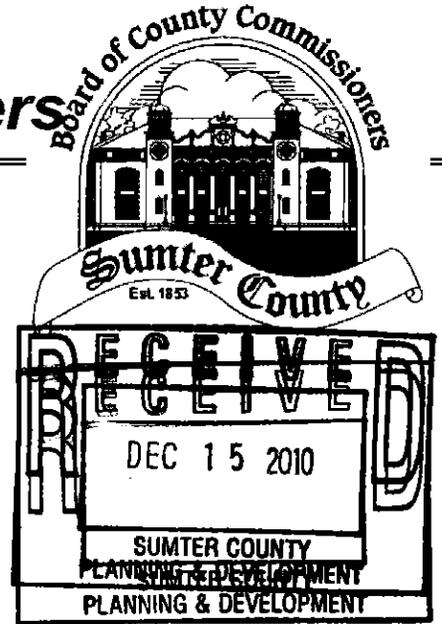


# Board of County Commissioners

## Division of Planning & Development

### Planning Services

910 N. Main Street, Suite 301 • Bushnell, FL 33513 • Phone (352) 793-0270 • FAX: (352) 793-0274  
Website: <http://sumtercountyfl.gov/planning>



## NOTICE OF PUBLIC HEARING

December 7, 2010

MERRITT JERL & WM NORTON  
PO BOX 57  
CENTER HILL, FL 33514

To property owners whose property boundaries are within a distance of 500 feet of the outside perimeter of property owned by James David & Barbara Shelley whose property is being considered for a Conditional Use Permit to allow a compost company.

A public hearing before the Zoning and Adjustment Board will be held at Colony Cottage Recreation Center, 510 Colony Blvd, The Villages, Florida 32162 on Monday, December 20, 2010, at 6:30 p.m.

The property is generally located as follows: **Center Hill area: C-48 on the north side of the road at the Sumter/Lake County line.**

The recommendations of the Zoning and Adjustment Board will be presented to the **Sumter Board of County Commissioners** at a public hearing to be held at 910 N. Main Street, Room 142, Bushnell, Florida 33513 on Tuesday, January 11, 2011, at 5:30 p.m.

Persons needing special assistance gaining access to the hearing or needing special assistance to be heard at the meeting should contact the County Administration Office at 352-793-0200 48 hours in advance to make special arrangements.

Written comments submitted will be heard. Hearings may be continued from time to time as found necessary. Please return this form to: SUMTER COUNTY PLANNING DEPARTMENT, 7375 Powell Road, Ste. 115, Wildwood, FL 34785. Questions should be directed to the Planning Department at (352)689-4460.

I approve of the above.

I do not approve of the above for the following reason(s): see attachment

Please return no later than December 16, 2010.

RE: CASE# C2010-0001.

**Environmental Impact** - This area is mostly a low line area where during the high water the run off crosses under CR 48 into an area that the St. Johns Water Management deemed pristine wet lands. The water aquifer could become contaminated by the compost company. St. John's Water Management would not allow the area east of CR 48, straight across the road to be mined for peat due to the pristine wet lands.

**Property Value** - The installation of a compost company will greatly devalue the surrounding property. The east side of CR 48 in Lake County was recently annexed into the City of Leesburg for development.

**Existing Property** - The property that is being considered for a Conditional Use Permit is currently used as a spray field, which has a bad smell and a fly problem. When the spray field was in the process of being permitted, Mr. Shelley, the owner went around to property owners in the area with a container of liquid that was from his current septic sewage plant in Zellwood, FL. He asked property owners to smell the content. This content had a slight lime odor. He stated that there would be no smell and no flies from the content. This has proved to be incorrect. His creditability in this proposed permitting is questionable.

# Board of County Commissioners

Division of Planning & Development

## Planning Services

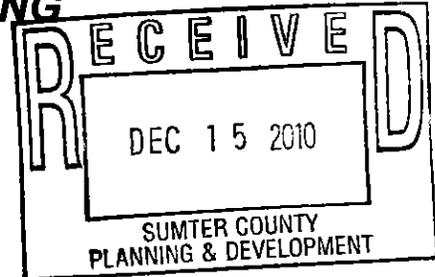
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Website: <http://sumtercountyfl.gov/planning>



## NOTICE OF PUBLIC HEARING

December 7, 2010

CHEEVER CATHY C/O ABIE J MATHIS JR  
PO BOX 2  
CENTER HILL, FL 33514



**To property owners** whose property boundaries are within a distance of 500 feet of the outside perimeter of property owned by **James David & Barbara Shelley** whose property is being considered for a Conditional Use Permit to allow a **compost company**.

