



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	22-869	<b>Version:</b>	1
		<b>Status:</b>	Agenda Ready
		<b>In control:</b>	Resilient Environment - Environmental Permitting Division
<b>On agenda:</b>	6/14/2022	<b>Final action:</b>	6/14/2022
<b>Title:</b>	MOTION TO APPROVE Amendment to Joint Participation Agreement (JPA) by and between Broward County and Florida Department of Transportation (FDOT) District 4 that was executed on December 5, 2017, to share responsibility for Florida Department of Environmental Protection (FDEP) National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit requirements, extending the Agreement term retroactively from January 5, 2022, through January 4, 2023, providing for additional funding in the amount of \$24,582, and authorize the Mayor and Clerk to execute same.		
<b>Sponsors:</b>			
<b>Indexes:</b>	Established Commission Goals		
<b>Code sections:</b>			
<b>Attachments:</b>	1. Exhibit 1 - 2017 Joint Participation Agreement with FDOT, 2. Exhibit 2 - Amendment to Joint Participation Agreement with FDOT		

Date	Ver.	Action By	Action	Result
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### Broward County Commission Regular Meeting

**Director's Name:** Leonard Vialpando

**Department:** Resilient Environment **Division:** Environmental Permitting Division

### Information

#### Requested Action

MOTION TO APPROVE Amendment to Joint Participation Agreement (JPA) by and between Broward County and Florida Department of Transportation (FDOT) District 4 that was executed on December 5, 2017, to share responsibility for Florida Department of Environmental Protection (FDEP) National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit requirements, extending the Agreement term retroactively from January 5, 2022, through January 4, 2023, providing for additional funding in the amount of \$24,582, and authorize the Mayor and Clerk to execute same.

#### Why Action is Necessary

Board approval is required to amend the 2017 JPA.

#### What Action Accomplishes

This action ensures the County and FDOT District 4 continue to satisfy the requirements of the FDEP NPDES-MS4 Permit, for Broward County and 28 co-permittees, including FDOT District 4, supported by this JPA.

#### Is this Action Goal Related

Yes

### **Previous Action Taken**

None taken.

### **Summary Explanation/Background**

THE RESILIENT ENVIRONMENT DEPARTMENT AND THE ENVIRONMENTAL PERMITTING DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTION.

This item supports the Board's Value of "Encouraging investments in renewable energy, sustainable practices, and environmental protection" and Goal 1: "Seek funding for, implement policies and pursue projects promoting the use of alternative energies and sustainable practices."

NPDES-MS4 Permit No. FLS000016-003 was issued pursuant to 40 CFR 122.26 and Section 403.0885 F.S. on January 5, 2017, to authorize the County and its 28 co-permittees, including FDOT District 4, to discharge to waters of the State in accordance with the approved stormwater management programs, effluent limitations, monitoring requirements, and other provisions, as set forth in the permit. A JPA by and between Broward County and FDOT District 4 was executed on December 5, 2017 (Exhibit 1). The 2017 JPA authorized cost sharing payments to Broward County, for a total of \$99,904 through January 4, 2022, for the technical activities required by the NPDES-MS4 Permit. This amendment to the JPA (see Exhibit 2) adds \$24,582 to the cost sharing payments and extends the JPA terms through January 4, 2023.

Retroactive approval is being requested because the amended JPA was not finalized until May 11, 2022.

The amendment to the JPA has been reviewed and approved as to form by the Office of the County Attorney.

### **Source of Additional Information**

David Vanlandingham, Director, Environmental Permitting Division, (954) 519-1478

### **Fiscal Impact**

#### **Fiscal Impact/Cost Summary**

The amendment to the JPA will generate revenue in the amount of \$24,582.