



CHAIRPERSON

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SECRETARY

Carlos Espinosa, P.E.

PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

AGENDA

Date: Thursday, October 12, 2006

Time: 1:30 P. M.

Place: Thomas Center
172 West Flagler Street
DERM Training Room
2nd Floor

THE ENTRANCE TO THIS BUILDING IS LOCATED ON THE EAST SIDE OF S.W. 2nd AVENUE, JUST SOUTH OF FLAGLER STREET

1. **CITY OF NORTH MIAMI AND SWERDLOW BOCA DEVELOPERS GROUP, LLC** – (CONTINUANCE) Appeal pursuant to the provisions of Section 24-11 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellants are appealing a determination by the Director of DERM, said determination being certain DERM requirements that relate to a proposed stormwater management system that would serve a proposed development located within the City of North Miami. The aforesaid requirements are contained in a DERM letter dated May 11, 2004 and addressed to Messrs. Clarence Patterson as City Manager for the City of North Miami and Duane Truitt, Swerdlow Boca Developers Group, LLC. The subject property is located at N.E. 151st Street and Biscayne Blvd., North Miami, Florida.
2. **TWO ISLANDS DEVELOPMENT CORP.** -- (CONTINUANCE) Appeal pursuant to the provisions of Section 24-11 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellant is appealing a determination by the Director; said determination being the issuance of a certain Notice of Violation and Orders to Cease and Desist, concerning unauthorized work in, on, over or upon tidal waters of Miami-Dade County, Florida in violation of Section 24-48 of the Code Of Miami-Dade County, Florida, on a property located at 3901 Island Estates Dr., Aventura, Florida.
3. **SP RIVER, LLC; MAP RIVER, LLC; DM RIVER CORPORATION; AND DONALD ROSENBERG** -- (CONTINUANCE) Appeal pursuant to the provisions of Section 24-11 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellants are appealing a determination by the Director of DERM, said determination being the contents of a letter from

DERM addressed to the appellants, and dated February 10, 2005. Said letter contains several comments and requirements regarding a "Groundwater Management Plan" submitted by the appellants' engineering consultant, Baljet Environmental. Additionally the Appellants are appealing the Director's decision to require a Contamination Assessment Report for the property. The subject property is located at 3338 N.W. North River Dr., Miami-Dade County, Florida.

4. **CARMAN W. ROLLO** -- (CONTINUANCE) Request for a variance from the requirements of Section 24-43.1(3) of the Code of Miami-Dade County, Florida. The request is to allow the construction of a single family residence that would be served by public water and a septic tank. The site is within feasible distance for connection to the public sanitary sewer system, as defined in Section 24-5 of the Code. The subject property is located at 9240 S.W. 106th Street, Miami-Dade County, Florida.
5. **JVC MANAGEMENT CORP.** -- (CONTINUANCE) Request for a three (3)-year extension of time to comply with the requirements of Sections 24-43.1(4) and 24-43.1(6) of the Code of Miami-Dade County, Florida. The request is to allow the parking and storage of trucks on a property that would be served by an on-site drinking water supply well and a septic tank. The subject property is located at the intersection of theoretical N.W. 138th Street and N.W. 102nd Avenue, Hialeah, Florida.
6. **ARTCO STORE FIXTURES, INC.**--(CONTINUANCE) Request for an extension of time for compliance with the requirements of Sections 24-43.1(4) and 24-43.1(6) of the Code of Miami-Dade County, Florida. The request is to allow maintenance and continued use of an existing custom cabinet and store fixtures facility on the subject property, which is served by public water and a septic tank. The existing land use includes painting activities and generates, disposes of, discharges or stores liquid waste other than domestic sewage. The subject property is located within the maximum day pumpage wellfield protection area of the Miami Springs Upper, Miami Springs Lower, Hialeah and John E. Preston wellfield complex; and is situated at 5851 N.W. 35th Avenue, Miami, Florida.
7. **ASES PROPERTIES INC.** -- (CONTINUANCE) Request for an extension of time for compliance with the requirements of Section 24-43.1(5) of the Code of Miami-Dade County, Florida. The request is to allow the operation of a cabinet manufacturing facility on a property served by public water and public sanitary sewers. The wastewater flow that would be generated by the proposed facility would exceed the maximum wastewater flow previously approved for the subject property. The aforesaid Code Section establishes the wastewater flow generation rates for different land uses. The subject property is located at 3635 N.W. 106th Street, Miami-Dade County, Florida.
8. **C & C BUILDING INVESTMENTS INC. AND CHIRINO CORP.** -- (CONTINUANCE) Request for a variance from the requirements of Section 24-43.1(3) of the Code of Miami-Dade County, Florida. This request is to allow the platting of a parcel of land, which is zoned for duplex residences, into a substandard lot, that would subsequently be developed with a duplex residence that would be served by public water and a septic tank. The proposed lot would not comply with the minimum lot size requirements contained in the aforesaid Code Section, for a lot for a duplex residence served by public water and a septic tank. The subject property is located at 12100 S.W. 214th Terrace, Miami-Dade County, Florida.
9. **RELIABLE RECYCLING AND TRANSFER STATION INC** -(CONTINUANCE) Request for a variance from the requirements of Section 24-43 (11) of the Code of Miami-Dade County, Florida. The request is to allow the establishment and operation of a resource recovery and management

facility on a property located within the average day pumpage wellfield protection area of the Miami Springs Upper, Miami springs Lower, John E. Preston and Hialeah wellfield complex. The proposed facility would only handle construction and demolition debris and would be located on a property that is served by public water and public sanitary sewers. The property is located at 6950 N.W. 53rd Terrace, Miami-Dade County, Florida.

