

# LEGAL DOCUMENTS

## WP-13-14

1. Order Setting Pre-Hearing Conference
2. Order to Show Cause and Notice of Hearing
3. Notice of Violation Resulting in a possible Public Health Threat
4. Stipulation and Order Stipulation

PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
West Palm Beach, Florida

RECEIVED 7

FLORIDA DEPARTMENT OF HEALTH  
IN PALM BEACH COUNTY

Petitioner,

vs.

RIVIERA BEACH UTILITY SPECIAL DISTRICT,

Respondent.

SEP 05 2014

CITY ATTORNEY'S OFFICE


Case No. WP-13-14

**ORDER SETTING PREHEARING CONFERENCE**

This cause is set for Prehearing Conference on Thursday, October 2, 2014 at 9:00 a.m. at the Florida Department of Health in Palm Beach County, 800 Clematis Street, Conference Room 112, West Palm Beach, Florida.

Parties shall comply with the attached Prehearing Conference Procedures.

ORDERED at West Palm Beach, Florida, this 28<sup>th</sup> day of August, 2014.

  
David Freudenberg, Chair  
Palm Beach County Environmental  
Control Hearing Board

FILED: 8/28/14 WITH THE PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
BY: Barbara L. Sullivan  
CLERK OF THE BOARD

*Person(s) needing special accommodations in order to participate in this proceeding, should contact Barbara Sullivan, Clerk of the Board at (561) 671-4007, so appropriate arrangements can be made*

**PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
West Palm Beach, Florida**

**PREHEARING CONFERENCE PROCEDURES**

The following procedures shall be followed in all matters set to be heard by the Palm Beach County Environmental Control Hearing Board:

- A. Parties are encouraged to communicate prior to the date of the Prehearing Conference to:
  - 1. Discuss compliance.
  - 2. Discuss settlement/stipulation and civil fines.
  
- B. The Prehearing Conference is held one week prior to Hearing to:
  - 1. Discuss, simplify, and stipulate to as many facts and issues as possible, including:
    - (a) Ownership or control of the subject property.
    - (b) Codes alleged to have been violated.
    - (c) All stipulated facts.
    - (d) Facts at issue.
    - (e) Issues as to the application and interpretation of laws cited.
  - 2. Discuss possible prehearing settlement/stipulation.
  
- C. Absent stipulation, disclosure of the following shall be made at the Prehearing Conference:
  - 1. Physical evidence to be used in the Hearing and objections, if any, of opposing party.
  - 2. Any and all witnesses to be presented and give testimony at the Hearing.
  
- D. Unless otherwise mutually agreed to by both parties, at the Hearing parties shall be limited to exhibits produced, objections reserved, and witnesses disclosed pursuant to Paragraph C, above.

PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
West Palm Beach, Florida

RECEIVED

SEP 05 2014

CITY ATTORNEY'S OFFICE

FLORIDA DEPARTMENT OF HEALTH  
IN PALM BEACH COUNTY,

Petitioner,

vs.

RIVIERA BEACH UTILITY SPECIAL DISTRICT,

Respondent.

Case No. WP-13-14

**ORDER TO SHOW CAUSE**  
**AND**  
**NOTICE OF HEARING**

The Acting Environmental Control Officer having filed a Notice of Violation Resulting In A Possible Public Health Threat, the Palm Beach County Environmental Control Hearing Board hereby orders, **RIVIERA BEACH UTILITY SPECIAL DISTRICT**, ("Respondent"), owner of the utility located at 600 W. Blue Heron Blvd., Riviera Beach, FL 33404, to appear before it at 800 Clematis Street, Conference Room 112, West Palm Beach, Florida at 9:00 a.m., on Thursday, October 9, 2014 to show cause why it should not be held in violation of Chapter 77-616, Laws of Florida, as amended, ("The Environmental Control Act"); Chapter 11 of the Palm Beach County Code (Ordinance 78-5, as amended); and, more specifically, the following section(s) of the Florida Administrative Code governing Public Water Systems for the violation(s) cited below and as set forth in the attached Notice of Violation Resulting In A Possible Public Health Threat, and further to show cause why it should not be ordered to pay civil fines and take such preventive or corrective action as this Board may deem just and proper:

**62-550.310(5)(a)2., F.A.C., Microbiological.** This subsection applies to all public water systems, Monitoring requirements to demonstrate compliance with this subsection are defined in Rule 62-550.518, F.A.C. (a) The maximum contaminant level is based on the presence or absence of total coliforms in a sample, rather than coliform density. For the purpose of the public notice

requirements in Rule 62-560.410, F.A.C., a violation of the standards in this paragraph poses a non-acute risk to health. .... 2. For a system which collects fewer than 40 samples per month, if no more than one sample collected during a month is total coliform-positive, the system is in compliance with the maximum contaminant level for total coliforms; to wit: Riviera Beach Utility Special District exceeded the maximum contaminant level for total-coliform-positive samples in April 2014 and:

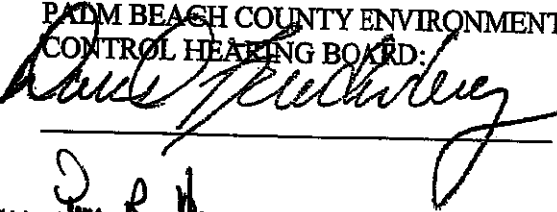
**62-550.518(7)(b), F.A.C., Additional or Repeat Monitoring.** (b) If a routine distribution system sample is total-coliform-positive, the public water system shall collect a set of repeat distribution system samples within 24 hours of being notified of the positive result. The system shall collect all repeat samples on the same day. A system that collects monthly routine samples shall collect no fewer than three repeat samples for each total-coliform-positive sample found. A transient non-community water system that collects quarterly routine samples shall collect no fewer than four repeat samples for each total-coliform-positive sample found. The Department shall extend the 24 hour limit on a case-by-case basis if the system has a logistical problem that is beyond its control in collecting the repeat samples within 24 hours. If an extension is granted, the Department shall specify how much time the system has to collect the repeat samples. If a routine distribution system sample is total-coliform-positive and the public water system is collecting fewer than five routine distribution system samples per month, the system also shall comply with the sampling requirements in subsection 62-550.518(8), F.A.C.; to wit: Riviera Beach Utility Special District failed to collect three repeat samples upon notification of the April 25, 2014 total-coliform-positive-sample result at 1201 W. 6th Street, Riviera Beach, FL.

