



ANNUAL REPORT FORM FOR INDIVIDUAL NPDES PERMITS FOR MUNICIPAL SEPARATE STORM SEWER SYSTEMS (RULE 62-624.600(2), F.A.C.)

- This Annual Report Form must be completed and submitted to the Department to satisfy the annual reporting requirements established in Rule 62-621.600, F.A.C.
- Submit this fully completed and signed form and any REQUIRED attachments by mail to the address in the box at right.
- Refer to the Form Instructions for guidance on completing each section.
- Please print or type information in the appropriate areas below.

Submit the form and attachments to:
 Florida Department of Environmental
 Protection
 Mail Station 2500
 2600 Blair Stone Road
 Tallahassee, Florida 32399-2400

SECTION I. BACKGROUND INFORMATION

A.	Permittee Name: City of Riviera Beach		
B.	Permit Name: Palm Beach County Municipal Separate Storm Sewer System (MS4)		
C.	Permit Number: FLS000018-003 (Cycle 3)		
D.	Annual Report Year: ☐ Year 1 ☒ Year 2 ☐ Year 3 ☐ Year 4 ☐ Year 5 ☐ Other, specify Year:		
E.	Reporting Time Period (month/year): October/ 2011 through September / 2012		
F.	Name of the Responsible Authority: Brynt Johnson		
	Title: Director of Public Works		
	Mailing Address: 2391 Avenue L		
	City: Riviera Beach	Zip Code: 33404	County: Palm Beach
	Telephone Number: 561-845-4080		Fax Number: 561-840-4845
	E-mail Address: bjohnson@rivierabch.com		
G.	Name of the Designated Stormwater Management Program Contact (if different from Section I.F above): Jevon White		
	Title: Stormwater Supervisor		
	Department: Public Works – Stormwater Management Utility Division		
	Mailing Address: 2391 Avenue L		
	City: Riviera Beach	Zip Code: 33404	County: Palm Beach
	Telephone Number: 561-845-4080		Fax Number: 561-840-4845
	E-mail Address: jwhite@rivierabch.com or jprussing@rivierabch.com		

SECTION II. MS4 MAJOR OUTFALL INVENTORY (Not Applicable In Year 1)

A.	Number of outfalls ADDED to the outfall inventory in the current reporting year (insert "0" if none): 0 (Does this number include non-major outfalls? ☐ Yes ☐ No ☒ Not Applicable)
B.	Number of outfalls REMOVED from the outfall inventory in the current reporting year (insert "0" if none): 0 (Does this number include non-major outfalls? ☐ Yes ☐ No ☒ Not Applicable)
C.	Is the change in the total number of outfalls due to lands annexed or vacated? ☐ Yes ☐ No ☒ Not Applicable

SECTION III. MONITORING PROGRAM

A.	Provide a brief statement as to the status of monitoring plan implementation: <i>The monitoring plan is carried out as a joint effort by the Palm Beach County Co-permittees. Please see the 9th Year Palm Beach County Joint Annual Report for the monitoring information.</i>
B.	Provide a brief discussion of the monitoring results to date: <u>DEP Notes:</u> <i>The monitoring plan is carried out as a joint effort by the Palm Beach County Co-permittees. Please see the 9th Year Palm Beach County Joint Annual Report for the monitoring information.</i>
C.	Attach a monitoring data summary, as required by the permit. Please see the 9 th Year Palm Beach County Joint Annual Report.

SECTION IV. FISCAL ANALYSIS

A.	Total expenditures for the NPDES stormwater management program for the current reporting year: \$2,350,689 <i>DEP Note: If program resources have decreased from the previous year, attach a discussion of the impacts on the implementation of the SWMP as per Part II.F of the permit.</i>
B.	Total budget for the NPDES stormwater management program for the subsequent reporting year: \$4,245,664

SECTION V. MATERIALS TO BE SUBMITTED WITH THIS ANNUAL REPORT FORM

Only the following materials are to be submitted to the Department along with this fully completed and signed Annual Report Form (check the appropriate box to indicate whether the item is attached or is not applicable):

Attached	N/A	
☒	☐	***DEP Note: Please complete Checklists A & B at the end of the tailored form.*** Any additional information required to be submitted in this current annual reporting year in accordance with Part III.A of your permit that is not otherwise included in Section VII below.
☒	☐	A monitoring data summary as directed in Section III.C above and in accordance with Rule 62-624.600(2)(c), F.A.C.
☒	☐	Year 1 ONLY: An inventory of all known major outfalls and a map depicting the location of the major outfalls (hard copy or CD-ROM) in accordance with Rule 62-624.600(2)(a), F.A.C.
☐	☒	Year 3 ONLY: The estimates of pollutant loadings and event mean concentrations for each major outfall or each major watershed in accordance with Rule 62-624.600(2)(b), F.A.C.
☐	☒	Year 4 ONLY: Permit re-application information in accordance with Rule 62-624.420(2), F.A.C.

DO NOT SUBMIT ANY OTHER MATERIALS

(such as records and logs of activities, monitoring raw data, public outreach materials, etc.)

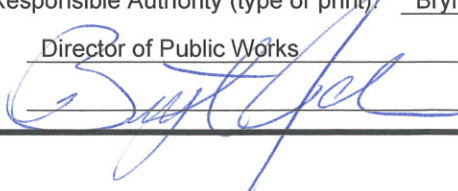
SECTION VI. CERTIFICATION STATEMENT AND SIGNATURE

The Responsible Authority listed in Section I.F above must sign the following certification statement, as per Rule 62-620.305, F.A.C:

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 gathered and evaluated the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the 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.

Name of Responsible Authority (type or print): Brynt Johnson

Title: Director of Public Works

Signature:  Date: 3/28/2013

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
Part III.A.1	Structural Controls and Stormwater Collection Systems Operation				
	Maintain an up-to-date inventory of the structural controls and roadway stormwater collection structures operated by the permittee, including, at a minimum, all of the types of control structures listed in Table II.A.1.a of the permit. Report the current known inventory.				
	DEP Note: The permittee needs to "customize" this section by adding any structural controls to the list below that are part of the permittee's MS4 currently or are planned for the future. The permittee may remove any structural controls listed that it does not have currently or will likely not have during this permit cycle. Please see the attached description of each type of structure. In addition, the permittee may choose its own unit of measurement for each structural control to be consistent with the unit of measurement in the documentation. Unit options include: miles, linear feet, acres, etc.				
	Report the number of inspection and maintenance activities conducted for each type of structure included in Table II.A.1.a, and the percentage of the total inventory of each type of structure inspected and maintained. If the minimum inspection frequencies set forth in Table II.A.1.a were not met, provide as an attachment an explanation of why they were not and a description of the actions that will be taken to ensure that they will be met.				
	DEP Note: If the minimum inspection frequencies set forth in Table II.A.1.a of the permit were not met for one or more type of structure, the permittee must provide as an attachment an explanation of why they were not and a description of the actions that will be taken to ensure that they will be met. Please provide the title of the attached explanation in Column D and the name of the entity who finalized the explanation in Column E.				
	Type of Structure	Number of Activities Performed			Entity Performing the Activity
		Total Number of Structures	Number of Inspections	Percentage Inspected	Number of Maintenance Activities
				Percentage Maintained	
	Exfiltration trench / French drains (linear feet)				
	Swales (miles)	11	11	100	0
	Wet detention systems	10	20	100	100
	Pollution control boxes	2	10	100	100
	Major stormwater outfalls	14	14	100	100
	Weirs or other control structures	2	6	100	100
	MS4 pipes / culverts (miles)	40	100	100	50
	Inlets / catch basins / grates	400	300	75	20
	Conveyance canals (miles)	33	50	100	100
	ATTACH explanation if any of the minimum inspection frequencies in Table II.A.1.a were not met				
					All met

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	Year 1 ONLY: Attach a map of all known major outfalls as per Rule 62-624.600(2)(a), F.A.C.		Gen. Revision Map	CRB Engineering / L. Samadi	See attachment
Part III.A.2	Areas of New Development and Significant Redevelopment				
	Report the number of new development and significant redevelopment projects reviewed by the permittee for post-development stormwater considerations. <i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. This provision DOES NOT APPLY to Indian Trail Improvement District (ITID), Northern Palm Beach County Improvement District (NPBCID), South Indian River Water Control District (SIRWCD), and FDOT.</i>				
	Number of new development / significant redevelopment projects reviewed	0			N/A
	Provide in the Year 2 Annual Report the summary report of the review of local codes activity. Provide in the Year 4 Annual Report the follow-up report on plan implementation of modifying codes to allow low impact design BMPs. <i>DEP Note: Refer to Part III.A.2 of the permit for details regarding what the review entails, and what must be included in the summary report and follow-up report. Please provide the title of the attached report in Column D and the name of the entity who finalized the report in Column E. This provision DOES NOT APPLY to ITID, NPBCID, SIRWCD, and FDOT.</i>				
	Year 2 ONLY: Attach the summary report of the review activity				N/A
	Year 4 ONLY: Attach the follow-up report on plan implementation				N/A
Part III.A.3	Roadways				
	Annually review (and revise, as needed) and implement the permittee's written procedures for the litter control program(s) for public streets, roads, and highways, including rights-of-way, employed within the permittee's jurisdictional area and properly dispose of collected material. Implement the program on a monthly, or on an as needed, basis. Report on the litter control program, including the frequency of litter collection, an estimate of the total number of road miles cleaned or amount of area covered by the activities, and an estimate of the quantity of litter collected. <i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. In addition, the permittee may choose its own units of measurement for the reporting items. Unit options for the amount of litter include: bags, cubic yards, pounds, tons. Unit options for the amount of area covered by the activity include: square feet, linear feet, yards, miles, acres. If all litter collection is performed by staff or by contractors, but not by both, please remove the non-applicable reporting items.</i>				
	PERMITTEE Litter Control Program: Frequency of litter collection	Daily	DPW / Maintenance Schedule	CRB DPW / SMU	
	PERMITTEE Litter Control Program: Estimated amount of area maintained (linear feet)	8,400	DPW / Maintenance Schedule	CRB DPW / SMU	
	PERMITTEE Litter Control Program: Estimated amount of litter collected (cubic yards)	560	DPW / Maintenance Schedule	CRB DPW / SMU	
	CONTRACTOR Litter Control Program: Frequency of litter collection	0			Not Contracted
	CONTRACTOR Litter Control Program: Estimated amount of area maintained (linear feet)	0			Not Contracted
	CONTRACTOR Litter Control Program: Estimated amount of litter collected (cubic yards)	0			Not Contracted
	If an Adopt-A-Road or similar program is implemented, report the total number of road miles cleaned and an estimate of the quantity of litter collected.				

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE					
A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	<i>DEP Note: The permittee may choose its own unit of measurement for the amount of litter collected. Unit options include: bags, cubic yards, pounds, tons. If an Adopt-A-Road or similar program is not implemented by the permittee, please note that in Column F but do not remove the Adopt-A-Road Program reporting items.</i>				
	Keep PBC Beautiful Trash Pick-up Events: Total miles cleaned	0			
	Keep PBC Beautiful Trash Pick-up Events: Estimated amount of litter collected (cubic yards)	0			
	Adopt-A-Street Program: Total miles cleaned	12	Adopt-A-Street / Adopt-A-Spot Groups Forms	CRB DPW / SMU	
	Adopt-A-Street Program: Estimated amount of litter collected (cubic yards)	1.25	Adopt-A-Street / Adopt-A-Spot Groups Forms	CRB DPW / SMU	
	Report on the street sweeping program, including the frequency of the sweeping, total miles swept, an estimate of the quantity of sweepings collected, and the total nitrogen (TN) and total phosphorus (TP) loadings that were removed by the collection of sweepings. If no street sweeping program is implemented, provide the explanation of why not in the Year 1 Annual Report.				
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. Also, the permittee may choose its own unit of measurement for the amount of sweeping material collected. Unit options include: cubic yards, pounds, tons.</i>				
	<i>DEP Note: If the permittee has curbs and gutters but no street sweeping program is implemented, the permittee must provide an explanation of why not in the Year 1 Annual Report. Refer to Part III.A.3 of the permit for the information that must be included in the explanation (including the alternate BMPs used or planned in lieu of street sweeping). Please provide the title of the attached explanation in Column D and the name of the entity who finalized the explanation in Column E.</i>				
	Frequency of street sweeping	Bi-Weekly	DPW / Maintenance Schedule	CRB DPW / SMU	
	Total miles swept (per year)	3,944	DPW / Maintenance Schedule	CRB DPW / SMU	
	Estimated quantity of sweeping material collected (cubic yards)	1,038	DPW / Maintenance Schedule	CRB DPW / SMU	
	Total nitrogen loadings removed (pounds)	1,340	FSA Street Sweeping Removal Rates	CRB DPW / SMU	
	Total phosphorus loadings removed (pounds)	859	FSA Street Sweeping Removal Rates	CRB DPW / SMU	
	Year 1 ONLY: If have curbs and gutters, attach explanation of why no street sweeping program and the alternate BMPs used or planned				N/A
	Annually review (and revise, as needed) and implement the permittee's written standard practices to reduce the pollutants in stormwater runoff from areas associated with road repair and maintenance, and from permittee-owned or operated equipment yards and maintenance shops that support road maintenance activities. Report the number of applicable facilities and the number of inspections conducted for each facility.				
	<i>DEP Note: The permittee needs to "customize" this section by listing the names of the applicable facilities in Column B and the number of inspections of each</i>				

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	facility in Column C. Add more rows if necessary. If "0" is reported in Column C for the number of inspections conducted and the permittee has one or more applicable facilities, please provide an explanation in Column F for why no inspections were conducted. In addition, if the same facility is applicable under both Parts III.A.3 and III.A.5 of the permit, the same site inspection can count towards both inspection requirements as long as it covers the applicable waste area(s). Be sure to report the site inspection under both Parts III.A.3 and III.A.5.				
		Number of Inspections			
	Name of facility #1: Department of Public Works & Purchasing	1	DPW / Work Order	CRB DPW / SMU	
	Name of facility #2:				N/A
	Name of facility #3:				N/A
	Name of facility #4:				N/A
Part III.A.4	Flood Control Projects				
	Report the total number of flood control projects that were constructed by the permittee during the reporting period and the number of those projects that did NOT include stormwater treatment. The permittee shall provide a list of the projects where stormwater treatment was not included with an explanation for each of why it was not. Report on any stormwater retrofit planning activities and the associated implementation of retrofitting projects to reduce stormwater pollutant loads from existing drainage systems that do not have treatment BMPs. <u>DEP Note:</u> A "stormwater retrofit project" is one implemented primarily to provide stormwater treatment. <u>DEP Note:</u> The status of the flood control and retrofit projects should be reported as of the last day of the applicable reporting period. Therefore, there should be no duplication for those reported as planned, for those reported as under construction and for those reported as completed. <u>DEP Note:</u> If applicable, please provide the title of the attached list of flood control projects that did not include stormwater treatment in Column D and the name of the entity who finalized the list in Column E.				
	Flood control projects completed during the reporting period	8	DPW / Work Order	CRB DPW / SMU	
	Flood control projects completed during the reporting period that did <u>not</u> include stormwater treatment	0			N/A
	ATTACH a list of the flood control projects that did <u>not</u> include stormwater treatment and an explanation for each of why it was not				N/A
	Stormwater retrofit projects planned	5	DPW / Work Order	CRB DPW / SMU	
	Stormwater retrofit projects under construction during the reporting period	2	DPW / Work Order	CRB DPW / SMU	
	Stormwater retrofit projects completed during the reporting period	4	DPW / Work Order	CRB DPW / SMU	
Part III.A.5	Municipal Waste Treatment, Storage, and Disposal Facilities Not Covered by an NPDES Stormwater Permit				
	Annually review (and revise, as needed) and implement the permittee's written procedures for inspections and the implementation of measures to control discharges from the following facilities that are not otherwise covered by an NPDES stormwater permit: - Operating municipal landfills; - Municipal waste transfer stations; - Municipal waste fleet maintenance facilities; and - Any other municipal waste treatment, waste storage, and waste disposal facilities.				

