; Failure to comply with erosion and sediment control standards

#### **Blue Roc Premier Properties, LLC, as agent for Reserve Property Holdings, LLC (WP-17-51)**

Unlawful discharge of sewage or other untreated wastewater; 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

**THE ENVIRONMENTAL PROTECTION BOARD  
CITY OF JACKSONVILLE, FLORIDA  
March 18, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**Waste Pro of Florida, Inc.,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s):      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 area [Clarendon Rd., Tunis St.]

Source of alleged violation(s):      Refuse service at 1403 Cassat Avenue, Jacksonville, Florida

Date of alleged violation(s):      12/11/18 [4:36 a.m.]

Method of determining alleged violation(s):      File review and field investigation

Rules allegedly violated:      4.211A

ND response to alleged violation(s):      Cease and Desist Citation NP-18-04 12/21/18 to Waste Pro of Florida, Inc.

Respondent's corrective actions:      Advised hauler notified property owner of change in service time and will cancel contract if necessary

Consent Order settlement fee:      **\$5,000**

Consent Order requirements:      None

Enforcement actions:

**Communications for operation of a trash or refuse service between 10pm and 7am near 1394 Cassat Avenue (across the street from 1403 Cassat Ave.):**

12/3/18 – Repeat CARE complaint – investigation scheduled.

11/6/18 – 10/30/18 warning letter received by Registered Agent. [CARE 2019-17372].

11/5/18 – 10/30/18 warning letter received at local office [CARE 2019-17372].

8/22/18 – Procedure letter received by corporate office and Registered Agent on 8/27/18 and local office on 8/24/18

3/8/18 - Courtesy email to all waste haulers of complaint received for pickup at or on Old St. Augustine Road near Emerson St. at 4:40 a.m.

7/2/15 EQD dumpster violation procedure letter with penalty guidelines.

**Previous enforcement cases for Cassat Ave. between Clarendon Road and Quan Dr. (brackets Tunis Dr.) for operation of a trash or refuse service between 10pm and 7am:**

**Amended Citation NP-16-07** issued 7/6/16 to Waste Pro of Florida, Inc. and Waste Pro USA, Inc. (1394 Cassat Ave.). 2 documented days of violations. \$8,500 penalty paid. Closed.

NTCs issued to Waste Pro of Florida, Inc., BMAI LLC, the property owner, and MBC Liquor, the business on 6/17/16.

Courtesy e-mail 4/22/16 sent to all waste hauler companies informing them that complaints had been received that dumpster service between 10 p.m. and 7 a.m. at 1394 Cassat Avenue.

EQD Notice letter regarding change in penalty guidelines and procedures 7/2/15.

**Previous Enforcement with Waste Pro for operation of a trash or refuse service between 10pm and 7am:**

**Citation NP-16-05** issued 4/8/16 to Waste Pro of Florida, Inc. (2011 Emerson St., 3530 and 3838 St. Augustine Rd.). \$5,000 penalty assessed. Consent Order to be considered at July 11, JEPB meeting.

**Citation NP-09-02** issued 3/18/09 to Waste Pro of Florida, Inc. (3551 St. Johns Ave). \$1,500 civil penalty paid. Case closed.

**Citation NP-08-04** issued 3/18/09 to Waste Pro of Florida, Inc. (3606 Blanding Blvd). \$1,200 civil penalty paid. Case closed.

**Consent Order NP-18-04**

**JEPB Memo**

**Page 3**

NTCs for Waste Pro:

6/13/11 for 100 Bell Tel Way. Closed.

4/6/10 for 9735 Old St. Augustine Rd. Closed.

8/17/09 for 2179 Emerson St. Closed.

4/17/09 for 9760 Lem Turner Rd. Closed.

2/6/09 for 3551 St. Johns Ave. Referred to Enforcement.

8/14/08 for 11610 San Jose Blvd. Closed.

6/11/08 for 3646/3752 Blanding Blvd. Referred to Enforcement.

3/19/08 for 3646 Blanding Blvd. Referred to Enforcement.

3/19/08 for 5436 Blanding Blvd. Closed.

9/28/07 for 3551 St. Johns Avenue. Closed.