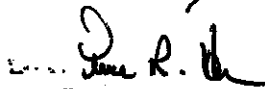
A copy of the Notice of Violation Resulting In A Possible Public Health Threat is attached hereto and made a part hereof.

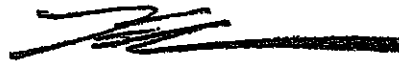
The proceeding is and shall be governed by Palm Beach County Code Section 11-21, as amended (Ordinance No. 78-5, as amended) and the Environmental Control Act.

ORDERED at West Palm Beach, Florida, this 28<sup>th</sup> day of August, 2014.

PALM BEACH COUNTY ENVIRONMENTAL  
CONTROL HEARING BOARD:

  
\_\_\_\_\_

  
\_\_\_\_\_

  
\_\_\_\_\_

  
\_\_\_\_\_


**Copies furnished to:**

Acting Environmental Control Officer  
FL Department of Health in Palm Beach County  
800 Clematis Street, Rm 546  
West Palm Beach FL 33401

FL Department of Health in Palm Beach County  
Environmental Public Health  
800 Clematis Street  
West Palm Beach FL 33401

Commissioner Judy Davis, c/o Pamela H. Ryan, City Attorney  
600 W. Blue Heron Blvd.  
Riviera Beach, FL 33404

FILED: 8/28/14 WITH THE PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD

BY:   
CLERK OF THE BOARD

If A Person Decides To Appeal Any Decision Made By The Special Master With Respect To Any Matter Considered At This Meeting Or Hearing, He Or She Will Need A Record Of The Proceedings, And That, For Such Purpose, He Or She May Need To Ensure That A Verbatim Record Of The Proceedings Is Made, Which Record Includes The Testimony And Evidence Upon Which The Appeal Is To Be Based.

*Person(s) needing special accommodations in order to participate in this proceeding, should contact Barbara Sullivan, Clerk of the Board at (561) 671-4007 so appropriate arrangements can be made*

PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
West Palm Beach, Florida

RECEIVED

2/16/14

CITY ATTORNEY'S OFFICE

FLORIDA DEPARTMENT OF HEALTH  
IN PALM BEACH COUNTY

Petitioner,

vs.

RIVIERA BEACH UTILITY SPECIAL DISTRICT,

Respondent.

Case No. WP-13-14

**NOTICE OF VIOLATION RESULTING IN A POSSIBLE PUBLIC HEALTH THREAT**

Pursuant to Chapter 77-616, Laws of Florida, as amended ("The Environmental Control Act"), this notice is filed with the Palm Beach County Environmental Control Hearing Board ("Hearing Board") to invoke its jurisdiction over Respondent, **RIVIERA BEACH UTILITY SPECIAL DISTRICT**, owner of the utility located at 600 W. Blue Heron Blvd., Riviera Beach, FL 33404, and in support thereof the Acting Environmental Control Officer of the Florida Department of Health in Palm Beach County states:

- Respondent has violated the Environmental Control Act; Chapter 11 of the Palm Beach County Code (Ordinance 78-5, as amended); and, more specifically, the following section(s) of the Florida Administrative Code governing Public Water Systems for the violation(s) cited below and as set forth in the attached copy of a Notice issued by an authorized representative of the Florida Department of Health in Palm Beach County. Said Notice is hereby made and shall be considered a part hereof:  
**62-550.310(5)(a)2., F.A.C., Microbiological.** This subsection applies to all public water systems, Monitoring requirements to demonstrate compliance with this subsection are defined in Rule 62-550.518, F.A.C. (a) The maximum contaminant level is based on the presence or absence of total

coliforms in a sample, rather than coliform density. For the purpose of the public notice requirements in Rule 62-560.410, F.A.C., a violation of the standards in this paragraph poses a non-acute risk to health. .... 2. For a system which collects fewer than 40 samples per month, if no more than one sample collected during a month is total coliform-positive, the system is in compliance with the maximum contaminant level for total coliforms; to wit: Riviera Beach Utility Special District exceeded the maximum contaminant level for total-coliform positive samples in April 2014 and:

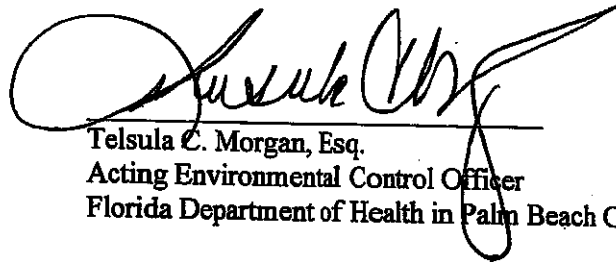
**62-550.518(7)(b), F.A.C., Additional or Repeat Monitoring.** (b) If a routine distribution system sample is total-coliform-positive, the public water system shall collect a set of repeat distribution system samples within 24 hours of being notified of the positive result. The system shall collect all repeat samples on the same day. A system that collects monthly routine samples shall collect no fewer than three repeat samples for each total-coliform-positive sample found. A transient non-community water system that collects quarterly routine samples shall collect no fewer than four repeat samples for each total-coliform-positive sample found. The Department shall extend the 24 hour limit on a case-by-case basis if the system has a logistical problem that is beyond its control in collecting the repeat samples within 24 hours. If an extension is granted, the Department shall specify how much time the system has to collect the repeat samples. If a routine distribution system sample is total-coliform-positive and the public water system is collecting fewer than five routine distribution system samples per month, the system also shall comply with the sampling requirements in subsection 62-550.518(8), F.A.C.; to wit: Riviera Beach Utility Special District failed to collect three repeat samples upon notification of the April 25, 2014 total-coliform-positive sample result at 1201 W. 6th Street, Riviera Beach, FL.

2. The violation described herein constitutes violation resulting in a possible public health threat and may result in a fine of up to \$500.00 per day for each day of the violation.



The undersigned Acting Environmental Control Officer respectfully requests the Hearing Board issue an order setting a hearing for the Board's next scheduled meeting date.

DATED this 22<sup>nd</sup> day of August, 2014.



