

From: rob@robmerlino.com <rob@robmerlino.com>
Sent: Thursday, August 30, 2018 10:24:16 AM
To: City Council
Cc: Francesco Abbruzzino - Bci; earle.kimel@heraldtribune.com
Subject: Disgusting outflow

This crap was running into the gulf yesterday. Water smelled foul and the outflow created a plume which flowed into the gulf. If red tide blooms were near shore they'd explode. God knows what's in this water but it looked and smelled disgusting. Until the city can treat runoff, there needs to be a fertilizer ban and a ban on glyophosphates. This is poison.

I'll follow with another email with pictures.

-Rob Merlino

<https://youtu.be/L6DggvWpivE>

From: rob@robmerlino.com <rob@robmerlino.com>

Sent: Thursday, August 30, 2018 12:50:19 PM

To: John Holic

Cc: City Council; Francesco Abbruzzino - Bci; earle.kimel@heraldtribune.com; Kelly Fernandez - Persson & Cohen; Edward Lavallee; James Clinch

Subject: Re: Outflow pictures

Dear Mr Holic-

The city needs to ban this stuff, fertilizer and glycoposphate herbicides, year round until storm water treatment is available on the island. People come to Venice for the beach. If the city is willfully destroying it, then what's the point?

You are currently the mayor of the dead dolphin capital of the world. A resolution won't stop that. Pass a law.

- Rob

Sent from my iPhone

On Aug 30, 2018, at 12:04 PM, John Holic <JHolic@Venicegov.com> wrote:

Dear Mr. Merlino,

On behalf of Venice City Council, thank you for the pictures and the video. I have forwarded your emails to the Engineering Department so that they are aware of the situation and can assess the runoff to see if there is anything not operating properly.

Perhaps you were not able to attend the entire Special Meeting or to review it on line and you may be unaware of the direction we have taken. So that you have correct facts, I am attaching City of Venice Ordinance 2009-07 which adopted Sarasota County Ordinance 2007-062 and addresses regulating the use of fertilizer containing nitrogen and/or phosphorus within the City of Venice.

Since June, 2009, it is illegal to spread fertilizer from June 1 through September 30. In addition to this prohibition, city council will have a draft resolution at the next meeting encouraging residents to stop using fertilizer all year long. The resolution would be stronger had it not been for the fact the State of Florida has pre-empted some of our local powers to regulate fertilizer and it will take some research by our lawyer to determine how to properly word an Ordinance so that it is not in conflict with the State law.

There are additional items we are working on and will presented to council in the near future. I hope this helps clarify some concerns you may have.

Sincerely,

John Holic

Mayor, City of Venice

Office (941) 882-7402

Cell (941) 303-3357

From: rob@robmerlino.com [<mailto:rob@robmerlino.com>]

Sent: Thursday, August 30, 2018 10:29 AM

To: City Council <CityCouncil@Venicegov.com>

Cc: Francesco Abbruzzino - Bci <fabbruzzino@yahoo.com>; earle.kimel@heraldtribune.com

Subject: Outflow pictures

The white matter in this photo is the plume from the outflow floating out in the gulf. Taken from the pier after I shot the video.

The second photo is the
Plume forming before I went down and took the video.

I think dumping this untreated storm water is awful. Need to stop fertilizer runoff until a treatment option is available.

LEAD YOUR CITY!

- Rob

<image001.jpg>

<image002.jpg>

Sent from my iPhone
<2009-07 Ordinances fertilizer.pdf>

From: Kelly Fernandez - Persson & Cohen
Sent: Monday, August 20, 2018 1:18 PM
To: 'John Holic'; 'rdaniels@veniegov.com'; 'mfiedler@venicegov.com'; ffraize@venicegov.com; jgates@venicegov.com; 'rcautero@venicegov.com'; cnewsom@venicegov.com
Cc: LStelzer@Venicegov.com; Edward Lavallee (ELAVALLEE@venicegov.com); Jeff Shrum (JShrum@Venicegov.com); Kathleen Weeden (KWeeden@Venicegov.com); JClinch@Venicegov.com
Subject: Florida Statutes on fertilizer regulation

PLEASE DO NOT RESPOND ALL

Council,

I thought it would be helpful to share the following statutory provisions that address the regulation of fertilizer at the local level.

