



## AGENDA

### COMMITTEE OF THE WHOLE WORKSHOP BOARD OF COUNTY COMMISSIONERS

Board Chambers  
Suite 100  
Ernie Lee Magaha Government Building - First Floor  
221 Palafox Place

July 16, 2015  
9:00 a.m.

Notice: This meeting is televised live on ECTV and recorded for rebroadcast on the same channel. Refer to your cable provider's channel lineup to find ECTV.

1. Call to Order  
  
(PLEASE TURN YOUR CELL PHONE TO THE SILENCE OR OFF SETTING.)
2. Was the meeting properly advertised?
3. Jail Update (BACKUP TO BE DISTRIBUTED UNDER SEPARATE COVER)  
(Jack Brown - 45 min)
  - A. Board Discussion
  - B. Board Direction
4. Construction and Demolition Debris (C&DD) Ordinance  
(Alison Rogers/Jack Brown - 45 min)
  - A. Board Discussion
  - B. Board Direction
5. 5th Cent Tourist Development Tax  
(Jack Brown - 45 min)
  - A. Board Discussion
  - B. Board Direction
6. Fire Funding  
(Michael D. Weaver) - 45 min)
  - A. Board Discussion
  - B. Board Direction

7. BP Settlement Update (NO BACKUP PROVIDED)  
(Commissioner Robinson - 20 min)
  - A. Board Discussion
  - B. Board Direction
  
8. Abandoned Property Left on Pensacola Beach  
(Commissioner Grover Robinson/Alison Rogers - 20 min)
  - A. Board Discussion
  - B. Board Direction
  
9. Tannerite and Explosives (NO BACKUP PROVIDED)  
(Alison Rogers - 15 min)
  - A. Board Discussion
  - B. Board Direction
  
10. Adjourn

**Committee of the Whole**

3.

**Meeting Date:** 07/16/2015

**Issue:** Jail Update

**From:** Jack Brown, County Administrator

---

**Information**

**Recommendation:**

Jail Update (BACKUP TO BE DISTRIBUTED UNDER SEPARATE COVER)

(Jack Brown - 45 min)

A. Board Discussion

B. Board Direction

---

**Attachments**

*No file(s) attached.*

---

**Committee of the Whole**

**4.**

**Meeting Date:** 07/16/2015

**Issue:** Construction and Demolition Debris (C&DD) Ordinance

**From:** Alison Rogers, County Attorney

---

**Information**

**Recommendation:**

Construction and Demolition Debris (C&DD) Ordinance  
(Alison Rogers/Jack Brown - 45 min)

- A. Board Discussion
  - B. Board Direction
- 

**Attachments**

Draft Ordinance

---

ORDINANCE 2015-\_\_\_\_\_

1  
2  
3 AN ORDINANCE OF ESCAMBIA COUNTY, FLORIDA AMENDING  
4 CHAPTER 82, ARTICLE V, LANDFILLS AND OTHER DISPOSAL  
5 FACILITIES, DIVISION 3; SECTIONS 82-225 THROUGH 82-240;  
6 AMENDING DEFINITIONS, REGULATIONS AND PERMITTING  
7 REQUIREMENTS FOR CONSTRUCTION AND DEMOLITION DEBRIS  
8 (C&DD) FACILITIES, LAND CLEARING DEBRIS (LCD) AND OTHER  
9 DISPOSAL FACILITIES; ESTABLISHING ADDITIONAL REGULATIONS  
10 TO ADDRESS ADVERSE OFF-SITE IMPACTS OF SUCH FACILITIES;  
11 AMENDING LOCAL PERMIT REQUIREMENTS; ADDRESSING  
12 PREVIOUSLY PERMITTED FACILITIES; ESTABLISHING  
13 REGULATIONS FOR ABANDONED AND CLOSED FACILITIES;  
14 AMENDING INSURANCE REQUIREMENTS; CLARIFYING  
15 ENFORCEMENT OPTIONS; PROVIDING FOR SEVERABILITY;  
16 PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN  
17 EFFECTIVE DATE.

18  
19 **WHEREAS**, this ordinance sets forth the requirements for construction and  
20 demolition disposal and recycling facilities in Escambia County, Florida, for the safety  
21 and protection of the public; and

22 **WHEREAS**, Florida law provides that in addition to Florida Department of  
23 Environmental Protection (FDEP) oversight and regulation, local governments may  
24 regulate disposal facilities, to include but not limited to C&DD and LCD facilities; and

25 **WHEREAS**, since 2006, Escambia County has provided for a permitting scheme  
26 and regulation of disposal facilities; and

27 **WHEREAS**, significant observations and concerns regarding adverse off-site  
28 impacts of disposal facilities have been conveyed by neighbors, concerned citizens and  
29 state and County staff; and

30 **WHEREAS**, amending the County's regulatory scheme for disposal facilities will  
31 better protect the public's health, safety and welfare.

1           **NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**  
2           **COMMISSIONERS OF ESCAMBIA COUNTY, FLORIDA:**

3           **Section 1.** Chapter 82, Article V, Construction and Demolition Debris (C&DD)  
4           Facilities, Sections 82-225 through 82-240 of the Code of Ordinances of Escambia  
5           County, Florida is hereby amended to read as follows:

6           Sec. 82-225. - Definitions.

7  
8           As used in this division unless the context clearly indicates otherwise, the term:

9  
10          (a) Abandoned means cessation of use and maintenance of a construction and  
11          demolition debris facility, land clearing debris facility or other disposal facility for a  
12          period of twelve (12) consecutive months or longer and in a manner that does not  
13          include closure, long-term monitoring, maintenance or financial responsibility when  
14          required by a state or county rule or law. For a grandfathered or vested use, there  
15          shall also be an intent to abandon the use.

16  
17          (a b) Applicant means any person who has applied for a construction and demolition  
18          debris facility permit in Escambia County.

19  
20          (b c) Board means the bBoard of eCounty eCommissioners of Escambia County,  
21          Florida.

22  
23          (e d) Board of hHealth means Escambia County Environmental Health Department  
24          has the authority to intervene on health issues.

25  
26          (d) ~~Class III waste~~ means yard trash, construction and demolition debris,  
27          processed tires, asbestos, carpet, cardboard, paper, glass plastic furniture other than  
28          appliances, or other materials approved by the Florida Department of Environmental  
29          Protection that are not expected to produce leachate which poses a threat to public  
30          health or the environment.

31  
32          (e) Clean debris means any solid waste, which that is virtually inert, is not a  
33          pollution threat to ground water or surface waters, is not a fire hazard, and is likely to  
34          retain its physical and chemical structure under expected conditions of disposal or  
35          use. The term includes brick, glass, ceramics, and uncontaminated concrete including  
36          embedded pipe or steel.

37  
38          (f) Clerk means the Clerk of the Circuit Court, Ex Officio Clerk of the Board of  
39          County Commissioners, Escambia County, Florida.

1 (g) *Closure* means the cessation of operation of a ~~construction and demolition~~  
2 ~~debris facility and the planned act of securing such facility so that it will pose no~~  
3 ~~significant threat to human health or the environment and includes closing, long-term~~  
4 ~~monitoring, maintenance and financial responsibility of a facility when required by a~~  
5 ~~state or county rule or law.~~  
6

7 (h) *Closed* means a disposal facility that has undergone closure.  
8

9 (h i) *Code* means the Code of Ordinances of Escambia County, Florida.  
10

11 ~~(i j) *Construction and demolition debris* means discarded materials generally~~  
12 ~~considered to be not water soluble and nonhazardous in nature, including but not~~  
13 ~~limited to, steel, glass, brick, ceramics, concrete, asphalt roofing material, pipe,~~  
14 ~~gypsum wallboard, and lumber, from the construction, or destruction, alternation or~~  
15 ~~renovation of a manmade structure, including without limitations, houses, buildings,~~  
16 ~~industrial or commercial facilities or roadways, rocks, soils, tree remains, trees and~~  
17 ~~other vegetative matter that normally results from land clearing or land development~~  
18 ~~operations, including such debris from construction of structures at a site remote from~~  
19 ~~the construction or demolition project site. For the purpose of this definition, "materials~~  
20 ~~resulting from the alteration, construction, destruction, rehabilitation, or repair of any~~  
21 ~~manmade physical structure", are those structural and functional materials comprising~~  
22 ~~the structure and surrounding site improvements, such as brick, concrete and other~~  
23 ~~masonry materials, stone, glass, wall coverings, plaster, drywall, framing and finishing~~  
24 ~~lumber, roofing materials, plumbing fixtures, heating equipment, electrical wiring and~~  
25 ~~components containing no hazardous fluids or refrigerants, insulation, wall-to-wall~~  
26 ~~carpeting, asphaltic substances, metals incidental to any of the above, and weathered~~  
27 ~~railroad ties and utility poles. Materials resulting from the alteration, construction,~~  
28 ~~destruction, rehabilitation, or repair do not include materials whose removal has been~~  
29 ~~required prior to demolition, and materials, which are otherwise contained within or~~  
30 ~~exist outside the structure such as solid wastes, yard wastes, furniture, and~~  
31 ~~appliances. Also excluded in all cases are liquids including containerized or bulk~~  
32 ~~liquids, fuel tanks, drums and other closed or filled containers, tires, and batteries.~~  
33 ~~Mixing of construction and demolition debris with other types of solid waste will cause~~  
34 ~~it to be classified as other than construction and demolition debris. The term also~~  
35 ~~includes:~~  
36

37 (1) — Clean cardboard, paper, plastic, wood, and metal scraps from a  
38 construction project.  
39

40 (2) — Unpainted, non treated wood scraps from facilities manufacturing  
41 materials used for construction of structures or their components and  
42 unpainted, non treated wood pallets provided the wood scraps and pallets are  
43 separated from solid waste where generated and the generator of such wood  
44 scraps or pallets implements reasonable practices of the generating industry to

1 minimize the co-mingling of wood scraps or pallets with other solid waste; and  
2

3 ~~(3) De minimus amounts of other nonhazardous wastes that are generated~~  
4 ~~at construction or destruction projects, provided such amounts are consistent~~  
5 ~~with the best management practices of the industry.~~  
6

7 ~~(4) "Construction and demolition debris" does not include materials~~  
8 ~~identified or listed as solid wastes, infectious wastes, or hazardous waste,~~  
9 ~~materials from mining operations, nontoxic fly ash, spent nontoxic foundry~~  
10 ~~sand, and slag, reinforced or nonreinforced concrete, asphalt, building or~~  
11 ~~paving brick, building or paving stone that is stored for a period of less than~~  
12 ~~two years for recycling into a usable construction material.~~  
13

14 discarded materials generally considered to be not water soluble and non-hazardous  
15 in nature, including but not limited to steel, glass, brick, concrete, asphalt material,  
16 pipe, gypsum wallboard, and lumber, from the construction or destruction of a  
17 structure as part of a construction or demolition project or from the renovation of a  
18 structure, including such debris from construction of structures at a site remote from  
19 the construction or demolition project site. The term includes rocks, soils, tree  
20 remains, trees, and other vegetative matter that normally results from land clearing or  
21 land development operations for a construction project; clean cardboard, paper,  
22 plastic, wood, and metal scraps from a construction project; except as provided in  
23 Section 403.707(9)(j), Fla. Stat., yard trash and unpainted, non-treated wood scraps  
24 from sources other than construction or demolition projects; scrap from manufacturing  
25 facilities that is the type of material generally used in construction projects and that  
26 would meet the definition of construction and demolition debris if it were generated as  
27 part of a construction and demolition debris project, including debris from the  
28 construction of manufactured homes and scrap shingles, wallboard, siding concrete,  
29 and similar materials from industrial or commercial facilities and de minimus amounts  
30 of other non-hazardous wastes that are generated at construction or demolition  
31 projects, provided such amounts are consistent with best management practices of  
32 the construction and demolition industries. Mixing of construction and demolition  
33 debris with other types of solid waste will cause it to be classified as other than  
34 construction and demolition debris.  
35

36 (j k) *Construction and demolition debris (C&DD) facility* means any site, location,  
37 tract of land, installation, or building used for the disposal, transfer or processing of  
38 construction and demolition debris, including Class III waste.  
39

40 (k l) *Construction and demolition debris facility permit* means a permit/license  
41 issued by the licensing authority in accordance with Escambia County Regulations  
42 and Ordinances.  
43

44 (l m) *Construction demolition debris facility operator/person* means any person,  
45 including the owner, who is principally engaged in, and is in charge of, the actual



1 operation, supervision and maintenance of the facility's daily operations.

2  
3 (~~m n~~) *County* means Escambia County, a political subdivision of the State of Florida.

4  
5 (~~n o~~) *County administrator* means the county administrator of Escambia County or  
6 the designee of such person.

7  
8 (~~o p~~) *Department* means the Escambia County ~~Solid Waste Management~~  
9 Development Services Department.

10  
11 (q) *Department director* means the director of Escambia County Department of  
12 ~~Solid Waste Management~~ Development Services.

13  
14 (r) *Disposal* means the discharge, deposit, injection, dumping, spilling, leaking,  
15 ~~emitting,~~ or placing of any construction and demolition debris or land clearing debris  
16 into or upon any land or ~~ground or surface water or into the air,~~ except if the  
17 ~~disposition or placement constitutes storage, reuse, or recycling in a beneficial~~  
18 ~~manner so that construction and demolition debris or land clearing debris or any~~  
19 ~~constituent thereof may not enter other lands or be emitted into the air or discharged~~  
20 ~~into any waters, including groundwaters, or otherwise enter the environment.~~

21  
22 (s) *Existing facility* means a ~~construction and demolition debris disposal~~ facility  
23 that was in operation or under construction ~~on March 16, 2006~~ prior to August 21,  
24 2014.

25  
26 (t) *Financial assurance* means an escrow account or secured bonds shall be set  
27 up to ensure the interest of the facility, cost estimates for closure and long-term care.

28  
29 (u) *Fiscal year* means that period beginning October 1 of each year and ending on  
30 September 30 of the subsequent year.

