

OSTDS VARIANCE COMMITTEE MEETING MINUTES

Thursday, November 5, 2020

14046 Volusia Freedom Construction USA LLC, John C. Cascio Septic Service, Applicant Inc., Agent

STATUTE/RULE CITATION:

- 381.0065(4)(e)1., FS - Setback to private potable well (66', 72' 73' requested, 75 ft required)
- 64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS
- 64E-6.005(4)(a), FAC - Inadequate unobstructed area available
- 64E-6.005(2),FAC - Setback to building (2 ft requested, 5 ft required)

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-Y ENG-2) Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include an NSF 245 aerobic treatment unit as proposed in the application.

The onsite sewage treatment and disposal system shall be set back from the private drinking water wells by the maximum distance attainable, but not less than proposed in the application (66', 72' and 73).

14074 Walton Roy, Applicant Gorman Environmental Services LLC, Agent

STATUTE/RULE CITATION:

- 381.0065(4)(e)1., FS - Setback to private potable well (63 ft requested, 75 ft required)
- 64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS
- 64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS: Variance Committee: P (SHO-N CHD-N DEP-Y STI-2 HBI-Y REI-1 ENG-N) Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall be set back from the applicants private drinking water well by the maximum distance attainable but not less than 63 feet when installed. The onsite sewage treatment and disposal system shall be set back from the adjacent private drinking water well by the maximum distance attainable but not less than 67 feet when installed.

14075 Duval JWB, Applicant BGRP Engineering Group, Agent

STATUTE/RULE CITATION:

- 381.0065(4)(e)1., FS - Setback to private potable well (68 ft requested, 75 ft required)
- 64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS
- 64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-2 ENG-Y) Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include an advanced secondary treatment system with drip irrigation as proposed in the application.

The onsite sewage treatment and disposal system shall be set back from the adjacent private drinking water wells by the maximum distance attainable, but not less than proposed in the

STATUTE/RULE CITATION:

14076 Duval JWB, Applicant BGRP Engineering Group, Agent

381.0065(4)(e)1., FS - Setback to private potable well (64 ft requested, 75 ft required)
64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS
64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-2 ENG-Y) Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include an advanced secondary treatment system with drip irrigation as proposed in the application.

The onsite sewage treatment and disposal system shall be set back from the adjacent private drinking water wells by the maximum distance attainable, but not less than proposed in the application (64' and 68').

14077 St. Lucie Deca-Core, LLC, Applicant Schettini, Agent

STATUTE/RULE CITATION:

381.0065(4)(e)3., FS - Setback to a public well producing <=2000 gpd (72 ft requested, 100 ft required)
64E-6.005(1)(b), FAC - Same as 381.0065(4)(e)3., FS

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-Y HBI-1 REI-2 ENG-Y) Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall be set back from the public drinking water well by the maximum distance attainable, but not less than 72 feet when installed.

14078 Nassau Hayman, Applicant BGRP Engineering Group, Agent

STATUTE/RULE CITATION:

381.0065(4)(g)2.b., FS - Estimated sewage flow exceeds 1500 gpd/acre (460 gpd requested, 258 gpd required)
381.0065(4)(e)1., FS - Setback to private potable well (69 ft requested, 75 ft required)
64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS
64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-2 HBI-Y REI-1 ENG-Y) Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include an advanced secondary treatment system with drip irrigation as proposed in the application.

The onsite sewage treatment and disposal system shall be set back from the private drinking water well by the maximum distance attainable, but not less than 69 feet when installed. The single-family residence shall be connected to the municipal public drinking water system within 180 days of notification of the availability of such a system.

14079 Walton Taylor, Applicant Gorman Environmental Services LLC, Agent

STATUTE/RULE CITATION:

381.0065(4)(g)2., FS - Setback to tidal surface water body (26 ft requested, 50 ft required)
64E-6.005(4)(a), FAC - Inadequate unobstructed area available

**RECOMMENDATIONS:
ENG-1)**

**Variance Committee: P (SHO-N CHD-N DEP-Y
Health Officer: P**

STI-Y HBI-2 REI-Y

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include an NSF 245 aerobic treatment unit with drip irrigation.

The onsite sewage treatment and disposal system shall be set back from the surface water by the maximum distance attainable, but not less than 26 feet when installed.