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CITY OF JACKSONVILLE, FLORIDA  
March 18, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**Earthworks of Florida, LLC,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s): Unlawful discharge of turbid water to uplands/wetlands beyond project boundaries by indirect flow; Failure to comply with erosion and sediment control standards

Source of alleged violation(s): Winchester project located at Real Estate Parcel ID No. 001126-8110, 0 Normandy Blvd., Jacksonville, Florida

Date of alleged violation(s): On or before 12/26/18

Method of determining alleged violation(s): File review and field investigation

Rules allegedly violated: FS § 403.161(1)(b); JEPB Rules 3.103B and 3.604

ND response to alleged violation(s): Cease and Desist Citation WP-19-10 issued 2/1/19 to D. R. Horton, Inc. – Jacksonville and Earthworks of Florida, LLC

Respondent's corrective actions: Improved performance measures installed and maintained

Consent Order settlement fee: **\$1,840** [\$2,300 less 20% discount for good faith efforts to cooperate]

Consent Order requirements: None

Enforcement actions:

NTCs issued 12/28/18 to D.R. Horton, Inc. – Jacksonville and Earthworks for failure to comply with erosion and sediment control standards. Referred to Enforcement.

None for Earthworks of Florida, LLC at other locations.

D.R. Horton, Inc.-Jacksonville:

**Citation WP-17-35** issued D.R. Horton, Inc. – Jacksonville, Dawson's Creek, LLC and Dawson's Creek Homeowners Association of Jacksonville, Inc. \$1,840 penalty paid. Closed.

**Citation WP-03-19** issued to D.R. Horton, Inc. for failure to comply with erosion and sediment control standards [Shirley Oaks Subdivision, New Berlin Road]. \$16,000 penalty paid. Closed.

NTC issued 12/13/18 to D.R. Horton, Inc.-Jacksonville for failure to comply with erosion and sediment control standards [7981 Baymeadows Circle W.]. Open.

NTC issued 6/4/18 to D.R. Horton, Inc.-Jacksonville for failure to comply with erosion and sediment control standards [Baxter St.]. Closed

NTCs issued 7/26/17 to D.R. Horton and Dawson's Creek, LLC for failure to comply with erosion and sediment control standards [Dawson's Creek]. Referred to Enforcement.

NTC issued 1/17/03 to D.R. Horton, Inc. for failure to comply with erosion and sediment control standards [Shirley Oaks Subdivision, New Berlin Road]. Referred to Enforcement.

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Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**Jeff's Excavating, Inc.,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s):      Unlawful discharge to stormwater and wetlands; Failure to comply with erosion and sediment control standards

Source of alleged violation(s):      Construction project located at Real Estate Parcel ID 003595-2500, 0 Sportsman Club Road, Jacksonville, FL

Date of alleged violation(s):      On or before 12/21/18 and 1/4/19

Method of determining alleged violation(s):      Field investigation and file review

Rules allegedly violated:      FS § 403.161(1)(b); JEPB Rules 3.103B and D, and 3.604

ND response to alleged violation(s):      Cease and Desist Citation WP-19-09 issued 1/16/19 to SK Jacksonville Properties, Inc. and Jeff's Excavating, Inc.

Respondent's corrective actions:      Improved performance measures established and maintained

Consent Order settlement fee:      **\$6,720** [\$8,400 less 20% for good faith efforts to cooperate]

Consent Order requirements:      None

Enforcement actions:

NTCs issued 1/3/19 to SK Jacksonville Properties, LLC and Jeff's Excavating, Inc. for failure to comply with erosion and sediment control standards [0 Sportsman Club Rd.]. Referred to Enforcement.

**THE ENVIRONMENTAL PROTECTION BOARD  
CITY OF JACKSONVILLE, FLORIDA  
March 18, 2019**

Consideration of a negotiated Consent Order settlement of:

**CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT,**

**-vs-**

**Blue Roc Premier Properties, LLC, as agent  
for Reserve Property Holdings, LLC,**

**Petitioner,**

**Respondent.**

Type of alleged violation(s):      Unlawful discharge of sewage or other untreated wastewater; 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 with lift station located on Real Estate Parcel ID 167064-0030, 11990 Beach Boulevard, Jacksonville, FL

Date of alleged violation(s):      On or before 12/18/17

Method of determining alleged violation(s):      Inspection and file review

Rules allegedly violated:      FS § 403.161(1)(b); JEPB Rules 3.103B, G. and I; 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-17-51 issued 12/27/17 to Reserve property Holdings, LLC

Respondent's corrective actions:      Engineer recommended repairs completed

Consent Order settlement fee:      **\$1,600** [\$8,000 less 20% good faith efforts to cooperate and less the mitigation credit of 75%, or \$4,800, for the SEP]

Consent Order requirements:      SEP – complete installation of low flow toilets at 3 complexes totaling 832 units by 10/31/19 – total cost of all water conservation improvements is \$313,318. Decrease in water use will decrease flows to lift station. Cost of project far exceeds water savings for management of low to moderate income housing with high water usage and cost savings will not be fully recovered in first 3 to 5 years.

