

OSTDS VARIANCE COMMITTEE MEETING MINUTES
Thursday, June 1, 2017
Gainesville

13135 **Sarasota** **Williams, Applicant** **L & T Engineering Group, Inc.,
Agent**

STATUTE/RULE CITATION:

381.0065(4)(e)4., FS - Setback to irrigation well (40 ft requested, 50 ft required)
64E-6.005(1)(d), FAC - Same as 381.0065(4)(e)4., FS
64E-6.005(4)(a), FAC - Inadequate unobstructed area available

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

Approved subject to the following conditions:

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

The onsite sewage treatment and disposal system treatment receptacle shall be allowed to maintain a two-foot separation from building foundations when installed.

13138 **Citrus** **Harper, Applicant**

STATUTE/RULE CITATION:

381.0065(4)(e)1., FS - Setback to private potable well (65 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-Y HBI-2 REI-1 ENG-Y)** **Health Officer: P**

Approved subject to the following conditions:

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 the distances proposed in the application (65 feet and 67 feet).

13139 **Okaloosa** **McMillan, Applicant**

Overturned

STATUTE/RULE CITATION:

381.0065(4)(i)2., FS - Wants to operate OSTDS in IM zone OSTDS with no annual OP

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

Approved

13140 Sarasota Adams, Applicant L&T Engineering Group, Inc., Agent

STATUTE/RULE CITATION:

64E-6.005(4)(a), FAC - Inadequate unobstructed area available
64E-6.005(2),FAC - Setback to building (2 ft requested, 5 ft required)
381.0065(4)(e)3., FS - Setback to a public well producing <=2000 gpd (65 ft requested, 100 ft required)
64E-6.005(1)(b), FAC - Same as 381.0065(4)(e)3., FS

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

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall be set back from public drinking water well by the maximum distance attainable but not less than 65 feet when installed.

In order to maximize the setback to the public drinking water well, the onsite sewage treatment and disposal system shall be allowed to maintain a two-foot separation from building foundations when installed.

13141 Bay J&K Ventures, LLC, Applicant Ake's Septic Inc., Agent

STATUTE/RULE CITATION:

381.0065(4)(b), FS - Lot density exceeds 4/acre

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

Approved

13142 Lee Fitch, Applicant Sposen Signature Homes, LLC, Agent

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre and 100 ft wide (0.24 ac, 85 ft requested, 0.5 ac, 100 ft required)

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

13143 Lee Dastani Homes Corp., Applicant SCP Enterprises, Inc., Agent

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre and 100 ft wide (0.22 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 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.

13144 Marion BWC Constructing & Contracting, Caracciolo, Agent Inc., Applicant

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre and 100 ft wide (0.22 ac, 80 ft requested, 0.5 ac, 100 ft required)

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-Y HBI-2 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.

13145 Marion BWC Constructing & Contracting, Caracciolo, Agent Inc., Applicant

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Lot is not 1/2 acre and 100 ft wide (0.22 ac, 80 ft requested, 0.5 ac, 100 ft required)

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-Y HBI-2 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.

13146 Volusia Marshall, Applicant All Daytona Septic Tank Service, Inc., Agent

STATUTE/RULE CITATION:

64E-6.015, Table V, FAC - Setback to irrigation well (34 ft requested, 50 ft required)

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

Approved

13147 Putnam Allodial LLC, Applicant Florida Septic Solutions LLC, Agent

STATUTE/RULE CITATION:

64E-6.015, Table V, FAC - Setback to surface water body (25 ft requested, 50 ft required)

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

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall be set back from the boundary of the surface water body by the maximum distance attainable but not less than 25 feet when installed.

13148 Santa Rosa Johnson, Applicant

STATUTE/RULE CITATION:

381.0065(4)(e)4., FS - Setback to irrigation well (47 ft requested, 50 ft required)

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

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

Approved subject to the following conditions:

The onsite sewage treatment and disposal system shall be set back from the irrigation well by the maximum distance attainable but not less than 47 feet when installed.

13149 Orange Homes In Partnership, Applicant

Overtured (up)

STATUTE/RULE CITATION:

381.0065(4)(g)2.b., FS - Estimated sewage flow exceeds 1500 gpd/acre (400 gpd requested, 210 gpd required)
381.0065(4)(e)1., FS - Setback to private potable well (43 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: D (SHO-1 CHD-Y DEP-Y STI-N HBI-N REI-N ENG-2)

Health Officer: T

Tabled and asked to provide the following information

I have tabled your request for variance. Instead of denying your request, I wanted to afford you the opportunity to consider alternatives;

such as onsite sewage treatment and disposal system designs that would better protect public health concerns and reducing the size of the proposed residence.

13150 Lee

Parsley, Applicant

May, 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-Y CHD-Y DEP-Y STI-Y HBI-2 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.

13151 Dade

Bates, Applicant

**Statewide Septic
Connections, Inc., Agent**

STATUTE/RULE CITATION:

381.0065(1), FS - Sewer is Available (CANNOT VARY LEGISLATIVE INTENT)

RECOMMENDATIONS:

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

Health Officer: O

Took no action because:

The department does not have the authority to grant variances to the requirement to connect to the available publicly owned or investor-owned sewerage system.

