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Environmental Quality Control Board

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PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

AGENDA

Date: Thursday, February 11, 2010

Time: 1:30 P.M.

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

1. **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.
2. **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.
3. **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.

4. **VILLAGE OF KEY BISCAIYNE** - (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.
5. **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.
6. **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.
7. **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 N.W. South River Drive, Miami-Dade County, Florida.

8. **SHOPPES OF SKYLAKE, INC.** – (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 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.
9. **DANIEL G. LEWIS AS TRUSTEE** - (Continuance) Request for variances from the requirements of Sections 24-43.1(4), 24-43.1(6), 24-43.1(7) and 24-43.3(2)(q) of the Code of Miami-Dade County, Florida. The request is to allow a commercial property to continue to be served by an on-site drinking water supply well and a septic tank/drainfield system. Public water and public sanitary sewers abut the subject site. The existing operations on the subject property generate liquid wastes other than domestic sewage. The subject property is located at 22419 South Dixie Highway, Miami-Dade County, Florida.
10. **HOB HOLDINGS REVOCABLE STATUTORY TRUST** - (Continuance) Request for variances from the requirements of Section 24-43.1(4) and Section 24-43.1(6) of the Code of Miami-Dade County, Florida. The request is to allow the continued use and maintenance of an existing steel and aluminum manufacturing facility. The existing facility is located on a property served by public water and a septic tank and generates, disposes of, discharges or stores liquid waste other than domestic sewage. In the alternative, the Petitioner is requesting an extension of time to comply with aforementioned Code Sections. The property is located at 7740 N.W. 34th Street, Miami-Dade County, Florida.
11. **ROBERTO DELGADO AND CARMEN DELGADO** - (Continuance) Request for the modification of Board Order No. 08-06 and a corresponding covenant running with the land in favor of Miami-Dade County, Florida, which is required therein. The request is to allow the installation of two above ground fuel storage tanks for the fueling of fleet vehicles that are kept on the subject property, the storage of stationary containers used for securing dry tools and materials, the storage of limited quantities of sand, gravel, rock and asphalt, the storage of pipe and welding equipment and the temporary use of an electrical emergency generator that would be diesel fueled. 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.
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. **DAVID ANDERSEN** - (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 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.

14. **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.
15. **GOSPEL TABERNACLE FAITH DELIVERANCE 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 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 properties are located at 3311 N.W. 189th Street and 3341 N.W. 189th Street, Miami Gardens, Florida.
16. **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.
17. **FLORIDA ROCK INDUSTRIES 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 the disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit FW 96-057.
18. **BLACK ISLAND PARTNERSHIP AND VECELLIO & GROGAN 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 Appellants are 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.
19. **CEMEX CONSTRUCTION MATERIALS FLORIDA, 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 disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit FW08-008.
20. **CEMEX CONSTRUCTION MATERIALS FLORIDA, 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 disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 93-075.

21. **CEMEX CONSTRUCTION MATERIALS FLORIDA, 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 disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 94-138.
22. **CEMEX CONSTRUCTION MATERIALS FLORIDA, 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 disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 00-105.
23. **CEMEX CONSTRUCTION MATERIALS FLORIDA, 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 disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 06-002.
24. **CEMEX CONSTRUCTION MATERIALS FLORIDA, 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 disapproval of the proposed alternative water quality monitoring plan pursuant to Special Condition 5(m) of Class IV Permit 06-048.
25. **MIAMI AIRPORT INDUSTRIAL EQUITIES LLC-ET AL** - 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 operation of a paint booth and the generation of hazardous wastes greater than allowed on a property that is 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 use will handle, store, use, generate, discharge and dispose of hazardous wastes. The subject property is located at 4401 N.W. 74th Avenue, Miami-Dade County, Florida.
26. **COVEMONT CORPORATION** - 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 1151-1175 N.W. 79th Street, Miami-Dade County, Florida.
27. **B'JEM EDUCATION INC** - Request for variances from the requirements of Sections 24-43(4) of the Code of Miami-Dade County, Florida. The request is to allow that the maximum

sewage loading rate exceed 600 gpd/acre, for a property that is served by public water and a septic tank and situated within the 100 day travel time contour of the Leisure City Wellfield. The subject property is located at 15395 S.W. 288th Street, Miami-Dade County, Florida.

28. **THE SCHOOL BOARD OF MIAMI-DADE COUNTY - JOHN FERGUSON HIGH SCHOOL** – 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 1000 KW emergency electrical generator driven by diesel fuel, which would be stored in a 5200 gallon above ground storage tank, on a property located within the West Wellfield Protection area. The proposed operation would use, generate, store, discharge, dispose of, or handle hazardous materials. The subject property is located at 15900 S.W. 56th 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.