403.9337 Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes.—

- (1) All county and municipal governments are encouraged to adopt and enforce the Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes or an equivalent requirement as a mechanism for protecting local surface and groundwater quality.
- (2) Each county and municipal government located within the watershed of a water body or water segment that is listed as impaired by nutrients pursuant to s. 403.067, shall, at a minimum, adopt the department's Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes. A local government may adopt additional or more stringent standards than the model ordinance if the following criteria are met:
 - (a) The local government has demonstrated, as part of a comprehensive program to address nonpoint sources of nutrient pollution which is science-based, and economically and technically feasible, that additional or more stringent standards than the model ordinance are necessary in order to adequately address urban fertilizer contributions to nonpoint source nutrient loading to a water body.
 - (b) The local government documents that it has considered all relevant scientific information, including input from the department, the institute, the Department of Agriculture and Consumer Services, and the University of Florida Institute of Food and Agricultural Sciences, if provided, on the need for additional or more stringent provisions to address fertilizer use as a contributor to water quality degradation. All documentation must become part of the public record before adoption of the additional or more stringent criteria.
- (3) Any county or municipal government that adopted its own fertilizer use ordinance before January 1, 2009, is exempt from this section. Ordinances adopted or amended on or after January 1, 2009, must substantively conform to the most recent version of the model fertilizer ordinance and are subject to subsections (1) and (2), as applicable.
- (4) This section does not apply to the use of fertilizer on farm operations as defined in s. 823.14 or on lands classified as agricultural lands pursuant to s. 193.461.

576.181(5)(a) Except as otherwise provided in paragraph (b), the department has exclusive authority to regulate the sale, composition, packaging, labeling, wholesale and retail distribution, and formulation, including nutrient content level and release rates, of fertilizer. This subsection expressly preempts such regulation of fertilizer to the state.

(b) An ordinance regulating the sale of fertilizer adopted by a county or municipal government before July 1, 2011, is exempt from this subsection, and the county or municipal government may enforce such ordinance within its respective jurisdiction.

Kelly M. Fernandez, Esq.

Persson, Cohen & Mooney, P.A.

217 S. Nassau St.

Venice, FL 34285

Ph: (941) 306-4730 | Fax: (941) 306-4832

Board Certified by the Florida Bar in City, County and Local Government Law

A portion of the firm's practice includes the collection of debts. As such this electronic mail transmission may be an attempt to collect a debt, in which case any information which is obtained will be used for that purpose.

This email is intended solely for the use of the individual to whom it is addressed and may contain information that is privileged, confidential or otherwise exempt from disclosure under applicable law. If the reader of this email is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the listed email address. Thank You.

From: Robert Daniels <rdaniels1102@verizon.net>
Sent: Monday, July 23, 2018 1:00:29 PM
To: Kathleen Weeden; Lori Stelzer
Cc: Jeff Shrum; Edward Lavallee; Robert Daniels; Judy Gamel
Subject: Re: Willow Chase - 7/19/2018

Please provide copies of the last 5 years of this inspection?

Sent from my iPhone

On Jul 23, 2018, at 10:42 AM, Kathleen Weeden <KWeeden@Venicegov.com> wrote:

Mr. Daniels,

An annual certification by a registered engineer is required for all privately owned and maintained stormwater systems (such as Willow Chase). As part of the annual certification, the engineer hired by Willow Chase is likely conducting an inspection to verify that the stormwater management system is being maintained and operated in accordance with the SWFWMD permit requirements. Once the engineer confirms that any corrections/maintenance has been conducted, he submits a certification to the City. The City does not conduct these inspections directly. Annual certification of the stormwater management system is a requirement of our NPDES city-wide permit. It is an important part of maintaining water quality and preventing flooding by verifying that these privately owned systems are being operated and maintained within the permit guidelines. Violations are referred to SWFWMD for enforcement if not resolved, however, normally any issues are resolved through maintenance activities.

Let me know if you have any additional questions.

Thank you,

Kathleen

Kathleen J. Weeden, PE, CFM, LEED AP
City Engineer
401 W. Venice Avenue
Venice, FL 34285
941-882-7409
941-441-7285 cell

From: Jeff Shrum
Sent: Friday, July 20, 2018 8:00 AM
To: Robert Daniels <rdaniels1102@verizon.net>
Cc: Edward Lavallee <ELavallee@Venicegov.com>; Robert Daniels <RDaniels@Venicegov.com>; Kathleen Weeden <KWeeden@Venicegov.com>
Subject: RE: Willow Chase - 7/19/2018

Mr. Daniels,

I have copied the City Engineer on this email as most of this issue dealing with wetlands and flood plains is under her purview. Wetlands are primarily regulated by the State agencies but through Chapter 98 of the City's Land Development Code the City Engineer acting as the Flood Plain administrator has some regulatory and permitting abilities as well. I can tell you that the City would not typically enforce state agency regulations such as those from SWFWMD we only enforce our own regulations. My general take on the message of the notification is they are letting everyone know that the City will be enforcing the adopted landscape plan approved as part of the preliminary plat for the subdivision. The message is correct that City Planning staff will be looking for compliance with the landscape plans and if there is any noted deviations which may include an encroachment/modification to a wetland we would follow up with the City Engineering staff and SWFWMD staff as necessary. I will let Kathleen provide more detail if I have missed something.