The department is authorized to grant

variances only to the provisions of s. 381.0065, FS. The requirement to use an available sewage system is located in s. 381.00655, FS, and is, therefore, not subject to variance.

However, the sewer utility may, with the approval of the department, waive the requirement of mandatory onsite sewage disposal connection if it determines that such connection is not required in the public

interest due to public health considerations.

You are advised to contact the county health department regarding a refund of your variance application fee.

13152 Bay

Carnley Construction, Applicant

Parker Septic, Agent

STATUTE/RULE CITATION:

381.0065(4)(b), FS - Lot density exceeds 4/acre

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:

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.

13153 Bay Carnley Construction, Applicant Parker Septic, Agent

STATUTE/RULE CITATION:

381.0065(4)(b), FS - Lot density exceeds 4/acre

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:

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.

13154 Volusia Dibble, Applicant Wild, Agent

Modified

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-6.001(4)(a)3., FAC - Separation of drainfield above SHWT (12 in requested, 24 in required)

RECOMMENDATIONS:

Variance Committee: P (SHO-N 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 private drinking water wells by the maximum distance attainable but not less than proposed in the application (50' and 65').

Well testing requirements.

13155 St. Lucie Perez, Applicant Cooper, Agent

Overtured (up)

STATUTE/RULE CITATION:

381.0065(4)(a), FS - Estimated sewage flow exceeds 1500 gpd/acre (600 gpd requested, 424 gpd required)

381.0065(4)(e)3., FS - Setback to a public well producing <=2000 gpd (82 ft requested, 100 ft required)

64E-6.005(1)(b), FAC - Same as 381.0065(4)(e)3., FS

RECOMMENDATIONS:

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

Approved subject to the following conditions:

Well testing requirements.

13156 Gilchrist McMillan, Applicant Skiles, Agent

STATUTE/RULE CITATION:

381.0065(4)(t)2., FS - Cannot add fill to property in regulatory floodway

RECOMMENDATIONS:

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

Approved

13157 Columbia Asbell, Applicant Ford, Agent

STATUTE/RULE CITATION:

381.0065(4)(t)1.b., FS - lot is below 10 yr. flood/df is not 36" above 2 yr. flood

381.0065(4)(t)2., FS - Cannot add fill to property in regulatory floodway

RECOMMENDATIONS:

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

Approved

13158 Lee Stilwell Management, LLC, Crews Environmental, Agent
Applicant

STATUTE/RULE CITATION:

64E-6.001(4)(f), FAC - Commercial sewage flow increase (proposed system requested, current standards required)
64E-6.001(4)(g), FAC - Addition exceeds authorized lot sewage flow (2560 gpd requested, 1033 gpd required)
64E-6, Table I, FAC - Instead of Table I, Size on water use records (20 gpd/seat requested, 40 gpd/seat required)

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

13159 Charlotte Harris, Applicant Daniels, Agent

STATUTE/RULE CITATION:

64E-6.001(4)(a)2., FAC - Building addition without system upgrade (existing drainfield requested, current df sizing required)

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.

13160 Okeechobee Davis, Applicant Austin Sewer & Septic, Inc.,
Agent

Modified

STATUTE/RULE CITATION:

64E-6.015, Table V, FAC - Setback to surface water body (24 ft requested, 50 ft required)

RECOMMENDATIONS: Variance Committee: P (SHO-N 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 be set back from the boundary of the surface water body by the maximum distance attainable but not less than 35 feet when installed.
The fire pit shall not be placed over the proposed onsite sewage treatment and disposal system.

13161 Charlotte Charles, Applicant L&T Engineering Group, Inc.,
Agent

STATUTE/RULE CITATION:

64E-6.005(2), FAC - Setback to building (2 ft requested, 5 ft required)
381.0065(4)(e)8., FS - Setback to swale or normally dry retention area (12 feet requested, 15 feet required)
64E-6.005(1)(f), FAC - Same as 381.0065(4)(e)8., FS
64E-6.005(4)(a), FAC - Inadequate unobstructed area available (X sf requested, X sf required)

RECOMMENDATIONS: Variance Committee: P (SHO-Y CHD-Y DEP-Y STI-1 HBI-2 REI-Y ENG-Y) Health Officer: P
Approved subject to the following conditions:

The onsite sewage treatment and disposal system design shall be based on an anticipated sewage flow of no less than 400 gallons per day.
The onsite sewage treatment and disposal system shall be allowed to maintain a two-foot separation from the building foundation when installed.
The onsite sewage treatment and disposal system shall be allowed to maintain a twelve-foot separation from the swale when installed.

13162 Seminole Richard, Applicant J&L Septic Solutions Inc., Agent Modified

STATUTE/RULE CITATION:

64E-6.009(3)(f), FAC - Inadequate mound shoulders (1 ft requested, 4 ft required)

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

Approved subject to the following conditions:

Should the onsite sewage treatment and disposal system fail to function in a sanitary manner, the system shall be replaced with a system meeting standards for new systems in effect at the time of the system failure.

13163 Martin The Crocker Group, LLC, Applicant Engineering Design & Construction, Inc., Agent Overturned

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