

From: Bull, Michelle <Michelle.Bull@dep.state.fl.us>

Sent: Wednesday, November 18, 2020 6:13 PM

To: Alan D. Wertepny

Cc: Cioccia, Stephen; Laurent "Van" Cott; Jay Foy (jfoystormj@gmail.com); Fuentes, Cynthia; Dan Beatty; Bonnie Finneran; Karen Brandon; Crane-Amores, Borja; Morel, Maurice C; Anne Marie Capelli

Subject: [EXTERNAL] RE: Statewide MS4 Inventory - Request for Information (PA#C0050.40)

Alan,

Thank you for your concerns. We understand that our permittee's time is valuable.

The purpose of the data request is to initiate the MS4 Statewide GIS Inventory. This has been discussed at multiple quarterly teleconferences over the past year. Recently we began working with DEP's Office of Environmental Accountability and Transparency (OEAT) and the Division's GIS team to move forward with this project. OEAT has asked that we begin gathering Phase I MS4 major outfall data as the first phase of the statewide inventory project. Once the data is collected, staff will begin building the inventory into a database. Existing GIS data will be standardized, and non-GIS information will be converted into a GIS format.

Data requested is all data available. Most Year 1 Major Outfall maps and inventories may not contain all data available, or be submitted in GIS form. Our goal is to collect as much GIS data as is currently available. I have attached the correspondence sent to the Phase I Quarterly Teleconference mailing list in October 2019. It contains the attribute tables that are included in the database schema (page 2). Outfall_Type would be major, non-major, or unknown.

For the 15 permittees that were recently audited, we can use their submitted information to fill this data request.

We anticipate that the next data request will be for all outfalls. I understand that this is data that not all permittees currently maintain. The next step will likely be an inventory of all structures and conveyances. While we don't have a timeline for this request, I anticipate that compiling, converting and performing data quality control will extend to the third quarter of calendar year 2021. One bonus to DEP undertaking this project is that we will be converting non-GIS data to GIS, and will be able to provide those layers to our permittees.

If you have additional questions about the inventory or data request, please call or email me. Thank you,

Michelle Bull

NPDES Stormwater Program

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Office: 850-245-7561

From: Alan D. Wertepny <alan.wertepny@mockroos.com>
Sent: Tuesday, November 10, 2020 12:55 PM
To: Crane-Amores, Borja <Borja.CraneAmores@FloridaDEP.gov>
Cc: Bull, Michelle <Michelle.Bull@dep.state.fl.us>; Cioccia, Stephen <Stephen.Cioccia@dep.state.fl.us>; Laurent "Van" Cott <vancottpe@gmail.com>; Jay Foy (jfoystormj@gmail.com) <jfoystormj@gmail.com>; Fuentes, Cynthia <FuentesC@mydelraybeach.com>; Dan Beatty <danvers@npbcid.org>; Bonnie Finneran <BFinnera@pbcgov.org>; Karen Brandon <karen.brandon@aecom.com>; Maurice Morel <mmorel@ci.boca-raton.fl.us>; Anne Marie Capelli <anne.capelli@mockroos.com>
Subject: Fw: Statewide MS4 Inventory - Request for Information (PA#C0050.40)

Borja,

First and foremost, PBC permittees have provided major outfall inventory information during the first year of every permit cycle. Why can't FDEP use the information that has already been provided? If the format of the data previously submitted is not what DEP currently wants for its GIS project, then the permittees should have the opportunity to produce the information, in a format you specify, during the first year reporting of the next permit cycle. Given that DEP is likely to follow this up in the future with requests for updates to these inventories, it would be most efficient to get the data in the acceptable format(s) from the start.

Very few (if any) PBC permittees have a dedicated staff person who's only job is to respond to DEP permit-related requests. This means that staff is taken away from their regular responsibilities every time they are asked to produce additional submittals - especially ones that are unplanned for and have a short turn-around time.

Further, the 15 PBC permittees that were audited this year, provided major outfall inventory information just a couple months ago; why can't that information be used instead of them having to provide it again?