31  
32 (v) *Hazardous wastes* means ~~waste that is listed specifically as hazardous waste~~  
33 ~~and/or exhibits one or more characteristics of hazardous waste as defined in 40 CFR~~  
34 ~~(Code of Federal Regulations)~~ a solid waste regulated by the Florida Department of  
35 Environmental Protection as a hazardous waste pursuant to Chapter 62-730, F.A.C.

36  
37 (w) *Illegal disposal* means the disposal of construction and demolition debris or  
38 land clearing debris at any place other than a ~~construction and demolition debris~~  
39 ~~disposal facility~~ permitted for that purpose.

40  
41 (x) *Infill facility* means a C&DD facility on a real property site not larger than 75  
42 acres whose characteristics allow it to operate within or adjacent to the urbanized  
43 area and that was permitted by Escambia County prior to August 21, 2014.

44  
45 (z) Intermediate cover means a layer of compacted earth at least one foot in depth

1 plus six inches of soil suitable to sustain vegetation to prevent erosion applied to a  
2 solid waste disposal unit. The term also includes other material or thickness,  
3 approved by the County, that minimizes disease vectors, odors, and fire and is  
4 consistent with the leachate control design of the landfill.

5  
6 (aa) Land clearing debris means rocks, soils, tree remains, trees and other  
7 vegetative matter that normally results from land clearing or land development  
8 operations for a construction project. Land clearing debris also includes vegetative  
9 matter from lawn maintenance, commercial or residential landscape maintenance,  
10 right-of-way or easement maintenance, farming operations, nursery operations, or  
11 any other sources not related directly to a construction project.

12  
13 ~~(y bb)~~ Land clearing disposal facility means a facility on a real property site no  
14 larger than 20 25 acres whose primary purpose is to hold vegetative ~~and other natural~~  
15 land clearing debris whose characteristics allow it to operate in both urban and rural  
16 areas if certain conditions are met.

17  
18 ~~(z)~~ Landfill as used in this division is synonymous with the term "facility".

19  
20 ~~(aa cc)~~ Limits of construction and demolition debris placement means the ~~aerial~~  
21 horizontal and vertical limits of debris placement within the construction and  
22 demolition debris facility and includes the volume of debris placement. The limits of  
23 construction debris placement include the following:

24  
25 (1) "Construction and demolition debris facility active areas" or "active  
26 licensed permitted disposal areas" means all areas within the limits of  
27 construction demolition debris placement designated by the owner or operator  
28 in a DEP license permit or registration application for debris placement during  
29 the DEP license permit period. All areas within the limits of construction and  
30 demolition debris placement in which debris has been placed since March 16,  
31 2006, and which have not been capped and dense vegetative cover  
32 established.

33  
34 (2) "Construction and demolition debris facility inactive areas" or "inactive  
35 licensed disposal areas" means all remaining areas with the limits of  
36 construction and demolition debris placement which are not designated for  
37 debris placement during the DEP license permit period, and include but are  
38 not limited to the following:

39  
40 a. Areas in which no construction and demolition debris has yet  
41 been placed.

42  
43 b. Areas within the limits of construction and demolition debris  
44 placement in which debris has been placed since March 16, 2006, and  
45 which have been capped, dense vegetative cover established, and

1 certification of the completion of these activities submitted to the  
2 licensing permitting authority in accordance with the administrative  
3 code.  
4

5 c. Areas within the limits of construction and demolition debris  
6 placement in which debris has been placed prior to March 16, 2006, and  
7 where no debris placement has occurred after that date.  
8

9 (dd) Liner means a continuous layer of low-permeability natural or synthetic  
10 materials, under the bottom and sides of a landfill, solid waste disposal unit,  
11 construction and demolition debris facility, or leachate surface impoundment, which  
12 controls the downward or lateral escape of waste constituents, or leachate.  
13

14 (ee) Liner system means a system of leachate collection and liner layers comprised  
15 of natural or synthetic materials installed between the subgrade and the waste for the  
16 purpose of containing the waste and collecting and removing leachate.  
17

18 ~~(bb ff)~~ Municipality means any of the municipalities within the county.  
19

20 (gg) Natural land surface means the land surface in its original state before grading,  
21 stripping, excavation, or filling.  
22

23 ~~(ee hh)~~ Nuisance generally means anything which annoys or disturbs one in the  
24 free use, possession or enjoyment of his or her property, or which renders its ordinary  
25 use or occupation uncomfortable, or anything which is detrimental to health or  
26 threatens danger to persons or property within the county. Nuisance specifically shall  
27 include the use of any property, facilities, equipment, processes, products or  
28 compounds, or the commission of any acts that cause or materially contribute to:  
29

30 (1) The emission into the outdoor air of dust, fume, gas, mist, odor, smoke  
31 or vapor, or any combination thereof, of a character and in a quantity as to be  
32 detectable by ~~a considerable number of persons or~~ the public, at any point  
33 beyond the property limits of the premises occupied or used by the person  
34 responsible for the source thereof, so as to interfere with their health, repose or  
35 safety, or cause severe annoyance or discomfort, or tends to lessen normal  
36 food and water intake, or produces irritation of the upper respiratory tract, or  
37 produces symptoms of nausea, or is offensive or objectionable to normal  
38 persons because of inherent chemical or physical properties, or causes injury  
39 or damage to real property, personal property or human, animal or plant life of  
40 any kind or which interferes with normal conduct of business, or is detrimental  
41 or harmful to the health, comfort, living conditions, welfare and safety of the  
42 inhabitants of this county.  
43

44 (2) Any violation of provisions of this division which becomes detrimental to  
45 health or threatens danger to the safety of persons or property, or gives

1 offense to, is injurious to, or endangers the public health and welfare, or  
2 prevents the reasonable and comfortable use and enjoyment of property by  
3 ~~any considerable number~~ of the public.  
4

5 (~~dd~~ ij) *Operation* means the deposit, storage or processing of construction and  
6 demolition debris or land clearing debris at the facility.  
7

8 (~~ee~~ jj) *Permit holder* means a person, firm, corporation, or other entity authorized by  
9 the ~~b~~Board to operate a C&DD or LCD facility in the incorporated and unincorporated  
10 areas of the county.  
11

12 (~~ff~~ kk) *Permitting authority* means the Florida Department of Environmental Protection  
13 and Escambia County, Florida.  
14

15 (~~gg~~ ll) *Person* means any and all persons, natural or artificial, including any individual,  
16 firm or association, any municipal or private corporation organized or existing under  
17 the laws of this state or any other state; the county and any governmental agency or  
18 other political subdivision of this state or the federal government.  
19

20 (~~hh~~ mm) *Processing* means any technique designed to change the physical,  
21 chemical or biological character or composition of construction and demolition debris,  
22 land clearing debris, yard trash or other solid waste so as to render it amenable to  
23 recovery, storage or recycling; or reduced in volume or concentration.  
24

25 (~~ii~~ nn) *Property owner or owner* means the person who holds title to the property on  
26 which the construction and demolition debris disposal facility or land clearing debris  
27 facility is located.  
28

29 (~~jj~~ oo) *Public water supply well* means any well connected to a public water system.  
30

31 (~~kk~~ pp) *Public wellfield* means any system of wells, which are connected to a  
32 public water system.  
33

34 (~~qq~~) *Recycling* means any process by which solid waste, materials which would  
35 otherwise become solid waste, are collected, separated, or processed and reused or  
36 returned to use in the form of raw materials or products.  
37

38 (~~rr~~ rr) *Regional facility* means a real property site of at least 100 acres operating as a  
39 C&DD facility as defined herein and permitted by Escambia County prior to August  
40 21, 2014.  
41

42 (~~mm~~ ss) *Regulatory floodplain* means a watercourse and the areas adjoining a  
43 watercourse, which have been, or may be, covered by a 100-year flood as depicted  
44 on a federal insurance administration flood map.  
45

1 ~~(nn tt)~~ *River, stream or creek* means a natural watercourse that is depicted as a solid  
2 blue line on the USGS 7½ Minute Series Quadrangle Map that includes the facility  
3 location in which water usually flows in a defined bed or channel. It is not essential  
4 that the flowing be uniform or uninterrupted. The fact that some part of the bed or  
5 channel has been dredged or improved does not prevent the watercourse from being  
6 a river, stream or creek.

7  
8 ~~(oo uu)~~ *Rural facility* means a real property site of 75 acres, operating as a  
9 C&DD facility as defined herein and permitted by Escambia County prior to August  
10 21, 2014.

11  
12 ~~(pp vv)~~ *Solid wastes* means such unwanted residual solid or semisolid materials  
13 as results from industrial, commercial, agricultural, and community operations sludge  
14 that is not regulated under the federal Clean Water Act or Clean Air Act, as well as  
15 sludge from a waste treatment works, water supply treatment plant, or air pollution  
16 control facility; or garbage, rubbish, refuse, special waste, or other discarded material,  
17 including solid, liquid, semi-solid or contained gaseous material resulting from  
18 domestic, industrial, commercial, mining, agricultural, or governmental operations.  
19 Materials not regulated as solid waste include recovered materials; nuclear source or  
20 byproduct materials regulated under Chapter 404, Fla. Stat., or under the Federal  
21 Atomic Energy Act of 1954 as amended; suspended or dissolved materials in  
22 domestic sewage effluent or irrigation return flows, or other regulated point source  
23 discharges; regulated air emissions; and fluids or wastes associated with natural gas  
24 or crude oil exploration or production. Solid waste includes land clearing debris and  
25 yard trash.

26  
27 ~~(ww)~~ *Staging* means the same as *Storage*.

28  
29 ~~(qq xx)~~ *Storage* means the containment or holding of construction and  
30 demolition debris including land clearing debris or other debris either on a temporary  
31 basis 6 months or less or for a period of years, in such a manner as not to constitute  
32 disposal and in a specified area with a County permit for that use.

33  
34 ~~(rr yy)~~ *Surface water* means any water on the surface of the earth, whether contained  
35 in bounds created naturally, artificially or diffused. Water from natural springs is  
36 classified as surface water when it exits from the spring onto the earth's surface.

37  
38 ~~(ss zz)~~ *Transfer facility* means a site the primary purpose of which is to store or hold  
39 construction and demolition debris for transport to a processing or disposal facility.  
40 This term does not include sites which hold recyclable material for recycling or reuse  
41 facility the primary purpose of which is to store or hold construction and demolition  
42 debris, including land clearing debris, for transport to a processing or disposal facility.  
43 Operations at such facilities may include separation of incidental amounts of  
44 recyclable materials or unauthorized waste.

1 (aaa) Unauthorized waste means any type of waste that is not allowed to be  
2 accepted or managed at a facility in accordance with rule or statutory requirements or  
3 permit conditions.

4  
5 (~~##~~ bbb) Volume reduction plant includes incinerates incinerators, pulverizers,  
6 compactors, shredding and baling plants, and other facilities which accept and  
7 process construction and demolition debris, including land clearing debris, for  
8 recycling and disposal.

9  
10 (~~##~~ ccc) Working face means that portion of a construction and demolition debris  
11 disposal facility where construction and demolition debris is placed for final deposition  
12 or land clearing debris facility where debris is deposited, spread and compacted  
13 before placement of initial cover.

14  
15 (ddd) Yard trash means vegetative matter resulting from landscaping maintenance or  
16 land clearing operations and includes materials such as tree and shrub trimmings,  
17 grass clippings palm fronds, trees and tree stumps.

18  
19 **Sec. 82-226. - Classification of facilities and site requirements.**

20  
21 C&DD ~~f~~Facilities shall be classified into one of the following five categories:

22  
23 (1) Regional facility. A regional facility Construction and Demolition Debris (C&DD)  
24 facility. A C&DD facility permitted by the County must comply with the following:

25  
26 a. Minimum size of the real property site shall be 100 acres.

27  
28 b. The required setback for construction and demolition debris facility  
29 "active areas" or "active ~~licensed~~ permitted disposal areas" shall be a minimum  
30 of 500 feet from the property boundaries.

31  
32 c. Aerial Horizontal and vertical operational height shall be limited to the  
33 natural land surface before commencement of operations with allowance for  
34 closure and capping to prevent stormwater intrusion into the debris pile.  
35 ~~governed by ability to view from adjacent properties. At no time shall the~~  
36 ~~working or operational height exceed the permitted height or be visible from~~  
37 ~~beyond the property line including materials stored for future disposal or~~  
38 ~~recycling.~~

39  
40 d. Construction and demolition debris facility "active areas" or "active  
41 ~~licensed~~ permitted disposal areas" may not be within 1,000 feet of a public  
42 water well or within 500 feet of a private potable well, or within a seven (7)-year  
43 time of travel line for groundwater. Nor may these facilities be located within an  
44 area designated as "environmentally sensitive" by state or local ordinance, law  
45 or regulation. Any facility located within 500 feet of a river, stream or creek

1 must have a stormwater control plan which addresses the protection of the  
2 adjacent waters.  
3

4 ~~e. Volume reduction is encouraged and may be accomplished by means of~~  
5 ~~chipping, shredding, or otherwise processing the debris.~~  
6

7 ~~f e.~~ All regional sites must be approved by the ~~b~~Board of ~~e~~County  
8 ~~e~~Commissioners at a duly advertised public hearing following DRC review. At  
9 least ten days prior to the public hearing on an application to construct,  
10 operate, modify or close a facility under this section, the county shall post the  
11 subject site at a minimum of two locations easily viewed from the public right-  
12 of-way. The notice shall state the date, time and place of the hearing.  
13

14 ~~g f.~~ May not be located in a regulatory floodplain or in areas ~~not on the flood~~  
15 ~~maps but known~~ identified by the County Engineer to be subject to flooding.  
16

17 ~~h g.~~ Shall consent to ~~imposition of summary abatement~~ all enforcement  
18 procedures as herein set forth in section 82-240 as well as any legal remedy  
19 available to the County as a condition of permitting.  
20

21 ~~h.~~ Three-strand barbed wire fencing is required wherever any boundary  
22 abuts a public road to limit access.  
23