Jeff Shrum, AICP
Development Services Director
City of Venice
(941) 882-7431
jshrum@venicegov.com

<image001.jpg>

From: Robert Daniels <rdaniels1102@verizon.net>
Sent: Thursday, July 19, 2018 4:06 PM
To: Jeff Shrum <JShrum@Venicegov.com>
Cc: Edward Lavallee <ELavallee@Venicegov.com>; Robert Daniels <RDaniels@Venicegov.com>
Subject: Fwd: Willow Chase - 7/19/2018

Jeff, does the city have this kind of authority to police encroachment into wetlands, common areas and etc?
WC is a deed restricted HOA property.

Sent from my iPhone

Begin forwarded message:

From: "Willow Chase Community Association Board" <mail@notify.onecallnow.com>
Date: July 19, 2018 at 1:43:55 PM EDT
To: "042 Robert and Nancy Daniels 1102 Cielo Ct N Venice FL 34275"
<Rdaniels1102@verizon.net>
Subject: Willow Chase - 7/19/2018
Reply-To: mail@notify.onecallnow.com

Notification from: **Willow Chase Community Association, Inc**

Willow Chase Owners/Residents, REMINDER: Willow Chase Fitness Center: The Willow Chase Fitness Center is a valued asset, open to residents and guests that are at least 16 years old. Any guests who are under 16 years old, must be supervised by an adult.

Additionally, all residents/guests must abide by the posted rules. Please ensure you review these rules with your household and guests. REMINDER: TruScapes Irrigation Crews: On Saturday, 30 June, 5 two-person TruScapes irrigation crews were in Willow Chase to execute the periodic testing and remediation of our irrigation system per contract with the HOA. Their assigned focus was the functionality of all 148 timer/controllers, ~3000 nozzles, nozzle filters, underground valves & solenoids and irrigation distribution. This work was observed and noted as efficient and professional. Unfortunately, two residents interfered with this work, which is the reason for this reminder to all. In one case it was reported that a resident chose to call out obscenities, to include multiple F words, in an outburst toward a young man and woman irrigation team. The crew members were visibly shocked to be verbally 'attacked' for, as yet, an unknown reason. In the second case a resident chose to insist that some crew members help him with his personal irrigation issue. A Landscape Committee member instructed the crews to continue with their assigned work and returned to assist the resident. The HOA has the authority [per By-Laws 6.04 Employment] to employ contractors for Association maintenance activities and to manage those entities. It has contracted with TruScapes Landscape, in part, for irrigation services. A resident has no authority to direct TruScapes as they are not under contract with any resident. Further, through Rules and Regulations Sec 3.03.02 Irrigation System, the HOA "shall maintain and control all aspects of the irrigation system...". The obscenity-filled confrontation by one of our residents is inexcusable and an embarrassment to all. If a resident has an issue with contractor performance or employees, he/she shall contact Associa or an HOA Board member. I implore all residents to not talk to, nor interfere with, TruScapes irrigation personnel. Additionally, if a resident has a personal landscape or irrigation issue, follow the standard course of action by describing your issue in an email and send it to the Willow Chase Landscape Committee (willowchaselandscape@gmail.com) and Bill Kiefer (wkiefer@associagulfcoast.com) of Associa for review and scheduling. No impromptu interference with TruScapes irrigation personnel in the field can be tolerated. Their employment status depends on finishing their assignments from TruScapes management. Everyone's cooperation in this matter is urged. REMINDER: HOA Vendors: There are various vendors the HOA board uses to maintain the community. For example, TruScapes, Beautiful Ponds, Royal Pools, etc. These vendors are not residential vendors. If you have a suggestion or there is an issue that needs to be addressed, contact Associa or a board member. Residents should not contact or attempt to contact our vendors directly. NOTICE: Wetland Buffer and the Amended Landscape Plan: Wetland buffers are to be maintained in an undisturbed vegetated condition. This is enforceable by both SWFWMD (Southwest Florida Water Management District) and local government. At the December 2017 HOA meeting, a motion was made by then President Singer, and seconded by then Director McGinn, to mark the wetland buffer lines to keep landscapers from mowing in the wetland buffer areas. This motion passed unanimously. This decision was subsequently put on temporary hold while the Amended Landscape Plan process unfolded. We now have notice that Willow Chase will be inspected for compliance and the City of Venice has authority to enforce SWFTMD regulations. Thus, it is time to eliminate mowing in the marked buffer areas. Being that the city will be inspecting the community for compliance with all aspects of the proposed Amended Landscape Plan (including the areas that are not altered), the inspector will likely be in and around the wetland buffers. Thus, maintaining compliance with wetland regulations by ceasing mowing within these limits and allowing the buffer to return to its natural vegetated state is now necessary. The only vegetation that is to be maintained, would be removal of any invasive or exotic species. NOTICE: Public Workshop: A public workshop will be held Wednesday, 8 Aug, at 5:30pm in Venice City Hall to discuss a rezone petition for a 301+/- acre property located south of Laurel Rd. and north of Border Rd. The subject property includes a 146+/- acre property commonly known as the Bridges and a 155+/- acre property commonly known as Villa Paradiso immediately to the east (for details see attached notice). INFO: Ready For 100's 3-month Sarasota Solar

