

Memorandum



Date: February 13, 2013

To: Honorable Bruno A. Barreiro
Board of County Commissioners-District 5

From: Carlos A. Gimenez
Mayor 

Subject: Notice of Environmental Contamination in Commission District 5

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 (RER), 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 January 22, 2013 due to documented groundwater contamination. There is no evidence of contaminated soils at this time. 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:	Bass Service, Inc.
DERM File #:	File-7037/ UT-252
Facility Address:	1695 SW 8 th St., Miami, Florida in Miami-Dade County
Folio Number:	01-4102-012-0080
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 N. Hefty, Assistant Director of the Department of Regulatory and Economic Resources – 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
Lee N. Hefty, Assistant Director, RER-Environmental Resources Management



Carlos A. Gimenez, Mayor

Department of Regulatory and Economic Resources

Environmental Resources Management

701 NW 1st Court, 4th Floor

Miami, Florida 33136-3912

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miamidade.gov

January 22, 2013

Mr. Orestes Flores
Flovial Oil Corporation
2990 NW 24th St.
Miami, FL 33142

CERTIFIED MAIL # 7011 0470 0002 4385 5252
RETURN RECEIPT REQUESTED

Re: Tank Closure Assessment Report Addendum (TCARA) dated November 30, 2012 and prepared by Handex Consulting & Remediation, LLC. for the Bass Service, Inc. facility (UT-252/File-7037/DEP-138841205) located at, near, or in the vicinity of 1695 SW 8 St., Miami, Miami-Dade County, Florida.

Dear Mr. Flores:

The Department of Regulatory and Economic Resources (RER) has reviewed the above-referenced document received December 3, 2012 pertaining to the secondary containment upgrade (re-lining) of three (3) 10,000 gallon underground storage tanks (USTs) and the removal of the associated piping and dispenser liners in October 2009 through November 2009 and has determined that the TCARA 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 receipt of the Discharge Reporting Form with a discovery date of January 21, 2013. Therefore, 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.

Based on the above, and pursuant to Sections 24-7(15) and 24-7(26) of the Code, you are hereby ordered to submit to this office for review, within two hundred seventy (270) days of receipt of this letter, 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 disk (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 – 138841205

ec: Mr. Phillip Cook, P.G., Handex Consulting & Remediation, LLC., pcook@handex.com

Ms. Tricia Kong, RER, kongt@miamidade.gov

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