Enforcement actions:

NTCs issued 1/6/17 issued to Reserve Property Holdings, LLC for failure to comply with design standards (1 pump); failure to post sign and failure to perform required maintenance. Closed.





# City of Jacksonville, Florida

*Lenny Curry, Mayor*

Neighborhoods Department  
Ed Ball Building  
214 N. Hogan Street, 7th Floor  
Jacksonville, Florida 32202

ONE CITY. ONE JACKSONVILLE.

Blue Roc Premier Properties, LLC  
11990 Beach Boulevard  
Jacksonville, Florida 32246

**RE: Cease and Desist Citation WP-17-51**

**Wastewater collection/transmission system with lift station located on Real Estate Parcel ID 167064-0030, 11990 Beach Boulevard, Jacksonville, FL**

**Unlawful discharge of sewage or other untreated wastewater; 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**

**Consent Order**

The purpose of this letter is to complete the resolution of violations identified by the City of Jacksonville, Neighborhoods Department (Department) in Cease and Desist Citation **WP-17-51** (the "Citation"). The corrective actions required to bring your facility into compliance have been completed. As part of the resolution of this case you have proposed a Supplemental Environmental Project (SEP) for the installation of low flow toilets at 3 complexes totaling 832 units. Therefore, to complete the resolution of this matter, the payment of a civil penalty of **\$1,600** [\$8,000 less 20% good faith efforts to cooperate and less the mitigation credit of 75%, or \$4,800, for the SEP], and the completion of the SEP set forth in the attached Exhibit A, is required. You are required to complete the SEP as a compliance plan and submit a notice of completion with paid invoices and other documentation such as permits, evidencing completion of the work to EQD no later than **October 31, 2019**. You acknowledge there exist certain restrictions which limit the use of federal, state or local financial assistance to fund the same activity as the SEP. You also acknowledge that, pursuant to IRS regulations for federal income tax purposes, costs or expenditures incurred in performing the SEP cannot be capitalized into inventory or basis or be used to support certain tax deductions. You also agree you have the right to consult a tax or other professional regarding IRS regulations for federal income tax purposes concerning capitalizing into inventory or basis or deducting any costs or expenditures incurred in performing the SEP prior to entering into this Consent Order. The check for penalty payment in the amount of **\$1,600** shall be made payable to the City of Jacksonville **Environmental Protection Trust Fund** and shall be mailed to the Department's Environmental Quality Division at **214 N. Hogan Street, Fifth Floor, Jacksonville, FL 32202** to the attention of Tree Kilbourn within **30 days** after approval of this agreement by the City of Jacksonville Environmental Protection Board (JEPB). Payment of such amount does not constitute, nor shall it be construed as, an admission of liability or wrongdoing for any allegations in the Citation, nor shall it constitute or be construed as an admission of liability or wrongdoing for violation of any federal, State, or local law, statute, rule, regulation, ordinance, or other requirement.

Your signing of this letter constitutes your agreement to the terms of the letter. After this letter has been countersigned by the Department and approved by the JEPB, this letter shall constitute a consent order and final agency action on behalf of the Department and full satisfaction of the Citation and the matters alleged in the Citation. The terms of the consent order may be enforced in a court of competent jurisdiction, pursuant to Florida Statutes (FS) §§120.69 and 403.121, and Jacksonville Ordinance Code Chapter 360. Failure to comply with the terms of this consent order may constitute a violation of FS §403.161(1)(b) and Jacksonville Ordinance Code §362.110(a)(2). Additionally, pursuant to Section 362.109, Ordinance Code, if you fail to meet any of the requirements of this Consent Order and SEP, a civil fine of up to \$500 may be imposed for each occurrence of

noncompliance with this Consent Order and SEP. Each day of non-compliance shall constitute a separate offense. The mitigated civil penalty credit of \$4,800 outlined above shall also be immediately due and payable. The civil fine and any mitigated civil penalty shall be due upon written notification to the Respondent by EQD. The check shall be made payable to the City of Jacksonville Environmental Protection Trust Fund and mailed to the Department at 214 N. Hogan Street, Fifth Floor, Jacksonville, Florida 32202 to the attention Tree Kilbourn.