A **public hearing** before the **Zoning and Adjustment Board** will be held at **Colony Cottage Recreation Center, 510 Colony Blvd, The Villages, Florida 32162** on **Monday, December 20, 2010, at 6:30 p.m.**

The property is generally located as follows: **Center Hill area: C-48 on the north side of the road at the Sumter/Lake County line.**

The recommendations of the Zoning and Adjustment Board will be presented to the **Sumter Board of County Commissioners** at a **public hearing** to be held at 910 N. Main Street, Room 142, Bushnell, Florida 33513 on **Tuesday, January 11, 2011, at 5:30 p.m.**

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\_\_\_\_\_ I approve of the above.

I do not approve of the above for the following reason(s): Reasons Attach

Please return no later than **December 16, 2010**.

RE: CASE# **C2010-0001**.

12-13-10

① Fire Hazard

② Traffic

On David Shellys last Special use permitt has put over 20 to 50 Semi trucks loads a day on to this property. The noise & dust from these trucks at 6:00 AM. off the morning and all day long is already enough.

These trucks or running off the side of Hwy 48 To enter + leave this property.

There or no signs to let Traffic know that these Trucks Entering or Leaving the entrance on this property.

There or no run off lanes, that should be regured by D.O.T.

③ I beleve this new use permitt will give David Shelly another way to dispose The Sludge from his Commercial Septic business + the other Facilityys he holds contracts with.

Abbie J Mathis

# Board of County Commissioners

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Website: <http://sumtercountyfl.gov/planning>



## NOTICE OF PUBLIC HEARING

December 7, 2010

NORTON WILLIAM & DEBBIE  
PO BOX 207  
CENTER HILL, FL 33514

To **property owners** whose property boundaries are within a distance of 500 feet of the outside perimeter of property owned by **James David & Barbara Shelley** whose property is being considered for a Conditional Use Permit to allow a **compost company**.

A **public hearing** before the **Zoning and Adjustment Board** will be held at **Colony Cottage Recreation Center, 510 Colony Blvd, The Villages, Florida 32162** on **Monday, December 20, 2010, at 6:30 p.m.**

The property is generally located as follows: **Center Hill area: C-48 on the north side of the road at the Sumter/Lake County line.**

The recommendations of the Zoning and Adjustment Board will be presented to the **Sumter Board of County Commissioners** at a **public hearing** to be held at 910 N. Main Street, Room 142, Bushnell, Florida 33513 on **Tuesday, January 11, 2011, at 5:30 p.m.**

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I approve of the above.  
 I do not approve of the above for the following reason(s): \_\_\_\_\_

Please return no later than **December 16, 2010.**

RE: CASE# **C2010-0001.**

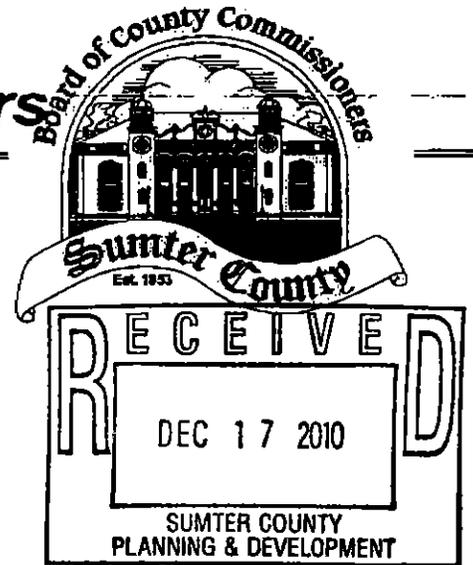
# Board of County Commissioners

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Website: <http://sumtercountyfl.gov/planning>



## NOTICE OF PUBLIC HEARING

December 7, 2010

KING HAROLD & ANDREW W, (JTWRO)  
1114 12TH POINT WAY  
SEVIERVILLE, TN 37876

To property owners whose property boundaries are within a distance of 500 feet of the outside perimeter of property owned by James David & Barbara Shelley whose property is being considered for a Conditional-Use Permit to allow a compost company.

A public hearing before the Zoning and Adjustment Board will be held at Colony Cottage Recreation Center, 510 Colony Blvd, The Villages, Florida 32162 on Monday, December 20, 2010, at 6:30 p.m.

The property is generally located as follows: Center Hill area: C-48 on the north side of the road at the Sumter/Lake County line.

The recommendations of the Zoning and Adjustment Board will be presented to the Sumter Board of County Commissioners at a public hearing to be held at 910 N. Main Street, Room 142, Bushnell, Florida 33513 on Tuesday, January 11, 2011, at 5:30 p.m.

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I approve of the above.

I do not approve of the above for the following reason(s): I don't want this to happen because it will lower my ~~estate~~ value.

Please return no later than December 16, 2010.

RE: CASE# C2010-0001.

