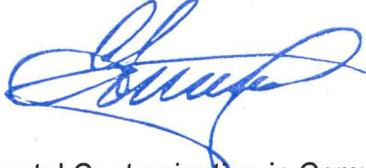


Memorandum



Date: February 13, 2013

To: Honorable Dennis Moss
Board of County Commissioners-District 9

From: Carlos A. Gimenez
Mayor 

Subject: Notice of Environmental Contamination in Commission District 9

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 28, 2013 due to documented soil and groundwater contamination. There is no risk of a direct exposure to contaminated soils at this time since the area is covered with asphalt/concrete. Additionally, the site is in an area receiving County water service; therefore, 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:	Chevron # 202646
DERM File #:	File-7307/ UT # 604
Facility Address:	13710 SW 152 St.
Folio Number:	30-5927-000-0014
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, RER – 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 – Department of Regulatory and Economic Resources
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, 7th Floor
Miami, Florida 33136-3912
T 305-372-6600 F 305-372-6893
miamidade.gov

January 28, 2013

Ms. Shashank Nanavati, District Manager
Chevron Environmental Co.
4800 Fournace Place # E520A
Bellaire, TX. 77401-2324

CERTIFIED MAIL No. 70101870000026831286
RETURN RECEIPT REQUESTED

Ms. Ravelle Jones, Project Manager
Chevron Environmental Co.
4800 Fournace Place # E520A
Bellaire, TX. 77401-2324

CERTIFIED MAIL No. 70101870000026831293
RETURN RECEIPT REQUESTED

RE: Chevron # 202646 (UT- 604/File-7307, FDEP Fac. ID# 13/8504283), located at, near, or in the vicinity of
13710 SW 152 St., Miami, Miami-Dade County, Florida. (Folio # 30-5927-000-0014).

Dear Ms. Nanavati and Ms. Jones:

NOTICE OF VIOLATION AND
ORDERS FOR CORRECTIVE ACTION

On January 17, 2013, a Discharge Reporting Form (DRF) and analytical sample results were submitted to this
Department documenting evidence of hydrocarbon contamination in the ground of Miami-Dade County.

Be advised that the discharge of hydrocarbons to the ground and/or groundwater of Miami-Dade County constitute
violations of Chapter 24 of the Code of Miami-Dade County, to wit:

Section 24-42(1), of the aforesaid Code, inasmuch as said discharge causes water pollution, and
constitutes a nuisance and sanitary nuisance as defined in Sections 24-5 and/or 24-28;

Section 24-27, of the aforesaid Code, which states in pertinent part: "No person shall cause any
nuisance or sanitary nuisance as defined in Sections 24-5 and/or 24-28 hereof"; and

Section 24-25(4), of the aforesaid Code, inasmuch as any person who commits a violation of any of
the rules and regulations which are adopted pursuant to this section shall be deemed guilty of
committing a violation of this chapter by reference.

Based on the above and pursuant to the authority granted to me under Sections 24-7(15), 24-7(26), and pursuant to the
requirements of Sections 24-45(5) and Section 24-25(1)(f) of Chapter 24 of the Code of Miami-Dade County, I am
hereby ordering you to:

- 1. Upon receipt of this NOTICE, immediately CEASE and DESIST from any further discharges of hazardous
materials to the ground and groundwater of Miami-Dade County from the subject facility.
2. Within sixty (60) days of completion of free product removal and proper disposal, soil treatment or proper soil
disposal, two copies of a Source Removal Report, as outlined in Chapter 62-770.300(3), shall be submitted by
the responsible party to Wilbur Mayorga, P.E., Chief, Environmental Monitoring & Restoration Division,
Miami-Dade County RER, 701 NW 1st Ct, 4th floor, Miami, FL 33136.

3. Within two hundred seventy (270) days of receipt of this NOTICE, submit to this Department two signed and sealed copies of a "Site Assessment Report" (SAR) which meets the criteria of Chapter 62-770, Florida Administrative Code (F.A.C.) including the identification of the extent of ground and/or groundwater contamination at the subject site. The SAR shall include a Monitoring Only Proposal (MOP), or a no Further Action Proposal (NFAP), or a recommendation to prepare a Remedial Action Plan (RAP). The SAR must be submitted to Wilbur Mayorga, P.E., Chief, Environmental Monitoring & Restoration Division, Miami-Dade County RER, 701 NW 1st Ct, 4th floor, Miami, FL 33136.
4. For sites requiring active remediation, within ninety (90) days of receipt of approval from this Department for the SAR, submit two copies of a Remedial Action Plan (RAP) prepared in accordance with Chapter 62-770, F.A.C.
5. Upon receipt of approval for the RAP or MOP, immediately implement and complete the RAP or MOP in accordance with the timeframes stipulated in the approval.
6. Submit activity reports which describe the progress of the active remediation or monitoring activities at a frequency approved in the RAP or MOP.

BE ADVISED THAT FAILURE TO COMPLY WITH THE ABOVE MAY RESULT, AT A MINIMUM, IN CIVIL PENALTIES AND THE PAYMENT OF ALL DEPARTMENTAL COSTS INCURRED IN THE INVESTIGATION AND SETTLEMENT OF THIS CASE. IN ADDITION, FAILURE TO COMPLY MAY RESULT IN YOUR CASE BEING PREPARED FOR FORMAL ENFORCEMENT ACTION IN A COURT OF COMPETENT JURISDICTION PURSUANT TO THE ENFORCEMENT AND PENALTY PROVISIONS OF SECTIONS 24-29 AND 24-30 OF CHAPTER 24 OF THE CODE OF MIAMI-DADE COUNTY.

If you have any questions concerning this matter, please contact **Yanett Rodriguez** of the Delegated Programs of this office at (305) 372-6600.

Sincerely,



Mayra Flagler, Manager
Environmental Evaluations- Delegated Programs

Enclosure(s)
YR

cc: FDEP File Copy
Richard Kappes; Arcadis 6413 Congress Ave. Suite 110, Boca Raton, FL. 33487