If DEP is going to go insist on this information, at this time, please provide the following information:

Purpose and use of this information (some permittees may need this for justification of this exercise)

Confirm the data you are requesting

coordinates or lat./long. of the discharge end of the outfall?

outfall ID?

size (or equivalent size) of the outfall?

receiving water body? (should this be by DEP WBID number?)

As with all requests that are PBC permit-wide, we intend to coordinate this request and response for the all the permittees. As such, please provide answers to these questions:

Will you be able to download the collected information from our MS4 website?

May we have an extended due date that corresponds to 30 days after the DEP response letter that finalizes the Year 3 Audits?

Can you advise what additional MS4 elements you will be requesting in the future?

Borja, during 2020, the PBC MS4 permittees have received numerous requests from DEP for additional information with deadlines to provide the information within 30 days. As mentioned above, these actions really appear to disregard the MS4s' time and budgets. Furthermore, the PBC permittees have repeatedly indicated that they prefer to work cooperatively on their joint permit and there is time required to coordinate all 40 permittees. Several of DEP's requests have initially lacked details, causing confusion and a great deal of chatter amongst the group. In addition, the requests typically lack an explanation of why the information is being requested and how it will be used. This again causes confusion and the need to "put out fires." Some requests appear to lack coordination amongst DEP staff (resulting in redundant requests) and frequently call for data which has previously been submitted. While DEP puts out new requests, we are still waiting on acceptance/approval from DEP of previously requested/submitted items. One example is the fifteen Year 3 PBC permittee audits. This activity has been going on for the last six months and there is still no final audit report from DEP. During the six month process, the 15 permittees responded and submitted back-up documentation, revised Stormwater Management Programs, Standard Operating Procedures (for +/- 20), copies of legal authority, revised Annual Report Forms, revised major outfall inventories to add coordinates, and numerous other responses (sometimes 2 to 4). Can we not complete one activity (Year 3 Audits) before we move on to another?

Please call or email me if you have any questions on this response.

Alan

From: Bull, Michelle <Michelle.Bull@dep.state.fl.us>

Sent: Monday, November 9, 2020 1:43 PM

To: smazuk@atlantisfl.gov <smazuk@atlantisfl.gov>; jgooden@belleglade-fl.com <jgooden@belleglade-fl.com>; zbihr@myboca.us <zbihr@myboca.us>; prymasa@bbfl.us <prymasa@bbfl.us>; townofcloudlake@msn.com <townofcloudlake@msn.com>; FuentesC@mydelraybeach.com <FuentesC@mydelraybeach.com>; mgrimm@greenacresfl.gov <mgrimm@greenacresfl.gov>; jroche@townofhaverhill-fl.gov <jroche@townofhaverhill-fl.gov>; proman@highlandbeach.us <proman@highlandbeach.us>; len@lgrubinpa.com <len@lgrubinpa.com>; gshafer@indiantrail.com <gshafer@indiantrail.com>; ameriano@juno-beach.fl.us <ameriano@juno-beach.fl.us>; pruitjtj@jupiterinletcolony.org <pruitjtj@jupiterinletcolony.org>; davidr@jupiter.fl.us <davidr@jupiter.fl.us>; dgammons@lakeclarke.org <dgammons@lakeclarke.org>; rscherle@lakeparkflorida.gov <rscherle@lakeparkflorida.gov>; jlove@lakeworth.org <jlove@lakeworth.org>; jdarr@lantana.org <jdarr@lantana.org>; lpetersen@manalapan.org <lpetersen@manalapan.org>; shallock@village-npb.org <shallock@village-npb.org>; jared@npbcid.org <jared@npbcid.org>; mvelasco@engenuitygroup.com <mvelasco@engenuitygroup.com>; bfinnera@pbcgov.org <bfinnera@pbcgov.org>; pbrazil@townofpalmbeach.com <pbrazil@townofpalmbeach.com>; athul@vpsfl.org <athul@vpsfl.org>; sclarke@rivierabch.com <sclarke@rivierabch.com>; kerre@southbaycity.com <kerre@southbaycity.com>; jwickham@tequesta.org <jwickham@tequesta.org>; harriss@wpb.org <harriss@wpb.org>

