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VIA ELECTRONIC CORRESPONDENCE

September 14, 2020

CCN: 63352  
File No: 8.DC.20.52

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](mailto:Tom.Mariani@usdoj.gov)

Chief, Clean Water Enforcement Branch  
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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  
[Jason.Andreotta@dep.state.fl.us](mailto: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 XI, Paragraph 52 – Potential Force Majeure,  
Section XVII, Paragraph 77 – Notices,  
Request for Time Extension for Consent Decree Appendix D-2, Capital  
Improvement Projects in Construction due to Hurricane Isaias Force Majeure  
Notification**

Dear Sir/Madam:

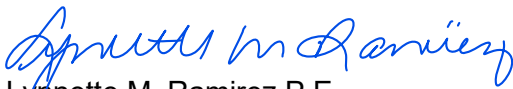
On August 13, 2020 and in accordance with the provisions of section XI, paragraph 52 of the above referenced Consent Decree (CD), Miami-Dade County (County) provided official written notification to the United States Environmental Protection Agency (EPA) and Florida Department of Environmental Protection (FDEP) regarding the potential of force majeure for CD Capital Improvement Projects (CIPs) due to Hurricane Isaias.

During the EPA/FDEP/Miami-Dade County CD Program Update Meeting held on August 20, 2020, EPA and FDEP acknowledged receipt of the August 13, 2020 notification and requested the County provide official correspondence to account for the delays incurred on the CD CIPs at the three (3) regional Waste Water Treatment Plants (WWTP), and various pump station/force main projects. Per this meeting request, please accept this letter as official correspondence for four (4) days of construction delays incurred as a result of Hurricane Isaias. The delays being requested are directly associated with the preventative measures taken for site preparation activities from the time the County issued the directive to secure the sites on July 28, 2020 through the time the sites were secured on July 31, 2020. Given these conditions, the County requests EPA and FDEP grant the County a 4-day time extension for all Consent Decree projects actively in construction (see attachment A) affected by the need for site preparations related to the hurricane.

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) 552-8571.

Sincerely,



Lynnette M. Ramirez P.E.  
Senior Advisor, Capital Improvement Programs & Regulatory Compliance

**Attachment A: List of CIP in Construction Phase**

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Martin Dorward (CD PMCM)  
Scott Eckler (CD PMCM)  
Andrea Suarez-Abastida (CD PMCM)  
Cynthia Doyon (CD PMCM)

## Consent Decree Projects In Construction

### South District Wastewater Treatment Plant

- 1 1.02 Oxygen Production
- 2 1.03 Oxygenation Trains
- 3 1.05 Effluent Pump Station
- 4 1.06 Gravity Sludge Thickeners
- 5 1.07 Digesters and Control Building
- 6 1.08 Dewatering Facility
- 7 1.11 General Electrical
- 8 1.12 Chlorine Contact Chamber

### Central District Wastewater Treatment Plant

- 9 2.01 Miscellaneous Electrical Improvements
- 10 2.06 Oxygenation Trains Plant 2
- 11 2.07 Secondary Clarifiers Plant 1
- 12 2.08 Secondary Clarifiers Plant 2
- 13 2.10 Return Sludge PS Plant 2
- 14 2.11 Effluent Pump Station
- 15 2.12 Gravity Sludge Thickeners Plant 1
- 16 2.13 Gravity Sludge Thickeners Plant 2
- 17 2.15 Digesters Plant 2
- 18 2.16 Dewatering Building
- 19 2.18 Odor Control Systems
- 20 2.19 Co-Gen Improvements
- 21 2.22 Pump Station No.2
- 22 2.25 Ventilation Improvements
- 23 2.26 Rehabilitation of Walkways and Stairways
- 24 2.27 Oxygen Production

### North District Wastewater Treatment Plant

- 25 3.02 Primary Clarifiers and Odor Control
- 26 3.05 Secondary Clarifiers
- 27 3.06 Disinfection

### Wastewater Collection Transmission System

- 28 4.01 Collection System I/I Repairs
- 29 4.09 Replace Approximately 30 miles of AC FM Transmission System

### Pump Station

- 30 5.03 Upgrade of PS#0692
- 31 5.09 Replacement of Pumping and Electrical Equipment at PS#0301