Coop Initiative: Ready for 100 is a nationwide Sierra Club initiative which seeks to commit cities and counties throughout the country to 100% Renewable Energy in the next decade or so. An upcoming information session for homeowners to learn more about the co-op process will be held 7 August, 6pm at Gulfgate Library in Sarasota (for details see associated attachments). WILLOW CHASE HOMEOWNER'S ASSOCIATION Management: Associa Gulf Coast 5216 Paylor Lane, Sarasota, FL 34240 (877) 322-1560 Click for Associa Website Community Manager: Kelley Lyons (727) 346-1938 KL Lyons@associagulfcoast.com Administrative Assistant: William Kiefer (727) 350-0002 wkiefer@associagulfcoast.com ARCs: WillowChaseARC@Gmail.com Board: WillowChaseBoard@Gmail.com Landscape: WillowChaseLandscape@Gmail.com Maintenance: WillowChaseMaintenance@Gmail.com

Attachments available for 30 days until Saturday, August 18, 2018:

[WC.One Call4.pdf](#)

[WC.One Call3.pdf](#)

[WC.One Call2.pdf](#)

[WC.One Call 1.pdf](#)

From: Robert Daniels
Sent: Friday, August 31, 2018 12:18 PM
To: Lori Stelzer <LStelzer@Venicegov.com>; Heather Taylor <HTaylor@Venicegov.com>
Cc: Rob Merlino <rob@robmerlino.com>; wiggs75@outlook.com; Robert Daniels <RDaniels@Venicegov.com>
Subject: Fwd: Some language for the draft fertilizer ban on next month's meeting agenda

Please attached to my Agenda item.

Sincerely,

Vice Mayor, Bob Daniels

From: Robert Daniels
Sent: Friday, August 31, 2018 12:15:49 PM
To: Kelly Fernandez - Persson & Cohen
Cc: Robert Daniels
Subject: Fwd: Some language for the draft fertilizer ban on next month's meeting agenda

Kelly for your review in prep for the 9/11 meeting

Sincerely,

Vice Mayor, Bob Daniels

From: Chris Simmons <chris_simmons_2006@yahoo.com>
Sent: Friday, August 31, 2018 12:02:20 PM
To: City Council
Cc: Environmental Advisory Board
Subject: Some language for the draft fertilizer ban on next month's meeting agenda

Mr. Mayor & Council Members,

I applaud your responsiveness in taking action regarding a fertilizer ban. To assist you, I have attached the ordinance enacted by the town of Sewell's Point on the Atlantic Coast. I believe you will find their language and ideas very useful in creating a similar ban here in Venice.

I am proud we are taking this step. Please feel free to contact me directly or via the EAB should you need additional information for this initiative.

Best Regards,

Chris Simmons

ARTICLE VII. - FERTILIZER

Sec. 22-210. - Findings.

As a result of impairment to the town's surface waters caused by excessive nutrients, the town commission has determined that the use of fertilizers on lands within the town creates a risk to contributing to adverse effects on surface and/or groundwater. Accordingly, the town commission finds that management measures contained in the most recent edition of the "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries, 2008," may be required by this article.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-211. - Purpose and intent.

