



Daniella Levine Cava, Mayor

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

miamidade.gov

VIA ELECTRONIC CORRESPONDENCE

Certified Mail: 7008 1830 0002 9478 6551

CCN: 65129

File No: 8.DC.42

October 23, 2023

Chief, Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice
P.O. Box 7611
Tom Mariani
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
Sirena.Davila@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)
Payment of 2023 FDEP Demand for SSO Stipulated Penalties**

Dear Sir or Madam:

Miami-Dade County (County) received a Demand for Stipulated Penalties letter from the Florida Department of Environmental Protection (FDEP) dated September 18, 2023. 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, 2023 and June 30, 2023, FDEP elected to assess stipulated penalties for eight (8) 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 \$7,000. On October 11, 2023, FDEP granted a 14-day extension for payment of the stipulated penalties.


As required, the County disbursed a \$7,000 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 J. Aranguiz-Cueto, P.E.

Deputy Director

Miami-Dade Water and Sewer Department

ec:

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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
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Jairo Castillo-Valenzuela
Dennis Sayre
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Water Enforcement Branch
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Miami-Dade Water and Sewer Department
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Rolando Roque (WASD)
Ana Caveda (WASD)
Lashika Nelson (CAO)
Jose Ortega (CAO)
Rashid Istambouli (RER-DERM)
Carlos Hernandez (RER-DERM)
Roger Williams (CD PMCM)

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

Check Date: 10/16/2023		Vendor Name: STATE OF FLORIDA			Check Number: 00800397		
Invoice Number	Invoice Date	Voucher ID	Gross Amount	Payment Deductions			Paid Amount
				Insp Gen Fee	User Access Fee	Discount	
CDN01:12-CV-24400-FAM	09/18/2023	DP59965	7,000.00	0.00	0.00	0.00	7,000.00

Payment to State of Florida Department of Environmental Protection (FDEP) of \$7,000.00 as per the FDEP September 18, 2023; Consent Decree No.: 1:12-cv-24400-FAM; OGC File No.:10-1941 Demand for Stipulated Penalties for SSO event of 1,000 gallons or more for the months of January 2023 through June 2023 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
00800397	10/16/2023	\$7,000.00	\$0.00	\$0.00	\$0.00	\$7,000.00

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

00800397

11-24/1210

VOID AFTER SIX MONTHS

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

Date 10/16/2023

Pay Exactly

****SEVEN THOUSAND AND XX/100 DOLLAR****

Pay Amount

\$7,000.00**

To The Order Of

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

Jan Fomonky Bergin
 CLERK OF THE COURT AND COMPTROLLER
Rosalia Lucia Carr
 MAYOR

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

⑈00800397⑈ ⑆121000248⑆ 2696206503470⑈