

Memorandum



Date: December 4, 2012

To: Honorable Vice Chairwoman Audrey M. Edmonson
Board of County Commissioners-District 3

From: Carlos A. Gimenez
Mayor 

Subject: Notice of Environmental Contamination in Commission District 3

On March 3, 2009, the Board of County Commissioners adopted Resolution No. R-227-09 requiring that when environmental contamination is identified by the Department of Regulatory and Economic Resources – Environmental Resources Management (RER-DERM), the Commissioner in whose District the environmental contamination is located shall be notified of such.

Pursuant to R-227-09, please be advised that the attached letter was sent to the party responsible for site rehabilitation on November 19, 2012 due to documented groundwater contamination. There is no documented soil contamination. Additionally, the site is on municipal water; therefore, their drinking water is not at risk from the groundwater contamination. The owner/operator/responsible party must perform site rehabilitation action in order to bring the site into compliance with Chapter 24 of the Code of Miami-Dade County.

The summary of this case is noted below:

Subject	Environmental Contamination
Facility Name:	Roberto Alvarez Property (former Mandy Supermarket)
DERM File #:	File-N/A / UT-7034
Facility Address:	7200 NW 2 nd Ave., Miami, Florida in Miami-Dade County
Folio Number:	01-3112-035-0030
Description/Nature of Violation:	Environmental contamination requiring site rehabilitation action pursuant to Division 3, Contaminated Site Cleanups, Chapter 24, Code of Miami-Dade County, Florida.

Should you have any questions or require additional information, please contact Mr. Lee Hefty, Assistant Director of Environmental Resources Management at (305) 372-6754 or by email at heftyl@miamidade.gov.

Attachment: Site Rehabilitation Order for Environmental Contamination

c: Jack Osterholt, Deputy Mayor/Director, RER
Lee N. Hefty, Assistant Director, Environmental Resources Management, RER

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SR



Department of Regulatory and Economic Resources
Environmental Resources Management
701 NW 1st Court, 4th Floor
Miami, Florida 33136-3912
T 305-372-6700 F 305-372-6982

Carlos A. Gimenez, Mayor

miamidade.gov

November 19, 2012

Mr. Roberto Alvarez
Mandy Supermarket
3370 NW 34 St.
Miami, FL 33142-5747

CERTIFIED MAIL # 7011 0470 0002 4385 5146
RETURN RECEIPT REQUESTED

Re: Tank Closure Assessment Report (TCAR) dated September 17, 2012 and prepared by Hydrologic Associates U.S.A., Inc. for the former Mandy Supermarket facility (UT-7034/File-N/A/DEP-139813384) located at, near, or in the vicinity of 7200 NW 2nd Ave., Miami, Miami-Dade County, Florida.

Dear Mr. Alvarez:

The Department of Regulatory and Economic Resources (RER) has reviewed the above-referenced document received September 20, 2012 pertaining to the removal of one (1) 2000 gallon underground storage tank (UST) system on July 18, 2012 and has determined that the TCAR meets the requirements of Rule 62-761.800, Florida Administrative Code (FAC). Therefore, the report has been placed on file with other pertinent material regarding the subject site.

Be advised that the levels of groundwater analytical results submitted in this report exceed the Cleanup Target Levels (CTLs) referenced in Chapter 62-777, FAC and constitute violations of Chapter 24, Code of Miami-Dade County (the Code), specifically, Sections 24-44(1), 24-25, and 24-29 of the Code; therefore, additional assessment is required.

RER acknowledges the receipt of the Discharge Report Form with a discovery date of September 10, 2012. Pursuant to Sections 24-7(15) and 24-7(26) of the Code, an approvable Site Assessment Report (SAR) prepared in accordance with Chapter 62-770, FAC, is required. Therefore, you are hereby ordered to submit to this office for review, within two hundred seventy (270) days of receipt of this letter, two copies of an approvable SAR prepared in accordance with Chapter 62-770, FAC. Please note that for all future submittals to RER, one of the two required copies shall be provided in a compact disc (CD) as a single pdf file.

RER shall be notified in writing a minimum of three (3) working days prior to the implementation of any sampling or field activities. Email notifications shall be directed to DERMPCD@miamidade.gov. Please include the RER file number on all correspondence.

Be advised that failure to comply with the above may result in this case being prepared for further enforcement action up to and including being referred to the Office of the County Attorney for formal enforcement action in a court of competent jurisdiction.

If you have any questions concerning the above, please contact Eddie Gonzalez (gonzaed@miamidade.gov) of the Environmental Monitoring & Evaluation Section at (305) 372-6700.

Sincerely,

Wilbur Mayorga, P.E., Chief
Environmental Monitoring & Restoration Division

eg
pc: FDEP file copy 139813384
ec: Mr. James T. Miller, P.E., Hydrologic Associates U.S.A., Inc., jmiller@haimiami.com
Mr. Jorge Galarraga, P.A., Sanchez – Galarraga P.A., jsg@sgpalaw.com
Ms. Yanett Rodriguez, RER, rodiry@miamidade.gov

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