**Cornelius, Brad**

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**From:** TracyDevlin22@aol.com  
**Sent:** Monday, December 20, 2010 11:29 AM  
**To:** Cornelius, Brad  
**Subject:** CASE #C2010-0001

December 20, 2010

SUMTER COUNTY PLANNING DEPARTMENT  
RE: CASE #C2010-0001

We have recently noticed a bad odor and a sufficient fly problem on our property which is approximately 1 mile east of the James David & Barbara Shelley property whose is being considered for a Conditional Use Permit to allow a compost company.

We purchased our 13 acres in 2005 and built our dream retirement home because the quality of living out in the country. A quality of life is VERY important to us.

We are very concerned that our property value will go down if a compost company is allowed.

We would like to be aware of all hearings regarding this matter and we will be in attends to the public hearings.

Thank you,  
Dennis and Teresa Devlin  
22000 Shady Grove Road  
Groveland, FL 34736

12/21/2010

**Cornelius, Brad**

---

**From:** Barbara Shelley [bshelley@shelleysseptic.com]

**Sent:** Tuesday, December 21, 2010 2:13 PM

**To:** Cornelius, Brad

Brad,

First, let me apologize for blasting you last night after the ZAB hearing. I truly felt that you were the main person that had researched the issue and was well informed on what was on the table. You did a great job in presenting the case. I realize that I wanted to "shoot the messenger" when in reality my frustration was at the board members for not being prepared. I did feel that Brad Shepherd did his homework even though he was not in favor.

Brad, let me just say that we really don't want to have to give up our CUP already in place but we are willing to in order to go to a better method of treatment. You have no idea the level of responsibility that we carry on a day to day basis for the treatment and disposal of biosolids. We are permitted to handle up to 500 tons of cake a day.

This calculates out to about 20,000 truck loads a year. We take our job very seriously. It is a tremendous duty..

When Mrs. Carter said that every time she complains that the trucks stop coming, this is true. We do our best to accommodate the surrounding property owners and we will at random alternate to another site if we hear that we are making waves. How ever we are running out of options. With this said the need to satisfy not only the regulatory agencies, but our customers, the surrounding property owners, the employees and the various site owners becomes a daunting task. Add in weather conditions, breakdowns and timelines and it gets even worse.

We provide a tremendous service and we do it very well considering the amount of people we try to keep happy.

So, you can see our frustration at the need to table this, not only is one more day too long to wait to make progress but to have to wait 7 weeks, well, I am beyond words... kinds words any way.

Please accept my apologies to you. You are not the one holding this up, but progress needs to be issue at hand if we are to keep everyone satisfied.

Thank you,

Barbara Shelley

**Cassels, Sandy**

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**From:** RCC [V65Becker@hughes.net]  
**Sent:** Thursday, January 06, 2011 11:56 PM  
**To:** Mask, Randy  
**Cc:** Cassels, Sandy  
**Subject:** Case#C2010-0001 Conditional Use Permit to allow a compost company

TO: Sumter County Planning Department  
Zoning and Adjustment Board  
Sumter Board of County Commissioners

RE: CASE#C2010-0001  
Conditional Use Permit to allow a compost company

Comments on Existing Use Application of Wastewater/Septage  
Residuals Pursuant to Special Use (S2009-0001)

Tammy Cripe – Comments

1. Stinks – at times can't walk outside, can't open doors and odor is so strong it penetrates the house.
2. Flies – a great increase during summer and warm weather.
3. Sewage Trucks and Dump Truck Traffic – have run all day long on many occasions early as 6:30 am and have seen trucks running in pasture as late as 8pm
4. Infringing upon right to pursuit of happiness.

Royce Cripe – Comments

1. Before beginning David Shelley stopped by and had a jar of basically clear water stated that was all he would be dumping on his property. I told him if that is the case I didn't have a problem with it. I also stated that if it turned out not to be the case they would have a problem with the odor and flies but I would give him 3 strikes before I would state our issues.

2. Called David Shelley about odor and he said he would look into it and take care. A couple of months later called David Shelley about the smell again. He said it had improved and it was probably just the well point water mixing with the cow manure. I explained I grew up on a farm with cattle and liked the smell of cow manure and what I smelled was definitely not cow manure.

3. Flies - so bad in summer they are constantly around. Killed hundreds in house traps because they would get in while opening door just to get in the house. Called David about the fly issues and he stated that they were out spraying for them. I told him that was great but there was a big problem with flies; they know how to fly! And they were coming into our house. The 3<sup>rd</sup> strike has long passed.

4. I have seen and Sewage Trucks and Dump Trucks run all day long on their property including Saturday's from as early as 6:30am to later than 8pm.

5. Being a Viet Nam Veteran I think I have paid my dues to the USA and I am entitled to a better environment.

my right to the pursuit of happiness. Not many have given me anything but many have tried to walk away. I try to walk early in the morning 1-2 miles and enjoy just sitting in the yard at night gazing at the stars. There has been at least 15-20 days out of the year that I can't stand the heat and don't do either one; not to mention all the days it just smells and we put up with it. I guess) that the Gulf Coast breeze is dominant most of the time over the Atlantic Coast Breeze. We are upwind from the smell most of the time then others have to be downwind most of the time.