14080 Lee

WJH LLC, Applicant

Century Complete, Agent

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre (0.23 acre requested, 0.5 acre required)

RECOMMENDATIONS:

**Variance Committee: P (SHO-Y CHD-Y DEP-2 STI-1 HBI-Y
Health Officer: P**

REI-Y ENG-Y)

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include either an NSF 245 aerobic treatment unit or a nitrogen reducing performance-based treatment system.

This variance applies only to the lot size requirements of s. 381.0065(4)(a), FS. The structure shall comply with the authorized sewage flow provisions of s. 381.0065(4)(a), FS.

The single-family residence shall be connected to the public drinking water system within 180 days of notification of the availability of such a system.

14081 Pasco Habitat for Humanity of Pinellas

Arnold, Agent

County Inc., Applicant

STATUTE/RULE CITATION:

381.0065(4)(e)1., FS - Setback to private potable well (64/66/66 ft requested, 75 ft required)

64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS

64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS:

Variance Committee: T (SHO-1 CHD-Y DEP-Y STI-Y HBI-2 REI-Y ENG-Y) Health Officer: T

Tabled and asked to provide the following information

A site plan prepared in accordance with s. 64E-6.004(3)(a), FAC, drawn to scale and showing the locations of the proposed onsite sewage treatment and disposal system septic tank and drainfield, the mound shoulders and the toe of the mound slope.

Alternative system designs to maximize the setback from all private drinking water wells, such as a nitrogen reducing system.

14082 Marion

Discovery Homes, LLC, Applicant Jason Rector Construction, Inc., Agent

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre and 100 ft wide (0.23 ac, 80 ft requested, 0.5 ac, 100 ft required)

RECOMMENDATIONS:

**Variance Committee: P (SHO-2 CHD-Y DEP-1 STI-Y HBI-N REI-N ENG-Y)
Health Officer: P**

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include either an NSF 245 aerobic treatment unit or a nitrogen reducing performance-based treatment system.

This variance applies only to the lot size requirements of s. 381.0065(4)(a), FS. The structure shall comply with the authorized sewage flow provisions of s. 381.0065(4)(a), FS.

The single-family residence shall be connected to the public drinking water system within 180 days of notification of the availability of such a system.

STATUTE/RULE CITATION:

14083 Marion Adams Homes Of Northwest Riale, Agent Florida, Inc., Applicant

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre (0.45 acre requested, 0.5 acre required)

RECOMMENDATIONS:

Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-2 HBI-Y REI-1 ENG-Y) Health Officer: P

Approved subject to the following conditions:

This variance applies only to the lot size requirements of s. 381.0065(4)(a), FS. The structure shall comply with the authorized sewage flow provisions of s. 381.0065(4)(a), FS.

The single-family residence shall be connected to the public drinking water system within 180 days of notification of the availability of such a system.

14084 Marion Worldwide Alliance LLC, Applicant Kilcrease-Exel, Agent

381.0065(4)(a), FS - Lot is not 1/2 acre and 100 ft wide (0.23 ac, 80 ft requested, 0.5 ac, 100 ft required)

RECOMMENDATIONS:

Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-2 REI-Y) Health Officer: P (ENG-N)

Officer:

P

Approved subject to the following conditions:

This variance applies only to the lot size requirements of s. 381.0065(4)(a), FS. The structure shall comply with the authorized sewage flow provisions of s. 381.0065(4)(a), FS.

The single-family residence shall be connected to the public drinking water system within 180 days of notification of the availability of such a system.

14085 Marion Worldwide Alliance LLC, Applicant Kilcrease-Exel, Agent

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre (0.28 acre requested, 0.5 acre required)

RECOMMENDATIONS:

Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-2 ENG-N) Health Officer: P

Approved subject to the following conditions:

This variance applies only to the lot size requirements of s. 381.0065(4)(a), FS. The structure shall comply with the authorized sewage flow provisions of s. 381.0065(4)(a), FS.

The single-family residence shall be connected to the public drinking water system within 180 days of notification of the availability of such a system.

14086 Brevard Mai Family Trust, Applicant ASAP Onsite Septic & Sewer, Agent

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 100 ft wide (98 ft requested, 100 ft required)

RECOMMENDATIONS:

Variance Committee: P (SHO-1 CHD-Y DEP-Y STI-2 HBI-Y REI-Y ENG-Y)

Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include an NSF 245 aerobic treatment unit as proposed in the application.

