



Office of
**INDIAN RIVER COUNTY
ATTORNEY**

Dylan Reingold, County Attorney
William K. DeBral, Deputy County Attorney
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MEMORANDUM

TO: Board of County Commissioners
FROM: Dylan Reingold, County Attorney
DATE: January 13, 2020
SUBJECT: Biosolids Rule

BACKGROUND.

The Florida Department of Environmental Protection (FDEP) is conducting rule making for Chapter 62-640 Florida Administrative Code (FAC) to address recommended actions of the Biosolids Technical Advisory Committee (TAC) following their review of management practices and potential nutrient impacts related to the land application of Class B biosolids. Per the Indian River County Board of County Commissioners (Board) direction, Indian River County has submitted comments on the proposed rule.

The rule needs to be approved by the Environmental Regulation Commission (ERC). The next ERC meeting is scheduled for January 29th. It appears that the FDEP may have missed the deadline for presenting its proposed rule to the ERC at that meeting. The next ERC meeting would be on February 26th. Generally, ERC meets in Tallahassee or at locations throughout the state. Staff recommends that the Board authorize attendance at the applicable ERC meeting by Board members, the County Administrator, the County Attorney and County staff so that the County's position can be presented to ERC.

RECOMMENDATION.

The County Attorney's Office recommends that the Board of County Commissioners authorize Board members, the County Administrator, the County Attorney and County staff to attend the applicable ERC meeting, so that the County's position can be presented to ERC.