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VIA ELECTRONIC CORRESPONDENCE

April 4, 2016

CCN: 60174
File No: 8.DC.19.82

Chief, Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20044-7611
RE: DOJ No. 90-5-1-1-4022/1
Walter.Benjamin.Fisherow@usdoj.gov

Chief, Clean Water Enforcement Branch
Water Protection Division
Attn: Brad Ammons
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Florida Department of Environmental Protection
Southeast District – West Palm Beach
3301 Gun Club Road, MSC 7210-1
West Palm Beach, FL 33406
Attn: Compliance/Enforcement Section
Diane.Pupa@dep.state.fl.us

RE: Consent Decree (Case: No. 1:12-cv-24400-FAM)
Reference DOJ Case No. 90-5-1-1-4022/1
Section VI – Specific Capital Improvement Projects, Paragraph 19(i)
Section XX – Modification
2016 Request for Modifications of Non-Material Changes to Interim Milestones Report
No. 1

Dear Sir/Madam:

Pursuant to our past discussions, Miami-Dade County respectfully requests approval of modifications for non-material changes to Appendix D-2 in conformance with Sections VI.19(i) and XX of the referenced Consent Decree. Attached for your review and approval is a table containing the non-material modifications to certain dates for phased work in Appendix D-2.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or

persons who manage the system, or those persons directly responsible for gathering such information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Should you have any questions regarding this matter, please call me at (786) 552-8120.

Sincerely,



Bertha Goldenberg, P.E., LEED® Green Associate
Assistant Director, Regulatory Compliance and Planning

Attachment: 2016 Request for Modifications of Non-Material Changes to Interim Milestones Table

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Miami-Dade County, FL Consent Decree
Appendix D-2 Projects

2016 Request for Modification of Interim Milestones Table

Project ID	Project Name	Activity Name	START DATES			END DATES			NOTES
			Original CD Start Date	EPA Approved Start Date	Requested Modification to Start Date	Original CD End Date	EPA Approved End Date	Requested Modification to End Date	
2.2.2	Repairs to Various Buildings	Permitting	19-Oct-14	19-Oct-14	NC	18-Oct-15	20-Apr-16	15-Aug-16	This project has been split into two child projects. The bathroom locker room & shower remodel child project is starting at a later date. As a result, the project is requiring a later permitting end date. This second phase of the project is anticipated to require shorter procurement and construction durations to complete and therefore the work will be completed in accordance with the final CD milestone date.
2.3.2	Headworks/Grit Basin Plant 1	Permitting	4-Aug-14	4-Aug-14	NC	3-Aug-15	4-May-16	1-Jun-16	The project scope definition phase and subsequent design process for this project has taken longer than originally anticipated. Delays in engineering activities is resulting in impacts to permitting and procurement. Procurement activities are being performed in parallel with the permitting in order to complete the work in accordance with the final CD milestone date.
2.13.1	Gravity Sludge Thickeners Plant 2	Engineering Design	1-Oct-15	1-Oct-15	NC	5-Apr-16	5-Apr-16	4-May-16	This is a design-build project. As a result, a modification of start and end dates for permitting (which will be performed by the design-builder after contractor award and final design) are required. Also, on February 11, 2016 the County submitted a request for non-material change of the scope of this project. Overlapping/expediting of interim activities planned to complete project in accordance with the final CD milestone date.
2.22.3	Pump Station No. 2	Procurement	6-Feb-16	2-Jul-16	29-Jul-16	4-Feb-17	4-Feb-17	NC	The design process for this project has taken longer than originally anticipated. Delays in engineering activities is resulting in impacts to the successor permitting and procurement. Overlapping/expediting of interim activities is planned in order to complete the project in accordance with the final CD milestone date.
2.27.1	Oxygen Production	Engineering Design	1-Jan-15	1-Jan-15	NC	31-Dec-15	6-Sep-16	26-Sep-16	The site selection process for the new Oxygen Production facility required a much greater level of effort and duration than originally anticipated which impacted the design schedule. Delays in engineering activities is resulting in impacts to the successor permitting and procurement. Overlapping/expediting of interim activities is planned in order to complete the project in accordance with the final CD milestone date.
2.27.2		Permitting	1-Jan-16	7-Sep-16	27-Sep-16	30-Dec-16	5-Mar-17	NC	
4.8.3	Rehabilitation of 54 inch PCCP FM in the City of Miami	Procurement	6-Mar-15	6-Mar-15	NC	4-Mar-16	19-Apr-16	13-Jun-16	The procurement for this project comprised of a prequalification criteria for trenchless technology. Approval of procurement method took longer than originally anticipated. Therefore, dates for downstream activities were affected. Expediting of the balance of activities is planned in order to complete the project in accordance with the final CD milestone date.
4.8.4		Construction	5-Mar-16	20-Apr-16	14-Jun-16	9-Apr-17	9-Apr-17	NC	
5.11.2	Installation of 60 inch FM from Kendall Dr to PS#0536	Permitting	8-Jun-14	14-May-15	NC	7-Jun-15	21-Jul-16	23-Oct-16	The project scope definition phase and subsequent design process for this project has taken longer than originally anticipated. Therefore, dates for downstream activities were affected. The overall project scope has been significantly reduced and we anticipated completion of the project in accordance with the final CD milestone date.
5.17.1	Upgrade of PS#0037, 0351, 0370, 0403	Engineering Design	2-Jan-16	2-Jan-16	NC	10-Jul-16	10-Jul-16	5-Sep-16	This project has been split into four child projects to reflect the four separate pump stations. Pumps station 0037 scope requires that the pump station be relocated, which resulted in a longer than anticipated duration for land acquisition. Therefore, dates for downstream activities were affected. Overlapping/expediting of interim activities is planned in order to complete the project in accordance with the final CD milestone date.
5.17.2		Permitting	10-Jul-16	10-Jul-16	6-Sep-16	8-Oct-16	8-Oct-16	NC	

NC: No change is requested.