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	Report the number of applicable facilities and the number of the inspections conducted for each facility. <i>DEP Note: The permittee needs to "customize" this section by listing the names of the applicable facilities in Column B and the number of inspections of each facility in Column C. Add more rows if necessary. If "0" is reported in Column C for the number of inspections conducted and the permittee has one or more applicable facilities, please provide an explanation in Column F for why no inspections were conducted. An applicable facility under Part III.A.5 includes, but is not limited to, those facilities/yards where street sweeping material and/or yard waste are temporary stockpiled, and where solid waste collection vehicles are parked and/or maintained. In addition, if the same facility is applicable under both Parts III.A.3 and III.A.5 of the permit, the same site inspection can count towards both inspection requirements as long as it covers the applicable waste area(s). Be sure to report the site inspection under both Parts III.A.3 and III.A.5.</i>				
		Number of Inspections			
	Name of facility #1: No Facilities	0			N/A
	Name of facility #2:				
	Name of facility #3:				
	Name of facility #4:				
Part III.A.6	Pesticides, Herbicides, and Fertilizer Application				
	Continue to require proper certification and licensing by the Florida Department of Agriculture and Consumer Services (FDACS) for all applicators contracted to apply pesticides, herbicides, or fertilizers on permittee-owned property, as well as any permittee personnel employed in the application of these products. Report the number of permittee personnel applicators and contracted commercial applicators of pesticides and herbicides who are FDACS certified / licensed. Report the number of permittee personnel and contractors who have been trained through the Green Industry BMP Program, and the number of contracted commercial applicators of fertilizer who are FDACS certified / licensed. <i>DEP Note: If "0" is reported in Column C for any of the reporting items, please include in Column F an explanation of why training was not provided to / obtained by personnel and contractors during the applicable reporting year; the most recent year that training / certification was previously provided / obtained, and the names of the personnel and contractors previously trained / certified.</i>				
	PERSONNEL: Florida Department of Agriculture and Consumer Services (FDACS) certified applicators of pesticides and herbicides	2	State Certificate	CRB DPW / SMU	Michael Russell / Jevon White
	CONTRACTORS: FDACS certified / licensed applicators of pesticides and herbicides	0			Not Contracted
	CONTRACTORS: FDACS certified / licensed applicators of fertilizer	0			Not Required until 2014
	PERSONNEL: Green Industry BMP Program training completed	0			Not Required until 2014
	CONTRACTORS: Green Industry BMP Program training completed	0			Not Required until 2014
	Pursuant to SB 2080 (2009), all local governments are encouraged to adopt a Florida-friendly Landscaping Ordinance similar to the one set forth in the document "Florida-friendly Guidance Models for Ordinances, Covenants and Restrictions." If the broader Florida-friendly ordinance described above is not adopted, then <u>all local governments within the watershed of a nutrient-impaired water body shall adopt the Department's Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes pursuant to SB 494 (2009) or an ordinance that includes all of the requirements set forth in the Model Ordinance. The ordinance shall be adopted within 24 months of the date of permit issuance. Provide a copy of the adopted ordinance with the subsequent Year 1 or Year 2 Annual Report.</u>				

[illegible]

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	inspected during routine inspections and maintenance of the MS4, in association with high risk industrial facilities or construction sites, or in response to citizen or staff reports.				
	<u>DEP Note:</u> Refer to Part III.A.7.c of the permit for what must be included in the written proactive inspection program plan. Please provide the title of the attached plan in Column D and the name of the entity who finalized the plan in Column E. Proactive inspections for suspected illicit discharges / connections / dumping Illicit discharges / connections / dumping found during a proactive inspection Notices of Violation (NOVs) / warning letters / citations issued for illicit discharges / connections / dumping found during a proactive inspection Fines issued for illicit discharges / connections / dumping found during a proactive inspection Year 1 ONLY: Attach the written proactive inspection program plan Annually review (and revise, as needed) and implement the permittee's written procedures to conduct reactive investigations to identify and eliminate the source(s) of illicit discharges, illicit connections or improper disposal to the MS4, based on reports received from permittee personnel, contractors, citizens, or other entities regarding suspected illicit activity. Report on the reactive investigation program as it relates to reports of suspected illicit discharges, including the number of reports received, the number of investigations conducted, the number of illicit activities found, and the number and type of enforcement actions taken. <u>DEP Note:</u> If the number of reports received differs from the number of reactive investigations, please provide an explanation for the discrepancy in Column F. In addition, the permittee should re-word the "NOVs / warning letters / citations issued" reporting item to more accurately reflect its particular initial enforcement activity, if necessary.	14	DPW / Work Order	CRB DPW / SMU	
		1	DPW / Work Order	CRB DPW / SMU	N/A
		1	Email / Code Enforcement Notification	CRB DPW / SMU	N/A
		0		CRB Code Enforcement	N/A
					N/A
	Reports of suspected illicit connections / discharges / dumping received Reactive investigations of reports of suspected illicit discharges / connections / dumping Illicit discharges / connections / dumping found during a reactive investigation Notices of Violation (NOVs) / warning letters / citations issued for illicit discharges / connections / dumping found during a reactive investigation Fines issued for illicit discharges / connections / dumping found during a reactive investigation During Year 1 of the permit, develop and implement a written plan for the training of all appropriate permittee personnel (including field crews, fleet maintenance staff, and inspectors) and contractors to identify and report conditions in the stormwater facilities that may indicate the presence of illicit discharges / connections / dumping to the MS4. Follow-up training shall be provided annually. Report the number and type of training activities, and the number of permittee personnel and contractors trained (both in-house and outside training). <u>DEP Note:</u> If "0" is reported for either reporting item, please include in Column F an explanation of why training was not provided to / obtained by personnel and contractors during the applicable reporting year, the most recent year that training was previously provided / obtained, and the names of the personnel and contractors previously trained.	0			None Reported
		0			N/A
		0			N/A
		0			N/A
		0			N/A
	Personnel trained Initial Training 3 Refresher Training 7		Sign-In Sheet	PBC NPDES	

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	Contractors trained	0		Steering Committee	
Part III.A.7.d	Illicit Discharges and Improper Disposal — Spill Prevention and Response Annually review (and revise, as needed) and implement the permittee's written spill-prevention/spill-response plan and procedures to prevent, contain, and respond to spills that discharge into the MS4. Report on the spill prevention and response activities, including the number of spills addressed. <i>DEP Note: The permittee may report the number of hazardous material spills separately from the number of non-hazardous material spills, or report one combined number, to more accurately reflect its tracking of these spills.</i>				
	Hazardous and non-hazardous material spills responded to	17	Email from Fire Chief Peter LeDuc, Riviera Beach Fire Department, to Jevon White	Fire Department	
	During Year 1 of the permit, develop and implement a written plan for the training of all appropriate permittee personnel (including field crews, firefighters, fleet maintenance staff and inspectors) and contractors on proper spill prevention, containment, and response techniques and procedures. Follow-up training shall be provided annually. Report the number and type of training activities, and the number of permittee personnel and contractors trained (both in-house and outside training). <i>DEP Note: If "0" is reported for either reporting item, please include in Column F an explanation of why training was not provided to / obtained by personnel and contractors during the applicable reporting year, the most recent year that training was previously provided / obtained, and the names of the personnel and contractors previously trained.</i>				
	Initial Training	Refresher Training			
	Personnel trained	0	67	State of Florida, DOH, Bureau of Radiation Control	Radiological
	Contractors trained	0	0		N/A
Part III.A.7.e	Illicit Discharges and Improper Disposal — Public Reporting During Year 1 of the permit, develop and implement a written public education and outreach program plan to promote, publicize, and facilitate public reporting of the presence of illicit discharges and improper disposal of materials into the MS4. Report on the public education and outreach activities that are performed or sponsored by the permittee within the permittee's jurisdiction to encourage the public reporting of suspected illicit discharges and improper disposal of materials, including the type and number of activities conducted, the type and number of materials distributed, the percentage of the population reached by the activities in total, and the number of Web site visits (if applicable). <i>DEP Note: The permittee should "customize" the list of public outreach activities by removing items or adding items to the list below as appropriate to their particular public outreach program. However, the reporting item of "Estimated percentage of the population reached by the activities in total" must remain unless the permittee chooses to reference the PBC Joint AR, as demonstrated in the first reporting item below. The permittee may add more specifics to the reporting</i>				

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

[illegible]

Part III.A.7.f	Illicit Discharges and Improper Disposal — Oils, Toxics, and Household Hazardous Waste Control During Year 1 of the permit, develop and implement a written public education and outreach program plan to encourage the proper use and disposal of used motor vehicle fluids, leftover hazardous household products, and lead acid batteries. Report on the public education and outreach activities that are performed or sponsored by the permittee within the permittee's jurisdiction to encourage the proper use and disposal of oils, toxics, and household hazardous waste, including the type and number of activities conducted, the type and number of materials distributed, the amount of waste collected / recycled / properly disposed, the percentage of the population reached by the activities in total, and the number of Web site visits (if applicable). <u>DEP Note:</u> The permittee should "customize" the list of public outreach activities by removing items or adding items to the list below as appropriate to their particular public outreach program. However, the reporting item of "Estimated percentage of the population reached by the activities in total" must remain unless the permittee chooses to reference the PBC Joint AR, as demonstrated in the first reporting item below. The permittee may add more specifics to the reporting items, such as the name of the brochure or newsletter distributed. If "0" is reported in Column C for all the reporting items, and the PBC Joint AR is not referenced, please include in Column F an explanation for why no outreach was performed. <u>DEP Note:</u> All the co-permittees may refer to the PBC Joint AR in place of reporting individual items as demonstrated in the first line below. The co-permittees may remove all the other reporting items if they include reference to the PBC Joint AR. However, a permittee can choose to also report any outreach activities it performs in addition to the joint effort — in such a case, please keep the reporting items that are applicable.
-------------------	--

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE					
A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	Activity to reduce/eliminate SSOs and inflow / infiltration: Emergency generator added	Station redundancy is at work	Utility Service Records	Utilities Department	
	SSO incidents discovered	2	Utility Service Records	Utilities Department	
	SSO incidents resolved	2	Utility Service Records	Utilities Department	
	Inflow / infiltration incidents discovered	8	Utility Service Records	Utilities Department	
	Inflow / infiltration incidents resolved	7	Utility Service Records	Utilities Department	
	Name of owner of the sanitary sewer system City of Riviera Beach				
Part III.A.8.a	Industrial and High-Risk Runoff — Identification of Priorities and Procedures for Inspections Continue to maintain an up-to-date inventory of all existing high risk facilities discharging into the permittee's MS4. The inventory shall identify the outfall and surface water body into which each high risk facility discharges. For the purposes of this permit, high risk facilities include: • Operating municipal landfills; • Hazardous waste treatment, storage, disposal and recovery facilities; • Facilities that are subject to EPCRA Title III, Section 313 (also known as the Toxics Release Inventory (TRI)) maintained by the U.S. EPA); and • Any other industrial or commercial discharge that the permittee determines is contributing a substantial pollutant loading to the permittee's MS4. This could include facilities identified through the proactive inspection program as per Part III.A.7.c of the permit. Report on the high risk facilities inventory, including the type and total number of high risk facilities and the number of facilities newly added each year. <u>DEP Note:</u> The TRI is updated every spring / summer by the U.S. EPA at www.epa.gov/triexplorer. Select "Facility" on the left, chose your Geographic Location, and then select "Generate Report." Please indicate in Column F when (month / year) you last checked EPA's TRI for applicable facilities. <u>DEP Note:</u> The total number of high risk facilities reported needs to equal the sum of the numbers of the four types of applicable facilities. During Year 1 of the permit, develop and implement a written plan for conducting inspections of high risk facilities to determine compliance with all appropriate aspects of the stormwater program. While the permittee may determine the order and frequency of the inspections, the permittee shall inspect each identified facility at least once during the permit term; however, facilities identified as high risk due to the findings of the proactive inspection program as per Part III.A.7.c of the permit shall be inspected annually. Report on the high risk facilities inspection program, including the number of inspections conducted and the number and type of enforcement actions taken. <u>DEP Note:</u> If "0" is reported for the number of inspections conducted and the permittee has one or more high risk facilities, please provide an explanation in Column F for why no inspections were conducted. In addition, the permittee should re-word the "NOVs / warning letters / citations issued" reporting item to more accurately reflect its particular initial enforcement activity, if necessary				