Comments and Questions on Conditional Use Permit to allow a compost company

Tammy Cripe – Comments - Thinks that it will be worse than it already is.

Question – If this permit is passed who will be in charge of monitoring and who should be contacted if and when there are issues?

Royce Cripe - Comments

I also have serious concerns about the proposed location of the compost company. I have read the documents and letters posted on the Sumter County website from Sumter County, City of Leesburg, respective Engineers, and letters from others I have more comments and questions.

I am certainly in favor of anyone making a living and improving their life especially on their own property as long as it does not prevent others in their pursuit of happiness. I suspect that would be the case.

Business is Business but I don't appreciate being told one thing and another transpired.

I refer you to notes: Repeat Comment #2 from Tetra Tech

A Conditional Proposed Use shall not infringe on the rights of property owner's in the vicinity of the use.

I understand that the Plans by PER are probably still in the preliminary stage. Comments from Tetra Tech dated October 25, 2010 note b. state that a 7' berm and 100ft wide vegetative buffer would be constructed to protect residential properties.

Universal Engineering Sciences Inc. statement on current plans dated May 21, 2010 that 110 acres of the 630.20 MOL will be required for the compost facility.

Would the 7' berm and 100ft wide vegetative buffer be required to encompass the property to minimize any adverse impact on residential properties in the vicinity?

It appears on sheet 6 of the plans that it is only to protect a small wetlands area. A 7' berm is not visually and noise wise but we all know hot air rises and I seriously doubt it would help with odor and I am 99.9 percent positive most flies would be able to fly over it.

I will not dispute Universal Engineering Sciences Inc. on their soil samples and borehole results as they are experts in their field. They note in their report Ground water Conditions that seasonal high groundwater level will occur at 3'-7.5' below the ground surface at the borehole locations. They do state that this is an estimate and in the last paragraph state that this estimate does not provide any assurance that groundwater levels will not exceed these estimated levels.

during any given year in the future.

What is the contingency plan when this occurs? Because it will happen.

I am very familiar with all the property. When the property was owned by some friends of family rode our horses, helped them with their cattle, went fishing, and went for walks on property. I have seen it rain where much of the property looked more like wetlands instead of pasture. Although they are not necessarily close to the proposed site there are several ponds. In the rainy season, a creek also runs through the property and water was deep enough in the past that years ago we caught Brim, Mudfish, Catfish and Bass out of it. There is also a sink hole that we use to always have water in it and a gator or two.

One of my neighbors who use to take care of the property years ago stated that when he was a young man he had to take a row boat and rowed from our fence line back to the pasture so he could get to the cattle. I believe him because years ago I took my canoe and paddled all around the pasture next to us. Granted we are at the opposite end of the proposed site, but if it gets too wet then what?

If the proposed site is approved what type of odor monitoring system will be installed and how and who will monitor the flies?

How and where does the applicant propose to dispose of excess leachate that will be created? Do they plan to voluntarily remove the existing permit, treat the excess leachate on site and then spread the excess leachate on the rest of the property? If so what method if any, would be used and who would monitor it?

Again I am not opposed to anyone trying to make a living especially on their own property as long as it isn't done at the cost of others in their pursuit of happiness.

I have serious doubts about this type of operation at this location. If the past permit is any indication of what will happen if the proposed one is accepted I am not in favor of it.

Sumter County sells some of the best sand and rock in the state for projects in the other counties. Sumter County will never get it back; it is gone. And they want to give us \_\_\_\_\_?

Respectfully, Royce Cripe & Tammy Cripe

**Cornelius, Brad**

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**From:** triplerfarm4@aol.com  
**Sent:** Saturday, January 08, 2011 7:26 PM  
**To:** Cornelius, Brad  
**Subject:** Notice of Public Hearing CASE # C2010-0001

Dear Sir,

I recently received notice of the the "Notice of Public Hearing" CASE # 2010-0001, concerning the property of James David and Barbara Shelley. This property is being considered for a Conditional Use Permit to allow a compost company.

In 2004, my family along with 2 other families purchased 40 acres. We subdivided the 40 acres and built 3 beautiful, custom homes on the these properties. Since the purchase of our property, the land adjacent to us (belonging to Jerl Merritt), has been annexed into the City of Leesburg for developemnt. His property lies between our home and the property that is being considered for a Conditional Use Permit.

I have great concern in this matter! The installation of a this compost company will seriously devalue my home, as well as the surrounding area. On numerous occasions, the smell coming from the area has been overwhelming and the flies have continually gotten worse.