24 (2) ~~Rural facility.~~ A rural facility must comply with the following:  
25

26 ~~a.~~ Maximum size of real property site shall be 75 acres.  
27

28 ~~b.~~ The required setback for construction and demolition debris facility  
29 ~~active areas or "licensed disposal areas"~~ shall be a minimum of 100 feet from  
30 ~~property boundary. In order to accomplish this setback, clean fill or vegetative~~  
31 ~~debris may be used to fill from existing excavation limits.~~  
32

33 ~~c.~~ Aerial and vertical height during operations shall be limited to average  
34 ~~grade before commencement of operations with allowance for closure and~~  
35 ~~capping to prevent stormwater intrusion into the debris pile. At no time shall the~~  
36 ~~operational height exceed the permitted height. Provided however that existing~~  
37 ~~rural facilities, legally operating as of the effective date of this division shall be~~  
38 ~~allowed to achieve the aerial and vertical operational height resulting from their~~  
39 ~~Department of Environmental Protection permits but only as to C&DD facility~~  
40 ~~"active areas" or "active licensed disposal areas" in use or licensed as of the~~  
41 ~~effective date of this division.~~  
42

43 ~~d.~~ All new rural sites must be approved by the board of county  
44 ~~commissioners at a duly advertised public hearing following DRC review. At~~  
45 ~~least ten days prior to the public hearing on an application to construct,~~

1 operate, modify or close a facility under this section, the county shall post the  
2 subject site at a minimum of two locations easily viewed from the public right-  
3 of-way. The notice shall state the date, time and place of the hearing.  
4

5 e. — May not be located in a regulatory floodplain or in areas not on the flood  
6 maps but known to be subject to flooding.  
7

8 f. — May not be within 1,000 feet of a public water well or within 500 feet of a  
9 preexisting private potable well. Nor may these facilities be located within an  
10 area designated as "environmentally sensitive" by state or local ordinance, law  
11 or regulation. Any facility located within 500 feet of a river, stream or creek  
12 must have a stormwater plan which addresses the protection of adjacent  
13 waters.  
14

15 g. — Shall consent to the imposition of summary abatement procedures as  
16 herein set forth in section 82-240, as a condition of permitting.  
17

18 (3) — *Infill facility.* An infill facility must comply with the following:  
19

20 a. — New infill facilities shall be limited to existing borrow pit reclamation sites  
21 where county DRG standards are, or can be met.  
22

23 b. — Maximum size of real property site for new infill facilities shall be 50  
24 acres.  
25

26 c. — Footprint setback shall be a minimum of 100 feet from property  
27 boundary. In order to accomplish this setback, clean fill or vegetative debris  
28 may be used to fill from existing excavation limits.  
29

30 d. — Aerial and vertical height shall be limited to average grade before  
31 commencement of operations with allowance for closure and capping to  
32 prevent stormwater intrusion into the debris pile. Provided however that  
33 existing infill facilities, legally operating as of the effective date of this division  
34 shall be allowed to achieve the operational height resulting from their  
35 Department of Environmental Protection permits but only as to C&DD facility  
36 "active areas" or "active licensed disposal areas" in use or licensed as of the  
37 effective date of this division.  
38

39 e. — All new infill sites must be approved by the board of county  
40 commissioners after a duly advertised public hearing following DRG review. At  
41 least ten days prior to the public hearing on an application to construct,  
42 operate, modify or close a facility under this section, the county shall post the  
43 subject site at a minimum of two locations easily viewed from the public right-  
44 of-way. The notice shall state the date, time and place of the hearing.  
45



1 f. ~~May not be located in a regulatory floodplain.~~

2  
3 g. ~~Shall consent to imposition of summary abatement procedures as~~  
4 ~~hereinafter set forth in section 82-240 as a condition of permitting.~~

5  
6 h. ~~May not be within 1,000 feet of a public water well or within 500 feet of a~~  
7 ~~pre-existing private potable well. Nor may these facilities be located within an~~  
8 ~~area designated as "environmentally sensitive" by state or local ordinance, law~~  
9 ~~or regulation. Any facility located within 500 feet of a river, stream or creek~~  
10 ~~must have a stormwater control plan which addresses the protection of~~  
11 ~~adjacent waters.~~

12  
13 (2) C&DD facilities permitted by the County prior to August 21, 2014.

14  
15 Any C&DD facility that was permitted by Escambia County as a regional facility, a  
16 rural facility or an infill facility prior to August 21, 2014 and that facility's permit was  
17 active on August 21, 2014 or was considered tolled by Escambia County on August 21,  
18 2014, shall be subject to limited vesting as set forth below and is subject to the following  
19 regulations regarding acreage of the facility, setbacks for active areas, horizontal and  
20 vertical operational height of debris, liners and siting relative to water wells. In all other  
21 respects, the facility shall be required to comply with the requirements of this division  
22 and the County's permit conditions unless a specific exception is granted by the Board  
23 of County Commissioners during the permitting process. An existing facility that did not  
24 obtain a County permit prior to August 21, 2014 shall not be entitled to vesting pursuant  
25 to this section.

26  
27 A. A facility permitted as a regional facility on August 21, 2014 shall comply  
28 with the following:

29  
30 1. Minimum size of the real property site shall be 100 acres.

31  
32 2. The setback for the active permitted disposal area shall be a  
33 minimum of 500 feet from the property boundaries.

34  
35 3. The horizontal and vertical operational height shall be governed by  
36 the ability to view the debris from adjacent properties. At no time shall the  
37 working or operational height exceed the permitted height or be visible  
38 from beyond the property line including materials stored for future disposal  
39 or recycling.

40  
41 4. Facility "active areas" or "active permitted disposal areas" may not  
42 be within 1,000 feet of a public water well or within 500 feet of a private  
43 potable well. Nor may these facilities be located within an area  
44 designated as "environmentally sensitive" by state or local ordinance, law  
45 or regulation. Any facility located within 500 feet of a river, stream or

1 creek must have a stormwater control plan which addresses the protection  
2 of the adjacent waters.

3  
4 5. Liners and leachate collection systems not required for any active  
5 areas if properly permitted by FDEP on or prior to July 1, 2010.

6  
7 B. A facility permitted as a rural facility on August 21, 2014 shall comply with  
8 the following:

9  
10 1. Maximum size of real property site shall be 75 acres.

11  
12 2. The required setback for construction and demolition debris facility  
13 active areas or "licensed disposal areas" shall be a minimum of 100 feet  
14 from property boundary. In order to accomplish this setback, clean fill or  
15 vegetative debris may be used to fill from existing excavation limits.

16  
17 3. Horizontal and vertical height during operations shall be as required  
18 for new facilities according to section 82-226 of this division. However, in  
19 the event a previously issued County permit provided that a Department of  
20 Environmental Protection permit established a different horizontal or  
21 vertical operational height then that standard may apply, but only as to the  
22 "active areas" or "active permitted disposal areas" as of August 21, 2014.

23  
24 4. Facility "active areas" or "active permitted disposal areas" may not  
25 be within 1,000 feet of a public water well or within 500 feet of a private  
26 potable well. Nor may these facilities be located within an area  
27 designated as "environmentally sensitive" by state or local ordinance, law  
28 or regulation. Any facility located within 500 feet of a river, stream or  
29 creek must have a stormwater control plan which addresses the protection  
30 of the adjacent waters.

31  
32 5. Liners and leachate collection systems not required for any active  
33 areas if properly permitted by FDEP on or prior to July 1, 2010.

34  
35 C. A facility permitted as an infill facility on August 21, 2014 shall comply with  
36 the following:

37  
38 1. Maximum size of real property site shall be 50 acres.

39  
40 2. The footprint setback shall be a minimum of 100 feet from property  
41 boundary. In order to accomplish this setback, clean fill or vegetative  
42 debris may be used to fill from existing excavation limits.

43  
44 3. Horizontal and vertical height during operations shall be as required  
45 for new facilities according to section 82-226 of this division. However, in

1 the event a previously issued County permit provided that a Department of  
2 Environmental Protection permit established a different horizontal or  
3 vertical operational height then that standard may apply, but only as to the  
4 "active areas" or "active permitted disposal areas" as of August 21, 2014.

5  
6 4. Facility "active areas" or "active permitted disposal areas" may not  
7 be within 1,000 feet of a public water well or within 500 feet of a private  
8 potable well. Nor may these facilities be located within an area  
9 designated as "environmentally sensitive" by state or local ordinance, law  
10 or regulation. Any facility located within 500 feet of a river, stream or  
11 creek must have a stormwater control plan which addresses the protection  
12 of the adjacent waters.

13  
14 5. Liners and leachate collection systems not required for any active  
15 areas if properly permitted by FDEP on or prior to July 1, 2010.

16  
17 (3) Transfer facility. A transfer facility, including an LCD transfer facility, must  
18 comply with the following:

19  
20 a. May not be located in a regulatory floodplain.

21  
22 ~~b. Except for enclosed operations, aerial or vertical height during~~  
23 ~~operations shall be limited to average grade before commencement of~~  
24 ~~operations with allowance for closure and capping to prevent stormwater~~  
25 ~~intrusion into the debris pile. Provided, however, that existing transfer facilities,~~  
26 ~~legally operating as of the effective date of this division shall be allowed to~~  
27 ~~achieve the operational height resulting from their DEP permits but only as to~~  
28 ~~facility active areas or active licensed disposal areas in use or licensed as of~~  
29 ~~the effective date of this division.~~

30  
31 b. Appropriate buffering from adjacent properties is provided;  
32 appropriateness will be determined by the DRC process.

33  
34 c. No person shall cause, suffer, allow or permit the discharge into the air  
35 of dust, fume, gas, mist, odor, smoke or vapor, or any combination thereof, so  
36 as to constitute a nuisance as defined herein.

37  
38 d. All operations must be fenced with county approved materials to the  
39 extent necessary to eliminate visibility of the facility and to limit access.

40  
41 ~~e e.~~ All new transfer facility sites must be approved by the ~~b~~Board of  
42 ~~e~~County ~~e~~Commissioners at a duly advertised public hearing following DRC  
43 review. At least ten days prior to the public hearing on an application to  
44 construct, operate, modify or close a facility under this section, the county shall  
45 post the subject site at a minimum of two locations easily viewed from the

1 public right-of-way. The notice shall state the date, time and place of the  
2 hearing.  
3

4 d f. May not be within 1,000 feet of a public water well or within 500 feet of a  
5 pre-existing private potable well or within a seven (7)-year time of travel line for  
6 groundwater. Nor may these facilities be located within an area designated as  
7 "environmentally sensitive" by state or local ordinance, law or regulation. Any  
8 facility located within 500 feet of a river, stream or creek must have a  
9 stormwater control plan which addresses the protection of the adjacent waters.  
10

11 e g. Shall consent to ~~imposition of summary abatement~~ all enforcement  
12 procedures as hereinafter set forth in section 82-240, as well as all legal  
13 remedies available to the County, as a condition of permitting.  
14

15 (5 4) *Land clearing disposal facility (LCD)*. An LCD must comply with the following:  
16

17 a. Maximum size of real property site shall be 25 acres.  
18

19 b. Operational footprint setback shall be a minimum of 100 feet from the  
20 property boundary limit. However, this setback shall be a minimum of 300 feet  
21 from any property boundary that abuts any existing residential use or  
22 residential zoning category. In order to accomplish this setback, clean fill ~~or~~  
23 ~~vegetative debris~~ may be used to fill from existing excavation limits.  
24

25 c. Aerial Horizontal and vertical height during operations shall be limited to  
26 average-grade the natural land surface before commencement of operations  
27 with allowance for closure and capping to prevent stormwater intrusion into the  
28 debris pile.  
29

30 d. Volume reduction, including incinerating, pulverizing, compacting,  
31 shredding, baling or similar activities shall only be allowed if specifically  
32 authorized by the County during the permitting process.  
33

34 e e. All ~~new~~ LCD sites must be approved by the ~~b~~Board of ~~e~~County  
35 ~~e~~Commissioners at a duly advertised public hearing following DRC review. At  
36 least ten days prior to the public hearing on an application to construct,  
37 operate, modify or close a facility under this section, the county shall post the  
38 subject site at a minimum of two locations easily viewed from the public right-  
39 of-way. The notice shall state the date, time and place of the hearing.  
40

41 e f. Shall consent to ~~imposition of summary abatement procedures~~ all  
42 enforcement procedures as hereinafter set forth in section 82-240 as well as all  
43 legal remedies available to the County, as a condition of permitting.  
44

1 g. Any LCD facility permitted by the County prior to August 21, 2014 and that  
2 had an active or tolled permit on August 21, 2014 shall be subject to limited  
3 vesting as set forth below and is subject to the following regulations regarding  
4 acreage of the facility, setbacks for active areas and horizontal and vertical  
5 height of operations. In all other respects, the facility shall be required to comply  
6 with the requirements of this division.

7  
8 1. Maximum size of real property site shall be 25 acres.

9  
10 2. Operational footprint setback shall be a minimum of 100 feet from the  
11 property boundary limit. In order to accomplish this setback, clean fill may  
12 be used to fill from existing excavation limits.

13  
14 3. Horizontal and vertical height during operations shall be allowed to the  
15 operational height resulting from their DEP permit only as to LCD facility  
16 active areas as permitted on August 21, 2014.

17  
18 h. Staging or storage of LCD shall require a permit pursuant to this  
19 section, subject to variances granted by the Board of County Commissioners.  
20 The staging or storage of solely clean fill shall be exempt from this permitting  
21 requirement.

22  
23 i. Fencing is required on all sides of the facility a minimum of six feet in  
24 height with county-approved materials to eliminate visibility of a facility and to  
25 limit access. This provision applies to any boundary which fronts a public road  
26 or a residential structure. Areas which front undeveloped, uncleared properties  
27 may use an approved three-strand barbed wire fence. Vegetative buffering  
28 may be substituted for nontransparent fencing as long as visibility is  
29 eliminated.