Telsula C. Morgan, Esq.  
Acting Environmental Control Officer  
Florida Department of Health in Palm Beach County

**Copies furnished to:**

Acting Environmental Control Officer  
Florida Department of Health in Palm Beach County  
800 Clematis Street, Rm 546  
West Palm Beach FL 33401

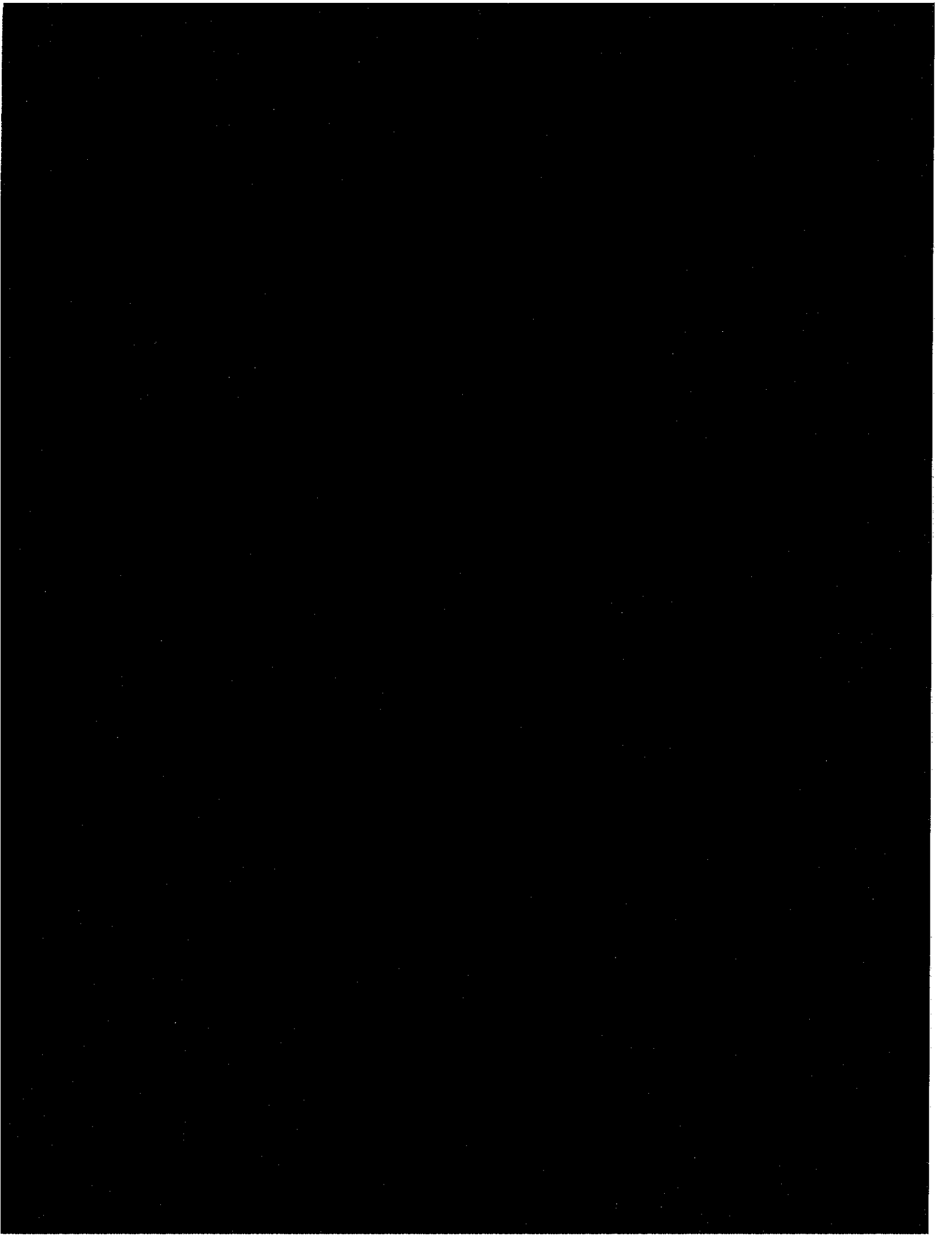
Florida Department of Health in Palm Beach County  
Environmental Public Health  
800 Clematis Street  
West Palm Beach FL 33401

Commissioner Judy Davis,  
c/o Pamela H. Ryan, City Attorney  
600 W. Blue Heron Blvd.  
Riviera Beach, FL 33404

FILED: 8/28/14 WITH THE PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
BY: Barbara J. Sullivan  
CLERK OF THE BOARD

**If A Person Decides To Appeal Any Decision Made By The Special Master With Respect To Any Matter Considered At This Meeting Or Hearing, He Or She Will Need A Record Of The Proceedings, And That, For Such Purpose, He Or She May Need To Ensure That A Verbatim Record Of The Proceedings Is Made, Which Record Includes The Testimony And Evidence Upon Which The Appeal Is To Be Based.**

**Person(s) needing special accommodations in order to participate in this proceeding, should contact Barbara Sullivan, Clerk of the Board at (561) 671-4007 so appropriate arrangements can be made**



PALM BEACH COUNTY  
ENVIRONMENTAL CONTROL HEARING BOARD  
West Palm Beach, Florida

RECEIVED

CITY ATTORNEY'S OFFICE

Case No. WP-13-14

FLORIDA DEPARTMENT OF HEALTH  
IN PALM BEACH COUNTY,

Petitioner,

vs.

RIVIERA BEACH UTILITY SPECIAL DISTRICT,

Respondent.

**STIPULATION and ORDER**

**STIPULATION**

Petitioner and Respondent stipulate as follows:

1. Respondent owns that certain Palm Beach County real property located at 600 W. Blue Heron Blvd., Riviera Beach, FL 33404, and did own said property on April 12, 2014.