For the above reasons, I DO NOT APPROVE of this permit being granted.

Thank you for your consideration in this matter.

Sincerely,

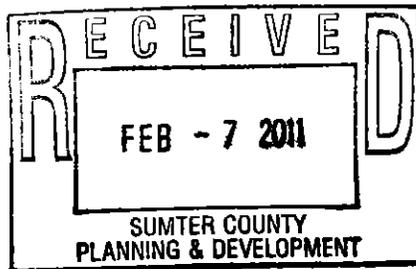
Trina M. Richardson

February 7, 2011

Evan Bhola

5436 CR 577

Center Hill FL 33514



To Whom It May Concern:

As a resident of Center Hill, I am writing to register my protest, and to express my concerns about the environmental problems that we, the residents in this section of Center Hill, are experiencing as a result of the dumping of human waste (sewage) by **Shelley Septic**.

We have been enduring overwhelmingly heavy, intolerable and awful stench for a long time now. We have also endured swarms of flies as never seen or experienced before, all as a result of the indiscriminate sewage dumping activities of **Shelley Septic**. Undoubtedly, the dumping activities of **Shelley Septic** are far-reaching and deleterious, certainly very unhealthy.

We ask - for our own health, for the health of those who visit our community, and especially for the health and wellbeing of our many children, for their future, and for the community as a whole - that the Board of County Commissioners take into consideration our underserved plight when making a decision regarding extending a dumping permit for **Shelley Septic**.

**Shelley Septic** is currently in violation of that permit since the stench is so far reaching and so pervasive, extending way beyond 500 ft. The community should not be allowed to endure more violations by **Shelley Septic**. Such violations should not be condoned or allowed to continue.

We thank you for your clear-thinking and just consideration in this matter.

Sincerely,

Evan Bhola

College Instructor, Lake Sumter Community College

**Cornelius, Brad**

**From:** Cornelius, Brad  
**Sent:** Monday, February 14, 2011 9:19 AM  
**To:** 'Frankie Merritt'  
**Cc:** 'glensusa@aol.com'  
**Subject:** RE: Composting facility

Ms. Merritt:

As the compost use is currently proposed, there is no revenue generation for Sumter County other than the property taxes that would be collected. I do not have an analysis of the change in tax revenues for this property if the compost use is approved.

By copy of this email, I am asking Glen Stewart of Compost USA to respond to your question regarding the source of materials used in the operation.

The primary route of the materials to and from the site is C-48.

Brad Cornelius, AICP, CPM

Director

Sumter County

Division of Planning & Development

352.689.4400

[brad.cornelius@sumtercountyfl.gov](mailto:brad.cornelius@sumtercountyfl.gov)

\*\*\*\*\* Important Notice \*\*\*\*\*

**The Board of Sumter County Commissioners is a public agency subject to Chapter 119 of Florida Statutes concerning public records.**

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**From:** Frankie Merritt [mailto:frankiemerritt@gmail.com]  
**Sent:** Monday, February 14, 2011 7:46 AM  
**To:** Cornelius, Brad  
**Subject:** Composting facility

Mr. Cornelius,

I am attempting to find out more about the proposed composting facility to be operated by Compost USA in Sumter County. I would like to know the projected revenues to Sumter County that might be generated by permitting this project and the anticipated tax revenues while the facility is operating in Sumter County.

2/14/2011

I am also curious as to the source of the materials to be used, such as horse bedding. Where does the company anticipate this material being sourced? If the materials are sourced from Marion County, what roadways are to be used to get the materials to the site?

I appreciate your help in this matter.

Thank you,

Mary (Frankie) Merritt

**Cornelius, Brad**

**From:** Frankie Merritt [frankiemerritt@gmail.com]  
**Sent:** Wednesday, February 23, 2011 5:47 PM  
**To:** Cornelius, Brad  
**Subject:** Re: biosolid dumping

Thank you for that explanation! That clears it up for me!

See you on the 22nd!

On Wed, Feb 23, 2011 at 5:40 PM, Cornelius, Brad <Brad.Cornelius@sumtercountyfl.gov> wrote:  
The current approval for Shelley to land apply expires May 2011. The only way for the land application to continue beyond May 2011 is to go back to the Zoning & Adjustment Board and ask for them to extend the Special Use Permit.

The condition currently proposed as part of the Compost USA operation that requires the stopping of all land application after final approval of the proposed composting operation would only apply if the Zoning & Adjustment Board approves an extension beyond May 2011.

The change to the recommended conditions that I am considering bringing forward to the BOCC is to eliminate the possibility of the Zoning & Adjustment Board to extend the land application beyond May 2011, if the Conditional Use is approved. If the proposed condition simply states that land application of biosolids or residuals, regardless of class, is prohibited after May 2011, then Shelley would have to cease all land application activities and the Zoning & Adjustment Board could not extend the date for the current land application activities.