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
		For violations discovered during a high risk inspection			
		Number of Facilities	Inspections	Fines issued	Notices of Violation (NOVs) / warning letters / citations issued
	Total high risk facilities	3			
	New high risk facilities added to the inventory during the current reporting period	0			N/A
	Operating municipal landfills	1	0	0	
	Hazardous waste treatment, storage, disposal and recovery (HWTSDR) facilities	0	0	0	N/A
	EPCRA Title III, Section 313 facilities (that are not landfills or HWTSDR facilities)	2	2	0	EPA Facilities Report
Part III.A.8.b	Facilities determined as high risk by the permittee through the proactive inspections as per Part III.A.7.c	0			N/A
	Other facilities determined as high risk by the permittee (that are not facilities identified through the proactive inspections)	0			N/A
	Industrial and High-Risk Runoff — Monitoring for High Risk Industries				
	Sampling of the discharge to the stormwater system may be required on an as-needed basis in the event that inspections of high-risk facilities disclose suspected illicit discharges to the MS4. New high-risk industrial facilities as defined in 40 CFR 122.26(d)(2)(iv)(C) must be evaluated to determine if the new discharge is contributing a substantial pollutant load to the MS4. The evaluation may include site-specific monitoring. Report the number of high risk facilities sampled.				
	High risk facilities sampled		0		N/A
Part III.A.9.a	Construction Site Runoff — Site Planning and Non-Structural and Structural Best Management Practices				
	Continue to implement the local codes or land development regulations and the written pre-construction site plan review procedures that require the use and maintenance of appropriate structural and non-structural erosion and sedimentation controls during construction to reduce the discharge of pollutants to the MS4. Report the number of permittee and private pre-construction site plans reviewed for stormwater, erosion, and sedimentation controls, and the number approved.				
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C.</i>				
	PERMITTEE SITES: Construction site plans reviewed	48	Inspection Summary Report	DPW Engineering	
	PERMITTEE SITES: Construction site plans approved	48	Inspection Summary Report	DPW Engineering	

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	PRIVATE SITES: Construction site plans reviewed	0			N/A
	PRIVATE SITES: Construction site plans approved	0			N/A
	Annually review (and revise, as needed) and implement the permittee's written procedures to notify all new development / redevelopment permit applicants of the need to obtain all required stormwater permits. Report the number of new development/redevelopment permit applicants notified of the ERP and CGP, and the number of applicants who confirmed ERP and CGP coverage.				
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. If the number of applicants notified of ERP or CGP coverage is less than the number of construction site plans reviewed, please provide an explanation for the discrepancy in Column F.</i>				
	Notified of ERP stormwater permit requirements	13	Inspection Summary Report	DPW Engineering	
	Confirmed ERP coverage	3	Inspection Summary Report	DPW Engineering	
	Notified of CGP stormwater permit requirements	13	Inspection Summary Report	DPW Engineering	
	Confirmed CGP coverage	3	Inspection Summary Report	DPW Engineering	
Part III.A.9.b	Construction Site Runoff — Inspection and Enforcement				
	As an attachment to the Year 1 Annual Report, the permittee shall submit a written plan that details the standard operating procedures for implementation of the stormwater, erosion and sedimentation inspection program for construction sites discharging stormwater to the MS4. The permittee shall implement the plan for inspecting construction sites immediately upon written approval by the Department. Prior to Department approval, the permittee shall continue to perform inspections in accordance with its previously developed construction site inspection procedures. Report on the inspection program for privately-operated and permittee-operated construction sites, including the number of active construction sites during the reporting year, the number of inspections of active construction sites, the percentage of active construction sites inspected, and the number and type of enforcement actions / referrals taken.				
	<i>DEP Note: If "0" is reported in Column C for the number of inspections conducted, please provide an explanation in Column F of why no inspections were conducted. If the number of inspections reported is equal to or less than the number of active construction sites, or the percentage inspected is less than 100%, please provide an explanation in Column F. In addition, the permittee should re-word the "NOVs / warning letters / citations issued" reporting item to more accurately reflect its particular initial enforcement activity, if necessary.</i>				
	<i>DEP Note: Refer to Part III.A.9.b of the permit for what must be included in the construction site inspection program plan. Please provide the title of the attached plan in Column D and the name of the entity who finalized the plan in Column E.</i>				
	PERMITTEE SITES: Active construction sites	145	Inspection Summary Report	DPW Engineering	
	PERMITTEE SITES: Inspections of active construction sites for proper stormwater, erosion and sedimentation BMPs	290	Inspection Summary Report	DPW Engineering	Ongoing
	PERMITTEE SITES: Percentage of active construction sites inspected	100	Inspection Summary Report	DPW Engineering	
	PRIVATE SITES: Active construction sites	0	Inspection Summary Report	DPW Engineering	N/A
	PRIVATE SITES: Inspections of active construction sites for proper stormwater, erosion and sedimentation BMPs	0	Inspection Summary Report	DPW Engineering	N/A

SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE

A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	PRIVATE SITES: Percentage of active construction sites inspected	0	Inspection Summary Report	DPW Engineering	N/A
	Notices of Violation (NOVs) / warning letters / citations issued	0	Inspection Summary Report	DPW Engineering	N/A
	Stop Work Orders issued	0			N/A
	Fines issued	0			N/A
	Year 1 ONLY: Attach the written construction site inspection program plan				
Part III.A.9.c	Construction Site Runoff — Site Operator Training				
	During Year 1 of the permit, develop and implement a written plan for stormwater training / outreach for construction site plan reviewers, site inspectors and site operators. Provide training for permittee personnel (employed by or under contract with the permittee) and private persons involved in the site plan review, inspection or construction of stormwater management, erosion, and sedimentation controls. All inspectors of construction sites shall be certified through the Florida Stormwater, Erosion, and Sedimentation Control Inspector Training program, or an equivalent program approved by the Department. Follow-up training shall be provided annually. Report the number and type of training activities, the number of inspectors, site plan reviewers and site operators trained (both in-house and outside training), and the number of private persons trained by the permittee. <u>DEP Note:</u> If "0" is reported for any of these reporting items, please include in Column F an explanation of why training was not provided to / obtained by the permittee's staff and private persons during the applicable reporting year. <u>DEP Note:</u> The permittee should report only the number of staff and private persons (i.e., private construction site operators) trained / certified during the applicable reporting year, and then note in Column F the number of staff and private persons who were previously trained / certified. Private site operator training can include pre-construction meetings.				
	Permittee construction site inspectors	3		PBC NPDES Steering Committee	(Site Operator Trng.) 5/26/10-5/27/10, (Refresher Videos) 3/16/11
	Permittee construction site plan reviewers	1		PBC NPDES Steering Committee	Sediment, Erosion Control, Site Inspector State Certification May 2005
	Permittee construction site operators	0			N/A
	Private persons	0			N/A

SECTION VIII. CHANGES TO THE STORMWATER MANAGEMENT PROGRAM (SWMP) ACTIVITIES (Not Applicable In Year 4)

A.	Permit Citation/ SWMP Element	Proposed Changes to the Stormwater Management Program Activities Established as Specific Requirements Under Part III.A of the Permit (Including the Rationale for the Change) — REQUIRES DEP APPROVAL PRIOR TO CHANGE IF PROPOSING TO REPLACE OR DELETE AN ACTIVITY. <i>DEP Note: There may be changes deemed necessary after developing / reviewing your plans and SOPs as per Part III.A of the permit, after completing your SWMP evaluation as per Part VI.B.2 of the permit, or due to a TMDL / BMAP as per Part VIII.B of the permit.</i>
		N/A
B.	Permit Citation/ SWMP Element	Changes to the Stormwater Management Program Activities NOT Established as Specific Requirements Under Part III.A of the Permit (Including the Rationale for the Change) <i>DEP Note: There may be changes deemed necessary after developing / reviewing your plans and SOPs as per Part III.A of the permit, after completing your SWMP evaluation as per Part VI.B.2 of the permit, or due to a TMDL / BMAP as per Part VIII.B of the permit.</i>
		N/A

CHECKLIST A: ATTACHMENTS TO BE SUBMITTED WITH THE ANNUAL REPORTS

Below is a list of items required by the permit that may need to be attached to the annual report. Please check the appropriate box to indicate whether the item is attached or is not applicable for the current reporting period. Please provide the number and the title of the attachments in the blanks provided.

Attached	N/A	Rule / Permit Citation	Required Attachment	Attachment Number	Attachment Title
☐	☒	Part II.F	EACH ANNUAL REPORT: If program resources have decreased from the previous year, a discussion of the impacts on the implementation of the SWMP.		
☐	☒	Part III.A.1	EACH ANNUAL REPORT: An explanation of why the minimum inspection frequency in Table II.A.1.a was not met, if applicable.		
☐	☒	Part III.A.4	EACH ANNUAL REPORT: A list of the flood control projects that did not include stormwater treatment and an explanation for each of why it did not, if applicable.		
☐	☒	Part III.A.7.a	EACH ANNUAL REPORT: A report on amendments / changes to the legal authority to control illicit discharges, connections, dumping, and spills, if applicable.		
☒	☐	Part V.B.9	EACH ANNUAL REPORT: Reporting and assessment of monitoring results. [Also addressed in Section III of the Annual Report Form]		See Joint Report
☒	☐	Part VI.B.2	EACH ANNUAL REPORT: An evaluation of the effectiveness of the SWMP in reducing pollutant loads discharged from the MS4 that, at a minimum, must include responses to the questions listed in the permit.	1	SWPPP Effectiveness and Plan
☐	☒	Part VIII.B.3.e	EACH ANNUAL REPORT: A status report on the implementation of the requirements in this section of the permit and on the estimated load reductions that have occurred for the pollutant(s) of concern.		
☐	☒	Part VIII.B.4.f	EACH ANNUAL REPORT after approval of the BPCP: The status of the implementation of the Bacterial Pollution Control Plan (BPCP).		
☐	☒	Rule 62-624.600(2)(a), FAC	YEAR 1: An inventory of all known major outfalls and a map depicting the location of the major outfalls (hard copy or CD-ROM).		
☐	☒	Part III.A.3	YEAR 1: If have curbs and gutters but no street sweeping program, an explanation of why no street sweeping program and the alternate BMPs used or planned.		Scheduled for end of 2013
☐	☒	Part III.A.6	YEAR 1 or YEAR 2: A copy of the adopted Florida-friendly Ordinance, if		
☐	☒	Part III.A.7.c	YEAR 1: A proactive illicit discharge / connection / dumping inspection program		
☐	☒	Part III.A.9.b	YEAR 1: A construction site inspection program plan. [For approval by DEP]		
☐	☒	Part II.A	YEAR 2: Stormwater Management Program (SWMP)		
☒	☐	Part III.A.2	YEAR 2: A summary report of a review of codes and regulations to reduce the stormwater impact from new development / redevelopment.	2	Summary Report
☐	☒	Part V.A.2	YEAR 3: Estimates of annual pollutant loadings and EMCs, and a table comparing the current calculated loadings with those from the previous two Year 3 ARs.		
☐	☒	Part III.A.2	YEAR 4: A follow-up report on plan implementation of changes to codes and regulations to reduce the stormwater impact from new development /		
☐	☒	Part V.A.3	YEAR 4: If the total annual pollutant loadings have not decreased over the past two permit cycles, revisions to the SWMP, as appropriate.		
☐	☒	Part V.B.3	YEAR 4: The monitoring plan (with revisions, if applicable).		
☐	☒	Part VII.C	YEAR 4: An application to renew the permit.		
☐	☒	Part VIII.B.3.d	YEAR 4: A TMDL Implementation Plan / Supplemental SWMP.		

CHECKLIST B: THE REQUIRED ANNUAL REVIEWS OF WRITTEN STANDARD OPERATING PROCEDURES (SOPs) & PLANS

The permit requires annual review, and revision if needed, of written Standard Operating Procedures (SOPs) and plans (e.g., public education and outreach, training, inspections). Please indicate your review status below. If you have made revisions that need DEP approval, you must complete Section VIII.A of the annual report.

Did not complete review of existing SOP / Plan	Developed new written SOP / Plan	Reviewed & no revision needed to existing SOP / Plan	Reviewed & revised existing SOP / Plan	Permit Citation	Description of Required SOPs / Plans
☐	☐	☒	☐	Part III.A.1	SOP and/or schedule of inspections and maintenance activities of the structural controls and roadway stormwater collection system.
☐	☐	☒	☐	Part III.A.2	SOP for development project review and permitting procedures and/or local codes and regulations for new development / areas of significant development.
☐	☐	☒	☐	Part III.A.3	SOP for the litter control program.
☐	☐	☒	☐	Part III.A.3	SOP for the street sweeping program.
☐	☐	☒	☐	Part III.A.3	SOP for inspections of equipment yards and maintenance shops that support road maintenance activities.
N/A	N/A	N/A	N/A	Part III.A.5	SOP for inspections of waste treatment, storage, and disposal facilities not covered by an NPDES stormwater permit.
☐	☐	☐	☒	Part III.A.6	Plan for public education and outreach on reducing the use of pesticides, herbicides and fertilizer.
N/A	N/A	N/A	N/A	Part III.A.6	Plan for pesticide, herbicide and fertilizer application training <i>DEP Note: A plan is not necessary since the FDACS certification / licensing program adequately fulfills the permit requirement.</i>
☐	☐	☒	☐	Part III.A.6	SOP for reducing the use of pesticides, herbicides and fertilizer, and for the proper application, storage and mixing of these products.
☐	☒	☐	☐	Part III.A.7.c	Plan for proactive illicit discharge / connections / dumping inspections.*
☐	☐	☒	☐	Part III.A.7.c	SOP for reactive illicit discharge / connections / dumping investigations.
☐	☐	☒	☐	Part III.A.7.c	Plan for illicit discharge training.
☐	☐	☒	☐	Part III.A.7.d	SOP for spill prevention and response efforts.
☐	☐	☒	☐	Part III.A.7.d	Plan for spill prevention and response training.
☐	☒	☐	☐	Part III.A.7.e	Plan for public education and outreach on how to identify and report the illicit discharges and improper disposal to the MS4.
☐	☒	☐	☐	Part III.A.7.f	Plan for public education and outreach on the proper use and disposal of oils, toxics and household hazardous waste.
☐	☐	☒	☐	Part III.A.7.g	SOP to reduce / eliminate sanitary wastewater contamination of the MS4.
☐	☒	☐	☐	Part III.A.8	SOP for inspections of high risk industrial facilities.
☐	☐	☒	☐	Part III.A.9.a	SOP for construction site plan review for stormwater, erosion and sedimentation controls, and ERP and CGP coverage.
☐	☐	☒	☐	Part III.A.9.b	Plan for inspections of construction sites.*
☐	☐	☒	☐	Part III.A.9.c	Plan for stormwater, erosion and sedimentation BMPs training.

