



miamidade.gov

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

**VIA ELECTRONIC CORRESPONDENCE
CERTIFIED MAIL:**

April 12, 2022

CCN: 64308
File No: 8.DC.42

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
Tom.Mariani@usdoj.gov

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

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

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
Jason.Andreotta@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 X, Paragraphs 42(a), 44 and 46 – Stipulated Penalties and Order Modifying
Section X (Document 156)**

Dear Sir/Madam:


On March 21, 2022, Miami-Dade County (County) received a Demand for Stipulated Penalties letter from the Florida Department of Environmental Protection (FDEP). Based on the Quarterly Reports submitted to United States Environmental Protection Agency (EPA) and FDEP pursuant Section IX, Paragraph 32 of the Consent Decree (CD) for the reporting period of January 1, 2021 and December 31, 2021, there were seventeen (17) Sanitary Sewer Overflows (SSOs) of 1,000 gallons or more that did not reach waters of the United States. FDEP assessed stipulated penalties pursuant to Section X, Subparagraphs 42.(a)(i) through (v) and the Order Modifying Section X (Document 156) of the CD in the amount of \$7,500 for nine (9) of the seventeen (17) SSO events that did not reach waters of the United States and were subject to stipulated penalties.

As required, the County disbursed a \$7,500 check to the FDEP and was sent via certified mail. Please find a copy of the check to FDEP attached herein.

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) 552-8894.

Sincerely,



Marisela Aranguiz P.E.
Deputy Director
Miami-Dade Water and Sewer Department

Attachment: Copy of Check to FDEP

ec: Anita Patel
Senior Assistant Attorney General, Complex Litigation,
Office of the Attorney General
PL 01 The Capitol
Tallahassee, FL 32399-1050
(850) 414-3694
anita.patel@myfloridalegal.com

Elizabeth Teegen
Senior Assistant Attorney General, Complex Litigation
Office of the Attorney General
PL-01, The Capitol
Tallahassee, FL 32399-1050
850-414-3699
Elizabeth.Teegen@myfloridalegal.com

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
Lisa.M.Self@dep.state.fl.us
Samantha.Cote@FloridaDEP.gov
Sed.wastewater@dep.state.fl.us
Bridjette.Bucell@FloridaDEP.gov
Candistarr.Marti@floridadep.gov

Madame Mayor Daniella Levine-Cava
Miami-Dade County
111 NW First Street 29th Floor
Miami, Florida 33128
Daniella.Cava@miamidade.gov

Jimmy Morales, Office of the Mayor
Miami-Dade County Chief Operations Officer
111 NW 1st Street 29th Floor
Miami, FL 33128
Jimmy.Morales2@miamidade.gov

Angela Benjamin
Miami-Dade Assistant County Attorney
Miami-Dade County Attorney's Office
111 NW First Street Suite 2810
Miami, Florida 33128
Angela.Benjamin@miamidade.gov

Roy Coley, Director
Miami-Dade Water and Sewer Department
3071 SW 38th Avenue
Miami, Florida 33146
Roy.Coley@miamidade.gov

Richard Elliott, P.E., PMP
Environmental Engineer
Water Protection Division
U.S. Environmental Protection Agency - Region 4
61 Forsyth Street. S.W.
Atlanta, GA 30303
Elliott.Richard@epa.gov

Paul Schwartz
Associate Regional Counsel
U.S. EPA, Region 4
61 Forsyth Street, SW
Atlanta, Georgia 30303
Schwartz.Paul@epa.gov

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

Check Date: 04/06/2022		Vendor Name: STATE OF FLORIDA			Check Number: 00768732		
Invoice Number	Invoice Date	Voucher ID	Gross Amount	Payment Deductions		Discount	Paid Amount
				Insp Gen Fee	User Access Fee		
CDNO1:12-CV-24400-FAM2021	03/21/2022	DP60218	7,500.00	0.00	0.00	0.00	7,500.00

Payment to State of Florida Department of Environmental Protection (FDEP) of the \$7,500.00 as per FDEP March 21, 2022; Consent Decree No.: 1:12-cv-24400-FAM; OGC File No.:10-1941 Demand for Stipulated Penalties for SSO events of 1,000 gallons or more for the months of January 2021 through December 2021 that did not reach waters of the United States during this period.

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
00768732	04/06/2022	\$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

00768732

11-24/1210

Date 04/06/2022

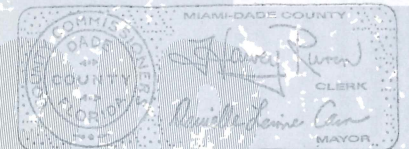
VOID AFTER SIX MONTHS

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

Pay Exactly **SEVEN THOUSAND FIVE HUNDRED AND XX/100 DOLLAR**

Pay Amount **\$7,500.00****

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



Memo: Florida Department of Environmental Protection OGC File Number 10-1941 "Water Quality Assurance Trust Fund."

⑈00768732⑈ ⑆121000248⑆ 2696206503470⑈