Jacksonville Environmental Protection Board

Monday, August 21, 2023

MONTHLY MEETING SUMMARY

MEMBERS PRESENT:

David Wood, Chair

Thomas Deck, Vice-Chair

Charles Garrison

Adam Hoyles

Guillermo Simon Clint Noble

MEMBERS NOT PRESENT:

Beth Leaptrott

Sunil Joshi

STAFF/RESOURCES PRESENT:

James Richardson, JEPB Administrator

Melissa Long, Chief - EQD

Cherry Pollock, OGC

Terry Carr, EQD

Mike Williams, EQD

VISITOR(s) PRESENT:

John Nooney

Annette Gutierrez (Action News)

Michelle Leivas (Resident News)

Doug Conkey – SJRWMD

Katie Templeton

Taylor Levesque (First Coast News)

Josh Gellers

Kay Ehas – Groundwork Jacksonville

CALL TO ORDER DAVID WOOD

INTRODUCTIONS

Chair Wood called to order the monthly meeting of the Jacksonville Environmental Protection Board (JEPB) at 5:01 pm. A quorum was established.

CHAIRMANS REMARKS

Chair Wood recognized Charles Garrison for his work on the Board and shared that he would be rolling off as he is being appointed to the Planning Commission.

NEW LOGO PREVIEW

James Richardson shared that he, and the Kairos team, took the members comments from the last meeting and made some revisions to the logo which he then shared. Members expressed support for the revisions.

APPROVAL OF MINUTES

A motion to approve meeting summaries for the July 17th JEPB meeting was made (Hoyles), properly seconded (Deck) and approved by the body.

CONSENT ORDERS

**Air/Noise**

* **Whitehouse Recycling [*AP-23-09 at 10419 General Avenue*]** - Failure to submit relocation notice at least one (1) business day prior to relocation.

Respondent’s corrective actions: Permittee provided relocation form

Consent Order settlement fee: **$300.00**

Failure to submit relocation notice at least one (1) business day prior to relocation.

* **Titan Florida, LLC** **[AP-23-04 at 7330 Philips Highway] -** Allowing the circumvention of emissions control equipment and/or allowing emissions of air pollutants without the control equipment operating properly, failure to notify the compliance authority, within one working day of the inability to comply with the air permit due to equipment breakdown; failure to prevent unconfined emissions of particulate matter from roads, parking areas, stockpiles, and yards.

Respondent’s corrective actions: Streets sweeping increase frequency to daily and added additional measure internally, replaced hopper and had employees sign that they understood the protocol for unloading, evaluating the stormwater onsite for potential improvements.

Consent Order settlement fee: **$0** [$7,400.00 less mitigation credit of 100% for the Supplemental Environmental Project (SEP)]

* **Cemex Construction Materials Florida, LLC** *[AP-23-05 at 7460 Philips Highway]* Failure to prevent unconfined emissions of particulate matter from roads, parking areas, stockpiles, and yards. (Pending signatures)

Respondent’s corrective actions: Street Sweeping, replaced failed part.

Consent Order settlement fee: **$9,200**

9/26/22 and 4/6/23 – PM leaving the property from exiting vehicles – penalty assessed at moderate (harm)/moderate (deviation) - **$4,600**.

**Water**

* **DFC Owen’s Road, LLC *[WP-23-36 at 0 Owens Road] -*** Discharge of non-stormwater to City Municipal Separate Storm Sewer System (“MS4”); Failure to comply with erosion and sediment control requirements.

Respondent’s corrective actions: Unknown

Consent Order settlement fee: **$8,000**

April 25, 2023 Insufficient BMPs/failure to maintain BMPs resulting in unlawful discharge of non-stormwater and turbid water to MS4 from a dewatering discharge hose placed directly at the MS4

Sample at point of discharge from the Project to MS4 – 400 NTUs

Sample downstream of the point of discharge lab results – 370 NTUs

Sample upstream of the point of discharge lab results – 23 NTUs

State water quality standards for turbidity is <29 NTUs above natural background conditions.

Potential for Harm – Major: Discharge of untreated wastewater to environment

Extent of Deviation – Major: Direct turbid discharge to MS4 with sampling results of 170% and above over standard.

