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Environmental Quality Control Board

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PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

REVISED AGENDA

Date: Thursday, September 10, 2009

Time: 1:30 P.M.

Place: Overtown Transit Village Building (OTV)
701 N.W. 1st Court
Miami, Florida
DERM Training Room
2nd Floor

1. **ANGEL LLIZO AND MARIA E. LLIZO** - (Continuance) Request for variances from the requirements of Sections 24-43, 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 a concrete product manufacturing facility, more specifically concrete masonry units. The property is located within the wellfield protection area of the Northwest Wellfield and is served by an on-site drinking water supply well and a septic tank. The proposed land use would generate, store, use, discharge, dispose of or handle hazardous materials. Additionally, the existing use is not one of the uses permitted by the Code within the aforesaid wellfield protection area. Furthermore, the proposed facility would generate, dispose of, discharge or store liquid waste other than domestic sewage. The subject property is located at 12700 N. W. 15th Street, Miami-Dade County, Florida.
2. **FDG BEACON COUNTYLINE, LLC AND FDG BN EXPANSION LLC** - (Continuance) Request for a variance from the requirements of Section 24-42 of the Code of Miami-Dade County, Florida. The request is to allow the construction and operation of an on-site stormwater management system on a property with existing groundwater ammonia contamination. The subject property is located at 15490 N.W. 97th Avenue, Miami-Dade County, Florida.
3. **GRANADA CONTINUING PRESBYTERIAN CHURCH, INC.** - (Continuance) Request for an extension of time to comply with 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 an existing house of worship to continue to be served by a septic tank system while a public sanitary sewer main abuts the subject property. The subject property is located at 950 University Drive, Coral Gables, Florida.



4. **AIRPORT WEST INDUSTRIAL II LLC** - (Continuance) 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 establishment and operation of a generator assembly facility with a paint booth on a property that is located within the average day wellfield protection area of the Hialeah Preston wellfield. The proposed use will handle, store, use, generate, discharge and dispose of hazardous wastes. The subject property is located at 5100 N.W. 72nd Avenue, Miami-Dade County, Florida.
5. **LARIN SARDINAS HOLDINGS LLP** - (Continuance) 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 expansion of an existing veterinarian hospital on a property that is served by public water and public sanitary sewers. The existing veterinarian hospital uses, generates, stores, discharges, disposes of, or handles hazardous materials. The property is situated in the basic wellfield protection area of the Alexander Orr Wellfield, more particularly the 10 and 30-day travel time contour of said wellfield; additionally, based upon Code rates, the existing facility exceeds the sewage loading requirements contained therein. The subject property is located at 8601 S.W. 72nd Street, Miami-Dade County, Florida.
6. **JOCAVI INC.** - (Continuance) Request for an extension of time to comply with 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 an existing commercial building to continue to operate on a property that is served by public water and a septic tank, although sanitary sewers abut the subject site. The subject facility generates, handles, stores, discharges, disposes of, a liquid wastes other than domestic sewage. The subject property is located at 7415 S.W. 24th Street, Miami-Dade County, Florida.
7. **GEORGINA E. BETANCOURT, AS TRUSTEE UNDER THE GEORGINA BETANCOURT DECLARATION OF TRUST** - (Continuance) 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. Alternatively, the Petitioner is requesting a 10-year extension of time for compliance with said requirements. Either request is to allow that an existing commercial building continue to be served by public water and a septic tank, although sanitary sewers abut the subject site. The subject facility uses, generates, handles, stores, discharges, or disposes of, a liquid wastes other than domestic sewage. The subject property is located at 7435 S.W. 24th Street, Miami-Dade County, Florida.
8. **ROBERTO DELGADO AND CARMEN DELGADO** - (Continuance) Request for the modification of Board Order 08-06 and a corresponding covenant running with the land in favor of Miami-Dade County, which is required therein. The request is to allow the installation of two above ground fuel tanks that would be used for the fueling of fleet vehicles that are kept on the subject property. The subject site is served by an on-site drinking water supply well and a septic tank. The property is located west of N.W. 137th Avenue and south of N.W. 10th Street, Miami-Dade County, Florida.
9. **WILLIAM E. CLARK SR. AND TRUDY E. CLARK** - (Continuance) Request for variances from the requirements of Section 24-43.1(4) and 24-43.1(6) of the Code of Miami-Dade County, Florida. The request is to allow the maintenance and continued operation of an aluminum shutter and decorative louver and concealment screens manufacturing facility on a property that is served by public water and a septic tank. The facility operations use,

handle, store, generate, dispose of, or discharge a liquid waste other than domestic sewage. The subject property is located at 4420 N.W. 35th Court, Miami-Dade County, Florida.