The Department for, and in consideration of, the timely performance by you of the obligations agreed to in this Consent Order and SEP, hereby waives any rights to seek administrative or judicial imposition of civil penalties in administrative actions, complaints, citations, causes of action, and claims arising from the Citation. You waive your right to an administrative hearing on, or judicial review of, the terms of this consent order.

Failure to sign and return this document to the Department on or before March 7, 2019, will be assumed to be a rejection of the settlement agreement contained herein. This matter will then be referred to the City Office of General Counsel for further action.

CITY OF JACKSONVILLE  
NEIGHBORHOODS DEPARTMENT

3-5-19  
Date

S. Burch  
Stephanie Burch, Director

Blue Roc Premier Properties, LLC,  
as agent for Reserve Property Holdings, LLC

3/4/19  
Date

Leslie Haselden  
Print Name: Leslie Haselden  
Print Title: Regional VP

ORDER

I hereby certify that the foregoing document was adopted by order of the Environmental Protection Board of the City of Jacksonville this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Lucinda B. Sonnenberg, Ph.D., Chair  
Environmental Protection Board

Blue Roc Premier Green Up				
Property Name	Description of Green Improvements	Performance Specifications of Green Improvements	Per unit Cost	Green Improvements Deposit Amount
Matera-154 units	Low flow kitchen aerators, Low flow showerheads, and weather-based irrigation controllers.	Respectively, 1 GPM (kitchen aerators), 1.25 GPM (showerheads)	\$10-Aerators \$75-showerheads-\$6235 contract labor	\$19,325
Rossini-120 units	Low flow kitchen aerators, Low flow bathroom aerators, and low flow showerheads.	Respectively, 1 GPM (kitchen aerators), 0.5 GPM (bathroom aerators), and 1.5 GPM (showerheads).	\$10-Aerators \$75-showerheads-\$7400 employee labor	\$17,600
Milazzo-200 units	Low flow kitchen aerators, Low flow showerheads, and weather-based irrigation controllers.	Respectively, 1 GPM (kitchen aerators) and 1.25 GPM (showerheads).	\$10-Aerators \$75-showerheads-\$7375 employee labor	\$24,375
Trapani-248 units	Low Flow Toilets	.8 GPF-each unit	\$216 toilet-labor \$140	\$88,218
Potenza-284	Low Flow Toilets	.8 GPF-each unit	\$216 toilet \$113.57 labor	\$93,600
Avellino-300 units	Low Flow Toilets	.8 GPF-each unit	\$216 toilet-labor \$18	\$70,200

est. complete by

10/31/19

8/31/19

Consent Order WP-12-51 Exhibit A

#### Air Odor Noise Committee

Lucinda Sonnenberg, Ph.D. – Chair  
Nick Howland  
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

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Tony C. Bellamy, P.E.  
Roi Dagan, M.D.  
Steven Jenkins

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

## EPB Top Five 2015 Legislative Issues

- It is anticipated that water will be a prominent topic of discussion during this upcoming session, in both houses. The St. Johns River is one of our area's treasured natural assets. The EPB **supports** any efforts to strengthen measures which improve the Upper, Middle and Lower St. Johns River Basins including legislative appropriations to fund restoration projects.
- In the area of Water Policy and Water Supply, the EPB **supports** the use of local sources of water first, the public ownership of groundwater, and the regional water management district framework rather than the creation of a statewide entity. We also **support** legislation that prioritizes local water conservation efforts and use of Reclaimed Water.
- The EPB **supports** legislation to fund septic tank remediation, improve sanitary sewer and Stormwater systems, and increased reclaimed water usage.
- The EPB **supports** home rule authority. Where there are long-established local government environmental programs, such as Jacksonville's, which has been in existence since 1965, we strongly encourage you to maintain home rule authority for local governments, including for example, the regulation of fertilizer application. It is extremely important that local governments have the ability to control pollution entering their waterways, especially those under federal and state imposed water quality limits.
- The EPB **supports** sufficient funding to maintain ongoing local environmental programs and to return fees paid by local pollution sources to the local environmental programs.

