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PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

AGENDA

Date: Thursday, July 10, 2008

Time: 1:30 P.M.

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

1. **CITY OF NORTH MIAMI** - (Continuance) Request for a variance from the requirements of Sections 24-42(1), 24-42(3) and 24-42(3)(f) of the Code of Miami-Dade County, Florida. The request is to allow the construction and operation of a stormwater management and disposal system that would not comply with the requirements of the above noted Code Sections. The subject property is located at N.E. 151st Street and Biscayne Boulevard, North Miami, Florida.
2. **ERNESTO MOHR AND TERESA C. MOHR** (Continuance) – Request for a variance from the requirements of Section 24-43.1(3) of the Code of Miami-Dade County, Florida. This request is to allow the subdivision of a parcel of land, which is zoned for duplex residences, into two lots; one of the proposed lots would contain an existing single family residence and the proposed cut-off lot would be developed with a duplex that would be served by a septic tank and public water. The subject property has an abutting sanitary sewer and the proposed lot would not comply with the minimum lot size requirements contained in the aforesaid Code Section for a duplex residence served by public water and a septic tank. The subject property is located at the northeast corner of N.E. 146th Street and N.E. 12th Avenue, Miami, Florida.
3. **EQUITY M.O.A. HOLDING, LTD.** (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. The request is to allow the subject property to continue to be served by a septic tank system while a public sanitary sewer main abuts the subject property. In the alternative, the Petitioner requests an extension of time to connect the subject property to the public sanitary sewer system. The subject property is located at 7890 N.W. 34th Street, Doral, Florida.
4. **SOUTHEASTERN RECYCLING CORPORATION** (Continuance) – Appeal pursuant to the provisions of Section 24-11 of the Code of Miami-Dade County, Florida, of an action or

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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 that the subject operation is classified as a resource recovery and management facility and therefore not permitted on the subject property, which is located within the maximum day pumpage wellfield protection area of the Miami Springs Upper, Miami Springs Lower, Hialeah and John E. Preston wellfield complex. The aforesaid determination is contained in a letter dated April 3, 2008 issued to Albert Esquenazi, President of Southeastern Recycling Corporation, which is the tenant on the site. The subject property is located at 5703 N.W. 35th Avenue, Miami-Dade County, Florida.

5. **WASTE SERVICES OF FLORIDA, 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 placement of an additional condition, specifically condition No. 8 in DERM's Solid Waste Operating Permit No. SW-1191 issued to Waste Services of Florida, Inc. The subject property is located at 4070 N.W. 37th Court, Hialeah, Florida.
6. **ADP TOTAL SOURCE GROUP, INC.** – 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 continued use an existing 750 kilowatt (KW) emergency electrical generator and companion 500-gallon above ground diesel fuel tank at an existing office building. The subject property is located within the basic wellfield protection area of the Snapper Creek wellfield, more particularly the 10-day travel time contour of said wellfield. The existing emergency generator uses, generates, stores, discharges, disposes of, or handles hazardous materials. The subject property is located at 10200 S.W. 72nd Street, Miami, Florida.
7. **HARBOR EAST DEVELOPMENT LTD., L.P.** – Request for a variance from the requirements of Section 24-48.3 of the Code of Miami-Dade County, Florida. The request is to allow the construction of two finger piers and a dock upon tidal waters of Miami-Dade County, Florida, on a certain location where the proposed structures would not comply with the minimum water depth requirements contained in the above noted Code Section. The subject property is located at 7935-37 East Drive, North Bay Village, Florida.
8. **PDVSOL, LLC** – Request for variances from the requirements of Sections 24-43.1(4), 24-43.1(6), 24-43(4)(d) and 24-43(5) of the Code of Miami-Dade County, Florida. The request is to allow the establishment and operation of a hand carwash on a property that is served by public water and a septic tank system. The proposed operation would use, generate, store, discharge, dispose of, or handle hazardous materials and would generate and dispose of liquid waste other than domestic sewage. The subject property is located within the average day pumpage wellfield protection area of the Alexander Orr wellfield. The subject property is located at 9400 S.W. 40th Street, Miami, Florida.
9. **CITY OF HIALEAH GARDENS** - 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 that the removal of prohibited trees located within a certain parcel of land is required as per

DERM's Tree removal permit #2005-578 . The subject property is located at 10301-10303 N.W. 87th Avenue, Hialeah Gardens, Florida.

10. **MIAMI GARDENS CRP, 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 issuance of Permit No. IW5-002711 to Alan Dry Cleaners located at 869 N.W. 183rd Street. Said permit is an annual operating permit issued to facilities that are small quantity generators of industrial waste. The drycleaners is located on a property which is served by a private sanitary sewer pump station located within the Appellant's property. A portion of the Appellant's property is located within the W.E. Oeffler wellfield protection area and is located at 18350 N.W. 7th Avenue, Miami Gardens, Florida.
11. **WAREHOUSE PROPERTIES OF MIAMI, INC AND DALMAU HOLDINGS, LLC** – Request for an extension of time to comply with the requirements of Section 24-43(5) of the Code of Miami-Dade County, Florida. The request is to allow an existing post-tensioned cables manufacturing facility time to relocate an existing grease tank and extruding machinery located at 1950 West 8th Avenue to the adjacent and western portion of the facility located at 840 West 20th Street, Hialeah, Florida. The subject properties are contiguous and are located within the basic wellfield protection area of the Miami Springs Upper, Miami Springs Lower, John E. Preston and Hialeah Wellfield complex. The existing operation uses, handles, disposes of, discharges, stores or generates hazardous materials. The properties are located at 1950 West 8th Avenue and 840 West 20th Street, Hialeah, Florida.
12. **MIAMI-DADE DEPARTMENT OF PLANNING AND ZONING** - Request for a class variance from the requirements of Section 24-43 of the Code of Miami-Dade County, Florida. The Director of the Miami-Dade County Department of Planning and Zoning has filed zoning application Z2007000415. Said application intends to re-zone approximately 536.6 acres of land in the area generally known as Leisure City, from various existing zoning classifications to a new zoning district known as "Leisure City Community Urban Center," which by definition is a mixed use zone, which allows nonresidential land uses. Many of the properties covered by said application are located within the basic wellfield protection area of the Leisure City wellfield.

The above noted Code Section provides, that for properties located within the basic wellfield protection area of any public utility potable water supply well, no County or municipal officer, agent, employee, or Board shall approve grant or issue any zoning action for non-residential land uses, unless the property owner has submitted to DERM a properly executed covenant running with the land in favor of Miami-Dade County, which provides that hazardous materials shall not be used, generated, handled, discharged, disposed of or stored on that portion of the property located within the basic wellfield protection area of any public utility potable water supply well.

The purpose of the request is to allow the zoning to proceed without the owners of the properties submitting the required covenants, and to allow that the covenants be submitted prior to the approval of subsequent development orders for each of the affected properties.

The properties are located on portions of Sections 4 and 5, Township 57 South, Range 39 East, and on a portion of Section 33, Township 56 South, Range 39 East, lying and being in 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.