10. **CUTLER PROPERTIES LC** - (CONTINUANCE) Request for a variance from the requirements of Section 24-48 of the Code of Miami-Dade County, Florida, which requires in pertinent part that any dredging or filling work proposed in a Class I Permit application shall comply with at least one of six specific criteria contained therein. The project being proposed for the subject property would consist of filling coastal wetlands for a residential development and would not be consistent with any of the aforesaid criteria. Consequently, DERM staff would not process the application for the required Class I Permit to fill the wetlands until the applicant obtains a variance from this Code Section. The subject property is located at 18551 Old Cutler Road, Miami, Florida.

11. **THE DIRECTOR OF THE MIAMI-DADE COUNTY DEPARTMENT OF ENVIRONMENTAL RESOURCES MANAGEMENT**—MOTION TO VACATE BOARD ORDER NO. 06-49 – Request for a motion to vacate Board Order 06-49 entered by the Miami-Dade County Environmental Quality Control Board on July 14th, 2006. Said Board Order relinquished jurisdiction on an appeal filed by Martin Salazar, Mirta Salazar, Frances Salazar, and Mercedes Cantillo, pursuant to the provisions of Section 24-11 of the Code of Miami-Dade County, Florida. The aforesaid Board Order also transferred jurisdiction to the Miami-Dade County Board of County Commissioners. The Petitioner is requesting that the above noted Board Order be vacated and that the Environmental Quality Control Board take back jurisdiction on the appeal.

The above named Appellants appealed a determination by the Director of DERM, said determination being that the mitigation plans as provided by the Appellants were not acceptable; and consequently, DERM was not able to issue a Class IV Wetlands permit, for work on a property located at S.W. 326th Street and S.W. 122nd Avenue, Miami-Dade County, Florida.

12. **FABIO A. SALGADO** - Request for a variance from the requirements of Section 24-48 of the Code of Miami-Dade County, Florida. The request is to allow the maintenance and continued use of two existing personal watercraft lifts installed on the subject property, on a seawall upon tidal waters of Miami-Dade County. The existing lifts are located on a place where they do not comply with the minimum water depth requirements contained in the above noted Code Section. The subject property is located at 1201 North Venetian Way, Miami, Florida.
13. **LOUIS ALEXANDER** – Request for an extension of time to comply with requirements of Section 24-43.1(4), 24-43.1(6) and 24-43.1(7) of the Code of Miami Dade County, Florida. The request is to allow the establishment and operation of a fresh flower storage, wholesale and distribution center on a property that is served by public water and a septic tank. The subject property is zoned IU-1, light industrial and, public sanitary sewers about the site. Additionally, the proposed operation would generate, dispose of, discharge or store liquid waste other than domestic sewage. The subject property is located at 10800 N.W. 25th Street, Miami, Florida.
14. **GRECIA M. PURI AND GRECIA CELESTRIN** - Request for a variance from the requirements of Sections 24-43.1(4) and 24-43.1(6) of the Code of Miami-Dade County, Florida. The request is to allow the establishment and operation of an intermediate care facility for a maximum of six

resident clients, on a property that is served by public water and a septic tank. The proposed land use would exceed the sewage loading limitations contained in the aforesaid Code Sections. The subject property is located at 550 N.W. 116th Terrace, Miami-Dade County, Florida.

15. **VALENCIA POINTE ASSOCIATES, LTD.** -- Request for an extension of time to comply with requirements of Sections 24-43.1(7) and 24-43.1(3) of the Code of Miami-Dade County, Florida. The request is to allow the continued operation, on a temporary basis, of an existing trailer park, located on a property that is served by public water and septic tanks, while public sanitary sewers abut the subject site. The subject property is located at 2640 N.W. 79th Street, Miami, Florida.
16. **B & R SUPERMARKET, INC.** – Request for a variance from the requirements of Section 24-43 of the Code of Miami-Dade County, Florida. The request is to allow the installation of a 350 KW emergency electrical generator, and a 1,500-gallon above ground diesel fuel tank that would serve an existing grocery store. The property is located within the basic wellfield protection area of the Miami Springs Lower wellfield. The proposed operation would use, generate, store, discharge, dispose of, or handle hazardous materials. The subject property is located at 80 Curtiss Parkway, Miami Springs, Florida.
17. **JOHN SIMPSON** - Request for a variance from the requirements of Section 24-43.1(3) of the Code of Miami-Dade County, Florida. The request is to allow the subdivision of a parcel of land into two (2) lots. Each lot would be developed with a single family residence that would be served by public water and a septic tank. None of the proposed lots would meet the minimum lot size requirements contained in the aforesaid Code Section for a single family residence served by public water and a septic tank. The subject property is located at 1961 N.W. 81st Street, Miami, Florida.
18. **PEDRO ADRIAN AND OLGA M. ADRIAN** - Request for a variance from the requirements of Section 24-48 of the Code of Miami-Dade County. The request is to allow the modification of an existing dock and the installation of moorings piles upon tidal waters of Miami-Dade County. The proposed dock would be located on a place where it would not comply with the minimum water depth requirements contained in the above noted Code Section. The property is located at 130 Palm Avenue, Miami Beach, Florida.

OTHER MATTERS:

Other items at the discretion of the Environmental Quality Control Board. For additional information, please call Mirna Leal at (305) 372-6764.