I hope this helps. Please give me a call if you would like to discuss.

Take care,

Brad Cornelius, AICP, CPM  
Director, Planning & Development  
352.689.4460

---

**From:** Frankie Merritt [mailto:frankiemerritt@gmail.com]  
**Sent:** Wed 2/23/2011 4:55 PM  
**To:** Cornelius, Brad  
**Subject:** Re: biosolid dumping

Mr. Cornelius,

Evidently I and several others misunderstood you at the ZAB meeting. I stand corrected.

Just to be clear, under the current agreement, will Shelley be allowed to continue land applications of any class after May 2011? I thought the permit expired in its entirety in May 2011. It seems, however, that ALL land application will cease only if the composting is permitted and the BOCC requires that as a condition of approval for the composting facility. Am I missing the point of your next to the last paragraph? I don't understand why the BOCC will have to take any action if the

permit expires May 2011.

On Wed, Feb 23, 2011 at 2:41 PM, Cornelius, Brad <[Brad.Cornelius@sumtercountyfl.gov](mailto:Brad.Cornelius@sumtercountyfl.gov)> wrote:  
Ms. Merritt,

I do not believe I told the Zoning Board there were only a handful of complaints or that we had only received 20. Nevertheless, the public hearing for the proposed Compost USA operation is separate from the current approved land application activities. The approval for the land application expires in May 2011. For Mr. Shelley to continue the land application beyond May 2011 requires another public hearing with the Zoning Board.

I am aware, as well as members of the ZAB, of the numerous complaints regarding the current land application activity. With the exception of an inspection by FDEP in January 2010, inspections by County staff and FDEP could not document any specific violations of the approved Special Use for the land application. In January 2010, FDEP cited Shelley for the improper disposal of biosolids on the property. In response, I sent a letter of warning to Shelley stating that any future violation would result in action to either suspend or terminate his approval.

As you may recall, one of the proposed conditions of approval of the proposed composting operation is the termination of the existing Special Use permit for Shelley's land application and prohibiting the land application of all classes of biosolids once the composting operation is fully permitted by the County and FDEP. However, I am considering recommending that the BOCC further restrict that condition by terminating the approval for the Special Use Permit and prohibit all land application activities, regardless of class, in May 2011.

Enforcement of the Shelley operation is a cooperative effort between the County and FDEP. That is why I refer residents to contact FDEP.

Take care,

Brad Cornelius AKT, CPM

Director

Sumter County

Division of Planning & Development

352.689.4460

[brad.cornelius@sumtercountyfl.gov](mailto:brad.cornelius@sumtercountyfl.gov)

\*\*\*\*\* Important Notice \*\*\*\*\*

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**From:** Frankie Merritt [<mailto:frankiemerritt@gmail.com>]

**Sent:** Wednesday, February 23, 2011 1:59 PM

**To:** Cornelius, Brad

**Subject:** biosolid dumping

Mr. Cornelius,

I contacted you before Christmas in reference to the issues with smell and flies from the dump site of Shelley septic. Your response was that I should call the DEP, which I did. Please explain why you then reported to the Zoning Board that you had received only a handful of complaints, less than 20 I believe you specified, when you were actively directing residents to call DEP with their complaints. Did it not occur to you that you would have received significantly more had you not told us that you couldn't do anything about it and directed us to call DEP? I am perplexed!

Thank you,

Mary Merritt

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**\*\*\*\*\* Important Notice \*\*\*\*\***

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**Cornelius, Brad**

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**From:** Kenny Merritt [wmbm100570@aol.com]  
**Sent:** Wednesday, February 23, 2011 10:42 PM  
**To:** Cornelius, Brad  
**Subject:** questions about Compost USA

Mr.Cornelius,

I attended the Feb 7th Zoning Board meeting and have a few questions for you.

1. Who will be in charge of monitoring Compost USA and it's operations to insure they are in compliance?
2. Will Shellys Septic still be allowed to dump in this area if Compost USA is permitted?
3. Who am I to call with complaints about Shellys Septic or Compost USA?
4. Who did the county notify before this was brought to the Zoning Board?
5. How does the county intend to deal with the increased fire hazard involved with this type of operation

I spoke to you in January a few weeks before the meeting and you instructed me to call the DEP with any complaints about Shellys and I have several times with little change, because the county is not staffed to inspect these types of operations. Has the county since hired someone to do these inspections?

