

**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



**Vision:** To be the Healthiest State in the Nation

**Ron DeSantis**  
Governor

**Scott A. Rivkees, M.D.**  
State Surgeon General

October 8, 2020

### Notification of Acceptance of Use of a General Permit

**Permittee:**

DMK Development Group, LLC.  
Attn: David Hettinger  
9300 Shelbyville Road, Suite 8000  
Louisville, KY 40222

[dhettinger@dmkdevelopment.com](mailto:dhettinger@dmkdevelopment.com)

**Permit Number:** 0124807-205  
**Issue Date:** 10/08/2020; **WD:** 1901-20-007  
**Expiration Date:** 10/07/2025  
**County:** Sarasota  
**Project Name:** Atlas Venice Senior Living Facility  
**Water Supplier:** City of Venice WTP

**PWS ID:** 6581901

Dear Mr. Hettinger:

On October 1, 2020, the Florida Department of Health received a "Notice of Intent to Use the General Permit for Construction of Water Main Extensions for PWSs" [DEP Form No. [62-555.900\(7\)](#)], under the provisions of Rule [62-4.530](#) and Chapter [62-555](#), Florida Administrative Code (F.A.C.).

Scope of work includes installing approximately 640-LF of 6-inch water main to provide potable water service to the proposed senior living facility (Lot 2 of Mirasol development) at the NW corner of the Site per permitted certified plans as part of Atlas Venice Living Facility project in the City of Venice service area.

Based upon the submitted Notice and accompanying documentation, this correspondence is being sent to advise that the Department does not object to the use of such general permit at this time. Please be advised that the permittee is required to abide by Rule [62-555.405, F.A.C.](#), all applicable rules in Chapters [62-4](#), [62-550](#), [62-555](#), F.A.C., and the General Conditions for All General Drinking Water Permits (found in [62-4.540, F.A.C.](#)).

The permittee shall comply with all sampling requirements specific to this project. These requirements are attached for review and implementation.

Pursuant to Rule [62-555.345, F.A.C.](#), the permittee shall submit a certification of construction completion [DEP Form No. [62-555.900\(9\)](#)] to the Department and obtain approval, or clearance, from the Department before placing any water main extension constructed under this general permit into operation for any purpose other than disinfection or testing for leaks.

Within 30 days after the sale or legal transfer of ownership of the permitted project that has not been cleared for service in total by the Department, both the permittee and the proposed permittee shall sign and submit an application for transfer of the permit using Form [62-555.900\(8\), F.A.C.](#), with the appropriate fee. The permitted construction is not authorized past the 30-day period unless the permit has been transferred.

**Florida Department of Health**

Bureau of Environmental Health  
1001 Sarasota Center Boulevard • Sarasota, FL 34240  
PHONE: 941/861-6133 • FAX 941/861-6152



**Accredited Health Department**  
Public Health Accreditation Board

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This permit will expire five years from the date of issuance. If the project has been started and not completed by that time, a new permit must be obtained before the expiration date in order to continue work on the project, per Rule [62-4.030, F.A.C.](#)

Sincerely

A handwritten signature in blue ink, appearing to read "Paul Penumudi".

Paul B. Penumudi, P.E.  
Professional Engineer III

C: City of Venice WTP, Attn: Javier Vargas, Utilities Director, 200 N. Fairfield Avenue, Venice, FL 34285  
AM Engineering, LLC., Attn: D. Shawn Leins, P.E., 8340 Consumer Court, Sarasota, FL 34240

**A Civil Penalty May Be Incurred  
if this project is placed into operation before obtaining a clearance from this office.**

Requirements for clearance upon completion of projects are as follows:

**1) Clearance Form**

Submission of a fully completed Department of Environmental Protection (DEP) Form [62-555.900\(9\)](#) *Certification of Construction Completion and Request for Clearance to Place Permitted PWS Components into Operation*.

**2) Record Drawings**

Submission of the portion of record drawings showing deviations from the DEP construction permit, including preliminary design report or drawings and specifications.

**3) Bacteriological Results**

Copies of satisfactory bacteriological analysis (a.k.a. Main Clearance), taken within sixty (60) days of completion of construction, from locations within the distribution system or water main extension to be cleared, in accordance with Rules [62-555.315\(6\)](#), [62-555.340](#), and [62-555.330](#), F.A.C. and American Water Works Association (AWWA) Standard C 651-92, are recommended as follows in permitted plan sheets approximately at:

- At point of connection(s) to existing water main- One
- End of proposed water main(s) -One

Each location shall be sampled on two consecutive days, with sample points and chlorine residual readings clearly indicated on the report. A sketch or description of all bacteriological sampling locations must also be provided.