14087 Bay RK Development LLC, Applicant Wilson, Agent

Rejected

STATUTE/RULE CITATION:

381.0065(4)(g)2.a., FS - Estimated sewage flow exceeds 2500 gpd/acre (400 gpd requested, 357 gpd required)

RECOMMENDATIONS:

Variance Committee: P (SHO-2 CHD-Y

**DEP-Y STI-N HBI-N REI-N ENG-1)
Health Officer: A**

Approved

SHO: Approved as proposed; no nitrogen reducing system.

14088 Bay Gulf Coast Development LLC, Wilson, Agent Applicant

STATUTE/RULE CITATION:

381.0065(4)(g)2.a., FS - Estimated sewage flow exceeds 2500 gpd/acre (400 gpd requested, 357 gpd required)

RECOMMENDATIONS:

Variance Committee: T (SHO-1 CHD-Y DEP-Y STI-Y HBI-2 REI-Y ENG-Y) Health Officer: T

Tabled and asked to provide the following information

A site plan prepared in accordance with s. 64E-6.004(3)(a), FAC, drawn to scale and showing the locations of the proposed onsite sewage treatment and disposal system septic tank and drainfield, the mound shoulders and the toe of the mound slope.

STATUTE/RULE CITATION:

14089 Dade Advance Tech Construction Statewide Septic Connections Company, Applicant Inc., Agent

381.0065(4)(b), FS - Estimated sewage flow exceeds 2500 gpd/acre (500 gpd requested, 456 gpd required)
381.0065(4)(b), FS - Lot density exceeds 4/acre
64E-6.009(3)(f), FAC - Obstructions shall impact the slope no more than 50%

RECOMMENDATIONS: Variance Committee: D (SHO-2 CHD-Y DEP-Y STI-Y HBI-Y REI-Y ENG-1) Health Officer: D

Failure to satisfy the department that:

Any perceived hardship that you might experience because of the obligation to meet established standards comes about as a direct result of your own proposed action.

Each of the above facts and conclusions, standing alone, is sufficient grounds for denial of your variance request.

The variance proposal would create a likelihood that the onsite system discharge may adversely affect the health of the applicant or the public and may significantly degrade the groundwater.

14090 Dade Advance Tech Construction Statewide Septic Connections Company, Applicant Inc., Agent

STATUTE/RULE CITATION:

381.0065(4)(b), FS - Estimated sewage flow exceeds 2500 gpd/acre (500 gpd requested, 456 gpd required) 381.0065(4)(b),
FS - Lot density exceeds 4/acre
64E-6.009(3)(f), FAC - Obstructions shall impact the slope no more than 50%

RECOMMENDATIONS: Variance Committee: D (SHO-1 CHD-Y DEP-Y STI-Y HBI-Y REI-Y ENG-2) Health Officer: D

Failure to satisfy the department that:

Any perceived hardship that you might experience because of the obligation to meet established standards comes about as a direct result of your own proposed action.

Each of the above facts and conclusions, standing alone, is sufficient grounds for denial of your variance request.

The variance proposal would create a likelihood that the onsite system discharge may adversely affect the health of the applicant or the public and may significantly degrade the groundwater.

14091 St. Johns Benedict, Applicant

STATUTE/RULE CITATION:

381.0065(4)(e)1., FS - Setback to private potable well (50 ft requested, 75 ft required)
64E-6.005(1)(a), FAC - Same as 381.0065(4)(e)1., FS
64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS: Variance Committee: O (SHO- CHD- DEP- STI- HBI- REI- ENG-) Health Officer: O

Took no action because:

No variance appears to be necessary. The information provided with your variance request does not show a violation to the specific provisions in Ch. 64E-6, Florida Administrative Code, or Ch. 381.0065, Florida Statutes, which were stated in the request. You are advised to contact the county health department to determine what needs to be done to obtain your onsite sewage treatment and disposal system construction permit. You are advised to contact the county health department regarding a refund of your variance application fee.

