



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#17-1179

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: October 17, 2017

TITLE: Motion Approving the Execution of a Declaration of Restrictive Covenant
for Groundwater and Soil Restrictions at Wastewater Re-pump Station 'A'
Located at 1901 Sistrunk Blvd.

Recommendation

It is recommended that the City Commission approve the execution of the Declaration of Restrictive Covenant (DRC) for groundwater and soil restrictions at Wastewater Re-pump Station 'A' Located at 1901 Sistrunk Blvd.

Background

In May 2013, a petroleum discharge of 550 gallons occurred from a diesel emergency generator above-ground storage tank (AST), which resulted in impacts to the soil and the groundwater Wastewater at Re-pump Station 'A'. The City has performed remediation, site assessments, and groundwater monitoring. After consultation with Broward County and the Florida Department of Environmental Protection (FDEP), the City is now able to obtain a finding of No Further Action with Conditions (NFAC) upon execution of the DRC. The DRC only applies to approximately 5400 sq. ft. of the property, generally in the area around Wastewater Re-pump Station 'A' and the emergency generator as detailed on page 9 of Exhibit 1.

The DRC restricts groundwater to the following:

- No use of the groundwater
- No drilling for water or installation of wells other than pre-approved monitoring wells
- No stormwater swales, stormwater detention or retention facilities, or ditches
- Dewatering activities will require a pre-approved plan

In addition to groundwater, the DRC restricts soil to the following:

- The area called 'Soil Engineering Control' as described on page 9 of Exhibit 1 shall be permanently covered and maintained with a minimum of two (2) feet of clean fill and uncontaminated soil.

- The area called 'Concrete Engineering Control' as described on page 9 of Exhibit 1 shall be permanently covered and maintained with an impermeable material.

The execution of the DRC will not impact any City operations currently being conducted on the site.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Infrastructure Enhancement Cylinder of Excellence, specifically advancing:

- Goal 2: Be a sustainable and resilient community.
- Objective 5: Improve air and water quality and our natural environment.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Ready*.

Attachment

Exhibit 1 – Declaration of Restrictive Covenants

Prepared by: Todd Hiteshew, Environmental Services Manager, Public Works

Department Director: Paul Berg, Public Works