Cc: Crane-Amores, Borja <Borja.CraneAmores@FloridaDEP.gov>; Cioccia, Stephen <Stephen.Cioccia@dep.state.fl.us>; bmoree@atlantisfl.gov <bmoree@atlantisfl.gov>; lharrelle@belleglade-fl.com <lharrelle@belleglade-fl.com>; dgrippo@myboca.us <dgrippo@myboca.us>; paternitiJ@bbfl.us <paternitiJ@bbfl.us>; townofcloudlake@msn.com <townofcloudlake@msn.com>; barlettom@mydelraybeach.com <barlettom@mydelraybeach.com>; glenridgetownof@bellsouth.net <glenridgetownof@bellsouth.net>; ccedeno@greenacresfl.gov <ccedeno@greenacresfl.gov>; gdunham@gulf-stream.org <gdunham@gulf-stream.org>; jfoy@townofhaverhill-fl.gov <jfoy@townofhaverhill-fl.gov>; mlabadie@highlandbeach.us <mlabadie@highlandbeach.us>; mcbrown@hypoluxo.org <mcbrown@hypoluxo.org>; rrobinson@indiantrail.com <rrobinson@indiantrail.com>; jlobello@juno-beach.fl.us <jlobello@juno-beach.fl.us>; comerfordd@jupiterinletcolony.org <comerfordd@jupiterinletcolony.org>; davidb@jupiter.fl.us <davidb@jupiter.fl.us>; dclark@lakeclarke.org <dclark@lakeclarke.org>; townmanager@lakeparkflorida.gov <townmanager@lakeparkflorida.gov>; bshields@lakeworth.org <bshields@lakeworth.org>; dmanzo@lantana.org <dmanzo@lantana.org>; lstumpf@manalapan.org <lstumpf@manalapan.org>; kmetcalf@townofmangoniapark.com <kmetcalf@townofmangoniapark.com>; info@townofmangoniapark.com <info@townofmangoniapark.com>; alukasik@village-npb.org <alukasik@village-npb.org>; onealb@npbcid.org <onealb@npbcid.org>; tstevens@oceanridgeflorida.com <tstevens@oceanridgeflorida.com>; VBaker@pbcgov.org <VBaker@pbcgov.org>; tengle@pbgfl.com <tengle@pbgfl.com>; awelch@pbstownhall.org <awelch@pbstownhall.org>; kblouin@townofpalmbeach.com <kblouin@townofpalmbeach.com>; mhammond@vpsfl.org <mhammond@vpsfl.org>; tbailey@rivierabch.com <tbailey@rivierabch.com>; pwebster@royalpalmbeach.com <pwebster@royalpalmbeach.com>; camell@southbaycity.com

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Subject: Statewide MS4 Inventory - Request for Information

Dear Phase I MS4 Permittees,

The Department has initiated the creation of a statewide MS4 Inventory. The first phase of the project will be the GIS mapping of all Phase I MS4 major outfalls.

Please submit your Major Outfall information and a contact person for inventory questions to the DEP FTP site (instructions attached) by December 9, 2020. If you do not have major outfalls, please respond to this email with your permit information stating "No Major Outfalls".

Below is a list of preferred file types for data submission (in descending order of preference).

- ESRI Geodatabases,
- ESRI Shapefiles
- AutoCAD
- MicroStation
- Spreadsheet with Lat/Long and Datum columns
- CSV with Lat/Long and Datum columns
- Any open source GIS Format
- PDF
- Word

If you have any questions, please email or call me. Thank you,

[secure-
web.cisco.com]

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Phase I MS4 permit citation

Part IX (11) When requested by the Department, the permittee(s) shall within a reasonable time provide any information required by law which is needed to determine whether there is cause for revising, revoking and reissuing, or terminating this permit, or to determine compliance with the permit. The permittee(s) shall also provide to the Department upon request copies of records required by this permit to be kept. If the permittee(s) becomes aware of relevant facts that were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be promptly submitted or corrections promptly reported to the Department. [62-620.610(11), F.A.C.]

[secure-web.cisco.com]



[survey.dep.state.fl.us]

Please note: Florida has a very broad public records law. Most written communications to or from local officials regarding city business are public records, and are available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure. The City of Boca Raton scanned this outbound message for viruses, vandals and malicious content and found this message to be free of such content.