2. Respondent was alleged to have violated Chapter 77-616 Laws of Florida, as amended (the Environmental Control Act); Chapter 11 of the Palm Beach County Code, as amended (Ordinance 78-5, as amended); and more specifically, the following sections of the Florida Administrative Code governing Public Water Systems:

**62-550.310(5)(a)2., F.A.C., Microbiological.** This subsection applies to all public water systems, Monitoring requirements to demonstrate compliance with this subsection are defined in Rule 62-550.518, F.A.C. (a) The maximum contaminant level is based on the presence or absence of total coliforms in a sample, rather than coliform density. For the purpose of the public notice requirements in Rule 62-560.410, F.A.C., a violation of the standards in this paragraph poses a non-acute risk to health. .... 2. For a system which collects fewer than 40 samples per month, if

no more than one sample collected during a month is total coliform-positive, the system is in compliance with the maximum contaminant level for total coliforms; to wit: Riviera Beach Utility Special District exceeded the maximum contaminant level for total-coliform-positive samples in April 2014 and;

62-550.518(7)(b), F.A.C., Additional or Repeat Monitoring. (b) If a routine distribution system sample is total-coliform-positive, the public water system shall collect a set of repeat distribution system samples within 24 hours of being notified of the positive result. The system shall collect all repeat samples on the same day. A system that collects monthly routine samples shall collect no fewer than three repeat samples for each total-coliform-positive sample found. A transient non-community water system that collects quarterly routine samples shall collect no fewer than four repeat samples for each total-coliform-positive sample found. The Department shall extend the 24 hour limit on a case-by-case basis if the system has a logistical problem that is beyond its control in collecting the repeat samples within 24 hours. If an extension is granted, the Department shall specify how much time the system has to collect the repeat samples. If a routine distribution system sample is total-coliform-positive and the public water system is collecting fewer than five routine distribution system samples per month, the system also shall comply with the sampling requirements in subsection 62-550.518(8), F.A.C.; to wit: Riviera Beach Utility Special District failed to collect three repeat samples upon notification of the April 25, 2014 total-coliform-positive sample result at 1201 W. 6th Street, Riviera Beach, FL.

3. The Petitioner issued Respondent a Notice of the Violation on July 17, 2014.

4. Respondent admits the violation(s) and agrees to the entry of the Order below, and further agrees: to pay a total civil penalty of **\$500.00** by check payable to the order of "***Palm Beach County***," to be received on or before **September 26, 2014**.
5. Petitioner agrees to recommend that the Environmental Control Hearing Board enter an Order adopting this Stipulation. If approved, Petitioner shall seek no additional civil penalty for the above-referenced violation.
6. In the event this Stipulation is rejected by the Environmental Control Hearing Board, or if the stipulation is adopted and Respondent fails to comply with the terms of this Stipulation, this matter shall be heard by the Environmental Control Hearing Board on a date to be set. Respondent shall be notified of such hearing by regular U.S. mail.

Respondent:  
RIVIERA BEACH UTILITY SPECIAL  
DISTRICT

\_\_\_\_\_  
Date

By: \_\_\_\_\_

Title: \_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Telsula C. Morgan, Esq.  
Acting Environmental Control Officer  
FL Department of Health in Palm Beach County  
800 Clematis Street, Rm 546  
West Palm Beach, Florida 33401

**ORDER**

This matter came before the Palm Beach County Environmental Control Hearing Board on October 9, 2014. The above terms stipulated to by the parties appearing to be fair and proper, the Hearing Board hereby adopts the terms as its Order. This Board finds the Respondent has committed the violation(s) and orders that the parties hereto shall comply with this Order.

\_\_\_\_\_  
Date

\_\_\_\_\_  
David Freudenberg, Chair  
Palm Beach County Environmental  
Control Hearing Board

**Copies furnished to:**

Environmental Control Officer  
FL Department of Health in Palm Beach County  
800 Clematis Street, Rm 546  
West Palm Beach, Florida 33401

FL Department of Health in Palm Beach County  
Environmental Public Health  
800 Clematis Street  
West Palm Beach FL 33401

Commissioner Judy Davis  
c/o Pamela H. Ryan, City Attorney  
600 W. Blue Heron Blvd.  
Riviera Beach, FL 33404

FILED: _____ WITH THE PALM BEACH COUNTY ENVIRONMENTAL CONTROL HEARING BOARD
BY: _____ CLERK OF THE BOARD

# BACKUP MATERIAL

## WP-13-14

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>SUBJECT</u>
7/14/14	FL/PBC HD	USD	Maximum Contaminant Levels
9/10/14	USD	City Mgr	FL/PBC HD vs.CRB USD
9/5/14	City Att.	City Mgr	FL/PBC HD vs.CRB USD
8/28/14	FL/PBC HD	PBC Sheriff	Delivery of Documents

FL/PBC HD-Florida Department of Health PBC

# BACKUP MATERIAL

## WP-13-14

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>SUBJECT</u>
7/14/14	FL/PBC HD	USD	Maximum Contaminant Levels
9/10/14	USD	City Mgr	FL/PBC HD vs.CRB USD
9/5/14	City Att.	City Mgr	FL/PBC HD vs.CRB USD
8/28/14	FL/PBC HD	PBC Sheriff	Delivery of Documents

FL/PBC HD-Florida Department of Health PBC



6

**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



John H. Armstrong, MD, FACS  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

234 (02)

**NOTICE OF VIOLATION**

**Case No: WP-154-14**

**Certified Mail No.: 7013 2250 0000 2733 0043**

**Return Receipt Requested**

Louis Aurigemma, Executive Director  
City of Riviera Beach Utility District  
P.O. Box 9757  
Riviera Beach, FL 33404

Re: **Maximum Contaminant Levels**  
600 W. Blue Heron Drive, Riviera Beach, FL  
PWS #4501229


Dear Mr. Aurigemma:

The Florida Department of Health Palm Beach County (Department) has identified a violation of the Palm Beach County Environmental Control Act, Chapter 77-616, Special Act, Laws of Florida, as amended, and the Palm Beach County Environmental Control Ordinance 78-5, as amended. Specifically, the Department has determined that the system does not appear to be in compliance with:

- Rule 62-550.310 *Florida Administrative Code* - Primary Drinking Water Standards: Maximum Contaminant Levels and Maximum Residual Disinfectant Levels: The system had a total of six total coliform positive results during the month of April 2014 which exceeds the regulatory limit of one.
- Rule 62-550.518 *Florida Administrative Code* - Microbiological Monitoring Requirements: The system failed to collect repeat samples for the total coliform positive results which occurred in April 2014. A total of three resamples were not collected.

As such, this is a formal notice of the Department's intent to take administrative action against the facility. The Department intends to seek administrative fines up to \$500 per day as provided for in the Palm Beach County Environmental Control Act, Chapter 77-616, Laws of Florida, as amended. If you have any questions concerning this matter, please contact Pamela Lape at (561) 837-5947.