30  
31 (5) *Abandoned or Closed C&DD, C&DD Transfer or LCD facilities.*

32  
33 Any owner or operator of a C&DD, C&DD transfer or an LCD facility that the owner or  
34 operator asserts to be closed or abandoned shall meet the following requirements:

35  
36 a. Closed C&DD, C&DD transfer or LCD facilities shall be those that have  
37 concluded a permitted closure plan, undergone a closure inspection and maintain  
38 a permit as a closed facility. A closed facility shall be subject to a minimum of  
39 one inspection per year and shall maintain the facility in a condition consistent  
40 with the closure plan. The fee resolution shall reflect a closed facility permit as a  
41 separate fee category. A closed facility shall not conduct any active operations  
42 and must obtain a permit from the Board of County Commissioners as an active  
43 facility prior to any operations at the site.

1 b. Abandoned C&DD, C&DD transfer or LCD facilities shall be those  
2 determined by the Director of Development Services to meet the definition of  
3 abandoned pursuant to this article. All abandoned facilities shall be permitted as  
4 closed facilities pursuant to this article. The County may pursue any legal  
5 remedy to require an abandoned facility to become permitted as a closed facility;  
6 to address any condition that poses a threat to the public's health, safety or  
7 welfare; or to force compliance with this article. An abandoned facility shall not  
8 have any grandfathered or vested rights to conduct operations, although the  
9 Board of County Commissioners can consider grandfathering or vesting of  
10 certain rights as part of the permitting process on a case-by-case basis.

11  
12 **Sec. 82-227. - General operating requirements for regional, rural, infill and C&DD**  
13 **facilities, transfer C&DD facilities, and for land clearing debris facilities.**

14  
15 The following minimum requirements must be met at all times by the operator or  
16 owner, as appropriate, of the facility:

17  
18 (1) Regional Design requirements for Construction and Demolition Debris (C&DD)  
19 facilities.

20  
21 a. ~~Three strand barbed wire fencing is required wherever any boundary~~  
22 ~~abuts a public road to limit access.~~

23  
24 b. ~~No person shall cause, suffer, allow or permit the discharge into the air~~  
25 ~~or dust, fume, gas, mist, odor, smoke or vapors, or any combination thereof, so~~  
26 ~~as to constitute a nuisance as defined herein.~~

27  
28 c. ~~All working faces must be covered bi-weekly by cover sufficient in~~  
29 ~~quantity to deprive debris of oxygen, minimize the risk of fire and prevent~~  
30 ~~emission of objectionable odors.~~

31  
32 d. ~~An effective dust suppression system must be provided.~~

33  
34 a. A hydrogen sulfide odor and gas monitoring system must be installed  
35 and maintained, subject to approval by Escambia County. An Odor and Gas  
36 Monitoring System Plan shall be developed and submitted to the County for  
37 approval. The plan shall include the type of monitoring equipment to be used  
38 the lower detection threshold limit for the equipment, location of the monitoring  
39 system, sampling frequency, and maintenance and calibration schedule. The  
40 facility owner or operator shall provide copies of any monitoring system results  
41 to Escambia County upon request and shall allow Escambia County to inspect  
42 and test the monitoring system. At no time shall hydrogen sulfide levels  
43 exceed 30 parts per billion (ppb), as measured at the facility's property line by

1 a hydrogen sulfide gas monitoring instrument with a minimum detection level of  
2 5 parts per billion (ppb).

3  
4 b. A stormwater management system must be installed and maintained,  
5 subject to approval by Escambia County. The stormwater management  
6 system components shall be designed and maintained to accommodate  
7 upland surface water runoff flowing through the C&DD facility and shall treat  
8 and attenuate the onsite surface water runoff and manage the upland acreage  
9 surface water runoff without negative impacts to the adjoining properties and  
10 rights-of-way.

11  
12 c. A groundwater monitoring program must be installed and maintained  
13 utilizing Florida Department of Environmental Protection guidelines.

14  
15 d. The facility must adhere to Florida Department of Environmental  
16 Protection liner and leachate collection specifications.

17  
18 e. The facility must adhere to Florida Department of Environmental  
19 Protection capping system requirements.

20  
21 f. The facility must have a gas management system with design  
22 requirements in accordance with FDEP Chapter 62-701.530, F.A.C. and  
23 subject to approval by Escambia County.

24  
25 g. Boundary probes for gas migration shall be installed and maintained,  
26 subject to approval by Escambia County.

27  
28 (2) *Operating requirements for Construction and Demolition Debris (C&DD)*  
29 *facilities.*

30  
31 a. An operation plan adhering to the Florida Department of Environmental  
32 Protection requirements.

33  
34 b. Lift depth shall not exceed ten (10) feet unless authorized in the  
35 operation plan.

36  
37 c. Construction and demolition debris shall be compacted and sloped  
38 during the life of the facility.

39  
40 d. The external slopes of all disposal units shall be no greater than three  
41 (3) feet horizontal to one (1) foot vertical rise.

42  
43 e. The working face and internal slopes of all disposal units shall be no  
44 greater than three (3) feet horizontal to one foot vertical rise.  
45

1 f. No person shall cause, suffer, allow or permit the discharge into the air  
2 or dust, fume, gas, mist, odor, smoke or vapors, or any combination thereof, so  
3 as to constitute a nuisance as defined herein.  
4

5 g. All working faces and/or internal slopes must be no steeper than 3:1  
6 slope, compacted and covered two (2) times per every seven (7) days by cover  
7 soil sufficient in quantity to deprive debris of oxygen, minimize the risk of fire  
8 and prevent emission of objectionable odors. Depth of lift shall be no greater  
9 than ten (10) feet vertical height unless otherwise authorized in the operation  
10 plan. Intermediate cover shall be installed within thirty (30) days after active  
11 area is no longer receiving waste.  
12

13 h. An effective dust suppression system must be provided.  
14

15 j. The facility owner or operator shall provide copies of any groundwater,  
16 air, soil or sediment test results to Escambia County and shall allow Escambia  
17 County to enter the premises and inspect and test groundwater, air, soil and  
18 sediments.  
19

20 k. Operational hours as established by the Escambia County Land  
21 Development Code.  
22

23 l. The facility owner or operator shall provide Escambia County a property  
24 boundary survey and designate the property boundaries with permanent  
25 markers allowing for identification with the naked eye.  
26

27 m. The facility owner or operator shall provide Escambia County an  
28 appropriate surety as determined by Escambia County.  
29

30 n. The owner or operator shall conduct, at a minimum, five (5) random  
31 waste load inspections a week.  
32

33 o. The facility shall maintain sufficient reserve equipment or be able to  
34 acquire sufficient reserve equipment within 24 hours in accordance with permit  
35 requirements.  
36

37 p. The facility shall have an equipment maintenance structure adequately  
38 sized for responsible operation of the facility. Maintenance and repairs of  
39 equipment shall take place under the roof of the structure and on an  
40 impervious surface. In the event of an emergency that prevents maintenance  
41 or repairs from taking place in such structure, steps shall be taken to prevent  
42 leaching of fluids into the groundwater.  
43

44 q. Facility owner or operator shall maintain all grades to ensure positive  
45 drainage with no ponding of water.



1  
2 r. Facility owner or operator shall submit a fill sequence plan with the  
3 County as a condition of their County permit.

4  
5 s. Facility owner or operator shall keep the working face no wider than  
6 necessary to accommodate vehicles disposing of waste at the facility.

7  
8 t. The facility must have trained spotters and trained operators at active  
9 areas at all times when waste is being received at the facility. Training  
10 requirements shall be as required by Florida Department of Environmental  
11 Protection regulations regarding training and use of spotters and operators.

12  
13 ~~(2) Rural facilities.~~

14  
15 a. ~~Fencing is required on all boundaries. Any boundary that abuts~~  
16 ~~developed property or a public road shall require a barrier which is a fence or~~  
17 ~~vegetative buffer, a minimum of six feet in height and made of wood or other~~  
18 ~~type approved material that prevents visibility and limits access. Vegetative~~  
19 ~~buffering may be required as deemed necessary by the county.~~

20  
21 b. ~~All working faces shall be covered biweekly with cover, sufficient in~~  
22 ~~quantity and type to deprive debris of oxygen, to minimize the risk of fire and~~  
23 ~~prevent the emission of objectionable odors.~~

24  
25 c. ~~No person shall cause, suffer, allow or permit the discharge into the air~~  
26 ~~of dust, fume, gas, mist, odor, smoke, or vapor or any combination thereof so~~  
27 ~~as to constitute a nuisance as defined herein.~~

28  
29 d. ~~Volume reduction may not be accomplished by means of chipping,~~  
30 ~~shredding, or otherwise processing the debris. Volume reduction may only~~  
31 ~~occur by picking or removing recyclables from the waste stream prior to~~  
32 ~~disposal.~~

33  
34 e. ~~Operational hours for receiving materials are limited to Monday through~~  
35 ~~Friday between 7:00 a.m. and 5:00 p.m. Saturday hours will be limited to 7:00~~  
36 ~~a.m. until 5:00 p.m. Notwithstanding the above, cover may be applied after the~~  
37 ~~operational hours but in no case after sundown. Operations are not permitted~~  
38 ~~on Thanksgiving, Christmas, New Year's Day and July 4th.~~

39  
40 f. ~~Effective dust suppression system is required.~~

41  
42 ~~(3) Infill facilities.~~

43  
44 a. ~~Fencing is required on all boundaries. Any boundary that abuts~~  
45 ~~developed property or a public road shall be a minimum of six feet of wood or~~

1 other county approved material prevents visibility and limits access. Vegetative  
2 buffering in sufficient quantity may be deemed a substitute for solid fencing.  
3 Natural barriers may be used for access control in lieu of fencing where  
4 deemed appropriate by county.

5  
6 b.—— Cover shall be used at least biweekly on working faces in sufficient in  
7 quantity and type to deprive debris of oxygen, to minimize the risk of fire and  
8 prevent the emission of objectionable odors.

9  
10 c.—— No person shall cause, suffer, allow or permit the discharge into the air  
11 of dust, fume, gas, mist, odor, smoke or vapor, or any combination thereof, so  
12 as to constitute a nuisance as defined herein.

13  
14 d.—— Volume reduction may not be accomplished by means of chipping,  
15 shredding, or otherwise processing the debris. Volume reduction may only  
16 occur by picking or removing recyclables from the waste stream prior to  
17 disposal.

18  
19 e.—— Operational hours for receiving materials are limited to Monday through  
20 Friday between 7:00 a.m. and 5:00 p.m. Saturday hours will be limited to 7:00  
21 a.m. until 3:00 p.m. Notwithstanding the above, cover may be applied after the  
22 operational hours but in no case after sundown. Operations are not permitted  
23 on Thanksgiving, Christmas, New Year's Day and July 4th.

24  
25 f.—— Effective dust suppression systems are required.

26  
27 g.—— Paved queuing and ingress and egress areas are provided by  
28 operator/owner.

29  
30 (4 ~~3~~) Design requirements for T transfer facility facilities No transfer facility may be  
31 located in the urbanized area unless the following requirements are met:

32  
33 a.—— Appropriate buffering from adjacent properties is provided,  
34 appropriateness will be determined by the DRC process.

35  
36 b.—— No person shall cause, suffer, allow or permit the discharge into the air  
37 of dust, fume, gas, mist, odor, smoke or vapor, or any combination thereof, so  
38 as to constitute a nuisance as defined herein.

39  
40 c.—— All operations must be fenced with county approved materials to the  
41 extent necessary to eliminate visibility of the facility and to limit access.

42  
43 d a. An effective dust suppression system must be provided by the  
44 operator/owner.

1 b. Shall be covered and still contain a leachate collection system.  
2

3 e c. Paved queuing and ingress and egress areas are provided by  
4 operator/owner.  
5

6 f. ~~Volume reduction, may not be accomplished by means of chipping,~~  
7 ~~shredding, or otherwise processing the debris.~~  
8

9 (4) Operating Requirements for Transfer Facilities.  
10

11 a. Volume reduction, including incinerating, pulverizing, compacting,  
12 shredding, baling or similar activities shall only be allowed if specifically  
13 authorized by the County during the permitting process.  
14

15 b. The facility owner or operator shall provide Escambia County an  
16 appropriate surety as determined by Escambia County.  
17

18 c. Facility owner or operator shall inform the County of the volume of  
19 material received per day as well as the length of time such waste is expected  
20 to be stored at the facility, subject to approval by the County.  
21

22 d. Facility owner or operator shall have trained spotters at active areas  
23 when waste is being received at the facility.  
24

25 e. No person shall cause, suffer, allow or permit the discharge into the air  
26 or dust, fume, gas, mist, odor, smoke or vapors, or any combination thereof, so  
27 as to constitute a nuisance as defined herein.  
28

29 f. Facility owner or operator will be required to submit semi-annual  
30 affidavits that indicate the tonnage received, average number of disposal  
31 vehicles entering the facility per month and the available capacity at the facility.  
32

33 g. Facility owner or operator shall maintain all grades to ensure positive  
34 drainage with no ponding.  
35

36 h. Facility owner or operator shall keep sufficient back-up equipment, or be  
37 able to obtain sufficient back-up equipment within twenty-four (24) hours, to  
38 properly work waste in accordance with the facility's permit.  
39

40 i. Staging or storage of C&DD shall require a permit pursuant to this  
41 section, subject to variances granted by the Board of County Commissioners.  
42 The staging or storage of solely clean fill shall be exempt from this permitting  
43 requirement.  
44

45 (5) Design requirements for Lland clearing disposal facilities.

