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Environmental Quality Control Board

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PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

REVISED AGENDA

Date: Thursday, October 8, 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. **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.
2. **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.
3. **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.

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4. **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.
5. **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.
6. **ORLANDO HERNANDEZ, MINERVA HERNANDEZ, ROBERTO PADRON AND MARIA E. BUZNEGO** - (Continuance) 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 3640-3646 N.W. 48th Terrace, Miami-Dade County, Florida.
7. **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.
8. **EDNA PROPERTIES, LLC** - (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 the subject property to continue to be served by a septic tank system although public sanitary sewers abut the subject site. The existing facility generates a liquid waste other than domestic sewage. The subject property is located at 10835 N.W. 7th Avenue, Miami-Dade County, Florida.
9. **COVEMONT COMPANY LLC** - (Continuance) 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.
10. **CITY OF AVENTURA** - (Continuance) 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 subject property is located at 18375 N.E. 31st Avenue, City of Aventura, Florida.

11. **CENTRES AZ LLC, A DELAWARE LIMITED LIABILITY COMPANY** – (Continuance) 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.
12. **CANCICAN GROUP INC.** – (Continuance) 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.
13. **HELEN FAJARDO** – Request for variances from the requirements of Section 24-43.1(4) and 24-43.1(6) of the Code of Miami-Dade, Florida. The request is to allow the establishment and operation of a dog grooming and boarding facility on a property that would be served by public water and a septic tank system. The proposed facility would generate a liquid waste other than domestic sewage. The subject property is located at 18607 N.E. 24th Court, Miami-Dade County, Florida.
14. **BEACON ROAD LLC** – Request for variances from the requirements of Sections 24-43.1(4), 24-43.1(6) and 24-43(11) of the Code of Miami-Dade County, Florida. The request is to allow the expansion of an existing resource recovery facility, which is located on a property that is served by public water and a septic tank system and is located within the maximum day pumpage wellfield protection area of the Miami Springs Upper, Miami Springs Lower, John E. Preston, and Hialeah wellfield complex. The existing facility is limited to recycling paper only, and is proposing recycling other materials including cardboard, ferrous and nonferrous metals. The subject property is located at 7001 N.W. 36th Avenue, Miami-Dade County, Florida.
15. **HABITAT FOR HUMANITY OF GREATER MIAMI, INC** - 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 four lots which would subsequently be developed with a single family residence. None of the proposed lots would 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 8100 N.W. 14th Avenue, Miami-Dade County, Florida.
16. **DANIEL BIDWELL AND RESIA K. ESPINOZA**– Request for a variance from the requirements of Section 24-43.1(4) of the Code of Miami-Dade County, Florida. The request is to allow the establishment of a monaster on a property served by an on-site drinking water supply well and a septic tank system. The proposed monastery will be

engaged in the preparation of food and drinks. The subject property is located at approximately S.W. 209th Avenue and S.W. 292nd Street, Miami-Dade County, Florida.

17. **GALLOWAY MEDICAL PARK ASSOCIATES, LTD.** – Request for variances 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 pathology laboratory 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. The subject property is located at 7500 S.W. 87th Avenue, Miami-Dade County, Florida.
18. **BEACON VILLAGE, LLC** – Request for the modification of Board Order No. 09-11, which modified Board Order 01-82 and granted a variance from the requirements of Section 24-43(5) of the Code. Specifically, the Petitioner is requesting that Condition No. 7 in Board Order 09-11 be modified as follows:

From: 7. The modification and variance shall only inure to the subject governmental law enforcement agency, shall expire upon the expiration or renewal of the lease and shall not be transferable.

To: 7. The modification and variance shall only inure to the subject governmental law enforcement agency, shall expire upon the expiration of the lease including any and all extensions and renewal periods of said lease and shall not be transferable.

The purpose of the request is to eliminate the words “or renewal” to allow the subject governmental law enforcement agency to operate without restricting the time limitation of their occupancy at the facility or their ability to renew or extend the lease.

The subject property is located at approximately the east side of N.W. 132nd Place and south of N.W. 23rd Lane, Miami-Dade County, Florida.

19. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** - Request for the modification of Board Order No. 99-55, as modified by Board Order No. 01-52 and further modified by Board Order No. 04-36. Board Order No. 99-55 granted variances from the requirements of Sections 24-12.1 of the Code of Miami-Dade County, Florida. Specifically, the Petitioner is requesting that Condition No. 5 in said Board Order be modified as follows:

From: 5. The subject facility shall be connected to a public water main and a public sanitary sewer within one (1) year from the date of this order.

To: 5. The subject facility shall be connected to a public water main and a public sanitary sewer no later than October 8, 2012.

The purpose of the request is to extend the date at which the property shall be connected to the public water supply and public sanitary sewer systems.

The request is also for the modification of Condition No. 4 in Board Order 04-36,

FROM: 4. Petitioner shall complete the construction of the subject N.W. 25th Street Canal extension within one (1) year of the issuance of all necessary permits and approvals.

To: 4. Petitioner shall complete the construction of the subject N.W. 25th Street Canal on or before October 8, 2012.

The purpose of the modification is to allow additional time for the construction of the additional portion of the N.W. 25th Street Canal.

The subject property is located at 1200 N.W. 137th Avenue, Miami-Dade County, Florida.

20. **HENRY LADUE AND BETTY LADUE** – 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 private recreational facility to wit: a shooting range, on a property that is served by an on-site drinking water supply well and a septic tank system. The subject property is located at 31810 S.W. 228th Avenue, 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.