14092 Nassau Powell, Applicant Egans Environmental, Agent

STATUTE/RULE CITATION:

381.0065(4)(g)2.b., FS - Estimated sewage flow exceeds 1500 gpd/acre (400 gpd requested, 304 gpd required)

RECOMMENDATIONS:

**Variance Committee: P (SHO-1 CHD-Y
Health Officer: P**

DEP-Y STI-2 HBI-Y REI-Y ENG-Y)

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall meet advanced secondary treatment standards.

14093 Volusia County of Volusia, Applicant John C Cascio Septic Service Inc., Agent

- 381.0065(4)(e)8., FS - Setback to swale or normally dry retention area (2 feet requested, 15 feet required)
- 64E-6.005(1)(f), FAC - Same as 381.0065(4)(e)8., FS
- 64E-6.005(2), FAC - Setback to building (2 ft requested, 5 ft required)

RECOMMENDATIONS:

Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-2 HBI-Y REI-Y ENG-1)

Health Officer: P

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include a NSF 245 aerobic treatment unit with drip irrigation as proposed in the application.

14094 Volusia Ferguson, Applicant Franz, Agent

STATUTE/RULE CITATION:

- 64E-6.015, Table V, FAC - Setback to tidal surface water body (29 ft requested, 75 ft required)

RECOMMENDATIONS:

Variance Committee: T (SHO-1 CHD-Y DEP-Y STI-Y HBI-Y REI-N ENG-2)

Health Officer: T

Officer:

Tabled and asked to provide the following information

Alternative locations on the property to maximize the setback to the surface water, such as removing a portion of the driveway.

14095 Volusia Waterloo, Applicant

STATUTE/RULE CITATION:

- 381.0065(4)(g)2.a., FS - Estimated sewage flow exceeds 2500 gpd/acre (300 gpd requested, 265 gpd required)
- 381.0065(4)(e)4., FS - Setback to irrigation well (45 ft requested, 50 ft required)
- 64E-6.005(1)(d), FAC - Same as 381.0065(4)(e)4., FS
- 64E-6.005(2), FAC - Setback to property line/building foundations (2 ft requested, 5 ft required)
- 64E-6.005(4)(a), FAC - Inadequate unobstructed area available

RECOMMENDATIONS:

**Variance Committee: P (SHO-N CHD-N DEP-Y
Health Officer: P**

STI-1 HBI-Y REI-2 ENG-N)

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall be set back from the adjacent property's irrigation well by the maximum distance attainable, but not less than 45 feet when installed.

14096 Dixie Anastopulos, Applicant Jones, Agent

STATUTE/RULE CITATION:

- 381.0065(4)(g)2., FS - Setback to surface water body (40 ft requested, 50 ft required)
- 64E-6.005(4)(a), FAC - Inadequate unobstructed area available
- 64E-6.005(2), FAC - Setback to property line (2 ft requested, 5 ft required)

STATUTE/RULE CITATION:

RECOMMENDATIONS:

**Variance Committee: P (SHO-N CHD-Y
Health Officer: P**

DEP-Y STI-1 HBI-Y REI-2 ENG-Y)

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include either a NSF 245 aerobic treatment unit or a nitrogen reducing performance-based treatment system.

The onsite sewage treatment and disposal system shall be set back from the surface water by the maximum distance attainable but not less than 40 feet when installed.

14097 Dixie Anastopulos, Applicant Jones, Agent

STATUTE/RULE CITATION:

64E-6.005(4)(a), FAC - Inadequate unobstructed area available
381.0065(4)(g)2., FS - Setback to surface water body (40 ft requested, 50 ft required)
64E-6.005(2), FAC - Setback to property line (2 ft requested, 5 ft required)

RECOMMENDATIONS:

**Variance Committee: P (SHO-N CHD-Y
Health Officer: P**

**DEP-Y STI-1 HBI-2 REI-Y
ENG-Y)**

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall include either a NSF 245 aerobic treatment unit or a nitrogen reducing performance-based treatment system

The onsite sewage treatment and disposal system shall be set back from the surface water by the maximum distance attainable but not less than 40 feet when installed.

