



miamidade.gov

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

VIA ELECTRONIC CORRESPONDENCE

December 6, 2016

CERTIFIED: 7008 1830 0002 9477 7603  
RETURN RECEIPT  
CCN: 60719  
File No: 8.DC.20.42

Florida Department of Environmental Protection  
Southeast District  
3301 Gun Club Road  
MSC 7210-1  
West Palm Beach, Florida 33406  
Attn: Compliance Assurance Program  
[SED.Wastewater@dep.state.fl.us](mailto: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 November 28, 2016, Miami-Dade Water and Sewer Department (WASD) received your Demand for Stipulated Penalties letter dated November 28, 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 \$5,000 for ten (10) Sanitary Sewer Overflow (SSO) events that did not reach the waters of the United States between January 1, 2015 and December 31, 2015.

In accordance with the provisions of the above referenced Consent Decree, on behalf of Miami-Dade County, the WASD submits Check No. 00631225, payable to "Florida Department of Environmental Protection" as payment for \$5,000 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.

L16147FDEP-PaymentStipulatedPenalties

Payment of Stipulated Penalties Transmittal Letter  
December 6, 2016  
Page 2

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

Sincerely,



Bertha M. Goldenberg, P.E.  
Assistant Director,  
Planning and Regulatory Compliance

BMG/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](mailto: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](mailto: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](mailto:Kamons@usdoj.gov)

Payment of Stipulated Penalties Transmittal Letter  
December 6, 2016  
Page 3

Jonathan A. Glogau  
Special Counsel  
Chief, Complex Litigation  
Office of the Attorney General  
PL-01, The Capitol  
Tallahassee, FL 32399-1050  
850-414-3817  
[Jon.Glogau@myfloridalegal.com](mailto:Jon.Glogau@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](mailto:Lisa.M.Self@dep.state.fl.us)

Director, Miami-Dade Regulatory and  
Economic Resources  
[JOsterholt@miamidade.gov](mailto:JOsterholt@miamidade.gov)  
[HeftyL@miamidade.gov](mailto:HeftyL@miamidade.gov)  
[IstamR@miamidade.gov](mailto:IstamR@miamidade.gov)

MIAMI-DADE WATER AND SEWER DEPARTMENT  
 POOLED CASH ACCOUNT  
 P.O. BOX 330316 MIAMI, FL 33233-0316

<b>Check Date:</b> 11/30/2016		<b>Vendor Name:</b> STATE OF FLORIDA			<b>Check Number:</b> 00631225		
Invoice Number	Invoice Date	Voucher ID	Gross Amount	Payment Deductions		Discount	Paid Amount
				Insp Gen Fee	User Access Fee		
1:12CV-24400-FAM	11/28/2016	DP48437	5,000.00	0.00	0.00	0.00	5,000.00
<p>Payment to Florida Department of Environmental Protection (FDEP) of \$5,000.00 as per FDEP, November 28, 2016; Consent Decree No. 1:12-cv-24400-FAM; Demand for Stipulated Penalties letter.</p>							
<p><b>NEW! Direct Deposit, visit <a href="http://www.miamidade.gov/water/vendor-deposit.asp">www.miamidade.gov/water/vendor-deposit.asp</a></b>                  The attached check represents the amount due you as shown on our records.                  For additional information, contact (305) 665-7471</p>							
Check Number	Date	Total Gross Amount	Total Insp Gen Fee	Total User Access Fee	Total Discount	Total Paid Amount	
00631225	11/30/2016	\$5,000.00	\$0.00	\$0.00	\$0.00	\$5,000.00	

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

**00631225**

11-0024/1210

Date 11/30/2016

**VOID AFTER SIX MONTHS**

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

Pay Exactly

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

Pay Amount

**\$5,000.00\*\*\***

To The Order Of

STATE OF FLORIDA  
 DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 2600 BLAIR STONE ROAD  
 TALLAHASSEE, FL 32399-2400



Memo: United States et al. v. Miami-Dade County - Case No. 1:12-cv-24400-FAM "Ecosystems Management and Restoration Trust Fund."

⑈00631225⑈ ⑆121000248⑆ 2696206503470⑈