1  
2 a. ~~Fencing is required on all sides of the facility a minimum of six feet in~~  
3 ~~height with county-approved materials to eliminate visibility of a facility and to~~  
4 ~~limit access. This provision applies to any boundary which fronts a public road~~  
5 ~~or a residential structure. Areas which front undeveloped, uncleared properties~~  
6 ~~may use an approved three-strand barbed wire fence. Vegetative buffering~~  
7 ~~may be substituted for nontransparent fencing as long as visibility is~~  
8 ~~eliminated.~~

9  
10 b. ~~No person shall cause, suffer, allow or permit the discharge into the air~~  
11 ~~of dust, fume, gas, mist, odor, smoke or vapor, or any combination thereof, so~~  
12 ~~as to constitute a nuisance as defined herein.~~

13  
14 c. ~~Operator/owner must provide an effective dust suppression system.~~

15  
16 d. ~~Apply covers at all appropriate times and not less than biweekly in~~  
17 ~~sufficient quantity and type to deprive debris of oxygen, minimize the risk of fire~~  
18 ~~and prevent emission of offensive odors to all active working faces.~~

19  
20 e. ~~Volume reduction may not be accomplished by means of chipping,~~  
21 ~~shredding or burning the debris.~~

22  
23 f. ~~Operational hours for receiving materials are limited to Monday through~~  
24 ~~Friday between 7:00 a.m. and 5:00 p.m. Saturday hours will be limited to 7:00~~  
25 ~~a.m. until 3:00 p.m. Notwithstanding the above, cover may be applied after the~~  
26 ~~operational hours but in no case after sundown. Operations are not permitted~~  
27 ~~on Thanksgiving, Christmas, New Year's Day and July 4th.~~

28  
29 a. A stormwater management system must be installed and maintained,  
30 subject to approval by Escambia County. The stormwater management system  
31 components shall be designed and maintained to accommodate upland  
32 surface water runoff flowing through the C&DD facility and shall treat and  
33 attenuate the onsite surface water runoff and manage the upland acreage  
34 surface water runoff without negative impacts to the adjoining properties and  
35 rights-of-way.

36  
37 b. The facility must adhere to Florida Department of Environmental  
38 Protection capping system requirements.

39  
40 c. Operator/owner must provide an effective dust suppression system.

41  
42 (6) Operating requirements for land clearing disposal facilities.

43  
44 a. No person shall cause, suffer, allow or permit the discharge into the air  
45 of dust, fume, gas, mist, odor, smoke or vapor, or any combination thereof, so

1 as to constitute a nuisance as defined herein.

2  
3 b. All working faces and or internal slopes must be no steeper than 3:1,  
4 compacted and covered with soil at a minimum of at least six (6) inches and at  
5 a minimum of one (1) time for every seven (7) days to deprive debris of  
6 oxygen, minimize the risk of fire and prevent emission of offensive odors to all  
7 active working faces. Depth of lift shall be no greater than ten (10) feet of  
8 vertical height. Intermediate cover shall be installed within thirty (30) days after  
9 active area is no longer receiving waste.

10  
11 c. Volume reduction including incinerating, pulverizing, compacting,  
12 shredding, baling or similar activities shall only be allowed if specifically  
13 authorized by the County during the permitting process.

14  
15 d. Operational hours shall be as established by the Escambia County Land  
16 Development Code.

17  
18 e. The facility owner or operator shall provide copies of any groundwater,  
19 air, soil or sediment test results to Escambia County and shall allow Escambia  
20 County to enter the premises and inspect and test groundwater, air, soil and  
21 sediments.

22  
23 f. The facility owner or operator shall provide Escambia County a property  
24 boundary survey and designate the property boundaries in a reasonably  
25 identifiable manner.

26  
27 g. The facility owner or operator shall provide Escambia County an  
28 appropriate surety as determined by Escambia County.

29  
30 h. Facility owner or operator shall maintain an on-site stockpile of at least  
31 six hundred (600) cubic yards of cover for fire suppression purposes. The  
32 stockpile should be stored as close to the working face as possible to allow  
33 easy access for heavy equipment.

34  
35 i. Facility owner or operator shall have a trained spotter at all active areas  
36 any time waste is being received at the facility.

37  
38 j. Facility owner or operator shall conduct a minimum of three (3) random  
39 waste load inspections per week for purposes of detecting unauthorized waste.  
40 The inspections shall be memorialized on forms provided by the County and  
41 shall be kept on site for inspection. Additionally, facility owner or operator shall  
42 submit an unauthorized waste management plan, subject to approval by the  
43 County.

44  
45 k. The facility shall have an equipment maintenance structure adequately

1 sized for responsible operation of the facility. Maintenance and repairs of  
2 equipment shall take place under the roof of the structure and on an  
3 impervious surface. In the event of an emergency that prevents maintenance  
4 or repairs from taking place in such structure, steps shall be taken to prevent  
5 leaching of fluids into the groundwater.

6  
7 l. Facility owner or operator shall keep sufficient back-up equipment, or be  
8 able to obtain sufficient back-up equipment within twenty-four (24) hours, to  
9 properly work waste in accordance with the facility's permit.

10  
11 m. Facility owner or operator will be required to submit semi-annual  
12 affidavits that indicate the tonnage received, average number of disposal  
13 vehicles entering the facility per month and the available capacity at the facility.

14  
15 n. Facility owner or operator shall maintain all grades to ensure positive  
16 drainage with no ponding.

17  
18 o. Facility owner or operator shall keep the working face to an area no  
19 larger than necessary to accommodate disposal activity.

20  
21 **Sec. 82-228. - Permit required; fees and renewal.**

22  
23 **1. General Requirements:**

24  
25 (a) No person shall operate a regional, rural, infill or C&DD, transfer C&DD  
26 or LCD facility until first obtaining an interim without a permit from the  
27 department of solid waste management Escambia County Board of County  
28 Commissioners.

29  
30 (b) The Board shall establish by resolution, an interim a permit application  
31 fee for the permitting of regional, rural, infill and C&DD, transfer C&DD and  
32 LCD facilities. The application fee will be based upon the classification of the  
33 facility and may include reasonable inspection and testing costs as determined  
34 by the Board. The interim permit shall expire when:

35  
36 (1) The department of environmental protection approves the plan  
37 set forth in Ordinance No. 2006-\_\_\_\_\_; or

38  
39 (2) One year after issuance, whichever occurs first.

40  
41 (c) The Board shall consider all permit applications at a public hearing.  
42 Properties subject to a permit application shall be posted by the County at  
43 least ten (10) days prior to the hearing where the Board will consider granting a  
44 permit pursuant to this article.  
45

1 (d) All C&DD and transfer C&DD permits issued pursuant to this chapter  
2 shall be one (1) year in duration. All LCD permits issued pursuant to this  
3 chapter shall be five (5) years in duration. As a condition of obtaining and  
4 maintaining a C&DD, C&DD transfer or LCD permit, a permittee shall submit  
5 an annual affidavit on a form prepared by Escambia County that describes the  
6 scope of activities occurring on-site, the percentage of the usable site filled  
7 with debris and the estimated lifespan for permitted activities occurring on the  
8 site. The permittee shall consent to periodic and random inspections of the  
9 site by Escambia County representatives, with such inspections to occur at a  
10 minimum of two (2) times per year.

11  
12 (e) Abandoned or closed facilities shall be permitted as closed facilities and  
13 shall comply with all other applicable provisions of the Article.

14  
15 (e f) Repeated failure to comply with the provisions of this division and  
16 adopted rules and regulations may result in denial of an application for renewal  
17 and/or suspension of ~~license~~ permit.

18  
19 (g) In each instance where an applicant is required to provide a surety as a  
20 condition of a permit, the County will allow the applicant to provide a single  
21 financial mechanism to cover financial assurances for both the County and  
22 FDEP if an Interagency Agreement providing for such a program exists and  
23 when otherwise possible under the circumstances.

24  
25 2. Specific permit application requirements for C&DD facilities and LCD facilities:

26  
27 (a) A permit application for an construction and demolition debris disposal  
28 facility shall be submitted on a "Application for a permit to construction,  
29 operate, modify or close a construction and demolition debris or land clearing  
30 disposal management facility" issued by the Escambia County Development  
31 Services Department.

32  
33 (b) Boundary survey signed and sealed by a registered Florida Surveyor.

34  
35 (c) Site Plan. Provide a site plan, at a scale not greater than 200 feet to the  
36 inch, which shows the facility location and identifies the proposed waste and  
37 final residue storage areas, total acreage of the site, and any other features  
38 which are relevant to the prohibitions or location restrictions such as water  
39 bodies or wetlands on or within 500 feet of the site, and potable water wells on  
40 or within 1000 feet of the site.

41  
42 (d) Operational Plan. Provide an operation plan for the facility which  
43 includes:

44  
45 1. A description of general facility operations, the number of

1 personnel responsible for the operations including their respective job  
2 descriptions, and the types of equipment that will be used at the facility.

3  
4 2. Procedures to ensure any unauthorized wastes received at the  
5 site will be properly managed.

6  
7 3. A contingency plan to cover operation interruptions and  
8 emergencies such as fires, explosions, or natural disasters.

9  
10 4. Procedures to ensure operational records needed for the facility  
11 will be adequately prepared and maintained.

12  
13 5. Procedures to ensure that the wastes and final residue will be  
14 managed to not be expected to cause pollution.

15  
16 (e) Design Drawings.

17  
18 **Secs. 82-229—82-232. - Reserved.**

19  
20 **Sec. 82-233. - Insurance.**

21  
22 As a condition of obtaining and maintaining a permit pursuant to this article, a  
23 permittee shall hold Commercial general liability insurance coverage, form CG1,  
24 occurrence form required. Commercial general liability insurance with \$1,000,000.00  
25 per occurrence and \$2,000,000.00 aggregate limits, including coverage parts of  
26 bodily injury, property damage, personal injury, product and completed operations,  
27 and contractual liability. Excess or umbrella insurance may be purchased to make up  
28 the difference, if any, between the policy limits of the underlying policies (including  
29 employers liability required in the workers' compensation coverage section) and the  
30 total amount of coverage required. In addition, the permittee shall carry pollution  
31 liability coverage in the amount of \$5,000,000.00; both third-party liability and on-site  
32 pollution liability coverages are required. Upon closure, the pollution coverage must  
33 be maintained for a three-year period. A three-year supplemental extended reporting  
34 period (SERP) may be utilized to meet this requirement. The policy retroactive date  
35 should not be advanced during the period of the permit or during the three years  
36 following closure. Business automobile policy with symbol 1 (any auto) coverage in  
37 the amount of \$1,000,000.00 per occurrence and workers' compensation coverage as  
38 required by Florida law are required. These insurance requirements shall not limit the  
39 liability of the permittee. The County does not represent these types or amounts of  
40 insurance to be sufficient or adequate to protect the permittee's interests or liabilities.  
41 Required insurance shall be documented in Certificates of Insurance which reflects  
42 Escambia County as certificate holder. The certificate insurance policies shall also be  
43 endorsed to provide the county at least 30 days advance notice of cancellation,  
44 nonrenewal or adverse change. Such notices shall be mailed to Escambia County,  
45 Department of Development Services, 3363 West Park Place, Pensacola, FL 32505.



1 ~~P.O. Box 1591, Attn: Sandra Jennings, Director, Solid Waste Management~~  
2 ~~Department, Pensacola, Florida 32591.~~  
3

4 **Sec. 82-234. - Litter, sediment and traffic control; road maintenance.**  
5

6 (a) The permittee shall be responsible for maintaining the full length of road  
7 frontage and ~~additional length~~ up to one mile of adjacent roadway free from all litter  
8 and sediment generated as a result of transporting materials into or out of the facility.  
9 Litter will be removed on a daily basis and be completed prior to sunset. The  
10 condition of roadways and rights of way in the areas surrounding and accessing the  
11 proposed site are to be considered as part of the permitting process. The permittee  
12 may be responsible for improvements as a condition of approval. Sediment and  
13 debris build-up from truck fall out shall be removed from adjoining roadway surfaces,  
14 roadway shoulders and drainage systems as to ensure adequate drainage system  
15 functions. The following requirements will apply as part of the permitting process:  
16

17 (1) The permittee shall designate those roadways that will be used as truck  
18 access to and from the nearest arterial/arterial intersection and the site.  
19

20 (2) Minimum road width for such truck use is 22.5 feet and insufficient road  
21 width can result in denial of a permit.  
22

23 (3) Where the Escambia County Engineering Department determines that  
24 the road surfacing, either in condition or thickness, is insufficient to  
25 accommodate the permittee's estimated truck traffic generated by the site,  
26 such surfacing may be required as fair share mitigation at permittee's expense  
27 as a condition of approval.  
28

29 In determining the length of roadway required to be surfaced, the Escambia  
30 County Engineering Department may measure to the nearest arterial/arterial or  
31 arterial/collector intersection depending on which is closer and also any road  
32 where the site will create more than five percent of the volume of usage. The  
33 permittee may either pay the entire cost prior to approval or may pay the cost in  
34 installments over the life of the five-year permit period.  
35

36 Additionally, in the event the Escambia County Engineering Department  
37 determines, using accepted engineering standards, that the truck traffic  
38 generated by the site has caused premature destruction to the surfacing of a site-  
39 access roadway between the nearest arterial/arterial or arterial/collector  
40 intersection depending on which is closer and also on any road where the site  
41 has generated more than a five percent increase in the volume of usage and the  
42 site, then the county may attach the surety for the amount of such surfacing  
43 repairs.  
44

45 During annual road inspections, the county may determine, using accepted

1 engineering standards, that the permittee's truck volume estimates need to be  
2 adjusted.

3  
4 (4) Where the Escambia County Engineering Department determines that  
5 geometric improvements, such as turn lanes and acceleration lanes or traffic  
6 signal devices are made necessary for traffic safety by the site, the permittee  
7 shall be responsible for such improvements as a condition of approval.

8  
9 (b) The permittee will provide sufficient turn lanes and internal site queuing space  
10 for in-bound and out-bound vehicles as to not block or obstruct traffic on public roads.  
11 As part of the county's permitting process, a traffic study will be performed to  
12 demonstrate that sufficient space is provided.

13  
14 (c) This work will be performed by an independent engineer registered in the State  
15 of Florida and submitted as a signed and sealed report containing drawings and  
16 calculations sufficient for the county to review and approve the work performed. This  
17 work will specifically identify the need for turn lanes and signalization as required by  
18 county and state transportation engineering standards. The report will also provide a  
19 detailed assessment of the existing public roadway condition within 100 feet in either  
20 direction of the entrance of the site. The condition of the roadway will be reassessed  
21 annually. In the event that the amount contributed by permittee under the "fair share  
22 mitigation" program is insufficient to cover costs, the permittee will be responsible for  
23 the cost to the county for maintaining the road to the standards required in the county  
24 permit at all times. any facility which has received a development order from  
25 Escambia County at the time of enactment of this division will be deemed to have  
26 complied with the traffic concurrency and road standards and other applicable  
27 development order criteria portions referred to above.