**Air Odor Noise Committee**  
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**Bobby L. Baker, P.E., Amy Fu, P.E.**

## 2014 / 2015 EPB STATE LEGISLATIVE POLICY POSITIONS

### Water Pollution, Sanitary Sewer & St. Johns River Restoration

**SUPPORT** legislation to fund septic tank remediation, improve sanitary sewer and stormwater systems, and increased reclaimed water usage. **SUPPORT** strengthening measures that improve the Upper, Middle, and Lower St. Johns River Basins including legislative appropriations to fund restoration projects. We also encourage administration by the Florida Department of Environmental Protection when appropriate.

### Florida Water Policy

**SUPPORT** the existing framework of regional water management districts and efforts to improve coordination between water management districts and local governments. **OPPOSE** legislation that shifts water supply allocation from a publicly regulated process to a market driven process that would undermine the fundamental principal of Florida water law that establishes a right of use but not a right of ownership. **OPPOSE** the creation of a statewide water commission that would preempt authority of the water management districts or local governments. **SUPPORT** legislation that prioritizes local water conservation efforts and use of Reclaimed Water and encourages public awareness on the subject.

### Ambient Air Quality

**SUPPORT** legislation that supports local programs within the community for improved air quality which target emission reductions from mobile and stationary sources.

### Home Rule / Local Authority

**OPPOSE** legislation that undermines local authority over environmental regulations & land use.

### Budget

**SUPPORT** sufficient funding to maintain ongoing environmental programs. Retain fees paid by local pollution sources in the local pollution control program budget.

**Air Odor Noise Committee**  
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**Bobby L. Baker, P.E., Amy Fu, P.E.**

## 2014 / 2015 EPB STATE LEGISLATIVE POLICY POSITIONS (page 2)

### Science Based Policy Formation

**SUPPORT** legislation that is crafted from sound, thorough scientific study by reputable, impartial scientists and that fosters ongoing scientific investigation.

### Sustainable Development

**SUPPORT** legislation which continues and encourages sustainable building programs, incentives to minimize the environmental impact of new construction and encourages retrofitting existing buildings. **SUPPORT** legislation which encourages Low Impact Development and Florida Friendly Landscape practices for new development and retrofitting existing development.

### Wetlands Protection and Mitigation Banking

**SUPPORT** legislation that requires effective functional mitigation as close as possible to areas where wetland impacts occur and monitoring of their status. **OPPOSE** legislation that would eliminate the wetlands cumulative impact consideration.

### Environmental Education

**SUPPORT** legislation that promotes standardized programs of environmental education in public schools, colleges and the public at large and provides adequate funding for implementation.

### Florida Energy Policy: Conservation, Renewable Energy Least-Polluting Technology for Electricity Generation

**SUPPORT** legislation to develop a comprehensive energy policy for Florida; **SUPPORT** the research, development and purchase of renewable energy sources; **SUPPORT** standards and other measures for energy conservation and energy efficiency in Florida; **SUPPORT** the use of least-polluting technology for energy generation.

### Florida Forever, Conservation Management and Greenway & Trails Funds

**SUPPORT** the equitable distribution of land acquisition, preservation, and management funding throughout the State. **OPPOSE** efforts to divert these Funds to the general fund or to purposes other than those intended in the originating legislation. **OPPOSE** legislation, which provides for the surplus of property acquired under Florida Forever if the legislation does not include a process for consideration and resolution of local government objections. **SUPPORT** legislation that provides State-funding assistance to counties for management of natural parks and conservation lands.

**Air Odor Noise Committee**  
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Mobeen Rathore, M.D.

**Education & Public Outreach**  
Steven Jenkins  
Michelle Tappouni  
Lucinda Sonnenberg, Ph.D.



**Water Committee**  
Nick Howland – Chair  
Amy Fu, P.E.  
Bobby L. Baker, P.E.

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

## 2014 / 2015 EPB STATE LEGISLATIVE POLICY POSITIONS

(page 3)

### Growth Management

**SUPPORT** growth management initiatives that preserve the State's role in protecting the environmental integrity of Florida's natural resources.

### Gas and Oil Exploration

Although the JEPB has not taken a position for or against offshore drilling in state waters, we **support** legislation that requires study and public vetting prior to considering legislation which allows or expands drilling and exploration offshore within State and Federal waters off Florida's coast. **OPPOSE** exploration offshore within State and Federal waters off Florida's coast which pose a threat to the area's fishing and tourism industries, have the potential to interfere with the military operations off of Jacksonville and pose potential irrevocable environmental hazard. **OPPOSE** legislation which allows or expands drilling and exploration within the Big Cypress Swamp, the Everglades, or on other areas of environmentally significant land. **OPPOSE** well stimulation practices and techniques.