10. **MOONGLOW LLC** - (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 a newly constructed single family residence to be served by public water and a septic tank system although the property is within feasible distance to connect to the public sanitary sewer system as defined in Section 24-5 of the Code. The subject property is located at 7260 S.W. 119th Street, Village of Pinecrest, Florida.
11. **O & M AUTO SALES, INC.** - (Continuance) Request for an extension of time to comply with the requirements of Section 24-43 of the Code of Miami-Dade County, Florida. The request is to allow the maintenance and continued use of an automotive repair and paint and body shop on a property, which is located within the basic wellfield protection area of the Miami Springs Upper, Miami Springs Lower, John E. Preston and Hialeah wellfield complex. The existing facility uses, generates, stores, discharges, disposes of or handles hazardous materials. The subject property is located at 1440 Palm Avenue, Hialeah, Florida.
12. **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.
13. **SUNDALE, LTD.** - (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 the issuance of a certain "Notice of Violation and Emergency Orders for Corrective Action" dated January 12, 2007 and issued to Messrs. Philip J. Scutieri, Director of Kendale Capital, Inc. G.P., Sundale, LTD and Yamil Kuri, President of Engineered Systems and Construction, Inc., Owner Escon. The subject property is located at 9100 N. Kendall Drive, Miami-Dade County, Florida.
14. **ORLANDO HERNANDEZ, MINERVA HERNANDEZ, ROBERTO PADRON AND MARIA E. BUZNEGO** - Request for variances 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 a vehicular body shop on a property that is served by public water and a septic tank system. The proposed facility would generate a liquid wastes other than domestic sewage. The subject property is located at 3640-42 N.W. 48th Terrace, Miami-Dade County, Florida.
15. **ABEL GONZALEZ** - Request for variances from the requirements of Section 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 a hog farm and slaughterhouse facility on a property that is served by an on-site drinking water supply well and a septic tank and drainfield. The

proposed land use would generate a liquid waste other than domestic sewage. The subject property is located at 13202 N.W. 182nd Street, Miami-Dade County, Florida.

16. **JOSE M PAULIN & ELVIRA PAULIN** - Request for variances 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 maintenance and continued use of some land uses that generate liquid waste that is not domestic sewage; said land uses take place on an existing condominium warehouse complex, which is served by septic tanks as a means for the disposal of liquid waste. The subject property is located at 7520-7554 N.W. 8th Street, Miami-Dade County, Florida.
17. **EDNA PROPERTIES, LLC** - Request for a variance from the 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 subject property to continue to be served by a septic tank system although public sanitary sewers abut the subject site. The subject property is located at 10835 N.W. 7th Avenue, Miami-Dade County, Florida.
18. **JAVIER M BAEZA AS TRUSTEE FOR NIKOLAS M. BAEZA AND JAVIER M. BAEZA, II** - Request an 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 maintenance and continued use of the existing facility, which services, rents and performs maintenance of generators on a property that is served by public water and a septic tank system. The existing facility operations generate, handle, store, discharge, dispose of, a liquid wastes other than domestic sewage. The subject property is located at 3553 N.W. 78th Avenue, City of Doral, Florida.
19. **COVEMONT COMPANY LLC** - Request for a variance from the requirements of Section 24-43.1(7) of the Code of Miami-Dade County, Florida. Alternatively, the Petitioner is requesting a 5-year extension of time for compliance with said requirements. Either request is to allow the continued operation of an existing trailer home 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 3010 N.W. 36th Street, Miami-Dade County, Florida.
20. **CITY OF AVENTURA** - Request for variances 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 construction of a restroom facility on a City park. The proposed restroom would be served by public water and a septic tank system. 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 18375 N.E. 31st Avenue, City of Aventura, Florida.
21. **MERRINECK ESTATES LLC & MEDICO INTERNATIONAL REALTY HOLDINGS LLC** - Request for a variance from the requirements of Section 24-43(5) of the Code of Miami-Dade County, Florida. The request is to allow the establishment and operation of a medical office with incidental procedures and specimen collection on a property served by public water and public sanitary sewers and located within the basic wellfield protection area of the Alexander Orr Wellfield. The proposed operation would use, generate, store, discharge, dispose of, or handle hazardous materials and hazardous wastes. The subject property is located at 7600-7650 S.W. 87th Avenue, Miami-Dade County, Florida.

22. **CENTRES AZ LLC, A DELAWARE LIMITED LIABILITY COMPANY** - Request for a variance from the requirements of Section 24-43(5) of the Code of Miami-Dade County, Florida. The request is to allow the establishment and operation of a used motor oil collection and transfer facility that would store, use, handle, generate, dispose or discharge hazardous wastes. The proposed facility would operate in conjunction with an existing automobile parts store, which is located on a property that is served by public water and would be served by public sanitary sewers. The site is situated within the outer zone of the wellfield protection area of the South Miami Heights Wellfield complex. The subject property is located at 12695 S.W. 200th Street, Miami-Dade County, Florida.
23. **VILLAGE OF KEY BISCAYNE** - 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 the issuance of a Notice of Violation and Orders for Corrective Action issued on June 19, 2009, to the Village of Key Biscayne for violations of Chapter 24 of the Code of Miami-Dade County, Florida that occurred on sewage Pump Station 131 located in the Village of Key Biscayne.
24. **FLORIDA ROCK INDUSTRIES INC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit FW 96-057.
25. **BLACK ISLAND PARTNERSHIP AND VECELLIO & GROGAN INC.** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit FW 07-102.
26. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit FW08-008.
27. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 93-075.

28. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 94-138.
29. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 00-105.
30. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 06-002.
31. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 06-048.
32. **CANCICAN GROUP INC.** - Request for a class variance from the requirements of Section 24-5 of the Code of Miami-Dade County, Florida, which provides the definitions ascribed to the words and phrases used in Chapter 24 of the same Code. The request is that the definition of "clean fill" therein shall include, among the listed materials, the calcium carbonate residuals, which are the by-product of the lime softening process of the raw water at public utilities potable water treatment plants.

OTHER MATTERS:

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