28  
29 **Sec. 82-235. - Adjacent and compatible land use.**

30  
31 Permit applicants shall participate in a preapplication conference with the county's  
32 ~~planning and zoning~~ Development Services Department in order to determine the  
33 compatibility of the proposed C&DD to the adjacent land use(s) prior to institution of the  
34 development review committee (DRC) process for new facilities.

35  
36 **Sec.82-236. - Applicability; variances and time for compliance.**

37  
38 ~~(a) Upon the effective date of this division, all C&DD facilities, including LCD~~  
39 ~~facilities, both new and existing, shall apply for and complete applications for C&DD~~  
40 ~~permits and will meet all of the requirements of this division. The time allowed for~~  
41 ~~existing C&DD facilities to comply with this division and all rules and regulations~~  
42 ~~adopted pursuant to this division shall be set forth on the permit. Failure to achieve~~  
43 ~~compliance within such period shall result in revocation of the permit. An extension for~~  
44 ~~good cause may be granted by the director of solid waste department subject to~~  
45 ~~board of county commissioners' approval. All property subject to this article must be~~

1 brought into compliance by meeting the standards required by this article and by  
2 obtaining a permit from the County at a public hearing to be set before the Board of  
3 County Commissioners no later than ninety (90) days after enactment of this  
4 ordinance.

5  
6 (b) Variances to the requirements of this division may be granted by the ~~Board of~~  
7 ~~adjustment (BOA) in accordance with Article III, Section 2, of the Land Development~~  
8 ~~Code if the BOA, County Commissioners at a noticed public hearing, if the Board,~~  
9 based upon competent, substantial evidence determines that granting such  
10 variance(s) will not result in the maintenance or creation of a nuisance condition or  
11 give rise to the creation of a condition incompatible with existing or allowable adjacent  
12 uses.

13  
14 **Secs. 82-237—82-239. - Reserved.**

15  
16 **Sec.82-240.- Summary abatement; appeal.**

17  
18 ~~(a) After consultation with the director and, as appropriate, the DEP, the fire chief~~  
19 ~~and the department of health, a county code enforcement officer shall order the~~  
20 ~~temporary closure of any facility permitted under this division for allowing a nuisance,~~  
21 ~~as defined herein, to exist on the site beyond a reasonable time set for abatement.~~  
22 ~~Reasonableness is dependent upon the degree to which the violation interferes with~~  
23 ~~the health, repose or safety, or the discomfort caused to affected persons. The facility~~  
24 ~~shall remain closed until the condition is abated.~~

25  
26 ~~(b) Any owner/operator or permittee who disagrees with the decision of the code~~  
27 ~~enforcement officer shall apply for a hearing before the board of adjustment in~~  
28 ~~accordance with Article 2 of the Land Development Code. The facility shall remain~~  
29 ~~closed until the condition is abated or the notice of violation is overturned by the~~  
30 ~~board of adjustment and thereafter by the board of county commissioners if an appeal~~  
31 ~~is filed.~~

32  
33 **Sec. 82-240 Enforcement.**

34  
35 Escambia County may pursue any and all legal remedies in order to ensure  
36 enforcement of this article in unincorporated areas of Escambia County, Florida.  
37 These remedies may include, but are not limited to:

38  
39 1. *Liability.* The owner and operator may be subject to liability for any injured  
40 party for damages resulting from any discharge, emission, spill, or release of any  
41 substance, from any vibrations, noise, or any groundwater contamination, or from  
42 failure to protect the surrounding properties from off-site impacts. Any permit or  
43 approval issued by Escambia County in no way assumes any such liability and  
44 Escambia County does not waive or alter any sovereign immunity protections  
45 afforded governmental entities.

1  
2 2. Inspections. Owners and operators shall allow County inspectors or  
3 representatives to access the facility at any reasonable time for the purpose of  
4 inspection to ensure compliance with the terms and conditions of the permit, the  
5 development order, this article, and all applicable laws and rules. Owners and  
6 operators shall be subject to inspections on at least an annual basis and shall  
7 assume all costs of the inspections. A copy of the inspection report shall be provided  
8 to the operator. Inspectors will coordinate with the Florida Department of  
9 Environmental Protection and County departments regarding site visits and  
10 inspections criteria.

11  
12 3. Violations. Violations of any portion of this article may be enforced by the  
13 environmental code enforcement division pursuant to chapter 30 of the Escambia  
14 County Code of Ordinances. Failure to comply with this article and/or any site  
15 specific permit requirements may result in fines and liens being levied against the  
16 owner, operator or both, pursuant to §162.069, Fla. Stat., as amended and chapter 30  
17 of the Escambia County Code of Ordinances as well as any other legal penalty.  
18 When circumstances warrant, the County may pursue an expedited special  
19 magistrate hearing for violations of this article. In the event the Code Enforcement  
20 Special Magistrate finds any violation of this chapter, then the facility permit shall be  
21 suspended by the County until the violation(s) is corrected or until the Special  
22 Magistrate's order is overturned on appeal, whichever occurs first. No debris shall be  
23 received during the time the permit is suspended.

24  
25 4. Civil action. The County Attorney is authorized to institute a civil action in a  
26 federal or state court of competent jurisdiction to seek injunctive relief to enforce  
27 compliance with this article in order to protect the health, safety and welfare of the  
28 public. In the event the County determines C&DD operation is violating the terms of  
29 its permit, is allowing unlawful disposal, refuses to obtain a permit or otherwise poses  
30 a risk to the health, safety and welfare of the public, the County Administrator may  
31 request that the County Attorney's office immediately file a request for an emergency  
32 injunction or other appropriate relief in a court of competent jurisdiction, with such  
33 filing to be subsequently ratified by the Board of County Commissioners.

34  
35 5. Criminal penalty.

36  
37 (a) Any person violating any of the provisions of this article, upon  
38 conviction thereof, may be punished by a fine not to exceed \$500 or by  
39 imprisonment in the county jail not to exceed 60 day or by both such fine and  
40 imprisonment.

41  
42 (b) In lieu of making an arrest or issuing a notice to appear, a law  
43 enforcement officer or a code enforcement officer may issue a citation  
44 pursuant to section 30-63 of the Escambia County Code of Ordinances. Each  
45 violation of any provision of this article shall constitute a separate offense.

1  
2 Any person who willfully refuses to sign and accept a citation issued by a law  
3 enforcement officer or a code enforcement officer shall be guilty of a  
4 misdemeanor of the second degree, punishable as provided in §775.082 or  
5 §775.083, Fla. Stat. A written warning to this effect shall be provided at the  
6 time any citation is issued hereunder.  
7

8 6. Proceeding against surety.  
9

10 If at any time the applicant fails to satisfactorily undertake corrective action in  
11 response to a notice of violation, the Board of County Commissioners may initiate  
12 proceedings against the surety, including any proceedings in a court of competent  
13 jurisdiction. Such proceedings shall not commence until the surety has been given  
14 sixty (60) days to require commencement of corrective action. In such a proceeding,  
15 the recoverable damages and costs shall not be limited to the reasonable value of the  
16 land prior to the disposal activities and shall include the award of costs and  
17 reasonable attorneys' fees.  
18

19 7. Existing claims.  
20

21 Any code enforcement, administrative, civil or criminal claim filed prior to February 19,  
22 2015 and relating to sections 82-225 through 82-240 shall be subject to the provisions  
23 in effect on the date the claim was filed.  
24

25 **Section 2. Severability.**

26 If any section, sentence, clause or phrase of this Ordinance is held to be invalid  
27 or unconstitutional by any Court or competent jurisdiction, then said holding shall in no  
28 way affect the validity of the remaining portions of this Ordinance.

29 **Section 3. Inclusion in the Code.**

30 It is the intention of the Board of County Commissioners that the provisions of  
31 this Ordinance shall become and be made a part of the Escambia County Code; and  
32 that the sections of this Ordinance may be renumbered or relettered and the word  
33 "ordinance" may be changed to "section", "article", or such other appropriate work or  
34 phrase in order to accomplish such intentions.

35 **Section 4. Effective Date.**

1 This Ordinance shall become effective upon filing with the Department of State.

2 **DONE AND ENACTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.**

3  
4  
5  
6  
7  
8  
9

BOARD OF COUNTY COMMISSIONERS  
ESCAMBIA COUNTY, FLORIDA

\_\_\_\_\_  
Steven Barry, Chairman

10  
11  
12 ATTEST: PAM CHILDERS  
13 Clerk to the Circuit Court

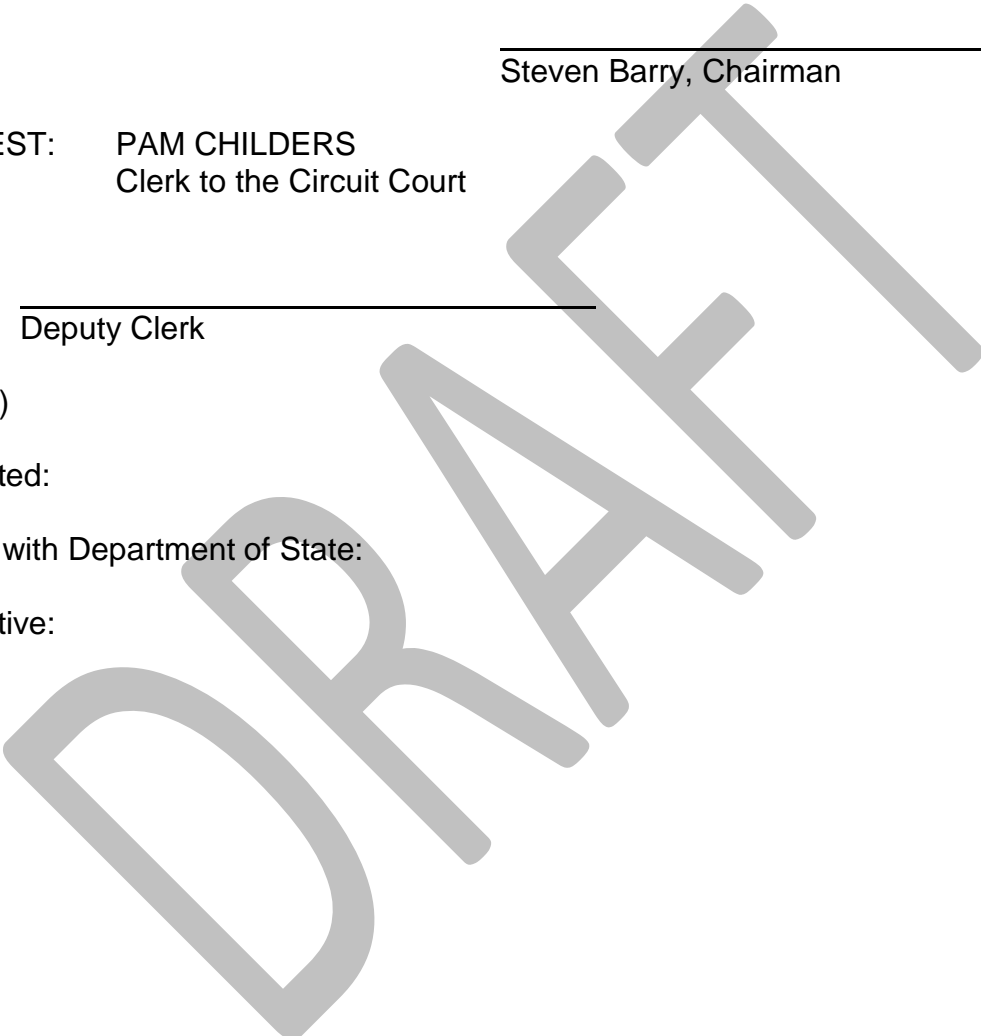
14  
15  
16 BY: \_\_\_\_\_  
17 Deputy Clerk

18  
19 (Seal)

20  
21 Enacted:

22  
23 Filed with Department of State:

24  
25 Effective:



**Committee of the Whole**

**5.**

**Meeting Date:** 07/16/2015

**Issue:** 5th Cent Tourist Development Tax

**From:** Jack Brown, County Administrator

---

**Information**

**Recommendation:**

5th Cent Tourist Development Tax

(Jack Brown - 45 min)

A. Board Discussion

B. Board Direction

---

**Attachments**

Fifth Cent TDT

---

# 5<sup>th</sup> Cent Tourist Development Tax



# Tourist Development Tax (TDT)

- ▶ Escambia County has the authority to levy a total of 5% in taxes on each transient rental occurring in the County.
  - The County currently levies 4%.
  - Each 1% raises about \$2,100,000
- ▶ The remaining 1% not levied by the County is called the Additional Professional Sports Franchise Facility Tax and is more familiarly referred to as the “5th Cent Tourist Development Tax.”
  - This 1% may be used to finance the acquisition, construction or renovation of a public sports facility or;
  - To promote and advertise tourism in Florida. However, if the tax revenues are expended for an activity, service, venue or event, the activity, service, venue or event must have as one of its main purposes the attraction of tourists.

# History/Usage in Escambia County

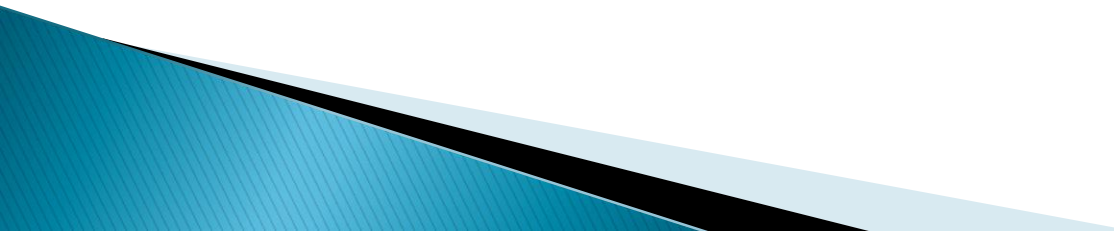
- ▶ Escambia County first levied the first 2% tax in December, 1980. It can be used for the following purposes:
  - Sports stadiums, arenas, coliseums, auditoriums
  - Aquariums, museums
  - To promote zoos
  - Convention bureaus/centers, tourist bureaus, tourist information centers
  - Beach park facilities, beach improvements, shoreline protection
  - Restoration of inland lakes or rivers
  
- ▶ The next 1% (for a total of 3%) was levied in March, 1988. It can be used for the same reasons as above.
  