Sincerely,

  
Timothy G. Mayer, R.S., MPH, Director  
Division of Environmental Public Health

7/14/14

Date

Cc: Telsula C. Morgan, Esquire-Senior Attorney  
FDOHPBC file-WP-154-14

6

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <input checked="" type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)            DOMINIQUE WYRMI</p> <p>C. Date of Delivery            7-17-14</p>
<p>1. Article Addressed to:</p> <p>Louis Aurigemma, Executive Dir.            City of Rivera Beach Utility Dist.            P.O. Box 9757            Riviera Beach, FL 33404</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  <input checked="" type="checkbox"/> No            If YES, enter delivery address below:</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™  <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>
<p>2. Article Number            (Transfer from service label)</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p>7013 2250 0000 2733 0234</p>

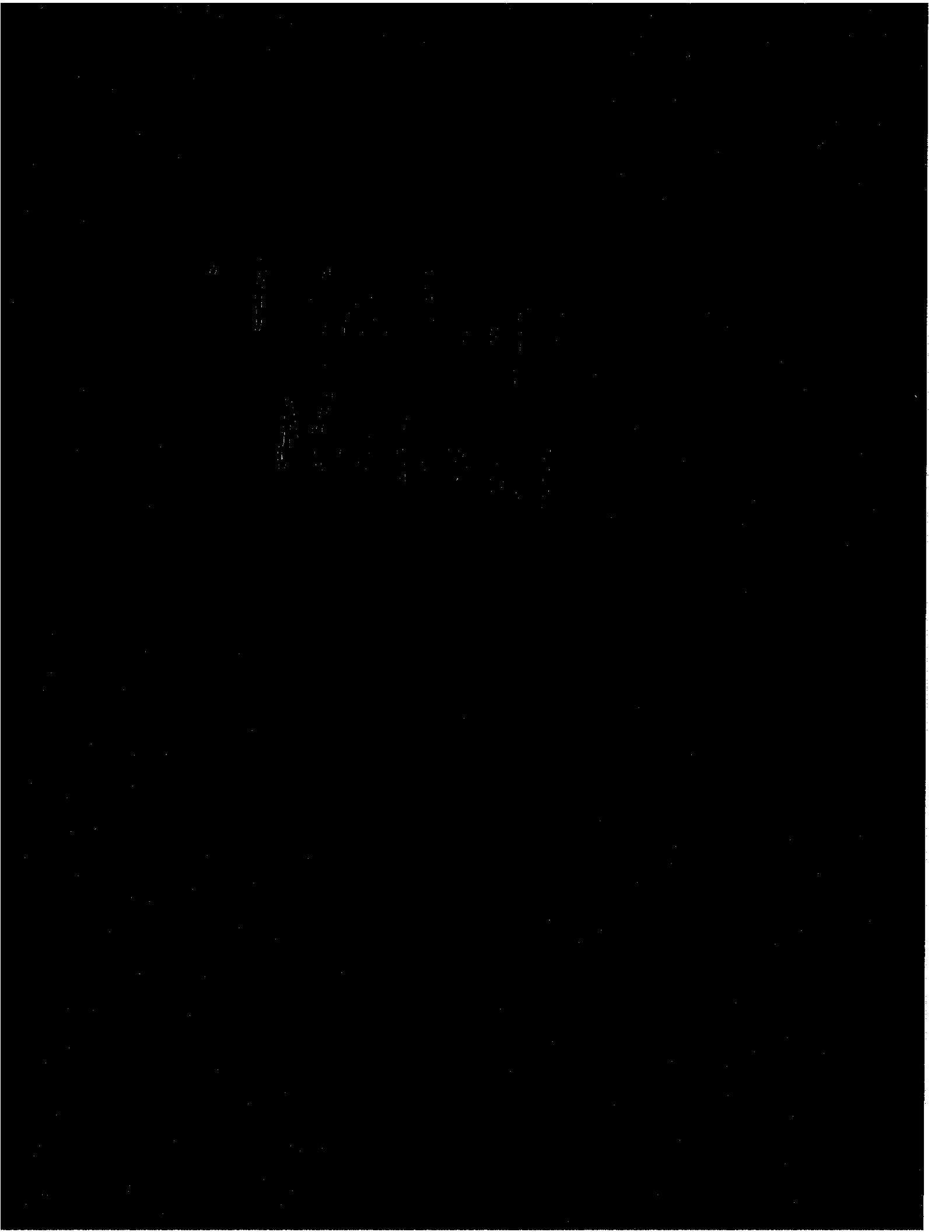
PS Form 3811, July 2013

Domestic Return Receipt

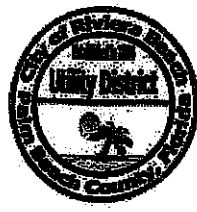
7013 2250 0000 2733 0234

U.S. Postal Service	
CERTIFIED MAIL RECEIPT	
(Domestic Mail Only: No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	21 11/14
Certified Fee	07 11/14
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.48
Sent To	
Louis Aurigemma, Executive Director	
Street, Apt. No.; City, or PO Box No. City of Rivera Beach Utility Dist.	
City, State, ZIP+4 P.O. Box 9757	
Riviera Beach, FL 33404	
PS Form 3800, August 2006	See Reverse for Instructions

Postmark Here



RECEIVED *RJK*  
SEP 11 2014  
CITY ATTORNEY'S OFFICE



### MEMORANDUM

To: Ruth C. Jones, City Manager  
From: Louis C. Aurigemma, P.E., Executive Director *LCA*  
Date: September 10, 2014  
Subject: Florida Dept of Health in Palm Beach County v. Riviera Beach USD  
Case No., WP-13-14

*9/16/14*

Pursuant to the Inter-Departmental Communication of September 5, 2014 from Ms. Ryan, I would to add the following background information.

The Utility District gathers monthly drinking water bacteriological samples from forty (40) predetermined sites in the District's service area that have been approved by the Palm Beach County Health Department. Typically, twenty (20) samples are taken one week and the other twenty (20) samples are taken the following week. The samples are submitted to a laboratory and tested for a disinfection residual, total coliform and fecal/e.coli bacteria. If there is bacteria present in the sample, three (3) additional samples must be taken (at the site, upstream & downstream of the site).

