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Carlos Espinosa, P.E.

PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

AGENDA

Date: Thursday, December 14, 2006

Time: 1:00 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. **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.
3. **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.

4. **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.
5. **GRECIA M. PURI AND GRECIA CELESTRIN** - (CONTINUANCE) -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.
6. **MARTIN SALAZAR, MIRTA SALAZAR, FRANCES SALAZAR AND MERCEDES CANTILLO** - (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 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. The property is located at S.W. 326th Street and S.W. 122nd Avenue, Miami-Dade County, Florida.
7. **UZI ZOHAR AND TOVA ZOHAR** -(CONTINUANCE) Request for a variance from the requirements of Section 24-48 of the Code of Miami-Dade County. The request is to allow the extension of an existing dock 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 9410 Broadview Drive, Bay Harbor Islands, Florida.
8. **M & M DEVELOPERS, INC.** -- (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 proposed single family residence would be constructed on a parcel of land that does not comply with 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 1645 N.W. 111th Street, Miami-Dade County, Florida.
9. **ST. GEORGE THOMPSON** --(CONTINUANCE) 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 operation of an automotive repair shop on a property that is served by a public water main and a septic tank system. The proposed facility would generate, dispose of, discharge or

store liquid waste other than domestic sewage. The property is located at 9345 N.W. 22nd Avenue, Miami-Dade County, Florida.

10. **AMACE PROPERTIES, INC.** – (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 of DERM, said determination being to withhold the issuance of a "Marine Facilities Annual Operating Permit" to the Appellant, for a facility located at 1390 South Dixie Highway, Coral Gables, Florida.
11. **VEGA INVESTMENTS II, LLC** – (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 the expansion of an existing concrete casting facility and concrete batching plant, located on an adjacent property, on the subject property, which is served by public water and a septic tank. The existing facility generates, disposes of, discharges or stores liquid waste other than domestic. The subject property is located at, near, or in the vicinity of 11405 and 11403 N.W. 138th Street, Miami-Dade County, Florida.
12. **VEGA INVESTMENTS LLC** - 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 a truck washing facility that would operate in conjunction with a previously approved concrete batching plant, located on a property served by public water and a septic tank. The proposed truck washing facility would generate liquid waste other than domestic sewage.

The Petitioner is also requesting the modification of condition No. 6 in Board Order No. 06-51 entered by the Miami-Dade County Environmental Quality Control Board on September 21st, 2006, which granted the maintenance and continued use of an existing concrete casting facility and concrete batching plant, on the subject property. The requested modification is as follows:

from:

6. The Petitioner shall submit to DERM a properly executed covenant running with the land in favor of Miami-Dade County restricting the subject property to the limited maintenance of the travel lift and to the waste associated with it. Industrial wastes generated on the property shall not exceed fifty five (55) gallons per year.

to:

6. The Petitioner shall submit to DERM a properly executed covenant running with the land in favor of Miami-Dade County restricting the subject property to the limited maintenance of the travel lift and to the waste associated with it.

The purpose of the request is to allow the generation of more than 55 gallons of industrial waste on the site since the truck washing facility would generate more than that. The subject property is located at 11403 and 11405 N.W. 138th Street, Miami-Dade County, Florida.

13. **WEST KENDALL HOLDINGS, LLC** – Request for a modification of Board Order No. 04-55 entered by the Miami-Dade County on June 23rd, 2006. Said Board Order granted variances from the requirements of 24-43 of the Code of Miami-Dade County, Florida. The request is to modify condition No. 15 therein as follows:

from:

15. Petitioner shall limit the amount of diesel fuel storage to 15,000 gallons, which shall be stored in an above ground tank, with provisions for secondary containment and redundant automatic leak detection systems that shall be reviewed and approved by DERM.

to:

15. Petitioner shall limit the amount of diesel fuel storage to 25,000 gallons, which shall be stored in an above ground tank, with provisions for secondary containment and redundant automatic leak detection systems that shall be reviewed and approved by DERM.

The purpose of the request is to allow the proposed Baptist Hospital of West Kendall to store more diesel fuel on the subject property than what the above noted Board Order presently allows. The subject property is located at the intersection of S.W. 88th Street and S.W. 157th Avenue, Miami, Florida.

14. **93rd STREET COMMUNITY MISSIONARY BAPTIST CHURCH INC.** – Request for variances from the requirements of Sections 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 expansion of an existing church located on a property served by public water and a septic tank. The subject property is within feasible distance for connection to the public sanitary sewer system. The subject property is located at 2330 N.W. 93rd Street, Miami-Dade County, Florida
15. **FELIX SERVELLO** - Request for variances from 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 construction of an industrial warehouse that would be served by public water and a septic tank. The subject property is located at 3582 N.W. 35th Street, Miami, Florida.
16. **TALBERT E. LINWOOD** - 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 into two lots that would not comply with 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 already contains two detached single family residences served by public water and septic tanks. The subject property is located at 151 N.E. 150th Street, Miami-Dade County, 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.