For further clarification contact:  
Paul B. Penumudi, P.E.  
Florida Department of Health in Sarasota County  
1001 Sarasota Center Blvd  
Sarasota, FL 34240  
941-228-7344  
[Paul.Penumudi@flhealth.gov](mailto:Paul.Penumudi@flhealth.gov)

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**4) All main clearances are to be scheduled with the Sarasota County Health Department, Office of Environmental Health per Florida Statutes 403.862. Sample points will be reviewed prior to main clearances.**

**5) All water lines will be disinfected in accordance with AWWA C651-99 with the chlorinated water being sampled by a utility inspector. Introduction of the disinfection shall be witnessed by a utility inspector.**

**6) All sample taps shall be non-threaded. Any sampling location that is a fire hydrant requires prior approval by this Department and the Utility.**

**7) All water mains will be pressure-tested in accordance with AWWA C600 Pipe Laying Section and test being witnessed by the Utility.**

#### GENERAL CONDITIONS

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions" and as such are binding upon the permittee and enforceable pursuant to the authority of Sections 403.161, 403.727 or 403.859 through 403.861, Florida Statutes. The permittee is hereby placed on notice that the department will review this permit periodically and may initiate enforcement action for any violation of the "Permit Conditions" by the permittee, or its agent, employees, servants or representatives.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by this department.
3. As provided is in Subsections 403.08(6) and 403.722(5), Florida Statutes, the issuance of this permit does not convey any vested rights or any exclusive privileges. Nor does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations. This permit does not constitute a waiver of or approval of any other department permit that may be required for other aspects of the total project which are not addressed in the permit.
4. This permit conveys no title to land or water, does not constitute state recognition or acknowledgement of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the state. Only the Trustees of the Internal Improvement Trust Fund may express state opinion as to title.
5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, plant or aquatic life or property and penalties therefore caused by the construction or operation of this permitted source, nor does it allow the permittee to cause pollution or contravention of Florida Statutes and department rules, unless specifically authorized by an order from the department.
6. The permittee shall at all times properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed or used by the permittee to achieve compliance with the conditions of this permit, as required by department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized department personnel, upon presentation of credentials or other documents as may be required by law, access to the premises, at reasonable times, where the permitted activity is located or conducted for the purpose of:
  - a. Having access to and copying any records that must be kept under the conditions of the permittee;
  - b. Inspecting the facility, equipment, practices, or operations regulated or require under this permit; and
  - c. Sampling or monitoring any substances or parameters at any locations reasonably necessary to assure compliance with this permit or department rules.
8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately notify and provide the department with the following information:
  - a. a description of and cause of non-compliance; and
  - b. the period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance.
  - c. The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the department for penalties or revocation of this permit.

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9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the department, and may be used by the department as evidence in any enforcement case arising; under the Florida Statutes or department rules, except where such use is prescribed by Section 403.73 and 403.111, Florida Statutes.
10. The permittee agrees to comply with changes in department rules and Florida Statutes after a reasonable time for compliance, provided however, the permittee does not waive any other rights granted by Florida Statutes or department rules.
11. This permit is transferable only upon department approval in accordance with Florida Administrative Code Rules 17-4.12 and 17-30.30, as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the department.
12. This permit is required to be kept at the work site of the permitted activity during the entire period of construction or operation.
13. This permit also constitutes:
  - \*Determination of Best Available Control Technology (BACT)
  - \*Determination of Prevention of Significant Deterioration (PSD)
  - \*Certification of Compliance with State Water Quality Standards
  - \*Compliance with New Source Performance Standards
14. The permittee shall comply with the following monitoring and record keeping requirements:
  - a. Upon request, the permittee shall furnish all records and plans required under department rules. The retention period for all records will be extended automatically, unless otherwise stipulated by the department, during the course of any unresolved enforcement action.
  - b. The permittee shall retain at the facility or other location designated by this permit, records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation), copies of all reports required by this permit, and records of all data used to complete the application for this permit. The time period of retention shall be at least three years from the date of the sample measurement, report or application unless otherwise specified by department rule.
  - c. Records of monitoring information shall include:
    - \*the date, exact place, and time of sampling or measurements;
    - \*the person responsible for performing the sampling or measurements;
    - \*the date(s) analyses were performed;
    - \*the person responsible for performing the analyses;
    - \*the analytical techniques or methods used; and
    - \*the results of such analyses.
15. When requested by the department, the permittee shall within a reasonable time furnished any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware that relevant facts were not submitted or were incorrect in the permit application or in any report to the department, such facts or information shall be submitted or corrected promptly.