From the Centers for Disease Control and Prevention website:

*Escherichia coli (E. coli)* bacteria normally live in the intestines of people and animals. Most *E. coli* are harmless and actually are an important part of a healthy human intestinal tract. However, some *E. coli* are pathogenic, meaning they can cause illness, either diarrhea or illness outside of the intestinal tract. The types of *E. coli* that can cause diarrhea can be transmitted through contaminated water or food, or through contact with animals or persons.

From the coliformbacteria.net website: Introduction to Coliform Bacteria

*Coliforms are several types of bacteria that can be found in the soil, on vegetation or on surface water. Some of the Coliforms live in the intestines of people and warm-blooded animals. However a great number of the Coliforms are neutral to people, they indicate that harmful to human microorganisms are present.*

*Coliforms are used to indicate the quality of drinking water. A large number of different*

*bacteria, including: Escherichia, Enterobacter, Klebsiella, Serratia, Citrobacter and Proteus belong to the total Coliform group. The fecal Coliform group is an under-group of the total Coliforms and has fewer bacteria.*

*Total Coliform bacteria live in soil, in water or on vegetation and are usually innocuous. ~~If total Coliform bacteria are found in the drinking water, that means the source of contamination is environmental.~~ Feces contamination is not likely, however if these bacteria managed to enter the water system, other pathogens may also do, so it is crucial to determine the source of contamination. Fecal Coliform bacteria are a sub-group of the total Coliform group. They can be found in the intestines and feces of people and animals. The presence of fecal Coliforms in the drinking water often indicates recent fecal contamination. That means higher risk of pathogens presence.*

*E.coli is a genus and species of the fecal Coliform group. E.coli is present in the intestines of warm-blooded animals and humans. The presence of E.coli in drinking water in almost all cases signify fresh fecal pollution. Most E.coli strains are harmless, (except the strain E.coli 0157:H7) but the presence of E.coli in the water indicates high probability of disease-causing microorganisms.*

*The Coliform microorganisms do not change the color or taste of the water. The only way to find out if they are present in the water is a laboratory test. They can all be destroyed by boiling water.*

**In April 2014, forty (40) samples were taken for the month (see attached laboratory reports). Total coliform was present in five (5) of the samples tested. Three (3) additional samples were gathered at each of the five sites. The original five (5) sites passed the retests, however, one upstream site tested with a presence of total coliform. Therefore, three (3) additional samples needed to be taken (at the site, upstream & downstream of the site). However, these three (3) additional samples were never taken, thereby, prompting the Notice of Violation from the Palm Beach County Health Department.**

**I have subsequently met with David Danford, Water Treatment Plant Superintendent, to discuss this situation and he has assured me that that all future water testing will be in compliance with the Palm Beach County Health Department, including all repeat testing as necessary. Please note that the water supply is safe.**

**I concur with Ms. Ryan's proposed settlement offer of \$500. If you also concur, I will execute the Stipulation and Order Stipulation and provide a \$500 check to Palm Beach County.**

**Please feel free to contact me for further discussion if you have any questions or comments.**

**attachments**

**cc: Pamala Ryan, City Attorney  
David Danford, Water Treatment Plant Superintendent  
Giles Rhoads, P.E., Assistant Executive Director**

**DRINKING WATER MICROBIAL SAMPLE COLLECTION & LABORATORY REPORTING FORMAT**

(82-350.730 Reporting Format Effective 01/1993, Revised 02/2010)

JUPITER ENVIRONMENTAL LABORATORIES, INC.  
150 S. Old Dixie Highway Jupiter, FL 33458

Lab Receipt Date & Time: 4/25/14 11:15  
 Analysis Date & Time: 4/25/14 16:40  
 Sample Acceptance Criteria:  
 Sample Preservation:  On Ice  Not On Ice  3.6  
 Disinfectant Check:  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: H37389 Sub-Contract Lab ID: 586548

Analysis Requested: (check all that apply)  
 Total Coliform/E. coli  Total Coliform/Fecal  Enterococci  Coliphage  HPC  Other: \_\_\_\_\_

Public Water System (PWS) Name: City of Riviera Beach Utilities PWS I.D. 4501229

PWS Address: \_\_\_\_\_ City: Riviera Beach

PWS or PWS Owner's Phone #: 561-945-4187 Fax #: 561-940-7282

Collector: Carlos Lousdail Collector's Phone #: 561-945-4187

Type of Supply: (check only one)  
 Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other: \_\_\_\_\_

Reason for Sampling: (check all that apply)  
 Distribution Routine  Distribution Repeat  Raw (triggered or assessment)  Raw (triggered or assessment) additional  Well Survey  
 Clearance  Replacement (also check type of sample being replaced)  Boil Water Notice  Other: \_\_\_\_\_

Sample Collection Date: 4/25/14

To be completed by collector of sample						To be completed by lab				
Sample #	Sample Point (Location or Specific Address)	Sample Collection Time	Sample Type <sup>1</sup>	Disinfectant Residual (mg/L)	pH	Analysis Method(s): SM 9223B				
						Non-Coliform	Total Coliform	Fecal, E. coli, Enterococci, or Coliphage <sup>2</sup>	Data Qualifier <sup>4</sup>	Lab Sample #
1	1301 Grandview	1:30 PM	C	2.6			A	A		389-1
2	200 Grandview	1:20 PM	C	2.7	Down		A	A		389-2
3	1200 Ave C	1:10 PM	C	2.5	Up		A	A		389-3
4	4860 Caribbean Blvd	1:15 PM	C	0.7			A	A		389-4
5	4846 Caribbean Blvd	1:25 PM	C	0.7	Down		A	A		389-5
6	4872 Caribbean Blvd	2:15 PM	C	0.7	Up		A	A		389-6
7	1057 W 6 St	2:30 PM	C	2.7			A	A		389-7

Average of disinfectant residual for distribution routine & repeat samples. Free chlorine or (total chlorine) (circle one)

Disinfectant Residual Analysis Method:  
 DPD Colorimetric  Other: \_\_\_\_\_

Person performing disinfectant analysis is (see instructions on reverse):  
 A certified operator (# 15223)

Supervised by certified operator (# 16803)

Employed by a certified lab  Employed by DEP or DOH

Authorized representative of supplier of water

Unless otherwise noted, all tests are performed in accordance with NELAC standards, and the results relate only to the samples.