The article requires the use of best management practices which provide specific management guidelines to minimize negative secondary and cumulative environmental effects associated with the misuse of fertilizers. These secondary and cumulative environmental effects have been observed in and on the town's natural and constructed stormwater conveyances, rivers, creeks, canals, estuaries and other water bodies. Collectively, these water bodies are an asset critical to the environmental, recreational, cultural and economic well-being of Sewall's Point residents and the health of the public. Overgrowth of algae and vegetation hinder the effectiveness of flood attenuation provided by natural and constructed stormwater conveyances. Regulation of nutrients, including both phosphorus and nitrogen contained in fertilizer, will help to improve and maintain water and habitat quality.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-212. - Definitions.

For the purposes of this article, the following terms shall have the meanings set forth in this section unless the context clearly indicates otherwise:

Administrator means the town manager or designee.

Application or *apply* means the actual physical deposit of fertilizer to turf or landscape plants.

Applicator means any person who applies fertilizer on turf and/or landscape plants within the town limits.

Board or *governing board* means the town commission.

Best management practices means turf and landscape practices or combination of practices based on research, field-testing, and expert review, determined to be the most effective and practicable on-location means, including economic and technological considerations, for improving water quality, conserving water supplies and protecting natural resources.

Code enforcement officer, official, or inspector means any designated employee or agent of the town whose duty it is to enforce codes and ordinances enacted by the town commission.

Commercial fertilizer applicator means any person who applies fertilizer on turf and/or landscape plants in the town in exchange for money, goods, services or other valuable consideration.

Fertilize, fertilizing, or fertilization means the act of applying fertilizer to turf, specialized turf, or landscape plants.

Fertilizer means any substance or mixture of substances, except pesticide/fertilizer mixtures such as "weed-and-feed" products, that contains one or more recognized plant nutrients and promotes plant growth, or controls soil acidity or alkalinity, or provides other soil enrichment, or provides other corrective measures to the soil.

Guaranteed analysis means the percentage of plant nutrients or measures of neutralizing capability claimed to be present in a fertilizer.

Institutional applicator means any person, other than a non-commercial or commercial fertilizer applicator (unless such definitions also apply under the circumstances), that applies fertilizer for the purpose of maintaining turf and/or landscape plants, institutional applicators shall include, but shall not be limited to, owners and managers of public lands, schools, parks, religious institutions, utilities, industrial or business sites and any residential properties maintained in condominium and/or common ownership.

Landscape plant means any native or exotic tree, shrub, or groundcover, but excluding turf.

Low-maintenance zone means an area a minimum of six feet wide adjacent to water courses which is planted and managed in order to minimize the need for fertilization, watering, and mowing.

Pasture means land used for livestock grazing that is managed to provide feed value.

Person means any natural person, business, corporation, limited liability company, partnership, limited partnership, association, club, organization, and/or any group of people acting as an organized entity.

Prohibited application period means the time period during which a flood watch or warning, or a tropical storm watch or warning, or a hurricane watch or warning is in effect for any portion of the town, issued by the National Weather Service, or if heavy rainfall is likely. The prohibited application period shall be from June 1 to November 30.

Sewall's Point-approved best management practices training program means a training program approved by the town administrator that includes, at a minimum, the most current version of the Florida Department of Environmental Protection's "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries, 2008," as revised and any more stringent requirements set forth in this article.

Slow-release, controlled-release, timed-release, slowly-available, or water-soluble nitrogen means nitrogen in a form which delays its availability for plant uptake and use after application, or which extends its availability to the plant longer than a reference rapid or quick release product.

Turf, sod, or lawn means a piece of grass-covered soil held together by the roots of the grass.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-213. - Applicability.

This article shall be applicable to and shall regulate any and all applicators of fertilizer and areas of application of fertilizer within the town limits of the Town of Sewall's Point, unless the applicator is specifically exempted by the terms of this article from the regulatory provisions of this article. This article shall be prospective only, and shall not impair any existing contracts.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-214. - Timing of fertilizer application.

No applicator shall apply fertilizers containing nitrogen and/or phosphorus to turf and/or landscape plants during a prohibited application period.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-215. - Fertilizer-free zones.

