



Daniella Levine Cava, Mayor

Water and Sewer
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August 21, 2024

VIA ELECTRONIC CORRESPONDENCE

CCN: 65526
File No: 8.DC.42

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

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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
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)
Time Extension Request for the Payment of 2021-2023 EPA and FDEP Demand for SSO Stipulated
Penalties**

Dear Sir or Madam:

On July 22, 2024, Miami-Dade County (County) received a Demand for Stipulated Penalties letter from the United States Environmental Protection Agency (EPA) and Florida Department of Environmental Protection (FDEP). EPA and FDEP assesses stipulated penalties pursuant to Section X, Subparagraphs 42.(a)(i) through (v) and the Order Modifying Section X (Document 156). Based on the Quarterly Reports submitted to EPA and FDEP pursuant Section IX, Paragraph 32 of the Consent Decree (CD) for the reporting period of January 1, 2021 and December 31, 2023, EPA and FDEP elected to assess stipulated penalties in the amount of \$51,000 for Sanitary Sewer Overflows (SSOs) of 1,000 gallons or more that may have reached waters of the United States.

The County reviewed the request and sought clarifications from EPA on July 26, 2024. The County requests a 30-Day extension to provide payment pending the receipt of an Amended Demand for Stipulated Penalties.



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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