#### **Water and Sewer**



PO Box 330316 • 3071 SW 38 Avenue Miami, Florida 33233-0316 T 305-665-7471

## VIA ELECTRONIC CORRESPONDENCE

January 5, 2018

CERTIFIED: 7010 0290 0000 0784 8220

RETURN RECEIPT

CCN: 61585

File No: 8.DC.20.42

Florida Department of Environmental Protection Southeast District Attn: Compliance Assurance Program 3301 Gun Club Road MSC 7210-1 West Palm Beach, Florida 33406 SED.Wastewater@dep.state.fl.us

RE: Payment of Demand for Stipulated Penalties

Consent Decree (Case: No. 1:12-cv-24400-FAM)

Reference DOJ Case No. 90-5-1-1-402211

Section X, Paragraphs 42(a)-Stipulated Penalties and Order Modifying Section X

(Document 156)

## Dear Sir/Madam:

On December 6, 2017, Miami-Dade Water and Sewer Department (WASD) received your Demand for Stipulated Penalties letter dated December 6, 2016 stating that the Florida Department of Environmental Protection (FDEP) is assessing stipulated penalties pursuant to Section X, Paragraph 42(a) and the *Order Modifying Section X of the Consent Decree (Document 156)* in the amount of \$7,500 for eleven (11) Sanitary Sewer Overflow (SSO) events that did not reach the waters of the United States between January 1, 2016 and December 31, 2016.

In accordance with the provisions of the above referenced Consent Decree, on behalf of Miami-Dade County, the WASD submits Check No. 00660539, payable to "Florida Department of Environmental Protection" as payment for \$7,500 of the stipulated penalty as requested.

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 submission, please call me at (786) 552-8884.

Sincerely,

Jose Cueto P.E., ENV SP, LEED® Green Associate Assistant Director, Planning and Regulatory Compliance

JC/ro

Attachment: Stipulated Penalty Payment Check

ec:

Chief, Clean Water Enforcement Branch

Water Protection Division

Attn: Brad Ammons

U.S. Environmental Protection Agency, Region 4

61 Forsyth Street, S.W. Atlanta, Georgia 30303 Ammons.Brad@epa.gov

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

Rachael Amy Kamons
Environmental Enforcement Section
U.S. Department of Justice
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20044-7611
Rachael. Kamons@usdoj.gov

Payment of Stipulated Penalties Transmittal Letter January 5, 2018 Page 3

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Chief, Complex Litigation
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PL-01, The Capitol
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850-414-3817
Jon.Giogau@myfloridalegal.com

Florida Department of Environmental Protection Southeast District - Suite 200 3301 Gun Club Road West Palm Beach, FL 33406 Attn: Compliance Assurance Section Lisa.M.Self@dep.state.fl.us

Director, Miami-Dade Regulatory and Economic Resources

JOsterholt@miamidade.gov

HeftyL@miamidade.gov

IstamR@miamidade.gov

## MIAMI-DADE WATER AND SEWER DEPARTMENT POOLED CASH ACCOUNT

P.O. BOX 330316 MIAMI, FL 33233-0316

Check Date: 12/12/2017	Vendor Name: STATE OF FLORIDA				Check Number: 00660539			
Invoice Number	Invoice Date	Voucher ID	Gross Am	ount Insp Gen Fe	e User Access Fee	Discount	Paid Amount	
1:12CV-24400-FAM-12.17	12/08/2017	DP51544	7,50	0.00	0.00	0.00	7,500.00	

Payment to Florida Department of Environmental Protection (FDEP) of \$7,500.00 as per FDEP, December 6, 2017; Consent Decree No. 1: 12-cv-24400-FAM; Demand for Stipulated Penalties letter for SSO events from January 1, 2016 to December 31, 2016 not reaching the surface waters of the United States.

### NEW! Direct Deposit, visit www.miamidade.gov/water/vendor-deposit.asp

The attached check represents the amount due you as shown on our records. For additional information, contact (305) 665-7471

Check Number	Date	Total Gross Amount	Total Insp Gen Fee	Total User Access Fee	Total Discount	Total Paid Amount
00660539	12/12/2017	\$7,500.00	\$0.00	\$0.00	\$0.00	\$7,500.00

THIS CHECK HAS A VOID PANTOGRAPH ON THE FACE AND A SECURITY WATERMARK ON THE BACK - HOLD AT AN ANGLE TO VIEW.



# Miami-Dade County, Florida

MIAMI-DADE WATER AND SEWER DEPARTMENT POOLED CASH ACCOUNT

00660539

11-24/1210

Date 12/12/2017 VOID AFTER SIX MONTHS

WELLS FARGO BANK, N.A. MIAMI, FL 33131

\*\*SEVEN THOUSAND FIVE HUNDRED AND XX/100 DOLLAR\*\*

**Pay Amount** 

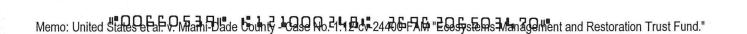
\$7,500.00\*\*

To The Order Of

Pay

Exactly

STATE OF FLORIDA DEPT OF ENVIRONMENTAL PROTECTION **400 NORTH CONGRESS AVE, SUITE 200** WEST PALM BEACH, FL 33401





• Face of check has a MULTI-COLORED SECURITY TINT BACKGROUND.
• Paper contains invisible fluorescent fibers. To view fibers, hold under blacklight.
• Paper contains an ARTIFICIAL WATERMARK on back. Hold at angle to light to verify watermark.
• "Void" Pantograph Feature causes the word 'void' to appear when photocopied.

Please look for the following check security features before accepting this document. If not present, do not negotiate the

ENDORSE CHECK HERE

DO NOT WHITE / SIGN / STAMP BELOW THIS LINE DEPOSITORY BANK ENDORSEMENT