Consent Order requirements:

* + - * Immediately upon the effective date: Monitor, sample, notify EQD and report to EQD until Final Stabilization
      * Within 14 days of the effective date: Perform/Revise BMP Assessment
      * Within 21 days of the effective date: Submit BMP Assessment to EQD
      * Within 28 days of the effective date: Implement BMP Assessment
      * **Homestead San Jose MF Owner LLC** ***[WP-23-39 at 6765 St. Augustine Road]*** - Discharge of non-stormwater to City Municipal Separate Storm Sewer System (“MS4”); Turbidity discharge to surface water in exceedance of surface water quality standards (Pending signatures)

Respondent’s corrective actions: Improved BMPs and removed sediment from culvert

Consent Order settlement fee: **$4,500**

5/26/2023 Insufficient BMPs/failure to maintain BMPs resulting in unlawful discharge of non-stormwater from the Project to MS4.

Penalty assessed at Moderate (Harm)/Minor (Deviation) for **$1,000**

6/22/2023 Insufficient BMPs/failure to maintain BMPs resulting in unlawful discharge of non-stormwater and turbid water from the Project to MS4.

1. Water samples taken at the point of discharge (source) from the Project to the MS4 had a reading of 800 NTUs.
2. Water samples taken in the surface water downstream of the Site had a reading of 750 NTUs.

Penalty assessed at Moderate (Harm)/Major (Deviation) for **$3,500**

A motion was made to approve the consent orders as presented (Hoyles), properly seconded (Simon) and approved by the body.

ENFORCEMENT REPORT MELISSA LONG

No questions or concerns.

NEW BUSINESS

* Funding Request – GWJ Water Credit Pilot Project JAMES RICHARDSON

Mr. Richardson shared that the Board heard details of the proposed project from Groundwork Jacksonville during the July meeting. He then reviewed the proposed scope of work and prepared a staff report which he then shared with the Board. The report recommended the approval of the project.

A motion was made to approve the funding request as recommended by staff (Hoyles), properly seconded (Garrison), and approved by the body.

PRESENTATION(s)

* Jacksonville Urban Odor Study Final Report MIKE WILLIAMS

Mr. Richardson shared background on the project and other information and reminded everyone that the report was to the board and questions would only be entertained from the members.

Mike Williams shared information about the study process, challenges with some of the data and equipment, how the information was used and some of the key findings observed.

PUBLIC HEARING(s)

None

OLD BUSINESS

* + Retreat
  + Education & Public Outreach

COMMISSION & JEPB COMMITTEE UPDATES

* **Waterways Commission** – Mr. Hoyles shared that the Commission would have a new Chair (Councilman Peluso) and that they would be reconvening after summer break.
* **KJB Commission** – Chief Long shared that the International Coastal Cleanup was scheduled for September 16th.
* **JEPB Water Committee** – Mr. Carr discussed information from the Water Branch report and responded to member questions.
* **JEPB Air Committee** – Mr. Williams discussed information from the Air Branch report and responded to member questions.

EPB ADMINISTRATOR REPORT

Mr. Richardson shared that there was significant interest in the symposium and that registrations were filling up fast, that he was working with the Center for Coastal Solutions at the U of F on a possible funding request for a septic tank vulnerability assessment for Duval County, that a noise variance request had been received from Haskell and that action would be requested at the next meeting and that the nomination period for the annual awards was open through August 31st and encouraged members to share the information and seek nominations. He closed by reminding members that elections would be held in September for JEPB leadership.

ENVIRONMENTAL QUALITY DIVISION REPORT

Chief Long shared that the Neighborhoods Department presented their budget to the Council Finance Committee last Friday. She then shared some of the challenges facing the Division related to vacancies and staffing.

COMMENTS FROM THE PUBLIC

None

ITEMS REFERRED TO COMMITTEES

None

NEXT SCHEDULED BOARD MEETING(s)

* JEPB Committees

Air Committee – TBD

Water Committee – TBD

* JEPB Steering Committee – Monday, September 11, 2023, at 4:00 pm
* JEPB Monthly Meeting – Monday, September 18, 2023, at 5:00 pm

The meeting was adjourned at 6:48 pm.