Thank you,

Kenny Merritt

5320 CR 577  
Center Hill

**Gill, Sarah**

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**From:** Cassels, Sandy  
**Sent:** Thursday, February 24, 2011 9:27 AM  
**To:** Gill, Sarah  
**Subject:** FW: COMPOST USA  
**Attachments:** Compost USA; Compost USA - letters to Editor, Marion Co. revokes permit, Court will hear composting dispute; Court will hear composting dispute; COMPOST USA INC.doc

*Sandy*

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**From:** RCC [mailto:V65Becker@hughes.net]  
**Sent:** Tuesday, February 08, 2011 9:25 PM  
**To:** Mask, Randy  
**Cc:** Cassels, Sandy; Douglas, Jessica  
**Subject:** COMPOST USA

**Case #3**

**C2010-0001**

**Owner: James David & Barbara Shelley**

**Requested Action:** Conditional Use Permit to allow a compost company on 630.20 acres MOL

**General Location:** Center Hill

**Commissioner's District:** Randy Mask

Randy,

We attended and voiced our displeasure about what has happened under the Current Conditional Use Permit. We were told it wasn't relevant to what was being addressed at the meeting but we were allowed to voice our opinion and concerns over the Current Conditional Use Permit in question.

We certainly were not alone as I am sure you have heard by now.

The conditional use permit was passed even though the overwhelming majority in attendance were not in favor of it.

Several people questioned why would Sumter County want such an operation when Marion County does not.

It appeared to me that those that voted in favor are not aware or are choosing to ignore what has transpired with Marion County and Compost USA.

We also were not personally aware of the situation so my wife and I decided to go on line and see what

2/24/2011

we could find.

After reading what has transpired in Marion County I would strongly recommend that Sumter Co. ZAB reconsider their approval of such an operation and I would Highly recommend that Sumter Co. BOCC VOTE NO and contact Marion Co. BOCC BEFORE VOTING.

These articles were pulled from Ocala.com and Marion Co. Public Court Records.

I believe the articles give Sumter County a good idea of what may happen if this Conditional Use Permit is approved.

I feel that it is the duty of Our Representatives to be informed to the best of their ability on All aspects of an issue that they are required to vote on.

We all have other jobs and obligations and I would much rather be relaxing and enjoying my evening right now but I feel obligated not just to my family but to all our neighbors who just want to live in peace and not have their rights(especially the right to Pursuit of Happiness) infringed upon.

Please forward this to all on the BOCC AND ZAB so they can read for themselves.

Respectfully,

Royce & Tammy Cripe

**Cornelius, Brad**

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**From:** Frankie Merritt [frankiemerritt@gmail.com]  
**Sent:** Thursday, February 24, 2011 10:09 AM  
**To:** Cornelius, Brad  
**Subject:** follow up to permitting questions

Mr. Cornelius,

Please allow me to restate your position on this composting/biosolid land application process so that even a simple citizen like me can clearly understand.

1. Under a Special Use permit, the ZAB makes a final decision on approval and the BOCC has no authority over the process.
2. Under a Conditional Use permit, ZAB recommends action and the BOCC must then make the final decision.
3. Only if BOCC votes to approve the Conditional Use permit for the composting facility to proceed, you consider recommending to the BOCC that all land application cease. The BOCC will approve/deny that condition.
4. If the BOCC declines approval for the compost facility, the ZAB will then unilaterally decide on a special use permit allowing Shelley to continue/resume land application.

Do I have a clear understanding of the situation?

Thank you for your assistance.

Mary Merritt

**Cornelius, Brad**

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**From:** Frankie Merritt [frankiemerritt@gmail.com]  
**Sent:** Tuesday, March 01, 2011 8:40 AM  
**To:** Phil.Kane@dep.state.fl.us; Cornelius, Brad; Gilpin, Doug; Breeden, Garry; Hoffman, Richard; Mask, Randy; Burgess, Don  
**Subject:** Shelley Environmental