- ▶ The next 1% (for a total of 4%) was initially levied in May, 1996, allowed to lapse then reimposed in August, 2000 and can be used for the following purposes:
  - To pay the debt service on a sports franchise facility or spring training facility
  - To pay the debt service on convention centers
  - To pay for the operation and maintenance of convention centers but only for 10 years or for the life of the bonds issued to construct the center, whichever is greater

\* All TDT levies may be used to promote and advertise tourism in Florida. However, if the tax revenues are expended for an activity, service, venue or event, the activity, service, venue or event must have as one of its main purposes the attraction of tourists

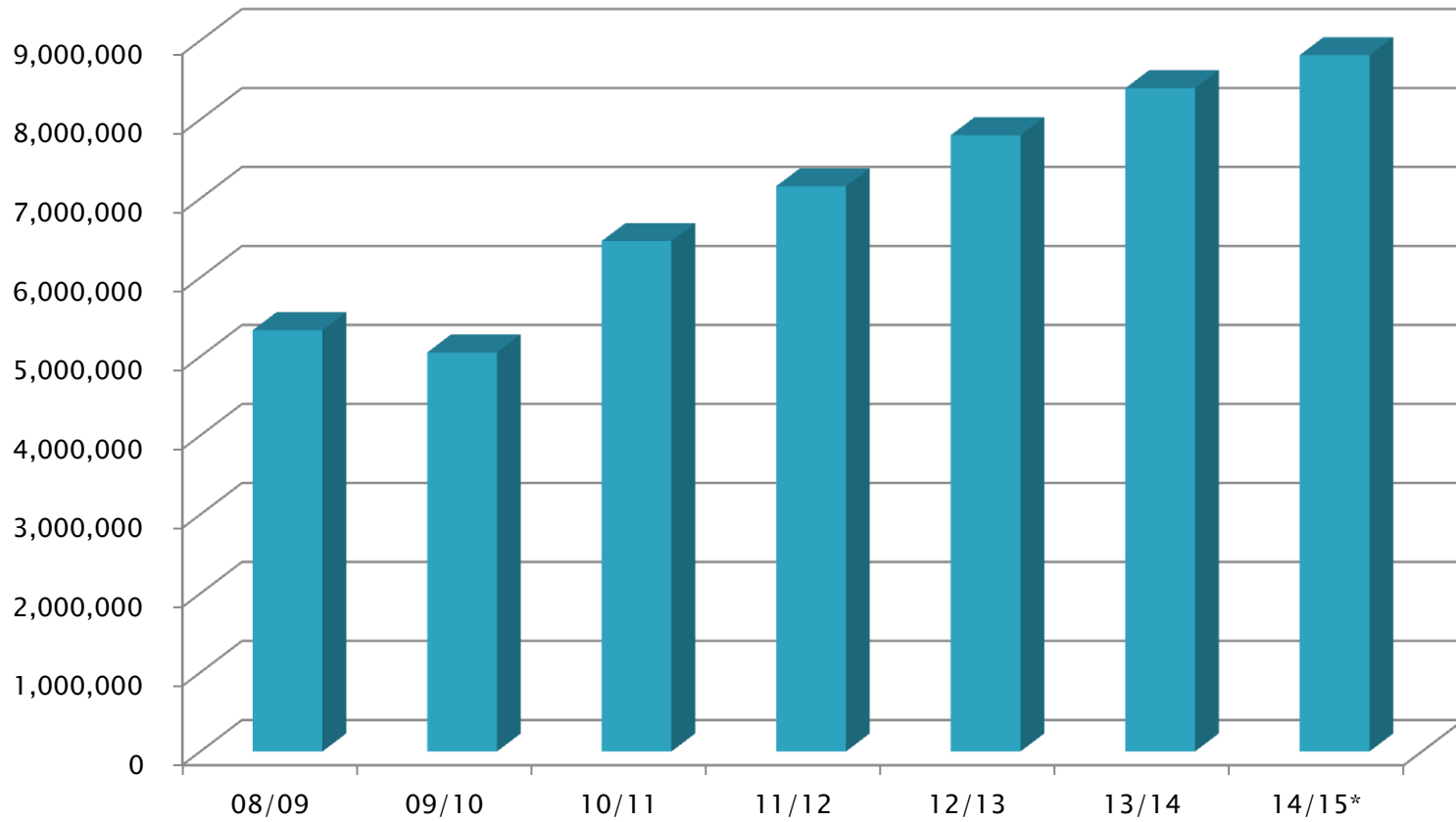
# County Usage of TDT

- ▶ The first 3% of the TDT is used to help pay the operations and maintenance of the Pensacola Bay Center (\$1,300,000) and to fund Visit Pensacola (\$5,668,232).
- ▶ The remaining percentage is used to fund the County's Marine Resources division (\$193,646), various outside agencies and Visit Pensacola (\$5,668,232).
  - African-American Heritage Society – \$25,000
  - ACE – \$987,500
  - Historic Preservation Board – \$70,000
  - Naval Aviation Museum – \$100,000
  - Sertoma's 4<sup>th</sup> of July – \$75,000
  - St. Michael's Cemetery – \$25,000
  - Others as directed by the Board – \$250,000

# 5<sup>th</sup> Cent Tourist Development Tax

- ▶ 21 of the 65 eligible counties currently levy this tax including both Santa Rosa and Walton counties.
    - Walton County levies this tax in select zip codes.
  - ▶ A supermajority of the Board must adopt an Ordinance to levy this tax.
- 

# TDT Collections



\* Projected through fiscal year end.

**Committee of the Whole**

6.

**Meeting Date:** 07/16/2015

**Issue:** Fire Funding

**From:** Mike Weaver, Department Director

---

**Information**

**Recommendation:**

Fire Funding

(Michael D. Weaver) - 45 min)

A. Board Discussion

B. Board Direction

---

**Attachments**

MSBU 2015

FY14 Missed Fire Calls

Florida County FD Info

---

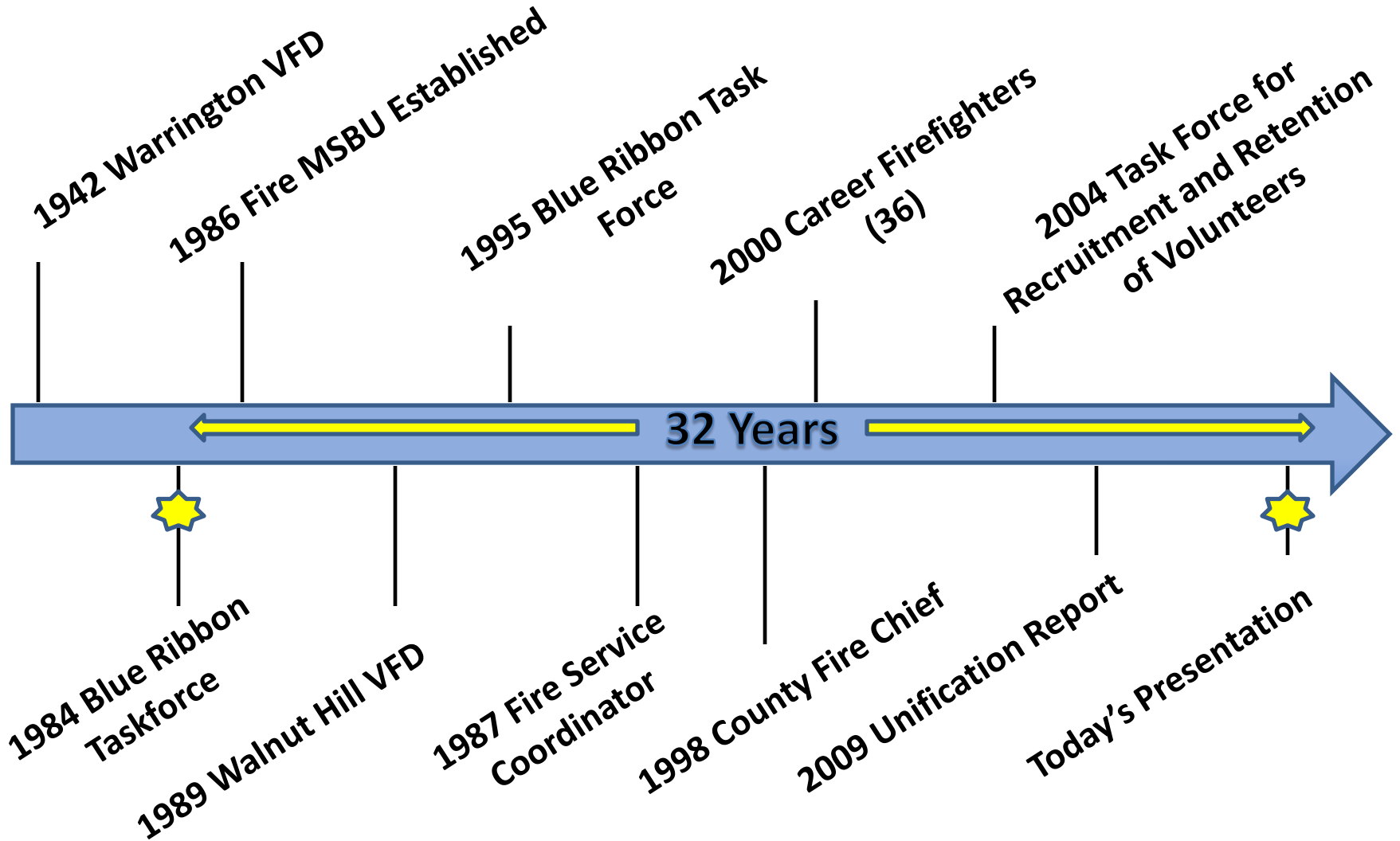
# Escambia County Fire Rescue



**Fiscal  
Considerations**  
*Staffing*

**Service  
Levels**  
*Time*

# 73 Years





# Historical Task Force Findings

## 1984 Blue Ribbon Fire Protection Task Force

“We have in essence, stated, by issuing this report, that we feel the existing Volunteer Fire Protection System is adequate for at least the next five years with proper funding. This does not mean however, that we all agree the Volunteer System will last forever. One of the primary aids in fire-fighting is rapid response to a call and unless volunteers are manning a fire station on a 24 hour basis, response must first be to the station for the equipment. This adds valuable minutes to response time. The long term approach to this will require a solution to the response time problem.”

# Historical Task Force Findings

## 1995 Blue Ribbon Task Force for Fire Protection

“In our meetings with Escambia Fire Chiefs and other representatives of the fire departments, most every department acknowledged a shortage of trained firefighters. Volunteer fire departments, like most other organizations who depend on volunteer workers to staff their operation, are experiencing problems recruiting and retaining qualified people that are willing to volunteer their services”.

# Today's Significance

## The County Had No Involvement In Fire Department Operations

- Each station determined how personnel were hired and fired
- Policies, procedures and purchasing decisions were all made by each department Volunteer Fire Chief

# Today's Significance

**There were no training requirements set by the State.**

- Each station set what the requirements were. Most were 40 hours or less
- Florida currently requires firefighters to complete a minimum of 206

# Today's Significance

**These reports were done when each fire district had between 40 to 70+ members each.**

- ❑ ISO Public Protection Classification credits on call volunteer at a 3 to 1 ratio as career personnel on-duty. This is due to reflect the time needed to assemble when compared to the personnel on-duty at the fire station during receipt of the fire alarm.
- ❑ To meet the minimum need of 12 career firefighters for a station, the certified volunteer staffing would be required at 36. Currently the maximum any station has is 19.

# Florida Fire Responses

	<b>Counties</b>	<b>Population</b>	<b>Total Fires</b>
1	Miami-Dade	2,582,375	5,449
2	Broward	1,784,715	3,576
3	Orange	1,202,978	3,219
4	Hillsborough	1,276,410	3,209
5	Palm Beach	1,345,652	2,619
6	Pinellas	926,610	2,285
7	Duval	876,075	2,133
8	Polk	613,950	1,874
9	Lee	643,367	1,680
10	Volusia	498,978	1,646
11	Brevard	548,424	1,390
12	Escambia	301,120	1,184
13	Leon	278,377	1,151
14	Sarasota	380,804	1,076
15	Pasco	473,566	1,070
16	Marion	335,008	993

# Florida Fire Dollar Loss

	<b>Counties</b>	<b>Total Dollar Loss</b>
1	Hillsborough	\$57,027,369
2	Miami-Dade	\$53,453,521
3	Duval	\$24,721,859
4	Broward	\$22,466,860
5	Alachua	\$22,137,572
6	Palm Beach	\$22,002,975
7	Orange	\$20,290,244
8	Lee	\$16,598,516
9	Lake	\$15,485,999
10	Polk	\$14,772,680
11	Pinellas	\$14,562,154
12	Escambia	\$12,054,254
13	Collier	\$11,899,829
14	Leon	\$11,076,435

# Volunteer Staffing

## Active Volunteer Firefighters 6/25/2015

Station	Certified	Non- Certified	Total	Since 1/23/2015
Bellview	11	3	14	1
Beulah	19	15	34	3
Century	13	0	13	0
Ferry Pass	18	12	30	-1
Innerarity Point	5	1	6	0
McDavid	15	2	17	-1
Myrtle Grove	14	6	20	0
Walnut Hill	15	2	17	-1
West Pensacola	17	1	18	-7
Molino	15	4	19	-3
Total	142	46	188	-9
Average	14	5	19	