* Revisions to these plans require DEP approval – please complete Section VIII.A of the annual report.

REMINDER LIST OF THE TMDL / BMAP REPORTS TO BE SUBMITTED <u>SEPARATELY</u> FROM AN ANNUAL REPORT			
Rule / Permit Citation		Report Title	Due Date
Part VIII.B.3.a	6 MONTHS from effective date of permit:	TMDL Prioritization Report.	9/2/11
Part VIII.B.3.b	12 MONTHS from effective date of permit:	TMDL Monitoring and Assessment Plan.	3/2/12
Part VIII.B.3.c	6 MONTHS from receiving analyses from the lab:	TMDL Monitoring Report.	TBD
Part VIII.B.4	30 MONTHS from effective date of permit:	A Bacterial Pollution Control Plan (BPCP).	9/2/13

**END OF REVISED TAILORED MS4 AR FORM
CYCLE 3 PERMIT**

ATTACHMENT #1

Attachment 1
SWMP Effectiveness
City of Riviera Beach

Year 2 Report

In accordance with Part VI.B.2.:

- The ANNUAL REPORT shall include as an attachment an evaluation of the effectiveness of the permittee's SWMP in reducing pollutant loads discharged from the MS4. At a minimum, the permittee shall attach to the ANNUAL REPORT an explanation of how its SWMP is addressing each of the following:
 1. Have stormwater pollutant loadings discharged from the MS4 decreased? Why or why not? *Yes, pollutant loadings have decreased. Effective programs include:*
 - a) *Continued implementation of litter and street sweeping programs.*
 - b) *Continued implementation of inspection and maintenance programs.*
 - c) *Public Education Program by the Group.*
 2. Which components of the SWMP are working well and are effective in reducing stormwater pollutant loadings? Why are they effective? *See above. The three programs above are effective because they detect and/or remove pollutants at the source.*
 3. Which components of the SWMP are not working well and need to be revised to make them more effective in reducing stormwater pollutant loadings? *None*
 4. Which components of the SWMP do not contribute to reducing stormwater pollutant loads and could be revised or eliminated, and why? *None*
 5. Is the monitoring program providing data that can be used to assess the effectiveness of the SWMP in reducing stormwater pollutant loadings, assess the effectiveness of specific BMPs, and determine where stormwater retrofitting projects should be prioritized for implementation? *Yes*

The evaluation is expected to be subjective and is intended to lead the permittee to consider which programs deserve more or less attention.

**City of Riviera Beach
Proactive Inspection Program**

1. Procedure and Criteria for identifying priority areas/facilities

According to the MS4 NPDES permit, priority areas for inspection should include:

- Areas with older infrastructure
- Industrial, commercial, or mixed use areas
- Areas with history of past illicit discharges and/or illegal dumping
- Areas with on-site sewage disposal systems
- Areas upstream of sensitive or impaired water bodies

To the extent of our MS4 contributing area; areas zoned as industrial and commercial; areas with on-site septic systems; and, currently identified impaired water body segments. "Older infrastructure" is not indicative of an increased potential to contain incidences of illicit discharges/connections/dumping.

2. List of identified priority areas

The following areas are the priority proactive inspection areas/facilities of industrial and commercial businesses adjacent to the following roads:

- Port West Boulevard
- Seabird Way
- W. 15th Street
- W. 10th Street
- Industrial Park Avenue (bounded on the north by Prospect Avenue, south by Blue Heron Boulevard, west by West Industrial Way and Byron Drive and east by Garden Road).

3. Annual schedule for inspections

All areas/facilities will be inspected at least once within the current permit term. If a facility or area is discovered to have illicit discharges/connections/dumping, it will be placed on the schedule for re-inspection the following year.

4. Procedure for conducting site inspections (include checking for MSGP)

Priority Area inspections: For general areas that have been designated to have a reasonable potential of containing illicit discharges/connections/dumping, a drive-around procedure is followed. The trained inspector(s) patrols the prioritized area searching for indications of illicit discharges/connections/dumping. If any are identified, the inspector either stops to do a Facility Inspection, a reactive investigation, or completes a work order form for the appropriate personnel to complete the investigation.

5. Procedure for tracing source of discovered illicit discharge

- The inspector will look to see if there is a connection to the drainage inlet structure. If a foreign substance is observed they will try to identify which type of activity may use the material seen.
- Businesses or facilities that use the substance found will be inspected for signs of dumping or possible spill.

6. Procedure for eliminating the discharge

- The business will be informed that they have an illegal connection.
- The business will be given thirty (30) days to correct the problem, or provide a plan for taking corrective action.
- The business will be re-inspected at the end of the thirty days or be given additional time to correct the problem if a plan has been provided.
- Final inspection will be done to verify that corrective action has been done if the business does not take corrective action the City has the right to make corrections and charge the business for all costs.

7. Procedure for documenting the inspections and enforcement activities

The MSGP coverage research and reporting is documented by the copies of the lists generated during each step (list of facilities within MS4 that are commercial/industrial), list of facilities in the City with MSGP coverage, list of facilities that appear to need MSGP coverage but appear not to have it). These lists will be maintained with other back-up documentation to support the annual permit activities conducted by the City. The list of facilities that appear to need MSGP coverage will be sent to FDEP for follow-up.

The attached inspection form is used for pro-active inspections and the subsequent follow-up.

8. Procedures for enforcement actions (or referrals to appropriate jurisdictional authority)

- Notification to business that they are in violation of City Codes.
- Contact City Code enforcement to take actions necessary
- Violation notice sent.
- If the violation has not been resolved they are fined.
- Business may have to cease operation if they refuse to take corrective action.

9. Identification of staff /department/outside entity responsible for inspections and for enforcement

- Stormwater
- Code Enforcement

10. Description of resources allocated to implement this permit element

- Public Works Personnel
- Code Enforcement Personnel

City of Riviera Beach
Proactive Illicit Discharge/Illegal Connection Inspection Form

Date of Inspection: _____ Inspector Name: _____

☐ New Inspection

☐ Follow-up Inspection

Description of inspection area: _____

Identification of MS4 component that could receive discharge from this site/area: _____

Findings:

Evidence of illicit connections to storm sewer? Yes___ No___

Evidence of dumping/spills to storm sewer? Yes___ No___

Evidence of wash water going to storm sewer? Yes___ No___

Storage tanks leaking or improperly contained? Yes___ No___

Stockpiles/debris piles uncontained? Yes___ No___

If "yes," to any above, describe:

Type of Enforcement Action Taken: _____

Date to verify correction: _____

PREVENTATIVE MAINTENANCE INSPECTION CHECKLIST

CANAL MAINTENANCE

DATE: ____/____/____

TIME: _____

CANAL NUMBER: _____

LOCATION OF WORK: ☐ ZONE 'A' ☐ ZONE 'B' ☐ ZONE 'C' ☐ ZONE 'D' ☐ ZONE 'E' ☐ ZONE 'F'

STREET ADDRESS: _____

	ITEM	SIZE	CONDITION	COMMENTS / REMARKS
☐	TOP OF BANK		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	
☐	BOTTOM OF BANK		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	
☐	SIDESLOPE(S)		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	
☐	SWALE(S)		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	
☐	CULVERT(S)		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	
☐	OUTFALL PIPE(S)		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	
☐	OTHER (Specify) _____		☐ GOOD ☐ FAIR ☐ POOR ☐ N/A	

MAINTENANCE DESCRIPTION

PRIORITY STATUS (Circle One)

ACTION REQUIRED

LOW.....HIGH

- A. DEBRIS INSIDE CANAL
- B. SOIL EROSION AT SIDE SLOPES
- C. SEDIMENT BUILD-UP
- D. OVERGROWN BANKS
- E. WASHOUT(S)
- F. OTHER (Specify) _____

1	2	3	4	5
1	2	3	4	5
1	2	3	4	5
1	2	3	4	5
1	2	3	4	5
1	2	3	4	5

GENERAL COMMENTS: _____

TECHNICIAN'S NAME: _____

TECHNICIAN'S SIGNATURE: _____

DATE: ____/____/____

SMU CORRECTIVE ACTION LIST

SWEEP/SPRAY/VAC MAINTENANCE

DATE: ____/____/____

WORK PERFORMANCE:

ACTION	DAY	ZONE	BEGINNING	ENDING	LOADS
STREET SWEEP					
STREET SWEEP					
STREET SWEEP					
STREET SWEEP					
STREET SWEEP					

ACTION	DAY	RC/OTHER	CHEMICAL	AMOUNT	DISTANCE
SPRAY					
SPRAY					
SPRAY					
SPRAY					
SPRAY					

ACTION	DAY	STREET	DRAIN LOCATION	NOZZLE	LOADS
VACUUM					
VACUUM					
VACUUM					
VACUUM					

VEHICLE / EQUIPMENT USED: _____

CREW MEMBERS:

HOURS:

REGULAR HOURS: _____

OVERTIME HOURS: _____

TOTAL HOURS: _____

SUPPLIES TO ORDER: _____

GENERAL COMMENTS: _____

SUPERVISOR'S NAME: _____

PREVENTIVE MAINTENANCE CHECKLIST

SMU DRAINAGE STRUCTURE MAINTENANCE

DATE: ____/____/____

LOCATION OF WORK: ☐ ZONE 'A' ☐ ZONE 'B' ☐ ZONE 'C' ☐ ZONE 'D' ☐ ZONE 'E' ☐ ZONE 'F'

DRAINAGE INSPECTION:

1. BLOCK ADDRESS: _____		ACTION NEEDED: _____	
GRATE		STRUCTURE	
☐ GOOD	☐ DAMAGED	☐ GOOD	☐ DAMAGED
		PIPE	
		☐ GOOD	☐ DAMAGED
2. BLOCK ADDRESS: _____		ACTION NEEDED: _____	
GRATE		STRUCTURE	
☐ GOOD	☐ DAMAGED	☐ GOOD	☐ DAMAGED
		PIPE	
		☐ GOOD	☐ DAMAGED
3. BLOCK ADDRESS: _____		ACTION NEEDED: _____	
GRATE		STRUCTURE	
☐ GOOD	☐ DAMAGED	☐ GOOD	☐ DAMAGED
		PIPE	
		☐ GOOD	☐ DAMAGED
4. BLOCK ADDRESS: _____		ACTION NEEDED: _____	
GRATE		STRUCTURE	
☐ GOOD	☐ DAMAGED	☐ GOOD	☐ DAMAGED
		PIPE	
		☐ GOOD	☐ DAMAGED

CORRECTION DATE: ____/____/____

WORK PERFORMANCE:

SEDIMENTS REMOVED	☐ YES	☐ NO	☐ N/A	AMOUNT: _____ TRUCK LOADS (TO REMOVE)
TRASH / DEBRIS REMOVED	☐ YES	☐ NO	☐ N/A	AMOUNT OF MATERIAL USED: _____
EROSION	☐ YES	☐ NO	☐ N/A	AMOUNT: _____ TRUCKLOADS (TO FILL)

EQUIPMENT USED: _____ MATERIALS USED: _____

CREW MEMBERS:

HOURS:

REGULAR HOURS: _____

OVERTIME HOURS: _____

TOTAL HOURS: _____

GENERAL COMMENTS:

SUPERVISOR'S NAME: _____

CITY OF RIVIERA BEACH

PUBLIC WORKS DEPARTMENT

WORK ORDER

WORK REQUESTED

Date Requested: ____/____/____/ Location(s) of Work: _____

Requested by: _____

Phone Number: _____

WORK PERFORMED:

Date Work Performed: ____/____/____/ Work Order Number: _____ Work Code: _____

Description of Work Performed:

Work Performed By:

Hours:

Work Percent Completed: _____ %

Amount of Material Used:

Supplies to Order:

Equipment / Equipment Number Used:

Hours:

Maintenance Performed:

Deadline:

☐ YES ☐ NO
☐ YES ☐ NO
☐ YES ☐ NO

GENERAL COMMENTS:

Person Completing This Form: _____

City of Riviera Beach

Construction Site Inspection Plan and Inspection Form

Construction site inspections are conducted for land-disturbing projects which have the potential to discharge stormwater runoff into our MS4.

Timing

Construction site inspections are conducted:

- Before the start of construction, after the placement of temporary BMPs
- During construction (one or more inspections, based on the project's potential for discharge to our MS4)
- At the end of the construction

Site Priority

All construction sites are considered priority if they have the potential to discharge into water bodies or our MS4. Sites will be inspected with a frequency deemed appropriate during the site plan review process and with consideration to rainfall events. In addition, any sites where compliance is a concern, will be inspected more frequently.

Inspection Procedure

Inspections are the responsibility of the Engineering Division in the Public Works Department and are conducted using the attached construction site inspection form. The intent of the inspection is to verify that BMPs are performing and to document the inspections. All completed inspection forms are kept by Engineering Division.

Enforcement

Instances of non-compliance will be handled with successively more rigorous enforcement measures.

1. Notice of Violation
2. Stop work order
3. Fines

The construction site inspector will issue notices of violation or stop work orders as deemed necessary.

Construction Site Inspection Form

Site: _____ Date of Inspection: _____

Address: _____

Lat/Long of discharge point: _____ Receiving water body: _____

Project owner: ☐ Private ☐ City of _____

YES NO N/A

☐ ☐ ☐ Erosion & Sedimentation Controls are installed as shown on plan.

☐ ☐ ☐ Erosion is being controlled on site.

☐ ☐ ☐ Sedimentation is being contained on site.

