**JEPB Monthly Meeting Agenda via ZOOM**

(\*\*No physical location will be available for this public meeting\*\*)

**Monday, June 15, 2020**

5:00 p.m.

**BOARD MEETING AGENDA**

CALL TO ORDER **AMY Y. FU, P.E.**

INTRODUCTIONS

I. CHAIRMAN’S REMARKS

II. COMMENTS FROM THE PUBLIC

III. APPROVAL OF MINUTES

* Minutes of February 18, 2020 Monthly Meeting

IV. CONSENT ORDERS **TREE KILBOURN**

Air/Noise

* **TAW Jacksonville Service Center (AP-20-02)** - Failure to conduct required VE compliance testing for burnout ovens (EU 002) in 2019
* Consent Order settlement fee: $900
  + - * Minor source > 30 days past due for testing for 3 ovens
      * Minor Potential for Harm and Major extent of deviation for length of time until test confirms compliance
* Consent Order requirements: None

Water

* **Indu Hospitality of Jacksonville, LLC d/b/a Sunshine Inn (WP-19-61) -** Unlawful discharge of sewage or other untreated wastewater; Failure to maintain the system to function as intended; Bypass of a wastewater treatment facility; Failure to notify EQD and provide required records
* Consent Order settlement fee: $1,200 [$1,500 less 20% good faith efforts to cooperate discount]
  + - Moderate potential for harm, minor extent of deviation $1,500
* Consent Order requirements: None
* **Adams Homes of Northwest Florida, Inc. (WP-19-78) -** Unlawful discharge to stormwater (MS4); Failure to comply with erosion and sediment control standards
* Consent Order settlement fee: **$6,720** [$8,400 less 20% good faith efforts to cooperate discount]

7/11/19 - failure to comply with erosion and sediment control standards (no storm drain BMPs) with sediment impacts to MS4

Major potential for harm and major extent of deviation $8,000

7/22/19 - failure to comply with erosion and sediment control standards (no storm drain BMPs) with sediment impacts to MS4

Some corrective actions but all drains not yet protected

5% of assessed penalty for additional violation $400

* Consent Order requirements: None

**Consent Orders with SEPs**

* **Nugget Enterprises, Inc. (WP-18-74) -** Unlawful discharge of sewage or other untreated wastewater to stormwater; Failure to maintain the wastewater collection/transmission system to function as intended; Bypass of wastewater treatment facility; Failure to notify EQD of a discharge of wastewater and provide required records
  + Consent Order settlement fee: **$0**
  + Penalty calculation at major potential for harm and major extent of deviation for $8,000 less 20% good faith efforts to cooperate discount with
  + 100% EPA SEP extraordinary pollution prevention project mitigation credit for gravity sewer conversion project valued at $12,930
  + Consent Order requirements: Complete gravity connection and submit final report to EQD no later than 7/31/2020
* **Bowden Road Housing, LTD through Richman Property Services (WP-19-47) -** Construction or modification of a wastewater collection/transmission system without a permit; Failure to comply with sewerage design standards; Failure to perform required maintenance and/or keep required records
  + Consent Order settlement fee: **$1,285** [$3,500 less 20% good faith efforts to
    - cooperate and less SEP mitigation credit of $1,515]
    - Moderate potential for harm and major extent of deviation
  + Consent Order requirements: Continue contract upon approval of SEP for auto
    - notification system with battery backup in the case of electrical service interruption at the lift station installed during engineering review to help monitor system during pressure testing and repairs

**Consent Order with Compliance Plan**

* + **Camelot Property Owner LLC and Camelot Property Owner 2, LLC (WP-17-20) [new owner] -** Unlawful discharge of sewage or other untreated wastewater to the ground; Failure to maintain the wastewater collection/transmission system so as to function as intended; Failure to provide safe, dry access to lift station; Bypass of a wastewater treatment facility; Failure to notify EQD of a discharge of wastewater and provide required records
  + Consent Order settlement fee: **$0 –** no documented violations against new property
    - owner up to date of signing of the Consent Order with Compliance Plan
    - Penalties against previous owner, Eagle Gardens of Jacksonville, LLC will be resolved in the litigation
  + Consent Order requirements: Status reports semiannual due December 31st and
    - June 31st until complete
    - Complete lining of 35 manholes, 7 per year, with all manholes to be lined by 9/30/2025

V. ENFORCEMENT REPORT **TREE KILBOURN**

**Compliance Plan Modification Requests**

* **Jax Avalon, LLC (WP-15-51) –** modification of plan at request of engineer and owner
* Consent Order settlement fee: None for Consent Order. Penalties against previous owner resolved in litigation
* Consent Order requirements:
* WWCTS construction permit application for lift station by ~~8/21/19~~ 5/31/2020 (extended by EPA and DEP guidance by 30 days after end of emergency declaration)

Complete work and final approvals for lift station by ~~2/30/19~~ 7/31/2020

WWCTS construction permit application for lines and manholes by ~~4/30/20~~ 10/15/2020

Complete work and final approvals for lines and manholes by ~~4/30/21~~ 6/30/2020

Quarterly status reports due by 15th of each month following each quarter beginning ~~7/15/19~~ 4/15/2020 (extended by EPA and DEP guidance by 30 days after end of emergency declaration)

* **The Preserve at St. Nicholas Condominium Association, Inc.** – modification of plan at request of engineer and Association
* Consent Order settlement fee: No penalty has been assessed against the Receiver or Respondent since June 2018; City may seek penalties against prior owner in litigation
* Consent Order requirements:
* Status Reports monthly by the 15th beginning ~~12/15/19~~ 7/15/2020

~~Permit application, if required, submitted to EQD by 1/31/2020~~

Actions completed pursuant to Revised Engineer’s Action Plan – Revised Exhibit A with all engineer recommended work completed by ~~6/30/23~~ 12/31/20203

VI. PRESENTATION(s)

* none

VII. PUBLIC HEARING(s)

* + none

VIII. COMMISSION & JEPB COMMITTEE UPDATES & REPORTS

* Waterways Commission **ADAM HOYLES**
* KJB Commission **CALEENA SHIRLEY**
* JEPB Water Committee **MELISSA LONG**
* JEPB Air Committee **MELISSA LONG**
  + Open Variances **JAMES RICHARDSON**
* JEPB Education & Outreach Committee **AMY FU**

IX. EPB ADMINISTRATOR REPORT **JAMES RICHARDSON**

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

XI. OLD BUSINESS

* + None

XII. NEW BUSINESS

* + JEPB Retreat
  + Had been planned for April
  + Need to determine if there is still a desire to do one and if so, when and how
  + Potential Topics
    - Sunshine Law / Open Government
    - Robert’s Rules of Order
    - JEPB Structure
    - Environmental Protection Trust Fund
    - Emerging Issues / Priorities
    - Education/Notification to Developer/Contractor on compliance
    - Penalty Calculation and Methodology (2 members)

Color Legend:

Red – historically done each retreat by OGC

Green – Items that are suggested by me

Blue – Items suggested by JEPB members

XIII. ITEMS REFERRED TO COMMITTEES

XIV. NEXT SCHEDULED BOARD MEETING(s)

* JEPB Committees – none scheduled for June 2020
* JEPB Steering Committee –Monday, July 13, 2020 at 4:00 pm
* JEPB monthly meeting – Monday, July 20, 2020 at 5:00 pm

XV. ADJOURNMENT