



FLORIDA DEPARTMENT OF Environmental Protection

CENTRAL DISTRICT OFFICE
3319 MAGUIRE BLVD., SUITE 232
ORLANDO, FLORIDA 32803

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

April 15, 2021

Euripides Rodriguez, Director
Brevard County Solid Waste Management Department
2725 Judge Fran Jamieson Way
Viera, Florida 32940-2042
euripides.rodriquez@brevardcounty.us

Re: Sarno Road Landfill
SW Facility ID #16255
Brevard County

Dear Mr. Rodriguez:

A complaint inspection was conducted at your facility on March 3, 2021. During these inspections, possible violations of Chapter 403, F.S., Chapter 62-701, Florida Administrative Code (F.A.C.) were observed.

During the inspection Department personnel noted the following:

- Odors were noted beyond the boundaries for the facility.

Violations of Florida Statutes or administrative rules may result in liability for damages and restoration, and the judicial imposition of civil penalties, pursuant to Sections 403.121, and 403.161, Florida Statutes.

Please contact Mary Powers, at 407-897-2921, within **5 days** of receipt of this Warning Letter to arrange a meeting to discuss this matter. The Department is interested in receiving any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolving this matter.

Sarno Road Landfill; Facility ID No.: 16255

Warning Letter

Page 2 of 2

April 15, 2021

Sincerely,

A handwritten signature in black ink, appearing to read "AW 7L".

On behalf of:

Aaron Watkins, Director
Central District
Florida Department of Environmental Protection

AW/ds/mp

Enclosures: Inspection Report (with attachments)

cc: Thomas Mulligan, Thomas.Mulligan@brevardfl.gov
David Smicherko, FDEP
Mary Powers, FDEP



**Florida Department of
Environmental Protection
Inspection Checklist**

FACILITY INFORMATION:

Facility Name: SARNO ROAD LANDFILL
On-site Inspection Start Date: 03/03/2021
On-site Inspection End Date: 03/03/2021
WACS No.: 16255
Facility Street Address: 3379 SARNO ROAD
City: MELBOURNE
County Name: BREVARD
Zip: 32935

INSPECTION PARTICIPANTS:

(Include ALL Landfill and Department Personnel with Corresponding Titles)

Principal Inspector: Mary Powers, Inspector

Other Participants: Kenneth Higginbotham, Supervisor; Geraina Johnson, Supervisor;

INSPECTION TYPE:

Complaint Investigation Inspection for Landfill - Class III

Complaint Investigation Inspection for WPF - Source-Separated Organics Proc Fac (SOPF)

Current Violations:

Rule: **62-709.300(7)(a)**

Question Number: 10.2

Explanation: Rule 62-709.300(7)(a) - No person shall cause or allow the discharge of air pollutants that cause objectionable odor in violation of Chapter 62-296, F.A.C.

Specifically, Sarno Road Landfill failed to operate in a manner to control objectionable odors in accordance with subsection 62-296.320(2), F.A.C. since off site odors were detected beyond the property boundary on March 3, 2021.

Corrective Action: Operate the facility in a manner so as to prevent objectionable odors from leaving the site.

COMMENTS:

On March 3, 2021 Mary Powers of FDEP investigated an odor complaint received by the Department. At approximately 9:30 A.M., a mulch/yard debris-type odor was detected off-site at Westwood Condominium, which lies to the east of Sarno Road Landfill Facilities. Odor was also detected on New York Avenue located east of the Sarno Road Landfill and on Wickham Road which is also located to the east of the facility. FDEP personnel met with Kenneth Higginbotham and Geraina Johnson, Supervisors at Sarno Road Landfill and Transfer Station, for an onsite inspection. No odor from the transfer station was noted as travelling off site. No odor was emanating from the Class III portion of the landfill either. DEP personnel drove to the top of the landfill cell where mulched yard debris is generally located for this site. The piles of yard debris were spaced out and sized adequately. However, an odor was detected like that of the one observed off-site. Mr. Higginbotham and Mr. Johnson stated the yard trash is removed every 30 days, and that the mulch is moved every day to not allow it to remain in static piles. They also stated at the time of the inspection that the most recent grinding operations for yard trash took place three weeks prior.

Inspection Date: 03/03/2021

Signed:

Mary Powers _____

Inspector _____

PRINCIPAL INSPECTOR NAME

PRINCIPAL INSPECTOR TITLE

 _____

DEP _____

03/22/2021 _____

PRINCIPAL INSPECTOR SIGNATURE

ORGANIZATION

DATE

Kenneth Higginbotham _____

Supervisor _____

REPRESENTATIVE NAME

REPRESENTATIVE TITLE

NO SIGNATURE REQUIRED _____

REPRESENTATIVE SIGNATURE

ORGANIZATION

NOTE: By signing this document, the Site Representative only acknowledges receipt of this Inspection Report and is not admitting to the accuracy of any of the items identified by the Department as "Not Ok" or areas of concern.

Geraina Johnson _____

Supervisor _____

REPRESENTATIVE NAME

REPRESENTATIVE TITLE

NO SIGNATURE REQUIRED _____

REPRESENTATIVE SIGNATURE

ORGANIZATION

NOTE: By signing this document, the Site Representative only acknowledges receipt of this Inspection Report and is not admitting to the accuracy of any of the items identified by the Department as "Not Ok" or areas of concern.

Report Approvers:

Approver: David Smicherko _____

Inspection Approval Date: 04/09/2021 _____