25 Applicants in Process



# Basic Expectation

*When I have an Emergency the Closest Fire Truck Responds*



# Volunteer Response

## Escambia County Incident Response Summary FY 2014

	Bellview	Ferry Pass	Innerarity Point	Myrtle Grove	West Pensacola
<b>Incidents</b>	858	1,642	518	1,074	816
<b>County Percentage</b>	6%	12%	4%	8%	6%
<b>District Apparatus Dispatched</b>	827	1,781	541	1,021	775
<b>Overall Missed Responses</b>	53	261	215	408	155
<b>Average Missed Responses</b>	6%	15%	40%	40%	20%
<b>Building and Vehicle Fires</b>	61	108	25	72	74
<b>Missed Building and Vehicle Fires</b>	6	18	15	39	17
<b>Average Missed Building and Vehicle Fires</b>	10%	17%	60%	54%	23%

# 2015 MSBU Scenarios

## RATE INCREASE NECESSARY TO GENERATE AN ADDITIONAL \$5,258,397 (COST OF 73 POSITIONS)

Assessment Category	3 YR AVG %	Cost of Service	Units of Assessment	Assessment Increase	Current Rate	New Rate	Increase	%
<b>MAINLAND ONLY:</b>								
Residential	83.94%	\$4,413,758	105,014	42.0302 per dwelling unit	\$ 85.00	\$ 127.0302	\$ 42.0302	49.45%
Commercial	13.93%	732,591	51,549,091	0.0142 per square foot	\$ 0.04	\$ 0.0542	\$ 0.0142	35.50%
Unimproved	2.13%	112,049	21,262	4.8804 per parcel plus \$.03 per acre	\$ 11.00	\$ 15.8804	\$ 4.8804	44.37%
<b>Total</b>		<b>\$5,258,397</b>						

## RATE INCREASE NECESSARY TO GENERATE AN ADDITIONAL \$4,415,994 (COST OF 60 POSITIONS)

Assessment Category	3 YR AVG %	Cost of Service	Units of Assessment	Assessment Increase	Current Rate	New Rate	Increase	%
<b>MAINLAND ONLY:</b>								
Residential	83.94%	\$3,706,667	105,014	35.2969 per dwelling unit	\$ 85.00	\$ 120.2969	\$ 35.2969	41.53%
Commercial	13.93%	615,229	51,549,091	0.0119 per square foot	\$ 0.04	\$ 0.0519	\$ 0.0119	29.75%
Unimproved	2.13%	94,098	21,262	4.0362 per parcel plus \$.03 per acre	\$ 11.00	\$ 15.0362	\$ 4.0362	36.69%
<b>Total</b>		<b>\$4,415,994</b>						

## RATE INCREASE NECESSARY TO GENERATE AN ADDITIONAL \$883,199 (COST OF 12 POSITIONS, FERRY PASS)

Assessment Category	3 YR AVG %	Cost of Service	Units of Assessment	Assessment Increase	Current Rate	New Rate	Increase	%
<b>MAINLAND ONLY:</b>								
Residential	83.94%	\$741,334	105,014	7.0594 per dwelling unit	\$ 85.00	\$ 92.0594	\$ 7.0594	8.31%
Commercial	13.93%	123,046	51,549,091	0.0024 per square foot	\$ 0.04	\$ 0.0424	\$ 0.0024	6.00%
Unimproved	2.13%	18,820	21,262	0.4957 per parcel plus \$.03 per acre	\$ 11.00	\$ 11.4957	\$ 0.4957	4.51%
<b>Total</b>		<b>\$883,199</b>						

## Escambia County Incident Response Summary FY 2014

	Bellview	Ferry Pass	Innerarity Point	Myrtle Grove	West Pensacola
Incidents	858	1,642	518	1,074	816
County Percentage	6%	12%	4%	8%	6%
District Apparatus Dispatched	827	1,781	541	1,021	775
Overall Missed Responses	53	261	215	408	155
Average Missed Responses	6%	15%	40%	40%	20%
Building and Vehicle Fires	61	108	25	72	74
Missed Building and Vehicle Fires	6	18	15	39	17
Average Missed Building and Vehicle Fires	10%	17%	60%	54%	23%

### Calls By Time of Day

Time of Day Overall	Bellview	Ferry Pass	Innerarity Point	Myrtle Grove	West Pensacola
00:00-07:00	157	365	97	233	159
08:00-17:00	439	832	280	506	419
18:00-24:00	262	445	141	335	238
Missed TOD					
00:00-07:00	8	40	47	117	26
08:00-17:00	31	86	138	257	106
18:00-24:00	11	26	26	28	19
Missed TOD					
00:00-07:00	5%	11%	48%	50%	16%
08:00-17:00	7%	10%	49%	51%	25%
18:00-24:00	4%	6%	18%	8%	8%

#### After Hours Missed

Ferry Pass	Myrtle Grove	West Pensacola
16%	59%	33%

### Calls by Day of Week

Day of Week Overall	Bellview	Ferry Pass	Innerarity Point	Myrtle Grove	West Pensacola
Sunday	115	210	70	150	102
Monday	111	210	73	129	116
Tuesday	130	274	60	173	135
Wednesday	119	248	82	171	145
Thursday	118	246	81	170	111
Friday	132	233	82	134	99
Saturday	133	221	70	147	108
Missed DOW					
Sunday	10%	12%	30%	12%	20%
Monday	6%	12%	42%	47%	26%
Tuesday	5%	8%	42%	42%	16%
Wednesday	3%	9%	44%	38%	16%
Thursday	4%	6%	41%	56%	16%
Friday	5%	7%	46%	47%	21%
Saturday	8%	13%	39%	18%	16%

#### Weekends Missed

Ferry Pass	Myrtle Grove	West Pensacola
25%	30%	35%

Data from US Census						Department Information						
Geographic area	Population	Housing Units	Land Area	Density per square mile of		Personnel		Funding Source			Annual Calls	Structure Fires
				Population	Housing	Career	Volunteer	2014 Budget (FIRE)	Ad Val (Mil)	Non Ad Val*		
<b>Florida</b>	18,801,310	8,989,580	53,624.76	350.6	167.6							
<b>Alachua County</b>	247,336	112,766	875.02	282.7	128.9	117		\$ 12,934,560.00	1.3979		19,803	273
<b>Charlotte County</b>	159,978	100,632	680.28	235.2	147.9	148		\$ 32,674,837.00		\$ 135.64	30,250	103
<b>Clay County</b>	190,865	75,478	604.36	315.8	124.9	130	75	\$ 4,967,445.00	0.5048		18,932	61
<b>DeSoto County</b>	34,862	14,590	637.06	54.7	22.9	54	20	\$ 5,106,352.00	0.0009128		3,639	31
<b>Escambia County</b>	297,619	136,703	656.46	453.4	208.2	92	205	\$ 12,178,126.00		\$ 85.00	19,367	307
<b>Hardee County</b>	27,731	9,722	637.78	43.5	15.2	26	2	\$ 5,144,654.00		\$ 121.25	4,533	23
<b>Lake County</b>	297,052	144,996	938.38	316.6	154.5	203		\$ 25,721,746.00	0.3222	\$ 181.00	40,405	187
<b>Leon County (See Note Below)</b>	275,487	124,136	666.85	413.1	186.2	1		\$ 7,509,713.00		\$ 164.00	22,029	392
<b>Marion County</b>	331,298	164,050	1,584.55	209.1	103.5	292	65	\$ 49,108,828.00	0.77	\$ 165.99	79,553	251
<b>Osceola County</b>	268,685	128,170	1,327.45	202.4	96.6	331		\$ 32,299,602.00		\$ 159.16	33,799	238
<b>St. Johns County</b>	190,039	89,830	600.66	316.4	149.6	228		\$ 35,691,167.00	1.4		12,880	162
<b>Suwannee County</b>	41,551	19,164	688.55	60.3	27.8	43	65	\$ 4,500,000.00		\$ 45.91	5,737	45

Comparable Population

Lake County assessment of \$181.00/ residence totals \$16,325,000.00 for 2014

Comparable Land Area

**BOLD Type = County Dept**

\*Non Ad Val = Residential Rate

Leon County receives fire protection from Tallahassee Fire Dept and 10 volunteer fire departments. TFD staffs 5 volunteer stations with 3 personnel each day. Fire protection is funded by an annual assessment of \$164.00 per residential structure. TFD gives \$500,000.00 annually to Leon County EMS which is distributed to the Volunteer FD's for maintenance and repair. Leon County has a career fire chief who provides administrative oversight to the volunteer fire

Santa Rosa County
<i>Volunteer Fire Depts</i>
Residential - 0 to 3500 sq. ft. \$85.00/year
Residential - 3501 & above sq. ft. \$175.00/year
<i>Midway Fire District</i>
\$1.75/\$1,000 of assessed value
<i>Avalon/Mulat Fire District</i>
\$1.00/\$1,000 of assessed value
<i>Holley/Navarre Fire District</i>
3 cents per sq ft (\$60.00 minimum)

Okaloosa County	
Independent Fire Districts funding based on Ad Valorem	In addition to the Millage of \$3.4308/\$1,000 each fire district has an added flat-rate tax
Okaloosa Island Fire District	Almarante
\$3.3565/\$1,000 of assessed value	\$75.00/year
Ocean City Wright Fire Control District	Baker
\$2.25/\$1,000 of assessed value	\$67.50/year
North Bay Fire Control District	Blackmon
\$2.35/\$1,000 of assessed value	
Destin Fire Control District	Dorcas
\$1.00/\$1,000 of assessed value	\$86.41/year
East Niceville Fire District	Holt
\$2.37/\$1,000 of assessed value	

**Committee of the Whole**

7.

**Meeting Date:** 07/16/2015

**Issue:** BP Settlement Update

**From:** Grover Robinson, District 4 Commissioner

---

**Information**

**Recommendation:**

BP Settlement Update (NO BACKUP PROVIDED)

(Commissioner Robinson - 20 min)

A. Board Discussion

B. Board Direction

---

**Attachments**

*No file(s) attached.*

---

**Committee of the Whole**

8.

**Meeting Date:** 07/16/2015

**Issue:** Abandoned Property Left on Pensacola Beach

**From:** Alison Rogers, County Attorney

---

**Information**

**Recommendation:**

Abandoned Property Left on Pensacola Beach

(Commissioner Grover Robinson/Alison Rogers - 20 min)

A. Board Discussion

B. Board Direction

---

**Attachments**

SRIA Requesting an Ordinance dated July 9, 2015

Letter from Representative Mike Hill dated July 7, 2015

---



**SANTA ROSA  
ISLAND AUTHORITY**

**BOARD MEMBERS**

Tammy Bohannon  
Chairwoman  
Dave Pavlock  
Vice Chair  
Thomas Campanella  
Secretary Treasurer  
Jerry Watson  
Acting Secretary Treasurer  
Karen Sindel  
Member  
Janice Gilley  
Member  
W. A. "Buck" Lee  
Executive Director

July 9, 2015

Mr. Jack Brown  
Escambia County Administrator  
221 Palafox Place Ste. 420  
Pensacola, FL 32502

RE: Pensacola Beach Ordinance for items left on the Beach

Dear Jack,

At the July 8, 2015 Regular Board Meeting, our Board voted unanimously to ask the County to prepare an ordinance for Pensacola Beach.

The Board would like an ordinance stating all items left on Pensacola Beach after 7:00 pm be removed and disposed of properly. The Board voted for the effective date to be January 1, 2016, so everyone has plenty of time to be notified of the ordinance.

Please let me know what further steps the SRIA needs to take.

Sincerely,

W. A. "Buck" Lee  
Executive Director  
Santa Rosa Island Authority



**Delegations**

Escambia County Delegation, Member  
Santa Rosa County Delegation, Member



**Committee Assignments**

Civil Justice Subcommittee, Vice Chair  
Finance & Tax Committee  
Rules, Calendar & Ethics Committee  
Energy & Utilities Subcommittee

**Florida House of Representatives**  
***Representative Mike Hill***  
***District 2***

July 7, 2015

Escambia County Board of County Commissioners  
221 Palafox Place  
Pensacola, Florida 32502

Dear Escambia County Board of County Commissioners,

I strongly urge you to consider adding the Santa Rosa Island Authority ordinance request to collect abandoned items left on the beach after 7pm to your next meeting agenda.

After the festivities at the beach on Memorial Day weekend and at the beginning of our local tourist season, I sent a letter to President Lee expressing my displeasure with the lack of respect beach visitors have towards our precious shoreline.

Our beaches are not only a tourist attraction, for visitors from all around the world, but especially for our local community. It's one of the primary reasons the locals love to call Pensacola home. We take pride in the appearance of our community, including the beach. To allow visitors to vandalize our community with no penalty by littering the beaches with their leftovers is not taking a proactive step at deterring future harmful activities to our beaches and other local treasures.

I support any measures that can be taken to ensure the safety of our citizens, the protection of our local treasures, and equal treatment to all who visit our beaches. I believe that the SRIA ordinance to collect abandoned items left on the beach after 7pm is a first step in gaining more control over the widely celebrated activities at our beach. I respectfully request the ordinance be added to your next meeting's agenda. Should you have any questions or concerns, please contact me at [Mike.Hill@myfloridahouse.gov](mailto:Mike.Hill@myfloridahouse.gov) or at 850-595-0467.

I am, respectfully,

A handwritten signature in black ink that reads "Mike Hill".

State Representative Mike Hill  
District 2

WBH/BH

---

**District Office:**  
Box#2, 418 West Garden Street, Suite 403  
Pensacola, Florida 32502  
(850) 595-5550 (850) 595-5552 (fax)  
E-mail: [Mike.Hill@myfloridahouse.gov](mailto:Mike.Hill@myfloridahouse.gov)  
Janice Browning, Executive District Assistant

---

**Tallahassee Office:**  
1101 The Capitol  
402 South Monroe Street  
Tallahassee, Florida 32399  
(850) 717-5002  
Brittany Hamel, Legislative Assistant

**Committee of the Whole**

9.

**Meeting Date:** 07/16/2015

**Issue:** Tannerite and Explosives

**From:** Alison Rogers, County Attorney

---

**Information**

**Recommendation:**

Tannerite and Explosives (NO BACKUP PROVIDED)

(Alison Rogers - 15 min)

A. Board Discussion

B. Board Direction

---

**Attachments**

*No file(s) attached.*

---