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Environmental Quality Control Board

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PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

AGENDA

Date: Thursday, December 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. **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 that a newly constructed single family residence be served by public water and a septic tank system, although the property 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 7260 S.W. 119th Street, Village of Pinecrest, Florida.
2. **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.
3. **GALLOWAY MEDICAL PARK ASSOCIATES, LTD.** – (Continuance) 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.

4. **CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC** – (Continuance) 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 Petitioner is also requesting 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.

5. **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.
6. **MERRINECK ESTATES LLC & MEDICO INTERNATIONAL REALTY HOLDINGS LLC** - (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 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. The subject property is located at 7600-7650 S.W. 87th Avenue, Miami-Dade County, Florida.
7. **VILLAGE OF KEY BISCAYNE** - (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 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.

8. **ABEL GONZALEZ** – (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 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 liquid wastes other than domestic sewage. The subject property is located at 13202 N.W. 182nd Street, Miami-Dade County, Florida.
9. **LAZARO ROLANDO MARTINEZ** - (Continuance) Request for 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 continued operation of an existing salvage yard, which is served by a septic tank as a means for the disposal of the domestic liquid waste. The existing operation generates, disposes of, discharges or stores liquid waste other than domestic sewage. The subject property is located at 3380 N.W. 127th Street, Opalocka, Florida.
10. **FMK PROPERTIES, LLC** - (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 expansion of an existing resource recovery facility which is located on a property that is served by public water and a septic tank system. The existing facility is limited to recycling paper only, and is proposing recycling cardboard. The subject operations would generate, dispose of, discharge or store liquid waste other than domestic sewage. The subject property is located at 3671 N.W. 81st Street, Miami-Dade County, Florida.
11. **MEDLEY 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 an existing concrete products manufacturing facility to continue to operate on a property that is served by public water and a septic tank, while public sanitary sewers abut the subject site. The facility operations generate, use, store or discharge liquid wastes other than domestic sewage. The subject property is located at 11002 NW South River Drive, Miami-Dade County, Florida.
12. **KATVID ENTERPRISES, LLC** - (Continuance) Request for 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 continued operation of an existing salvage yard, which is served by a septic tank as a means for the disposal of the domestic liquid waste. The existing facility generates, disposes of, discharges or stores liquid waste other than domestic sewage. The subject property is located at 12650 Alexandria Drive, Opalocka, Florida.

13. **BRAHA DIXIE 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 Appellant is appealing a determination by the Director of DERM; said determination being the issuance of a certain Notice of Violation and Settlement Demand (NOV) dated April 20, 2009 and issued to Ralph Braha of Braha Dixie LLC. The subject property is located at 17400 W. Dixie Highway, Miami-Dade County, Florida.
14. **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.
15. **DAVID ANDERSEN** – 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 continued operation of an establishment that prepares food and drinks on a property that is served by an on-site drinking water supply well and a septic tank. The subject property is located at 26400 S.W. 187th Avenue, Miami-Dade County, Florida.
16. **CONCRETE STRUCTURES, 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 issuance of a Notice of Violation, and Orders For Corrective Action, dated October 1, 2009 issued to Concrete Structures, Inc c/o Richard Salonia, President. The subject property is located at 12100 N.W. 58th Street, Miami-Dade County, Florida.
17. **EGLISE BAPTISTE D’EXPRESSION FRANCAISE, INC.** - 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 expansion of an existing house of worship with a fellowship hall and daycare on a property that is served by public water and a septic tank system. The proposed expansion would cause the maximum sewage loading per day per acre as defined in the aforementioned Code section to be exceeded. The subject property is located at 8255 N.W. 2nd Court, Miami-Dade County, Florida.
18. **GEORGE DAVITIAN** – 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 continued operation of a facility that stores, uses, handles, generates, disposes or discharges hazardous wastes on a property that is served by public water and public sanitary sewers and is also 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 subject property is located at 1600 E. 11th Court, Hialeah, Florida.
19. **MIAMI-DADE COUNTY GENERAL SERVICES ADMINISTRATION AND THE MIAMI-DADE COUNTY POLICE DEPARTMENT**– 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 300 KW emergency electrical generator driven by diesel fuel, which would be stored in an 1,200 gallon above ground storage tank, on a property located within the

West Wellfield Protection area. The proposed emergency generator would replace an existing propane fueled generator that currently serves the Miami-Dade County Hammocks District Police Station. The subject property is located at 10000 S.W. 142nd Avenue, Miami-Dade County, Florida.

20. **GOSPEL TABERNACLE OF FAITH DELIVERANCE CHURCH AND JOHN T. IRVING, JR. AND LINDA V. IRVING-** 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 and daycare center to continue to be served by a septic tank as the means of for the disposal of domestic liquid waste although a public sanitary sewer main abuts the subject site. The subject property is located at 3341 N.W. 189th Street, Miami Gardens, Florida.
21. **SHOPPES OF SKYLAKE, INC.** – 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 continued operation of a shopping center on a property that is served by public water and a septic tank as a means for disposal of the domestic liquid waste. One of the tenants on the subject property utilizes an x-ray machine which generates a liquid waste other than domestic sewage. The subject property is located at 18339-18349 N.E. 19th Avenue, North Miami Beach, Florida.
22. **ADELMAN STEEL CORP.-** Request for 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 establishment and operation of a resource recovery facility, which would process ferrous and non-ferrous metals, on a property that is served by public water and a septic tank system. The subject property is located at 8600 N.W. 36th 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.