



# Pinellas County

## Staff Report

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**File #:** 17-1324A, **Version:** 1

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**Subject:**

Air Quality Consent Order A17-036 with Boca Ciega Partners TC, LP.

**Recommended Action:**

Approve Consent Order A17-036 with Boca Ciega Partners TC, LP (respondent) to resolve an asbestos case.

**Strategic Plan:**

Practice Superior Environmental Stewardship

3.3 Protect and improve the quality of our water, air, and other natural resources

Deliver First Class Services to the Public and Our Customers

5.3 Ensure effective and efficient delivery of county services and support

**Summary:**

Approval of the consent order will resolve asbestos air quality violations. The respondent has agreed to the terms outlined in the attached consent order, including a penalty of \$80,745.50 to be paid into the Pinellas County Air Pollution Recovery Trust Fund.

**Background/Explanation:**

The Air Quality Division is recognized by the Environmental Protection Agency and State of Florida Department of Environmental Protection as a local program and has the authority to administer and enforce Federal Asbestos Regulations through program delegation.

Air Quality Division personnel conducted an inspection of ongoing renovation activities on March 16, 2017, and follow-up inspections on March 24 and April 18, 2017, at the townhome buildings located at 3401 & 3797 37<sup>th</sup> Street South, St. Petersburg, Florida. The inspection revealed interior and external renovations were in progress in three (3) buildings in the southern parcel and similar renovations had already been completed throughout 11 buildings in the northern parcel. Suspect asbestos containing materials such as roofing material, drywall and joint compound, popcorn ceiling texture, orange peel wall texture, and vinyl floor tile and floor sheeting were observed to have been disturbed. An after the fact asbestos survey was conducted on April 4 and 5, 2017. The survey confirmed the popcorn ceiling texture and the orange peel wall texture contained regulated amounts of asbestos. Multiple violations had occurred relating to handling and controlling of the emissions of asbestos during the renovation. The respondent will pay a penalty of \$80,745.50 to resolve the

violations. The penalty will have to be paid on or before September 10, 2017.

**Fiscal Impact:**

\$80,745.50 will be deposited into the Pinellas County Air Quality Pollution Recovery Trust and Agency account pursuant to the schedule in the attached consent order.

**Staff Member Responsible:**

Ajaya K. Satyal, Air Quality Division Manager

Sherrill Culliver, Environmental Program Coordinator, Parks and Conservation Resources

**Partners:**

Environmental Protection Agency (EPA)

Florida Department of Environmental Protection (FDEP)

**Attachments:**

Consent Order

Notice of Violation

Case Report

Site Map