### Brownfield Restoration

**SUPPORT** legislation that accelerates rehabilitation of contaminated sites including increasing the percentage of primary lenders loans for redevelopment projects in Brownfield areas to which the limited state loan guaranty under the Brownfield Areas Loan Guarantee Program applies increasing the maximum amount of tax credit allowed for rehabilitation of dry-cleaning-solvent-contaminated sites and Brownfield sites; and increasing the total annual amount of contaminated site rehabilitation tax credits allocated by DEP.

### Performance-Based Permitting

**SUPPORT** the concept of performance-based permitting if the proposed legislation includes performance incentives and policies which sufficiently address county concerns related to non-compliance penalties, treatment of entities with multiples facilities, and possible impediments to voluntary settlements.

### Sea Level Rise

**ENCOURAGE** legislation that authorizes sound, thorough scientific study of the issues by reputable, impartial scientists and legislation which fosters ongoing scientific investigation.

**Air Odor Noise Committee**  
Tony C. Bellamy, P.E. – Chair  
Bobby L. Baker, P.E.  
Michelle Tappouni  
Mobeen Rathore, M.D.



**Water Committee**  
Nick Howland – Chair  
Gary Bowers, M.D.  
Amy Y. Fu, P.E.  
Lucinda Sonnenberg, Ph.D.

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

## **2014 / 2015 JACKSONVILLE ENVIRONMENTAL PROTECTION BOARD FEDERAL LEGISLATIVE POLICY POSITIONS**

### **Gas and Oil Exploration**

Although the JEPB has not taken a position for or against offshore drilling in state waters, we **SUPPORT** legislation that requires study and public vetting prior to considering legislation which allows or expands drilling and exploration offshore within State and Federal waters off Florida's coast. **OPPOSE** exploration offshore within State and Federal waters off Florida's coast which pose a threat to the area's fishing and tourism industries, have the potential to interfere with the military operations off of Jacksonville and pose potential irrevocable environmental hazard. **OPPOSE** legislation which allows or expands drilling and exploration within the Big Cypress Swamp, the Everglades, or on other areas of environmentally significant land.

### **Climate Change**

**ENCOURAGE** legislation that authorizes sound, thorough scientific study of the issues by reputable, impartial scientists and legislation which fosters ongoing scientific investigation.



**Air Odor Noise Committee**

Amy Fu, P.E. – Chair  
Caleena Shirley  
David Wood  
Thomas Deck  
Edmund Clark, M.D.

**Education & Public Outreach**

David Wood – Chair  
Lucinda Sonnenberg, Ph.D.  
Bobby Baker, P.E.



**Water Committee**

Bobby L. Baker, P.E. – Chair  
Thomas Deck  
Roi Dagan, M.D.  
Edmund Clark, M.D.  
Caleena Shirley

Lucinda Sonnenberg, Ph.D. – Chairman  
Amy Fu, P.E. – Vice Chairman  
Bobby L. Baker, P.E., Edmund Clark, M.D., Roi Dagan, M.D.,  
Thomas Deck, Caleena Shirley, David Wood

## **RESOLUTION PROCLAIMING APRIL AS WATER CONSERVATION MONTH**

***WHEREAS***, water is a basic and essential need of every living creature; and

***WHEREAS***, The State of Florida, water management districts and the Jacksonville Environmental Protection Board (JEPB) collectively desire to increase awareness about the importance of water conservation; and

***WHEREAS***, the State of Florida has designated April, typically a dry month when water demands are most acute, Florida's Water Conservation Month, to educate citizens about how they can help save Florida's precious water resources; and

***WHEREAS***, the JEPB has always encouraged and supported water conservation, through various educational programs and special events; and

***WHEREAS***, every business, industry, school and citizen can make a difference by saving water and thus promote a healthy economy and community;

***NOW, THEREFORE***, be it resolved that do hereby proclaim the month of April as

### ***Water Conservation Month***

*and thus calls upon each citizen and business to help protect our precious resource by practicing water saving measures and becoming more aware of the need to save water.*

***DONE AND ORDERED*** this 18<sup>th</sup> day of March A.D., 2019

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Dr. Lucinda B. Sonnenberg, Ph.D. – Chair  
Jacksonville Environmental Protection Board