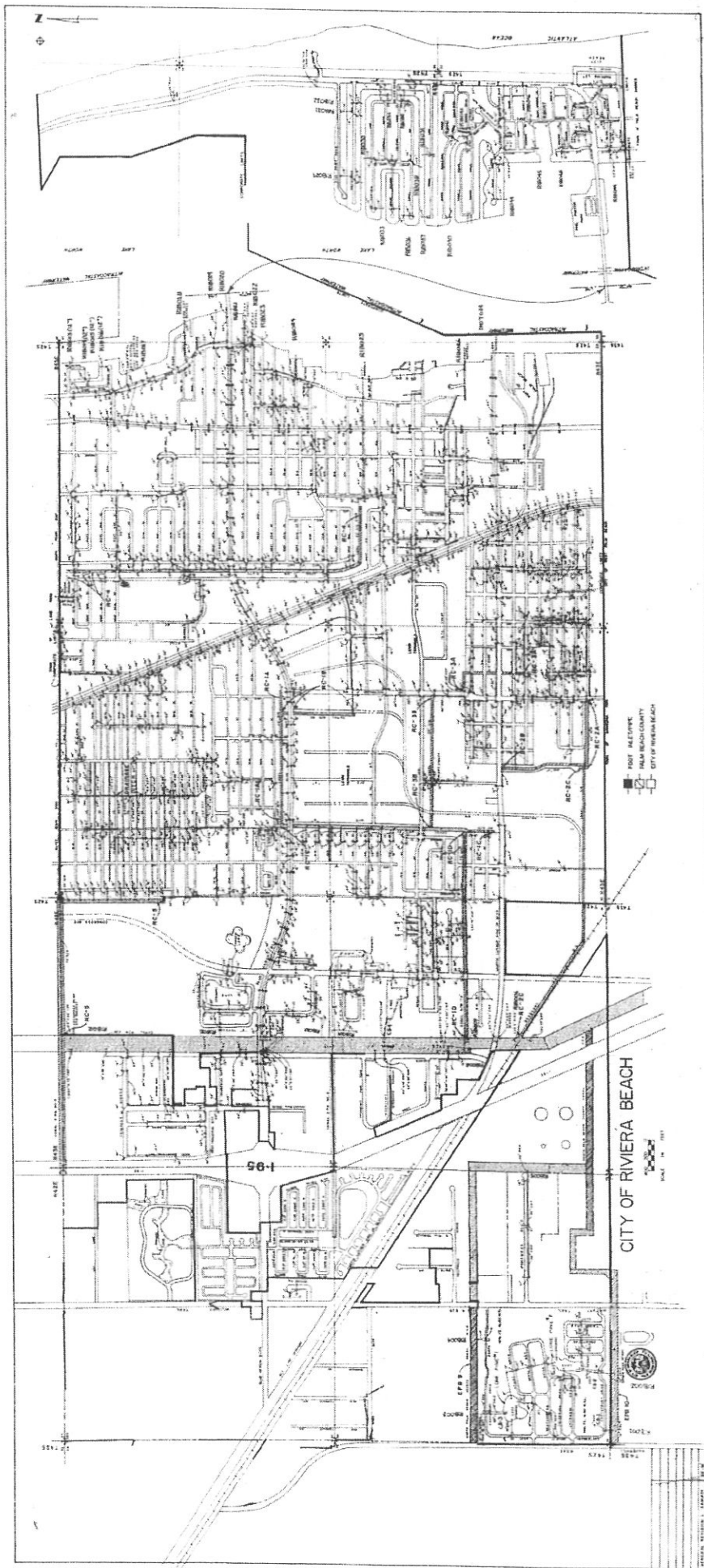
☐ ☐ ☐ No indication of sedimentation leaving the site.

☐ ☐ ☐ SWPP & completed inspection forms are on site & available.

☐ ☐ ☐ Prior non-compliance issues have been addressed.

☐ ☐ ☐ All other sources of pollution are being controlled.

Comments:



P.0960.199.07.12.86.53

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,
ADOPTING PROVISIONS RELATING TO STORMWATER
CONTROL.**

WHEREAS, the Federal Clean Water Act (33 U.S.C. 1251 et seq.), as implemented by regulations of the U. S. Environmental Protection Agency adopted November 16, 1990 (40 CFR Part 122), make necessary the adoption of local ordinance provisions relating to the Stormwater System; and

WHEREAS, the City of Riviera Beach is seeking to comply with all provisions of federal and state law; and

WHEREAS, the City Council of the City of Riviera Beach has conducted legally noticed public hearings and has provided all interested parties an opportunity to be heard on these ordinance provisions.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. That a new Chapter 32 is hereby created in the *City of Riviera Beach Code of Ordinances*, which shall read as follows:

Chapter 32

ARTICLE 1.0 TITLE, PURPOSE AND DEFINITIONS

This Ordinance shall be known as the City of Riviera Beach Stormwater Control Ordinance, and may be so cited.

Section 1.1 Purpose and Intent

The purpose of this ordinance is to promote the health, safety and general welfare of the inhabitants of the City of Riviera Beach. This ordinance is intended to comply with federal and state laws and regulations regarding water quality.

Section 1.2 Definitions

- a. *Administrator*: The City Manager or his designee.
- b. *Authorized Official*: Any employee or agent of the City of Riviera Beach authorized in writing by the Administrator to enforce the provisions of this ordinance.
- c. *Discharge*: Any direct or indirect entry of any solid, liquid or gaseous matter.
- d. *Person*: Any individual, corporation, partnership, institution, or other entity.
- e. *Site of Industrial Activity*: Any area or facility used for manufacturing, processing or raw materials storage, as defined under 40 CFR Section 122.26(a)(14) of regulations of the U. S. Environmental Protection Agency, as amended.

f. *Stormwater*: Any stormwater runoff, and surface runoff and drainage.

g. *Stormwater System*: The system of conveyances used for collecting, storing, and transporting Stormwater in the City of Riviera Beach but not including any facilities intended to be used in accordance with applicable law for collecting and transporting sanitary or other wastewater.

ARTICLE 2.0 INDUSTRIAL ACTIVITY

Section 2.1 General Prohibitions

Any discharge into the Stormwater System in violation of any federal, state, county, municipal, or other law, rule, regulation or permit is prohibited.

Section 2.2 Specific Prohibitions

By adoption of industrial activity stormwater regulations or by issuance of industrial activity stormwater permits, or both, the Administrator may impose reasonable limitations as to the quality of Stormwater discharged into the Stormwater System from Sites of Industrial Activity. The Administrator may designate the maximum level of pollutants that may be discharged into the system. This designation will be based on the requirements of the State and Federal Environmental Protection Agencies.

Section 2.3 Administrative Orders

The Administrator may issue an order to any Person to immediately cease any Discharge determined by the Administrator to be in violation of any provision of this ordinance, or in violation of any regulation or permit issued hereunder.

Section 2.4 National Pollutant Discharge Elimination System (NPDES) Permits

No person shall discharge Stormwater from any Site of Industrial Activity without an NPDES permit. Any Person who holds an NPDES permit shall provide a copy of such permit to the Administrator no later than sixty (60) days after the effective date of this ordinance or sixty (60) calendar days after issuance.

ARTICLE 3.0 ILLICIT DISCHARGES

Section 3.1 General Prohibitions

Except as set forth under Section 3.3 of this ordinance or as in accordance with a valid NPDES permit, any Discharge to the Stormwater System that is not composed entirely of Stormwater is prohibited.

Section 3.2 Specific Prohibitions

Any Discharge to the Stormwater System containing any sewage, industrial waste or other waste materials, or containing any materials in violation of federal, state, county, municipal, or other laws, rules, regulations, orders or permits, is prohibited.

Section 3.3 Authorized Exceptions

Unless the Administrator determines that it is not properly managed or otherwise is not acceptable, the following Discharges are exempt from the general prohibition set forth under Section 3.1 of this ordinance: flows from fire fighting, water line flushing and other contributions from potable water sources, landscape irrigation and lawn watering, irrigation water, diverted stream flows, rising groundwaters, direct infiltration to the Stormwater System, uncontaminated pumped groundwater, foundation and footing drains, water from crawl space pumps, air conditioning condensation, springs, individual residential car washings, flows from riparian habitats and wetlands, and dechlorinated swimming pool contributions.

Section 3.4 Illicit Connections

No Person may maintain, use or establish any direct or indirect connection to the Stormwater System that results in any Discharge in violation of this ordinance. This prohibition is retroactive and applies to connections made in the past, regardless of whether made under a permit, or other authorization, or whether permissible under laws or practices applicable or prevailing at the time the connection was made.

Section 3.5 Administrative Order

The Administrator may issue an Administrative Order to any Person to immediately cease any Discharge, or any connection to the Stormwater System, determined by the Administrator to be in violation of any provision of this ordinance, or in violation of any regulation or permit issued hereunder.

ARTICLE 4.0 SPILLS AND DUMPING**Section 4.1 General Prohibitions**

Except as set forth under Section 3.3 of this ordinance or as in accordance with a valid NPDES permit, any Discharge to the Stormwater System that is not composed entirely of Stormwater is prohibited.

Section 4.2 Specific Prohibitions

Any Discharge to the Stormwater System containing any sewage, industrial waste or other waste materials, or containing any materials in violation of federal, state, county, municipal, or other laws rules, regulations, order, or permits, is prohibited.

Section 4.3 Notification of Spills

As soon as any Person has knowledge of any Discharge to the Stormwater System in violation of this ordinance, such Person shall immediately notify the Administrator by telephoning (561) 845-4010, and if such Person is directly or indirectly responsible for such Discharge, then such Person shall also take immediate action to ensure the containment and clean up of such Discharge and shall confirm such telephone notification in writing to the Administrator at 600 West Blue Heron Boulevard, Riviera Beach, Florida 33404 within three calendar days.

Section 4.4 Administrative Order

The Administrator may issue an order to any Person to immediately cease any Discharge, or connection to the Stormwater System, determined by the Administrator to be in violation of any provision of this ordinance, or in violation of any regulation or permit issued hereunder.

ARTICLE 5.0 PROHIBITION OF ILLICIT CONNECTION

Section 5.0 Prohibition of Illicit Connection

It shall be unlawful for any person to make any stormwater connection which shall be defined as a connection to a stormwater drainage system, i.e., swales, pipes, catch basins, etc. without first obtaining approval by the City of Riviera Beach, which shall not be given unless proof is shown that all federal, state, and local rules and regulations have been met for the system and the discharge quality.

ARTICLE 6.0 ENFORCEMENT AND PENALTIES

Section 6.1 Civil Penalties

Any violation of any provision of this ordinance, or of any regulation or order issued hereunder, shall be subject to a civil penalty of \$500 per day for each violation.

Section 6.2 Criminal Penalties

Any intentional or willful violation of any provision of this ordinance, or of any regulation or order issued hereunder, shall be subject to a criminal penalty as set forth by the Environmental Protection Agency.

Section 6.3 Injunctive Relief

Any violation of any provision of this ordinance, or of any regulation or order issued hereunder, shall be subject to injunctive relief if necessary to protect the public health, safety or general welfare.

Section 6.4 Continuing Violation

A Person shall be deemed guilty of a separate violation for each and every day during any continuing violation of any provision of this ordinance, or of any regulation order, or permit issued hereunder.

Section 6.5 Enforcement Actions

The Administrator may take all actions necessary, including the issuance of notices of violation and the filing of court actions, to require and enforce compliance with the provisions of this ordinance and with any regulation or permit issued hereunder.

ARTICLE 7.0 INSPECTIONS AND MONITORING

Section 7.1 Authority for Inspections

Whenever necessary to make an inspection to enforce any of the provisions of this ordinance, or regulation or permit issued hereunder, or whenever an Authorized Official has reasonable cause to believe there exists any condition constituting a violation of any of the provision of this ordinance, or regulation or permit issued hereunder, any Authorized Official may enter any property, building or facility at any reasonable time to inspect the same or to perform any duty related to enforcement of the provisions of this ordinance or any regulations or permits issued hereunder provided that:

- a. If such property, building or facility is occupied, such Authorized Official shall first present proper credentials and request permission to enter; and
- b. If such property, building or facility is unoccupied, such Authorized Official shall make a reasonable effort to locate the owner or other person having charge or control of the property, building or facility, and request permission to enter.

Any request for permission to enter made hereunder shall state that the owner or person in control has the right to refuse entry, and that in such event that entry is refused, the Authorized Official may enter to make inspection only upon issuance of a search warrant by a duly authorized magistrate. If the owner or person in control refuses permission to enter after such request has been made, the Authorized Official is hereby authorized to seek assistance from any court of competent jurisdiction in obtaining entry. Routine or area-wide inspections shall be based upon such reasonable selection processes as may be necessary to carry out the purposes of this ordinance, including but not limited to random sampling and sampling in areas with evidence of stormwater contamination, non-stormwater discharges, or similar factors.

Section 7.2 Authority for Monitoring and Sampling

Any Authorized Official may establish on any property such devices as are necessary to conduct sampling or metering of Discharges to the Stormwater System. During any inspections made to enforce the provisions of this ordinance, or regulations or permits issued hereunder, any Authorized Official may take any samples deemed necessary.

Section 7.3 Requirements for Monitoring

The Administrator may require any Person engaging in any activity or owning any property, building or facility (including but not limited to a Site of Industrial Activity) to undertake such reasonable monitoring of any Discharge(s) to the Stormwater System and to furnish periodic reports.

Section 2. It is the intention of the City Council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the *City of Riviera Beach Code of Ordinances*, and the sections of this ordinance may be renumbered to accomplish such intentions.

Section 3. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

Section 4. That all sections or parts of sections of the *City of Riviera Beach Code of Ordinances*, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to extent of such conflict.

Section 5. Specific authority is hereby granted to codify this ordinance.

Section 6. That this ordinance shall be in full force and effect immediately upon its final passage and adoption.

PASSED and APPROVED this 1ST day of OCTOBER 1997.

PASSED AND ADOPTED on second and final reading this 5TH day of
NOVEMBER 1997.

