



September 1, 2023

County Manager

The Honorable Webster Barnaby
Florida House of Representatives, District 29
120 South Florida Avenue
DeLand, Florida 32720

Dear Representative Barnaby,

On behalf of the Volusia County Council, please accept this letter as our statement of concern regarding a proposed bulk gasoline terminal contemplated for the real property located at 874 Hull Road, Ormond Beach, Florida which is within the unincorporated area of Volusia County and adjacent to the city limits of Ormond Beach, Florida.

It is our understanding, Belvedere Terminals Company, LLC ("Belvedere") has commenced with preliminary reviews to situate a facility adjacent to parks, single family residences, and environmentally sensitive lands. Recently, the Florida Department of Environmental Protection ("FDEP") approved a minor air construction permit for the gasoline terminal. In addition, we anticipate Belvedere will submit a Final Site Plan Application to the county. Our staff will then review any submittals by Belvedere with adherence to current laws and policies which the state has promulgated. The gasoline terminal is a permitted use in its zoning classification.

We have received many expressions of concern by area residents. There are several legal obstacles in state law which limit local government action, such as Chapter No. 2023-304 for SB 250, or which create liability, such as the Bert J. Harris Act.

We seek your consultation and assistance to help find a resolution to this matter by assisting in the possible relocation of the proposed fuel terminal. One possibility is an appropriation for the relocation of the facility in Ormond Beach to another location and potentially allow for a positive economic development

project. We realize this is a voluntary process by the property owners but your advice and assistance is greatly appreciated.

Sincerely,

A handwritten signature in blue ink, appearing to read 'G. Recktenwald', is written over a faint, large watermark of the Volusia County seal.

George Recktenwald
County Manager

Cc;

Members of the Volusia delegation **(VIA EMAIL & U.S Mail)**

Shawn Hamilton, Secretary, FDEP **(VIA EMAIL & U.S Mail)**

The Honorable Bill Partington, Mayor, Ormond Beach **(VIA EMAIL & U.S Mail)**

Mr. Edwin Cothron, Belvedere Terminals Company, LLC **(VIA EMAIL & U.S Mail)**

Volusia County
FLORIDA