- (a) If a deflector shield or drop spreader is used, fertilizer shall not be applied within ten feet, or three feet of any pond, stream, watercourse, river, canal, or wetland as defined by the Florida Department of Environmental Protection (Chapter 62-340, Florida Administrative Code) or from the top of a seawall. If more stringent Town of Sewall's Point Code regulations apply, this provision does not relieve the requirement to adhere to the more stringent regulations.
- (b) Newly-planted turf and landscape plants may be fertilized within a fertilizer-free zone only for the first 60-day establishment period, but caution shall be used to prevent direct deposition of nutrients into the water.
- (c) A voluntary six-foot low-maintenance zone is strongly recommended, but not mandated, from any pond, stream, watercourse, river, canal, or wetland or from the top of a seawall. A swale/berm system is recommended for installation at the landward edge of this low-maintenance zone to capture and filter runoff.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-216. - Fertilizer content and application rates.

- (a) Fertilizers applied to golf courses, parks, and athletic fields shall be formulated and applied in accordance with requirements and directions provided by Rule 5E-1.003(2)(d), Florida Administrative Code, as it may be amended. Note that this does not exempt applicators at these sites from the required basic green industry BMP training.
- (b) Fertilizers applied to turf and landscape plants within the town shall be formulated and applied in accordance with requirements and directions provided by Rule 5E-1.003(2), Florida Administrative Code, Labeling Requirements For Urban Turf Fertilizers, as it may be amended.

- (c) Nitrogen or phosphorus fertilizer shall not be applied to turf or landscape plants except as provided herein unless a soil or tissue deficiency has been verified by an approved test. No fertilizer containing phosphorus shall be applied to turf and/or landscape plants within the town at any time unless a soil test conducted by a licensed professional demonstrates a phosphorus deficiency and the type of landscape material that is intended to be planted requires phosphorus.
- (d) All fertilizers applied to turf and/or landscape plants within the town shall contain at least 50 percent of their nitrogen in a slow-release form.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-217. - Application practices.

- (a) Spreader deflector shields are required when fertilizing via rotary (broadcast) spreaders. Deflectors must be positioned such that fertilizer granules are deflected away from all impervious surfaces, any fertilizer-free zones and water bodies, including wetlands.
- (b) Fertilizer shall not be applied, spilled, or otherwise deposited on any impervious surfaces.
- (c) Any fertilizer applied, spilled, or deposited, either intentionally or accidentally, on any impervious surface shall be immediately and completely removed to the greatest extent practicable.
- (d) Fertilizer released on an impervious surface must be immediately contained and either legally applied to turf or any other legal site, or returned to the original or other appropriate container.
- (e) In no case shall fertilizer be washed, swept, or blown off impervious surfaces into stormwater drains, ditches, conveyances, or water bodies, including wetlands.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-218. - Management of grass clippings and vegetative matter.

In no case shall grass clippings, vegetative material and/or vegetative debris either intentionally or accidentally, be washed, swept, or blown off into stormwater drains, ditches, conveyances, water bodies, wetlands, or sidewalks or roadways.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-219. - Training.

- (a) All commercial and institutional applicators of fertilizer within the town shall abide by the "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries" offered by the Florida Department of Environmental Protection through the University of Florida Extension "Florida-Friendly Landscapes" program.
- (b) Non-commercial applicators not otherwise required to be certified, such as private citizens on their own residential property, are encouraged to follow the recommendations of the

University of Florida IFAS Florida Yards and Neighborhoods program when applying fertilizers.

(Ord. No. 359, § 3, 7-21-2010)

Sec. 22-220. - Licensing of commercial applicators.

- (a) All commercial applicators of fertilizer within the town shall abide by the "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries," offered by the Florida Department of Environmental Protection through the University of Florida IFAS "Florida-Friendly Landscapes" program.
- (b) All businesses applying fertilizer to turf and/or landscape plants (including, but not limited to, residential lawns, golf courses, commercial properties, and multi-family and condominium properties) must ensure that at least one employee has an appropriate "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries" training certificate prior to the business owner doing business within the town. Owners for any category of occupation which may apply any fertilizer to turf and/or landscape plants shall provide proof of completion of the program to the town clerk's office.

(Ord. No. 359, § 3, 7-21-2010)

From: rob@robmerlino.com <rob@robmerlino.com>

Sent: Friday, August 31, 2018 7:58:08 AM

To: Robert Daniels

Subject: Re: 9/11/18 Council Agenda Item

Bob-

Please add glucophosphates (roundup weed killer) to this initiative.

Thanks

Rob

Sent from my iPhone

On Aug 30, 2018, at 10:32 PM, Robert Daniels <RDaniels@Venicegov.com> wrote:

Sincerely,

Vice Mayor, Bob Daniels