Date and time PWS notified by lab of positive results: 4/26/14 ED

Date and time DEP/DOH notified by lab of positive results: \_\_\_\_\_

Date Report issued: 4/28/14

Lab Signature: [Signature]

Title: DIRECTOR Project Manager

\_\_\_\_\_

DEP/DOH USE ONLY

Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required

Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup> For Sample Types see instructions item 1.6.  
<sup>2</sup> For Analysis Methods see instructions item 1.6.  
<sup>3</sup> Please circle appropriate selection.  
<sup>4</sup> Defined by Florida Administrative Code Rule 62-160, Table 1.  
 \*Complete for community & non-transient non-community systems serving populations up to and including 4,900. Do not include raw or pilot samples in the average.

**DRINKING WATER MICROBIAL SAMPLE COLLECTION & LABORATORY REPORTING FORMAT**

(02-560,730 Reporting Format Effective 01/1/95, Revised 02/2010)

JUPITER ENVIRONMENTAL LABORATORIES, INC.  
150 S. Old Dixie Highway Jupiter, FL 33458

Lab Receipt Date & Time: 4/25/14 1:45  
 Analyte Date & Time: 4/25/14 16:40  
 Sample Acceptance Criteria: 3.6  
 Sample Preservation:  On Ice  Not On Ice  24°C 4/28/14  
 Disinfectant Check:  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 1137389 Sub-Contract Lab ID: E86546

Analysis Requested: (check all that apply)  
 Total Coliform/E. coli  Total Coliform/Fecal  Enterococci  Coliphage  HPC  Other: \_\_\_\_\_

Public Water System (PWS) Name: City of Riviera Beach Utilities PWS I.D. 4501229

PWS Address: \_\_\_\_\_ City: Riviera Beach

PWS or PWS Owner's Phone #: 561-845-4187 Fax #: 561-840-7282

Collector: Charles Leonard Collector's Phone #: 561-845-4187

Type of Supply: (check only one)  
 Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other: \_\_\_\_\_

Reason for Sampling: (check all that apply)  
 Distribution Routine  Distribution Repeat  Raw (triggered or assessment)  Raw (triggered or assessment) additional  Well Survey  
 Clearance  Replacement (also check type of sample being replaced)  Boil Water Notice  Other: \_\_\_\_\_

Sample Collection Date: 4/25/14

To be completed by collector of sample						To be completed by lab				
Sample #	Sample Point (Location or Specific Address)	Sample Collection Time	Sample Type <sup>1</sup>	Disinfectant Residual (mg/L)	pH	Analysis Method(s): SM 9223B				
						Non-Coliform	Total Coliform	Fecal, E. coli, or Coliphage <sup>2</sup>	Data Qualifier <sup>3</sup>	Lab Sample #
8	941 W 6 St	2:30 PM	C	2.2	down		A	A		389-8
9	1201 W 6 St	2:40 PM	C	2.6	up		B	A		389-9
10	1619 Broadway	1:52 PM	C	3.1			A	A		389-10
11	1531 Broadway	2:00 PM	C	2.2	down		A	A		389-11
12	1715 Broadway	1:00 PM	C	2.5	up		A	A		389-12
13	1901 Ave S	3:20 PM	C	2.6			A	A		389-13
14	1717 Ave S	3:15 PM	C	4.0	down		A	A		389-14

Average of disinfectant residuals for distribution routine & repeat samples.<sup>4</sup> Free chlorine or total chlorine (circle one)

Disinfectant Residual Analysis Method:  
 DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing disinfectant analysis is (see instructions on reverse):  
 A certified operator (# 15223)  
 Supervised by certified operator (# 16803)  
 Employed by a certified lab  Employed by DEP or DOH  
 Authorized representative of supplier of water

Unless otherwise noted, all tests are performed in accordance with NELAC standards, and the results relate only to the samples.  
 Date and time PWS notified by lab of positive results: 4/26/14 ED  
 Date and time DEP/DOH notified by lab of positive results: \_\_\_\_\_  
 Date Report issued: 4/28/14  
 Lab Signature: Melene Mills  
 Title: DIRECTOR Project Manager

\_\_\_\_\_

DEP/DOH USE ONLY  
 Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup> For Sample Types see instructions item 1.15.  
<sup>2</sup> For Analyte Methods see instructions item 11.6.  
<sup>3</sup> Please circle appropriate qualifier.  
<sup>4</sup> Defined in Florida Administrative Code Rule 62-160, Table 1.  
<sup>5</sup> Complete for community & non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plain samples in the average.  
 Page 1 of 1

**DRINKING WATER MICROBIAL SAMPLE COLLECTION & LABORATORY REPORTING FORMAT**

(02-550.730 Reporting Format Effective 01/1/83, Revised 02/20/10)

JUPITER ENVIRONMENTAL LABORATORIES, INC.  
150 S. Old Dixie Highway Jupiter, FL 33458

Lab Receipt Date & Time: 4/25/14 10:15  
 Analysis Date & Time: 4/25/14 12:00  
 Sample Acceptance Criteria: 3.6  
 Sample Preservation:  On Ice  Not On Ice  20°C MMU 4/28/14  
 Disinfectant Check:  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 1437389 Sub-Contract Lab ID: E86546

Analysis Requested: (check all that apply)  
 Total Coliform/E. coli  Total Coliform/Fecal  Enterococci  Coliphage  HPC  Other: \_\_\_\_\_

Public Water System (PWS) Name: City of Riviera Beach Utilities PWS I.D. 4501229

PWS Address: \_\_\_\_\_ City: Riviera Beach

PWS or PWS Owner's Phone #: 561-945-4187 Fax #: 561-940-7292

Collector: OSUOS [Signature] Collector's Phone #: 561-945-4187

Type of Supply: (check only one)  
 Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other: \_\_\_\_\_

Reason for Sampling: (check all that apply)  
 Distribution Routine  Distribution Repeat  Raw (triggered or assessment)  Raw (triggered or assessment) additional  Well Survey  
 Clearance  Replacement (also check type of sample being replaced)  Boil Water Notice  Other: \_\_\_\_\_

Sample Collection Date: 4/25/14

To be completed by collector of sample						To be completed by lab				
Sample #	Sample Point (Location or Specific Address)	Sample Collection Time	Sample Type <sup>1</sup>	Disinfectant Residual (mg/L)	pH	Analysis Method(s): <u>SM 9223B</u>				
						Non-Coliform	Total Coliform	Fecal, E. coli, Enterococci, or Coliphage <sup>3</sup>	Data Qualifier <sup>4</sup>	Lab Sample #
15	1621 Blue Heron	3 <sup>25</sup> pm	C	3.3	0p		A	A		389-15

Average of disinfectant residuals for distribution routine & repeat samples. Free chlorine or total chlorine (circle one)

Disinfectant Residual Analysis Method:  
 DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing disinfectant analysis is (see instructions on reverse):  
 A certified operator (# 15823)  
 Supervised by certified operator (# 16803)  
 Employed by a certified lab  Employed by DEP or DOH  
 Authorized representative of supplier of water

Unless otherwise noted, all tests are performed in accordance with NELAC standards, and the results relate only to the samples.