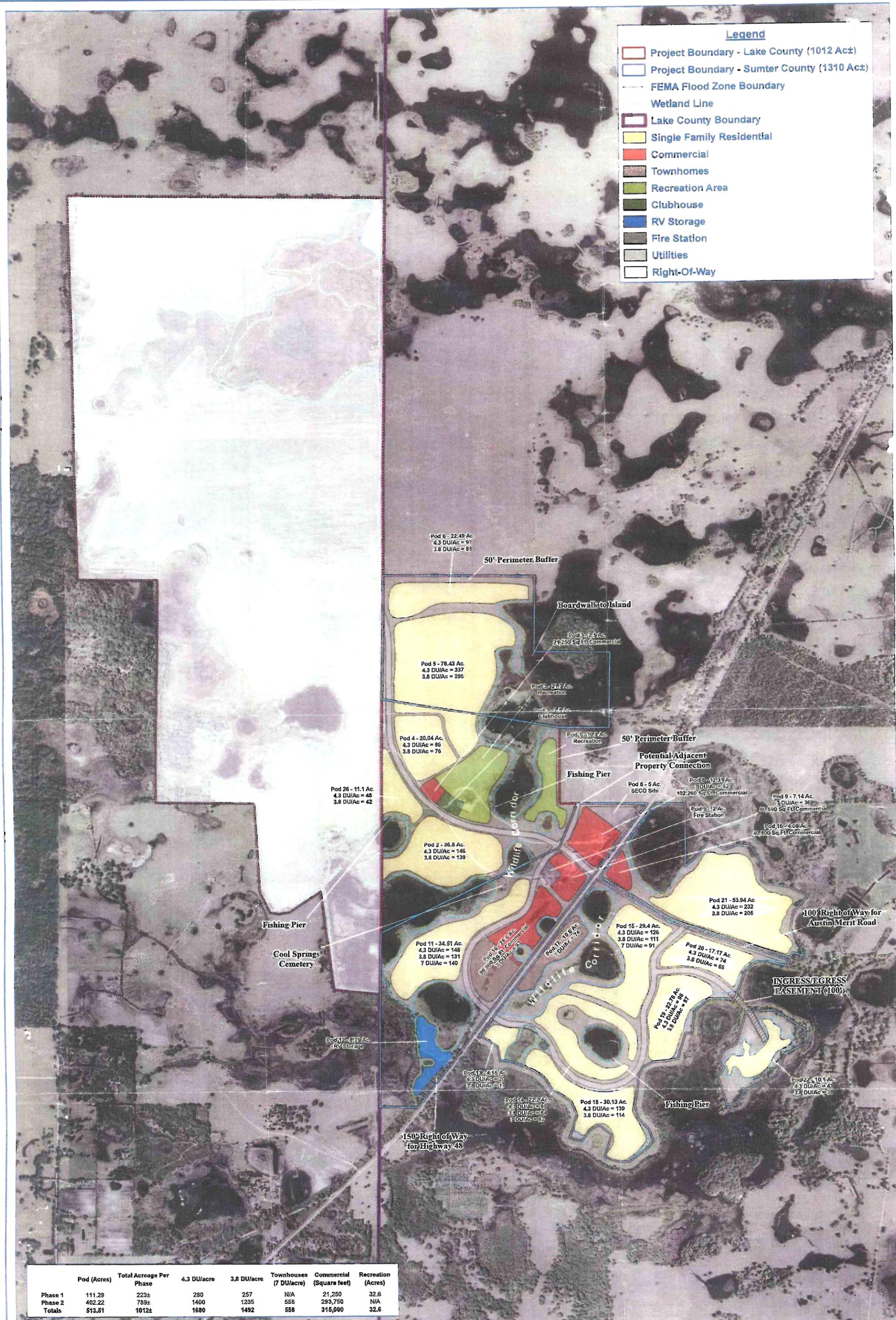
I was enjoying my morning coffee watching the much needed rain when I received a phone call before 7:30 AM. Shelley Environmental trucks were spotted heading to the dump site on Hwy 48 east of Center Hill. I believe it is a violation to land apply sludge when it is raining and/or shortly after a rain event. One would think Shelley Environmental would be a bit more cognizant of the conditions of their existing permit given their **vested interest** in the upcoming Compost USA application.

I know the compost facility is a different operation, however, Compost USA has said that Shelley Environmental will be one of their biosolid suppliers. Why would we believe Shelley Environmental will adhere to the State specifications for treatment of sludge to be used in the compost process if he blatantly violates the conditions of his existing Special Use Permit as granted by the ZAB and monitored by the FDEP?

Thank you for your careful consideration of this matter.

Mary Merritt

- Legend**
- Project Boundary - Lake County (1012 Ac±)
  - Project Boundary - Sumter County (1310 Ac±)
  - FEMA Flood Zone Boundary
  - Wetland Line
  - Lake County Boundary
  - Single Family Residential
  - Commercial
  - Townhomes
  - Recreation Area
  - Clubhouse
  - RV Storage
  - Fire Station
  - Utilities
  - Right-Of-Way



	Pod (Acres)	Total Acreage Per Phase	4.3 DU/acre	3.8 DU/acre	Townhouses (7 DU/acre)	Commercial (Square feet)	Recreation (Acres)
Phase 1	111.29	223±	280	257	N/A	21,250	32.6
Phase 2	402.22	789±	1400	1235	558	293,750	N/A
<b>Totals</b>	<b>513.51</b>	<b>1012±</b>	<b>1680</b>	<b>1492</b>	<b>558</b>	<b>315,000</b>	<b>32.6</b>

**Renaissance Trails**  
Phasing Plan  
Lake County, Florida

Project No. 12372L  
File Name: 04100-Lake\_Silver\_PhasingPlan.dwg  
Project Name: Renaissance  
Project Manager: Greg Barlow  
Creation Date: March 2, 2008  
Revision Date: May 10, 2008  
Created By: H. Lawrence J.D. Ludwig



Submitted by Jerl Merritt, audience member -  
in opposition to C2010-0001