APPROVED:

Clara K. Williams
CLARA K. WILLIAMS, MAYOR

Marge Confrey
MARGE CONFREY, CHAIRPERSON

[MUNICIPAL SEAL]

Lenora Hurley
LENORA HURLEY, CHAIRPERSON PRO-TEM

ATTEST:

Marilyn P. Moffitt
MARILYN MOFFITT

Carrie E. Ward
CARRIE E. WARD, CMC/AAE
CITY CLERK

Hyacintha "Cynthia" Becton
CINTHIA BECTON
William H. Burrs
WILLIAM BURRS
COUNCIL MEMBERS

	FIRST READING		SECOND AND FINAL READING
MOTIONED BY:	<u>C. BECTON</u>	MOTIONED BY:	<u>C. BECTON</u>
SECONDED BY:	<u>M. MOFFITT</u>	SECONDED BY:	<u>W. BURRS</u>
M. CONFREY	<u>AYE</u>	M. CONFREY	<u>AYE</u>
L. HURLEY	<u>AYE</u>	L. HURLEY	<u>AYE</u>
M. MOFFITT	<u>AYE</u>	M. MOFFITT	<u>AYE</u>
C. BECTON	<u>AYE</u>	C. BECTON	<u>AYE</u>
W. BURRS	<u>AYE</u>	W. BURRS	<u>AYE</u> <u>William H. Burrs</u>

CERTIFICATION OF PUBLICATION

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by applicable Florida Statutes.

November 5, 1997
Date

Carrie E. Ward
Carrie E. Ward, CMC/AAE, City Clerk

REVIEWED AS TO LEGAL SUFFICIENCY
[Signature]
City Attorney
City of Riviera Beach

LJS/rmt/October 13, 1997

Date _____

STATE OF FLORIDA

COUNTY OF PALM BEACH

CITY OF RIVIERA BEACH

SS.

I, CARRIE E. WARD, CMC/AAE, CITY CLERK OF
THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY,
FLORIDA, DO HEREBY CERTIFY THAT THIS IS A TRUE
AND CORRECT COPY OF Ordinance NO 2763

AS SHOWN IN THE RECORDS OF THE CITY ON FILE IN
THE OFFICE OF THE CITY CLERK.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET
MY HAND AND AFFIXED THE SEAL OF THE CITY OF
RIVIERA BEACH, FLORIDA, THIS 12 DAY OF
November, 19 97.

(SEAL)

Carrie E. Ward
CARRIE E. WARD, CMC/AAE

**NPDES THIRD TERM PERMIT
INTERLOCAL AGREEMENT**

RECEIVED
OCT 11 2011

This Interlocal Agreement (the "Agreement") is being entered into by and between NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT, 359 Hiatt Drive, Palm Beach Gardens, Florida 33418 (hereinafter referred to as the "Lead Permittee"), and CITY OF RIVIERA BEACH (hereinafter referred to as "the Co-Permittee").

WITNESSETH:

WHEREAS, the United States Environmental Protection Agency (hereinafter referred to as "EPA") on the 9th day of December, 1996, issued its National Pollutant Discharge Elimination System ("NPDES") Permit No. FLS000018 (with it and all such subsequent permits being hereinafter referred to as the "MS4 NPDES Permit") to approximately forty (40) governmental entities designated as the Palm Beach County-Municipal Separate Storm Sewer System ("MS4") Permittees (hereinafter referred to jointly as the "Permittees"); and

WHEREAS, EPA has since delegated its regulatory and enforcement authority relating to the MS4 NPDES Permit to the Florida Department of Environmental Protection ("FDEP"); and

WHEREAS, Section 403.0885, Florida Statutes, established the federally approved state NPDES Program; and

WHEREAS, FDEP Rule 62-4.052, F.A.C., implemented an annual regulatory program and also set fees to effect the legislative intent that FDEP's costs for administering the NPDES Permit be borne by the regulated entities; and

WHEREAS, at or before the expiration of each MS4 NPDES Permit, the Permittees must file a re-application to FDEP for renewal of the MS4 NPDES Permit for a subsequent term; and

WHEREAS, the MS4 NPDES Permits granted by FDEP to the Permittees contain separate obligations and responsibilities for each individual Permittee, as well as obligations and responsibilities that may be performed jointly by the Permittees; and

WHEREAS, due to the number of Permittees and the tasks that must be performed pursuant to each MS4 NPDES Permit, it would be more economically and administratively feasible to allocate duties, responsibilities, and costs associated with the MS4 NPDES Permits pursuant to individual interlocal agreements between each Co-Permittee and the Lead Permittee; and

WHEREAS, the Permittees previously established a 7-member Steering Committee comprised of 2 representatives of large municipalities, 2 representatives of smaller municipalities, 1 representative of special districts, 1 representative from Palm Beach County, and the Lead Permittee, which Committee will continue to coordinate the joint activities required under the MS4 NPDES

Permit, including but not limited to recommending to the Lead Permittee retention of necessary consultants to execute each MS4 NPDES Permit; and

WHEREAS, the parties hereto are authorized pursuant to Chapter 163, Part I, Florida Statutes, as amended, to enter into this Agreement and do hereby adopt, ratify and confirm the provisions and incorporation herein of Subparagraph (9), Section 163.01, Florida Statutes.

NOW, THEREFORE, in accordance with Chapter 163, Part I, Florida Statutes, as amended, the undersigned parties, for and in consideration of the mutual benefits set forth herein, do hereby enter into this Agreement and represent, covenant, and agree with each other as follows:

SECTION ONE **REPRESENTATIONS**

1.01. Recitals. The recitals and representations as set forth hereinabove are true and correct to the best of the knowledge of the parties and are incorporated herein by this reference.

SECTION TWO **DESIGNATION OF PARTIES**

2.01. Lead Permittee. Northern Palm Beach County Improvement District is hereby designated as the Lead Permittee for the purposes of this Agreement and each MS4 NPDES Permit.

2.02. Co-Permittee. The City of Riviera Beach is hereby designated as a Co-Permittee for the purposes of this Agreement and each MS4 NPDES Permit.

SECTION THREE **TERM OF AGREEMENT**

3.01. Agreement Term. The term of this Agreement begins as of the date it is signed by the last of the parties, and shall continue from year to year, subject to the annual Funding Year (as hereinafter defined) renewal process set forth in following Section 3.03, unless otherwise terminated in accordance with other provisions of this Agreement. The parties to this Agreement shall undertake a mutual review of this Agreement during the final year of the term of each Permit.

3.02. Funding Year. The term "Funding Year" is defined as a fiscal year beginning on October 1 and ending on September 30.

3.03. Renewal. This Agreement shall be automatically renewed as of the beginning date of each Funding Year and continue in full force and effect from Funding Year to Funding Year, unless: (i) a party to this Agreement provides written notice of non-renewal to the other party at least thirty (30) days prior to the end of the then-current Funding Year, or (ii) the Agreement has been previously terminated as provided herein.

SECTION FOUR
SCOPE OF WORK AND ALLOCATION OF DUTIES AND OBLIGATIONS

4.01. Allocation of Duties and Obligations

(i) The Lead Permittee shall be responsible for those duties and obligations which are specifically identified and delineated in Exhibit "A" which is attached hereto and incorporated herein (the "Lead Permittee Services"). The Lead Permittee Services may be revised from time to time as required by the MS4 NPDES Permit. Any such revisions shall be agreed to in writing by the Co-Permittee and incorporated into Exhibit "A" and made a part of this Agreement. All revisions to Exhibit "A" shall be attached sequentially to the original Agreement so that all modifications to the Lead Permittee Services that occur over time may be determined.

(ii) The Co-Permittee shall be responsible for such other duties and obligations which are specifically identified as being its individual responsibility in the MS4 NPDES Permit.

4.02. Modifications to MS4 NPDES Permit

In accordance with Section 403.067, Florida Statutes, NPDES permits must be consistent with the requirements of adopted TMDLs. A MS4 NPDES Permit may be reopened and revised during its term to adjust effluent limitations or monitoring requirements should future adopted TMDL, water quality studies, FDEP-approved changes in water quality standards, or other information show a need for a different limitation or monitoring requirement. It is understood and agreed that any other changes, modifications, revisions, or additions to the terms of the MS4 NPDES Permit made subsequent to the Effective Date of this Agreement are expressly excluded from and not a subject of this Agreement unless and until incorporated herein by written agreement of the parties.

SECTION FIVE
BUDGET AND FUNDING

5.01. Administrative Procedures. The procedures to be followed by the Lead Permittee regarding the collection, management and disbursement of the Co-Permittee payments are set forth in a resolution titled "Resolution of the Board of Supervisors of Northern Palm Beach County Improvement District Approving the NPDES Steering Committee Administrative Procedures for Collection, Management and Disbursement of NPDES Interlocal Agreement Funds" (the "Resolution"), which was adopted by the Lead Permittee, a copy of which is attached hereto as Exhibit "B."

Section 2 of the Resolution incorporates by reference the "NDPES Steering Committee Administrative Procedures for Collection, Management and Disbursement of NPDES Interlocal Agreement Funds" (the "Procedures") which are incorporated into this Agreement and are to be followed by the parties to this Agreement.

The Resolution and the Procedures may be amended from time to time upon the approval of the NPDES Steering Committee and the Lead Permittee. However, the Co-Permittee shall be given a minimum of 60 days advance written notice of any proposed amendments to the Resolution or the Procedures, and shall be afforded the opportunity to offer comments to the Lead Permittee and/or the NPDES Steering Committee prior to any action being taken on said proposed amendments. Any amendment that is incorporated into this Agreement shall also be agreed to in writing by the Co-Permittee.

5.02. Annual Budget. Since this Agreement is anticipated to be renewed for a number of Funding Years, the parties acknowledge that it is not in their respective best interests to project the potential costs the Lead Permittee may be required to incur for future Funding Years in order to carry out the Lead Permittee Services. Therefore, the parties agree to arrive at a mutually acceptable payment amount on a per Funding Year basis in order to more accurately calculate the amount that will be required to be paid by the Co-Permittee to the Lead Permittee for the provision of Lead Permittee Services during each Funding Year.

5.03. Prior Funding. The parties agree that any surplus funds previously paid by the Co-Permittee to the Lead Permittee pursuant to any prior interlocal agreement it has entered into with the Lead Permittee involving a MS4 NPDES Permit shall be applied to and used for the provision of Lead Permittee Services during the next Funding Year period.

5.04. First Funding Year Payment. In addition to the surplus funds referenced in Section 5.03 above, the parties agree that for the upcoming 2011/2012 Funding Year, the Co-Permittee has paid the Lead Permittee the sum of TWELVE THOUSAND EIGHT HUNDRED FIFTEEN AND NO/100 (\$12,815.00) DOLLARS, which sum represents payment of both the Lead Permittee's Services for the upcoming Funding Year of this Agreement and the ten percent (10%) Reserve Fund Contingency required pursuant to Section 5.05.

5.05. Reserve Contingency. The parties acknowledge that each Funding Year payment will include a ten percent (10%) reserve fund contingency (the "Reserve Fund Contingency") for unexpected additional costs and expenses incurred in the preparation and implementation of a MS4 NPDES Permit.

5.06. Current Funding. The parties believe that the funding specified in above Section 5.04 will be sufficient to satisfy the current MS4 NPDES Permit requirements for the 2011/2012 Fiscal Year unless unexpected additional costs and expenses of the nature described in following Section 6.03 are incurred.

5.07. Future Funding Year Payments. The parties: (i) acknowledge that on or before January 31, 2011, the Lead Permittee provided a budget to the Steering Committee of the amount the Permittees will each be requested to pay during the next Funding Year, and (ii) agree that all subsequent Funding Year budget estimates will be provided on or about January 31st of each following year. The Lead Permittee and Co-Permittee shall have until July 31st of each year to arrive at a mutually acceptable dollar amount to be paid by the Co-Permittee to the Lead Permittee for the immediately upcoming Funding Year, which shall be paid pursuant to Section Six of this

1. The first of these is the fact that the Commission has not yet received any information from the Government of the United States regarding the results of its investigation of the activities of the American Friends Service Committee in the Philippines. It is therefore requested that the Commission be kept advised of any developments in this regard.

1. The first of these is the fact that the United States has a large and growing population of people who are of Mexican descent. This population is concentrated in the southwestern United States, particularly in California, Arizona, and New Mexico. It is estimated that there are over 10 million people of Mexican descent in the United States, and this number is expected to increase significantly in the future.

1. The first of these is the fact that the Commission has not yet received any information from the Government of the Republic of China (Taiwan) regarding the situation in the Republic of China (Taiwan) since the end of the Second World War. This is a serious omission, as the Commission is required to provide a comprehensive report on the situation in the Republic of China (Taiwan) to the United Nations. The Commission is therefore unable to provide a complete and accurate report on the situation in the Republic of China (Taiwan) to the United Nations.

[illegible]

THE UNIVERSITY OF CHICAGO LIBRARY
540 EAST 58TH STREET, CHICAGO, ILL. 60637
TEL. (312) 937-1234 FAX (312) 937-1235
WWW.CHICAGO.EDU

1. The first paragraph of the report is a general statement of the purpose of the study. It states that the purpose of the study is to determine the effect of the new curriculum on the achievement of students in the elementary schools of the district.

1. The first of these is the fact that the United States has a large and growing population of people who are of Mexican descent. This population is concentrated in the southwestern United States, particularly in California, Arizona, and New Mexico. It is estimated that there are over 10 million people of Mexican descent in the United States, and this number is expected to increase significantly in the future.

Agreement. If the parties cannot agree upon a mutually acceptable dollar amount by the aforementioned deadline, this Agreement shall be deemed terminated unless otherwise agreed to in writing by and between the parties.

5.08. Final Funding Year of a MS4 NPDES Permit Term. It is assumed that during the last Funding Year of the term of each MS4 NPDES Permit, the Permittees and FDEP will commence to negotiate the provisions of the next MS4 NPDES Permit. As a result, allocation of the Scope of Services that are required to be provided hereunder may be modified. Due to this uncertainty, each party's duties and obligations hereunder, together with the funding process for provision of Lead Permittee Services, will be reexamined during the last Funding Year of the term of each MS4 NPDES Permit.