14098 Alachua 242 Cannabis LLC, Applicant Newsome Well & Septic, Agent

STATUTE/RULE CITATION:

381.0065(4)(i), FS - System likely to dispose of hazardous/toxic/industrial waste (Ind, tox, haz waste requested, Domestic, Commercial required)

RECOMMENDATIONS:

Variance Committee: A (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-2 ENG-Y)

Health Officer: A

Approved

14099 Martin Florida Power & Light Company, Applicant

STATUTE/RULE CITATION:

381.0065(3)(b), FS - Take jurisdiction for flow currently under 403 (DOH - Regulation requested, DEP - Regulation required)

RECOMMENDATIONS:

Variance Committee: A (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-2 ENG-Y)

Health Officer: A

Approved

14100 Dixie The Winifred C. Begin Revocable Begin, Agent Living Trust, Applicant

STATUTE/RULE CITATION:

381.0065(4)(g)2., FS - Setback to surface water body (30 ft requested, 50 ft required)
64E-6.005(4)(a), FAC - Inadequate unobstructed area available
64E-6.005(2), FAC - Setback to property line (2 ft requested, 5 ft required)

RECOMMENDATIONS:

Variance Committee: T (SHO-2 CHD-Y DEP-Y STI-1 HBI-Y REI-Y ENG-Y)

Health Officer: T

Tabled and asked to provide the following information

A site plan prepared in accordance with ss. 64E-6.004(3)(a), Florida Administrative Code, carefully drawn to scale and showing the locations of the proposed onsite sewage treatment and disposal system components.

The onsite system components shall be drawn to scale in their proposed locations.

Alternative system designs that will maximize the setback from the onsite system to the boundary of the surface water body, such as a nitrogen reducing system.

The proposed design shall be specified and all applicable information provided.

14101 Lee Russ, Applicant

STATUTE/RULE CITATION:

64E-6.001(4)(f), FAC - Commercial sewage flow increase without system upgrade (existing system requested, current standards required)
64E-6.001(4)(g), FAC - Addition exceeds authorized lot sewage flow (2415 gpd requested, 1925 gpd required)

RECOMMENDATIONS: Variance Committee: D (SHO-2 CHD-Y DEP-Y STI-N HBI-N REI-N ENG-1)
Health Officer: D

Failure to satisfy the department that:
a hardship exists, that the hardship was not caused intentionally by the action of the applicant, and that no reasonable alternative exists for the treatment of the sewage.

14102 Bay Peek, Applicant Parker Septic, Agent

STATUTE/RULE CITATION:

64E-6.005(2), FAC - Setback to building (4 ft requested, 5 ft required)
64E-6.005(4)(a), FAC - Inadequate unobstructed area available
64E-6.009(3)(i), FAC - Mound system violations (depth of cover/stabilization)

RECOMMENDATIONS: Variance Committee: A (SHO-N CHD-N DEP-Y STI-2 HBI-Y REI-Y ENG-1) Health Officer: A
Approved

14103 Manatee Vanderkolk, Applicant Sandhoff, Agent

STATUTE/RULE CITATION:

64E-6.009(3)(f), FAC - Obstructions shall impact the slope no more than 50%
64E-6.009(3)(f), FAC - Inadequate mound shoulders for obstruction (4 ft requested, 5 ft required)
64E-6.009(3)(f), FAC - drainfield cover
64E-6.009(3)(f), FAC - retaining wall engineer design

RECOMMENDATIONS: Variance Committee: D (SHO-1 CHD-Y DEP-Y STI-2 HBI-Y REI-Y ENG-Y) Health Officer: D

Failure to satisfy the department that:
Any perceived hardship that you might experience because of the obligation to meet established standards comes about as a direct result of your own proposed action.
Each of the above facts and conclusions, standing alone, is sufficient grounds for denial of your variance request.
It is not unreasonable for you to modify your proposal to meet the minimum standards for sewage treatment under Florida Statutes and Florida Administrative Code.

14104 Broward Senef, Applicant Aidman, Agent

Modified

STATUTE/RULE CITATION:

64E-6.0101(7)(a), FAC - Allow temporary system more than 4 months (X days requested, <=120 days required)

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-Y REI-Y ENG-2) Health Officer: P

Approved subject to the following conditions:
The applicant shall obtain and maintain a holding tank pump-out contract with a permitted disposal company.
An audio and visual high-water alarm shall be provided in a conspicuous location visible by system users to warn that the holding tank needs to be serviced. The holding tank shall be properly abandoned when it is no longer in service. SHO: No time limit.