5.09. Separate Co-Permittee Expenses. In addition to the payments required to be paid by the Co-Permittee to the Lead Permittee pursuant to Sections 5.03 through 5.07, the Co-Permittee shall be responsible for all other costs and expenses relating to its individual duties and obligations under a MS4 NPDES Permit, including, but not limited to: (1) all costs of the Co-Permittee's preparation and submittal of such of its own individual annual report(s) that may be separately required by a MS4 NPDES Permit, (2) costs of all monitoring that may be the Co-Permittee's individual responsibility, (3) costs of gathering, compiling, coordinating, and submitting all necessary data that may be individually required of the Co-Permittee by a MS4 NPDES Permit, and (4) all other costs of carrying out any other individual responsibility of the Co-Permittee according to the requirements of a MS4 NPDES Permit.

SECTION SIX

PAYMENT PROCEDURE

The Co-Permittee agrees to pay each of its Funding Year payments as follows:

6.01. First Funding Year. The First Funding Year payment for the current MS4 NPDES Permit Term will be paid in either a single lump sum payment on or before November 15, 2011 or in twelve (12) equal monthly installments commencing on October 15, 2011, and thereafter on the 15th day of each subsequent month during the First Funding Year (such payment dates being hereinafter referred to as "Payment Due Date(s)"). In addition, an alternative payment schedule allowing for quarterly payments, pursuant to the Procedures found herein may be utilized by the Co-Permittee, unless and until such time as the Procedures are amended to eliminate said alternate payment schedule. The initial Funding Year for all future MS4 NPDES Permits shall be referred as the First Funding Year.

6.02. Subsequent Funding Year Payments. Once a Funding Year payment amount has been agreed upon, the Co-Permittee may, at its option, pay the entire agreed-upon amount in a single lump sum on or before November 15 of that particular Funding Year, or in twelve (12) equal monthly installments commencing on October 15th of that Funding Year and thereafter on the 15th day of each subsequent month during that Funding Year (such payment dates also being hereinafter referred to as "Payment Due Date(s)"). In addition, an alternative payment schedule allowing for quarterly payments, pursuant to the Procedures found herein may be utilized by the Co-Permittee, unless and

until such time as the Procedures are amended to eliminate said alternate payment schedule.

6.03. Additional Costs. Since it is possible that following the parties' agreement as to a particular Funding Year's payment amount, unexpected additional costs and expenses may arise which will need to be paid in order for the Lead Permittee to carry out its Lead Permittee Services for that Funding Year, the parties agree as follows:

(i) If the Lead Permittee determines that unexpected additional costs and expenses must be incurred in order for it to timely provide its Lead Permittee Services, the Lead Permittee shall promptly notify the Co-Permittee, in writing, of the nature and estimated amount of the Co-Permittee's allocable share of these unexpected additional costs and expenses, as well as the Lead Permittee's intent to draw down funds from the Co-Permittee's Reserve Fund Contingency in order to pay said Co-Permittee's allocable share of the unfunded and unexpected additional costs and expenses.

(ii) If the Co-Permittee's allocable share of the unexpected additional costs and expenses exceeds the amount held in the Co-Permittee's Reserve Fund Contingency account, the Lead Permittee shall address the need for such excess amount in the above subparagraph (i) notice to the Co-Permittee. The Lead Permittee and Co-Permittee shall then attempt to negotiate a payment procedure for the unfunded and unexpected additional costs and expenses.

(iii) If the Lead Permittee and Co-Permittee agree as to the need and amount of the unfunded and unexpected additional costs and expenses, their agreement shall be reduced to writing. The agreed upon unfunded and unexpected additional costs and expenses shall be paid either by a lump sum payment within thirty (30) days of their agreement in writing or divided by the remaining months of that particular Funding Year and paid to the Lead Permittee in equal monthly installments for the remainder of the subject Funding Year.

(iv) If the Lead Permittee and Co-Permittee are not able to timely agree as to the need and/or amount of the unfunded and unexpected additional costs and expenses, the Lead Permittee may suspend or terminate this Agreement, at its sole discretion, following the provision of thirty (30) days prior written notice to the Co-Permittee.

6.04. Failure to Pay. Unless otherwise agreed to in writing by and between the parties hereto, if a Funding Year payment or agreed upon unfunded and unexpected additional costs and expenses payment is not timely paid within thirty (30) days of a Payment Due Date, the duties and obligations assumed by the Lead Permittee under the terms of this Agreement may be suspended and/or terminated by the Lead Permittee, at its sole discretion, following the provision of thirty (30) days prior written notice to the Co-Permittee unless cured by the Co-Permittee by payment in full of the omitted payment within said thirty (30) day notice time period.

SECTION SEVEN OPTION TO TERMINATE

7.01. Termination. Either party to this Agreement shall have the right to terminate this

1. The first phase of the investigation is the identification of the problem. This is done by the researcher who is interested in the problem. The second phase is the collection of data. This is done by the researcher who is interested in the problem. The third phase is the analysis of the data. This is done by the researcher who is interested in the problem. The fourth phase is the interpretation of the results. This is done by the researcher who is interested in the problem. The fifth phase is the conclusion. This is done by the researcher who is interested in the problem.

[illegible][illegible]

1. The first of the three meetings mentioned in the above paragraph was held on 11/11/50. The second of the three meetings mentioned in the above paragraph was held on 11/12/50. The third of the three meetings mentioned in the above paragraph was held on 11/13/50.

(b) (7)(C) - The information is exempt from disclosure under this exemption because it is information that is specifically exempted from disclosure by law.

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a copy of the original letter, and is signed by Abraham Lincoln. The letter is addressed to the Congress, and is dated January 1, 1861. The letter is a copy of the original letter, and is signed by Abraham Lincoln. The letter is addressed to the Congress, and is dated January 1, 1861.

REPORT RECEIVED
DATE 10/10/1968

United Way to the City of New York

Agreement at will and without cause, provided that the party wishing to terminate the Agreement must provide thirty (30) days prior written notice to the other party of said terminating party's decision to terminate this Agreement. Said termination shall not be effective until said thirty (30) day prior notice period has elapsed (the "Termination Date"). In addition to the aforementioned termination rights, the Agreement may be terminated as provided in Sections 5.07, 6.03(iv), and 6.04.

7.02. Effect of Termination. In the event of termination of this Agreement by the Co-Permittee, the Co-Permittee shall thereupon be individually and solely responsible for all requirements of the applicable MS4 NPDES Permit which are designated therein as the individual responsibility of said Co-Permittee. Thereafter, the Lead Permittee and other Permittees shall not be responsible for said terminating Co-Permittee's individual obligations under the applicable MS4 NPDES Permit.

7.03. Costs and Expenses. Irrespective of which party elects to terminate this Agreement or in the event of a failure to pay by the Co-Permittee to the Lead Permittee the amounts due under and pursuant to the terms of this Agreement, the parties agree that any costs and expenses previously incurred or obligated to be paid by the Lead Permittee as of the Termination Date shall still be due and owing and the right to collect said amount(s) shall survive termination of this Agreement.

7.04. Refunds. The parties acknowledge that the Lead Permittee anticipates entering into contracts with one or more consultants or contractors for the provision of services required in order for the Lead Permittee to provide some or all of its Lead Permittee Services. Since the Co-Permittee's payments under this Agreement represent only a portion of what the Lead Permittee will have to pay its consultants and contractors for their services, the Co-Permittee will not be entitled to receive a refund from the Lead Permittee for any monies that the Co-Permittee has previously paid pursuant to this Agreement unless the Lead Permittee is able to obtain a reduction in its contractual obligations with its consultants or contractors as a result of the termination of this Agreement. In that event, the Lead Permittee shall be obligated to reimburse the Co-Permittee for its allocable share of the amount of such reduction in costs and expenses.

7.05. Documentation and Data. In the event this Agreement is cancelled or terminated, all documentation and data previously collected by the Lead Permittee in accordance with its duties and obligations as assumed herein, shall be made available to the Co-Permittee.

SECTION EIGHT **ENFORCEMENT, VIOLATIONS, AND/OR DEFAULT**

8.01. Enforcement. The designation herein of the Lead Permittee is not intended nor shall it be construed as authorizing, granting or permitting the Lead Permittee to accept or assume any powers of enforcement of the applicable MS4 NPDES Permit as to the other party.

8.02. Violations. Neither party to this Agreement shall be deemed to have assumed any liability for any negligent or wrongful acts or omissions of the other party, and in no event shall any of the provisions of this Agreement be construed as a waiver by either party of its sovereign

immunity rights or of the liability limits established in Section 768.28, Florida Statutes.

8.03. Dispute Resolution Process. Any dispute or conflict between the parties that arises from any of the terms or conditions of this Agreement, including any exhibits thereto, shall be presented in writing by the complaining party to the other party. The parties' representatives shall then meet to discuss the disputed issues and attempt in good faith to resolve the dispute or conflict prior to either party initiating the intergovernmental conflict resolution process per Ch. 164, F.S., or litigation or any other formal dispute resolution process.

SECTION NINE MISCELLANEOUS PROVISIONS

9.01. Notices. All notices, requests, consents and other communications required or permitted under this Agreement shall be in writing and shall be (as elected by the person giving such notice) hand delivered by prepaid express overnight courier or messenger service, telecommunicated (including telex, facsimile, telegraphic, or electronic mail (e-mail) communication) with confirmation of receipt, or mailed by registered or certified mail (postage prepaid), return receipt requested, to the following addresses:

As to Lead Permittee: Northern Palm Beach County Improvement District
 359 Hiatt Drive
 Palm Beach Gardens, Florida 33418
 Attn: Executive Director
 Phone: (561) 624-7830
 Fax: (561) 624-7839

With a copy to: Betsy S. Burden, Esq.
 Caldwell Pacetti Edwards Schoech & Viator LLP
 One Clearlake Centre
 250 South Australian Avenue, Suite 600
 West Palm Beach, Florida 33401
 Phone: (561) 655-0620
 Fax: (561) 655-3775

As to Co-Permittee: City of Riviera Beach
 2391 Avenue L
 Riviera Beach, FL 33409
 Attn: Director of Public Works
 Phone: 561-845-4080
 Fax: 561-840-4845

9.02. Entire Agreement. This Agreement represents the entire understanding and agreement between the parties with respect to the subject matter hereof.

9.03. Construction. The preparation of this Agreement is considered a joint effort of the

parties and accordingly this Agreement shall not be construed more severely against one of the parties than the other.

9.04. Discrimination. The Lead Permittee and the Co-Permittee agree that no person shall on the grounds of race, color, sex, national origin, disability, religion, ancestry, marital status or sexual orientation be excluded from the benefits of or be subjected to any form of discrimination under any activity carried out by the performance of this Agreement.

9.05. Binding Effect. All of the terms and provisions of this Agreement, whether so expressed or not, shall be binding upon, inure to the benefit of, and be enforceable by the parties and their respective legal representatives, successors, and permitted assigns.

9.06. Assignability. The responsibility for carrying out any task assumed by a party to this Agreement, but not the obligation to pay, may be assigned by the party upon receipt of written approval from the other party, which approval shall not be unreasonably withheld.

9.07. Severability. If any part of this Agreement is contrary to, prohibited by or deemed invalid under applicable law or regulation, such provision shall be inapplicable and deemed omitted to the extent so contrary, prohibited or invalid, but the remainder hereof shall not be invalidated thereby and shall be given full force and effect so far as possible, unless the prohibited or invalid provision reduces the payment obligations of the Co-Permittee, in which event this Agreement may be thereupon terminated by the Lead Permittee.

9.08. Governing Law and Venue. This Agreement and all transactions contemplated by this Agreement shall be governed by, and construed and enforced in accordance with, the internal laws of the State of Florida without regard to any contrary conflicts of laws principle. Venue of all proceedings in connection herewith shall be exclusively in the Fifteenth Judicial Circuit in and for Palm Beach County, Florida, and each party hereby waives whatever their respective rights may have been in the selection of venue.

9.09. Headings. The headings contained in this Agreement are for convenience of reference only, and shall not limit or otherwise affect in any way the meaning or interpretation of this Agreement.

9.10. Remedies. The failure of any party to insist on a strict performance of any of the terms and conditions hereof shall be deemed a waiver of the rights or remedies that the party may have regarding that specific instance only, and shall not be deemed a waiver of any subsequent breach or default in any terms and conditions.

9.11. NPDES Permit. If there is any inconsistency between the terms of this Agreement and the applicable MS4 NPDES Permit, then the applicable MS4 NPDES Permit shall preempt, supersede, and control the provisions of this Agreement.

9.12. Counterparts. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same

instrument.

9.13. Clerk of Court. A copy of this Agreement shall be filed with the Clerk of the Circuit Court of the Fifteenth Judicial Circuit, in and for Palm Beach County, Florida.

9.14. Termination of Prior Agreements. All previous interlocal agreements entered into between the parties to this Agreement regarding the application or execution of a MS4 NPDES Permit shall terminate as of the Effective Date of this Agreement.

9.15. Effective Date. This Agreement shall be effective as of the date it is filed with the Clerk of the Circuit Court of the Fifteenth Judicial Circuit, in and for Palm Beach County, Florida.

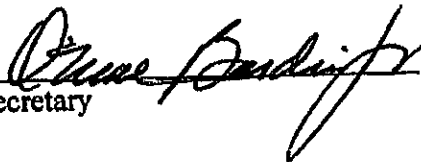
(Balance of Page Intentionally Left Blank.)

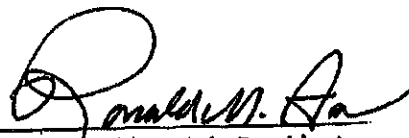
IN WITNESS WHEREOF, the parties have set their hand and seals the day and year hereafter written.

EXECUTED by Lead Permittee this 24th day of August, 2011.

ATTEST:

NORTHERN PALM BEACH COUNTY
IMPROVEMENT DISTRICT

By: 
Secretary

By: 
Print: Ronald M. Ash, President
Title: NPBCID Board of Supervisors

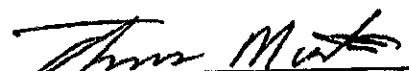
[DISTRICT SEAL]

EXECUTED by Co-Permittee this 3 day of August, 2011.

ATTEST:

CITY OF RIVIERA BEACH

By: 
Carrie Hard, City Clerk

By: 
Print: Thomas A. Masters
Title: Mayor

[SEAL]

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

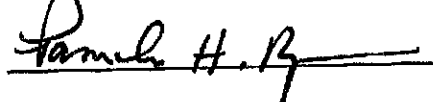
By: 

EXHIBIT "A"

LEAD PERMITTEE RESPONSIBILITIES

The responsibilities of the Lead Permittee as to the implementation and execution of the MS4 NPDES Permit No. FLS000018 are generally as follows:

- I. The timely preparation, coordination, and execution of interlocal agreements necessary to establish and implement the joint activities required by the Permit.
- II. The timely preparation, coordination, and submittal to FDEP each year during the term of this Agreement, of an annual report describing the activities carried out jointly to fulfill requirements in the permit.
- III. The timely preparation, coordination, and distribution of standardized forms and guidance documents as approved by NPDES Steering Committee to assist permittees in carrying out the terms of the MS4 NPDES Permit.
- IV. The timely preparation, coordination, and execution of a countywide public education and outreach program required by Part III.A.6, Part III.A.7.e. and Part III.A.7.f. as approved by the NPDES Steering Committee.
- V. The timely preparation and coordination of training materials to fulfill the requirements of Part III.A.6, Part III.A.7.c, Part III.A.7.d., Part III.A.9.b, and Part III.A.9.c of the MS4 NPDES permit, as approved by the NPDES Steering Committee.
- VI. The timely preparation, coordination, and submittal to FDEP of major watershed pollutant load estimates required by Part V.A. of the MS4 NPDES Permit.
- VII. The timely preparation, coordination, and execution of a monitoring program required by Part V.B. of the MS4 NPDES Permit.
- VIII. The timely coordination, assessment, monitoring, and execution of activities associated with FDEP's Total Maximum Daily Load (TMDL Program) as required by Part VIII.
- IX. The preparation and coordination of all MS4 NPDES Steering Committee workshops and meetings.
- X. The timely remittance of all necessary permit fees to FDEP, subject to the timely and sufficient collection of same for all other permittees.

The Lead Permittee Services described herein may be revised from time to time as required by each MS4 NPDES Permit, as agreed to in writing between the MS4 NPDES Steering Committee and Northern Palm Beach County Improvement District, which revisions shall be incorporated herein and made a part of this agreement.

(Balance of Page Intentionally Left Blank.)

EXHIBIT "B"

**RESOLUTION NO. 2011-04
RESOLUTION OF THE BOARD OF SUPERVISORS OF
NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT
APPROVING THE NPDES STEERING COMMITTEE ADMINISTRATIVE
PROCEDURES FOR COLLECTION, MANAGEMENT AND DISBURSEMENT
OF NPDES INTERLOCAL AGREEMENT FUNDS.**

WHEREAS, NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT ("Northern") is an independent special district duly organized and validly existing under the Constitution and the Laws of the State of Florida, including applicable provisions of Chapter 298, Florida Statutes, and Chapter 59-994, Laws of Florida, as amended and/or supplemented; and

WHEREAS, the United States Environmental Protection Agency issued its National Pollutant Discharge Elimination System Permit No. FLS000018 (the "MS4 NPDES Permit") which is applicable to a number of governmental entities located in Palm Beach County, including Northern; and

WHEREAS, the Co-Permittees who make up the governmental bodies subject to the NPDES Permit have nominated and appointed Northern as the "Lead Permittee" for the purposes of assisting all Co-Permittees in the collection of general data required to be collected pursuant to the MS4 NPDES Permit and submission of reports to the Florida Department of Environmental Protection and the United States Environmental Protection Agency; and

WHEREAS, the Lead Permittee, Northern, is entering into separate Interlocal or Joint Participation Agreements with each of the Co-Permittees, which Agreements set forth the parties' respective duties and obligations regarding fulfillment of the terms and conditions of the MS4 NPDES Permit; and

WHEREAS, a seven member NPDES Steering Committee has been selected by the Co-Permittees, which Steering Committee is comprised of two (2) representatives of large municipalities, two (2) representatives of smaller municipalities, one (1) representative of special districts, one (1) representative for Palm Beach County, and the Lead Permittee; and

WHEREAS, on January 19, 2011 the NPDES Steering Committee, in order to provide a level of accountability and fiscal control for the benefit of all NPDES Co-Permittees as it relates to the Interlocal and/or Joint Participation Agreements being entered into between Northern and each Co-Permittee, adopted Administrative Procedures for the collection, management and disbursement of NPDES Interlocal Agreement Funds, a true and correct copy of which is attached hereto and identified as the NPDES Steering Committee Administrative Procedures; and

WHEREAS, Northern has been requested to adopt and comply with the aforementioned NPDES Steering Committee Administrative Procedures for purposes of

administering the funds to be paid to it pursuant to each NPDES Interlocal or Joint Participation Agreement.

NOW, THEREFORE, be it resolved by the Board of Supervisors of Northern Palm Beach County Improvement District as follows:

1. Northern Palm Beach County Improvement District does hereby adopt and agree to comply with the terms and conditions of the NPDES Steering Committee Administrative Procedures.

2. That Northern Palm Beach County Improvement District does hereby incorporate by reference the NPDES Steering Committee Administrative Procedures into each NPDES Interlocal and/or Joint Participation Agreement that it enters into with a Co-Committee.

3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

4. This resolution shall take effect immediately upon its adoption.

THIS RESOLUTION PASSED AND WAS ADOPTED THE 23RD DAY OF FEBRUARY, 2011.

(DISTRICT SEAL)

NORTHERN PALM BEACH COUNTY
IMPROVEMENT DISTRICT

ATTEST

O'Neal Bardin, Jr., Secretary

BY:

Ronald M. Ash, President

SECRET

**NPDES STEERING COMMITTEE ADMINISTRATIVE PROCEDURES
FOR COLLECTION, MANAGEMENT AND DISBURSEMENT
OF NPDES INTERLOCAL AGREEMENT FUNDS**

The NPDES Steering Committee (which is comprised of two (2) representatives of large municipalities, two (2) representatives of smaller municipalities, one (1) representative of special districts, one (1) representative for Palm Beach County, and the Lead Permittee), has adopted the following administrative procedures in order to provide a level of accountability and fiscal control for the benefit of the NPDES Co-Permittees.

The administrative procedures adopted by the Steering Committee are as follows:

1. Alternative NPDES Interlocal Agreement Payment Schedules. In addition to the two (2) payment options set forth in Paragraphs 6.01 and 6.02 of the NPDES Interlocal Agreement, a Co-Permittee shall also be entitled to elect to pay the annual Funding Year payments on an equal quarterly installment basis. If this additional payment option is selected by a Co-Permittee, the quarterly payments for the First Funding Year are required to be paid on or before October 1, 2010, January 1, 2011, April 1, 2011 and July 1, 2011, with all future Funding Year quarterly payments to be paid in accordance with the same quarterly payment schedule.

NPBCID will be issuing one (1) invoice to each Co-Permittee for its annual Funding Year payment amount, following which the Co-Permittee shall then have thirty (30) days from the date of receipt of the invoice within which to select one of the three (3) payment options and to make its initial payment in accordance with the option so selected.

2. Income and Disbursement Accounting Documentation.

(A) A quarterly income and disbursement report shall be prepared by NPBCID. The report shall be delivered to the Steering Committee within forty-five (45) days following the end of each Funding Year quarter and thereafter distributed by the Steering Committee to the representative(s) of each Co-Permittee as identified in the NPDES Interlocal Agreements.

(B) The quarterly income and disbursement report shall be prepared by NPBCID in accordance with the format set forth in attached Attachment "A."

3. Budget Accounting Documentation. A quarterly budget accounting report shall be prepared by NPBCID. The report shall be delivered to the Steering Committee within forty-five (45) days following the end of each Funding Year quarter and thereafter distributed by the Steering Committee to the representative(s) of each Co-Permittee as identified in the NPDES Interlocal Agreement.

THE UNITED STATES OF AMERICA
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WHEREAS, certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

AND WHEREAS, certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

AND WHEREAS, certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

AND WHEREAS, certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

SECTION 1. SHORT TITLE

That certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

AND WHEREAS, certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

AND WHEREAS, certain lands owned by the United States are situated in the State of California, and it is the policy of the United States to dispose of such lands for the benefit of the people of the United States;

4. Reserve Fund Contingency Expenditures. Prior to any expenditures by NPBCID of funds contained in the Reserve Fund Contingency account identified in the NPDES Interlocal Agreement, NPBCID shall be required to subject its request to the Steering Committee members and receive approval from a super-majority of at least five (5) of the Steering Committee members.

5. Unexpected Additional Costs and Expenses. Prior to NPBCID incurring an obligation that will require a Co-Permittee to pay unexpected additional costs and expenses exceeding the amount held in the Reserve Fund Contingency, NPBCID shall be required to submit to the Steering Committee the nature of the event and the amount of the unexpected additional cost and expense. Upon receipt of such notification, the Steering Committee shall present the matter to the Co-Permittees at the next regularly scheduled Steering Committee NPDES meeting (unless it is an emergency matter in which event a special meeting will be promptly scheduled and notice given to all Co-Permittees) for consideration and vote by those representatives of the Co-Permittees present at the meeting. An affirmative vote by a simple majority (i.e., over fifty percent) of those representatives of the Co-Permittees present at the meeting (with only one (1) representative of each Co-Permittee being entitled to vote on the matter at issue) will be required before NPBCID is authorized to incur the subject unexpected additional costs and expenses.

6. NPDES Interlocal Agreement Budget Adoption Process. All future NPDES Interlocal Agreement Funding Year budgets shall be adopted in accordance with the following procedure:

(A) On or before January 31st of each Funding Year, NPBCID shall prepare and present to the Steering Committee a proposed budget for the next Funding Year.

(B) The Steering Committee shall consider the proposed next Funding Year budget at a regular Steering Committee meeting and open the matter to discussion by those Co-Permittee representatives present and attending the meeting.

(C) Adoption of the next Funding Year's budget shall require the approval of a super-majority of at least five (5) members of the Steering Committee.

(D) As a part of the Steering Committee's consideration of the next Funding Year's budget and calculation of each Co-Permittee's allocable share and responsibility for the funding of the budget, the Steering Committee may consider the application of any existing surplus funds as a credit towards each Co-Permittee's allocable funding shares. "Surplus funds" for the purpose of this administrative guideline may include unexpended and unencumbered present Funding Year funds or Reserve Fund Contingency amounts, plus accrued interest thereon, if any.

(13) The Steering Committee shall also be responsible for approving, by a simple majority of those Steering Committee members in attendance (provided there is a quorum) at a Steering Committee meeting, line item budget transfers.

APPROVED AND ADOPTED THIS 19TH DAY OF JANUARY, 2011.

ATTACHMENT "A"

NPDES QUARTERLY INCOME AND DISBURSEMENT REPORT
FISCAL YEAR _____
FOR PERIOD _____ TO _____

<u>CASH ON HAND (date)</u>		<u>XXX.XXX.XX</u>
REVENUE: _____ TO _____		
AGREEMENT FEES	<u>XXX.XXX.XX</u>	
<u>TOTAL REVENUES</u>	<u>XXX.XXX.XX</u>	<u>XXX.XXX.XX</u>
TOTAL CASH AND REVENUES AVAIL FOR EXPENDITURES		<u>XXX.XXX.XX</u>
<u>EXPENDITURES PAID DURING _____ TO _____</u>		
ENGINEERING	<u>XXX</u>	
OTHER PROFESSIONAL FEES	<u>XXX</u>	
MISCELLANEOUS EXPENSES	<u>XXX</u>	
GOVERNMENTAL REGISTRATION FEES	<u>XXX</u>	
LEGAL	<u>XXX</u>	
<u>TOTAL EXPENDITURES</u>	<u>XXX</u>	<u>XXX</u>
<u>FUND BALANCE AT (date)</u>		<u>XXX.XXX.XX</u>
RESERVE FOR CONTINGENCIES		<u>-XX.XXX.XX</u>
<u>UNRESERVED FUND BALANCE</u>		<u>XXX.XXX.XX</u>

ATTACHMENT #2

**Palm Beach County MS4 Permit
Year 2 Additional Requirements
(October 1, 2011 – September 30, 2012)
Revised February 5, 2013**

1. Conduct an inter-departmental review of a review of code regulation and comprehension to further reduce the stormwater impact from new development /redevelopment. The intent of this review is to determine if existing land development regulations impede or do not allow the use of "Low Impact Design" BMPs such as swales, pervious pavements, etc. These innovative BMPs can help to retain more stormwater runoff on-site and allow it to recharge the groundwater. As part of the review the following items should be addressed.
 - a. Provide a listing and a brief description of your applicable community's comprehensive plan elements and land development regulations/codes/ordinances.
 - b. Do your community's comprehensive plan and land development regulations/codes allow or promote the use of low impact design principles, such as:

- | | | | | | |
|-----|---|-----|-------------------------------------|----|-------------------------------------|
| (1) | Grassed Swales | Yes | ☒ | No | ☐ |
| (2) | Pervious pavements | Yes | ☒ | No | ☐ |
| (3) | Green roofs | Yes | ☐ | No | ☒ |
| (4) | Rain barrels | Yes | ☐ | No | ☒ |
| (5) | Cisterns | Yes | ☐ | No | ☒ |
| (6) | Directing flows from impervious surfaces to vegetated areas | Yes | ☒ | No | ☐ |
| (7) | Native vegetation for landscaping | Yes | ☒ | No | ☐ |
| (8) | Require open spaces minimum (30% or more) | Yes | ☐ | No | ☒ |
| (9) | Bio-retention Facilities | Yes | ☐ | No | ☒ |

- (10) Landscaping with best management practices Yes ☒ No ☐
- (11) Adherence to principles of Florida Yards & Neighborhoods Program Yes ☒ No ☐
- (12) Irrigation conservation practices Yes ☒ No ☐
- (13) Provide infiltration trenches Yes ☒ No ☐
- (14) Vegetative filters/buffers Yes ☒ No ☐
- c. Does your community's land development regulations/codes require revisions to include low impact design principles? Yes ☐ No ☒
- d. If yes, identify items in "b" above that will be added to your community land development regulations/codes (e.g., (5), (7), (8), etc.).
- e. Does your community's ~~site~~ plan review process assure that stormwater impacts are minimized? Yes ☒ No ☐