Date and time PWS notified by lab of positive results: 4/26/14 ED

Date and time DEP/DOH notified by lab of positive results: \_\_\_\_\_

Date Report issued: 4/28/14

Lab Signature: Melanie Mios  
 Title: DIRECTOR Project Manager

DEP/DOH USE ONLY  
 Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup> For Sample Types see instructions near 1.6.  
<sup>2</sup> For Analysis Methods see instructions near 0.6.  
<sup>3</sup> Please circle appropriate selection.  
<sup>4</sup> Defined in Florida Administrative Code Rule 62-160, Table 1.  
<sup>5</sup> Complies for community & non-transient non-community systems serving populations up to and including 4,000. Do not include raw or pit samples in the average.



# DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT

Jupiter Environmental Laboratories  
 150 S. Old Dixie Hwy  
 Jupiter, FL 33458  
 561-575-0030

Report Number: 1437308<sup>38</sup> Sub-Contract Lab ID: ES16546

Analysis Requested: (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

Lab Receipt Date & Time: 4/23/14 1500  
 Analysis Date & Time: 4/23/14 1520  
 Sample Acceptance Criteria:  
 Sample Preservation  On Ice  Not On Ice  3.5 °C  
 Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

System Name: CITY OF RIVIERA BEACH PWS I.D. 4501229

System Address: 800 WEST BLUE HERON BLVD.

City: RIVIERA BEACH, FL 33404

System or Owner's Phone #: (561)845-4187 Fax #: (561)840-7232

Collector: Carlos Landriel Collector's Phone #: (561)845-4187

Type of Supply: (check only one)  
 Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other

Reason for Sampling: (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other

Sample Collection Date: 4/23/14

Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM9223 B</u>				
						Non Coliform	Total Coliform	Fecal or E. coli	Data Qualifier <sup>2</sup>	Lab Sample Number
1	600 W. Blue Heron Blvd. (Riviera Bch. City Hall)	<u>9:05 AM</u>	D	<u>4.4</u>		A	A		338-1	
2	1057 W. 6 <sup>th</sup> St. (West Riviera Elementary School)	<u>9:45 AM</u>	D	<u>3.2</u>		P	A		338-2	
3	1160 W. 10 <sup>th</sup> St. (Lincoln Elementary School)	<u>9:50 AM</u>	D	<u>2.9</u>		A	A		338-3	
4	1901 Ave. S (Kennedy Middle School)	<u>10:15 AM</u>	D	<u>2.7</u>		P	A		338-4	
5	1229 W. 25 <sup>th</sup> St.	<u>10:55 AM</u>	D	<u>4.0</u>		A	A		338-5	
6	1709 W. 30 <sup>th</sup> St. (Washington Elementary School)	<u>10:20 AM</u>	D	<u>4.0</u>		A	A		338-6	

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>2</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

Disinfectant Residual Analysis Method:  DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing analysis is (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: 4/24/14 16:00  
 Date State notified by lab of positive results: 4:00 AM

Name and Mailing Address of Person to Receive Report

Lab Signature: [Signature]  
 Title: Project Manager

DEP/DOH USE ONLY  
 Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup>DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Tap; S = Special (clearance, etc.)  
 Analysis Methods: MF = SM9222B & D; MTF = 9221B & EC/MUG; MMO/MUG = SM9223B; HPC = SM9215B  
 Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; TNTC = too numerous to count  
 162-550 730 Reporting Format - Effective 1/1/15 Revised 1/1/15

# DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT

Jupiter Environmental Laboratories  
 150 S. Old Dixie Hwy  
 Jupiter, FL 33458  
 561-575-0030

Lab Receipt Date & Time: 4/23/14 1500  
 Analysis Date & Time: 4/23/14 1520  
 Sample Acceptance Criteria:  
 Sample Preservation  On Ice  Not On Ice 3.5 °C  
 Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 437388 Sub-Contract Lab ID: E86546  
**Analysis Requested:** (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

System Name: CITY OF RIVIERA BEACH PWS I.D. 4501229

System Address: 800 WEST BLUE HERON BLVD.

City: RIVIERA BEACH, FL 33404

System or Owner's Phone #: (561)845-4187 Fax #: (561)840-7292

Collector: [Signature] Collector's Phone #: (561)845-4187

Type of Supply: (check only one)  
 Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other \_\_\_\_\_

Reason for Sampling: (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other \_\_\_\_\_

Sample Collection Date: 4/23/14

Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type <sup>1</sup>	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM 9223 B</u>				
						Non Coliform	Total Coliform	Fecal or E. coli	Data Qualifier <sup>2</sup>	Lab Sample Number
7	7535 Enterprise Rd. (2 Fat Guys Subs)	10:35 AM	D	4.0		A	A		338-7	
8	6598 N. Military Trail (Vacation Travel Park)	11:15 AM	D	1.9		A	A		338-8	
9	2548 Maniki Drive (Lone Pine Estates)	11:35 AM	D	1.0		A	A		338-9	
10	2300 Old Dixie Hwy (Arnold Oro-Wheat Bakery)	9:5 AM	D	4.5		A	A		338-10	
11	1357 Silver Beach Road	12:50 PM	D	3.9		A	A		338-11	
12	Ave. A (U.S. Coast Guard Station)	1:15 PM	D	3.6		A	A		338-12	

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>1</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

Disinfectant Residual Analysis Method:  DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing analysis is (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: 4/24/14 16:00 MM  
 Date State notified by lab of positive results: \_\_\_\_\_

Name and Mailing Address of Person to Receive Report

Lab Signature: [Signature]  
 Title: Project Manager

Satisfactory DEP/DOH USE ONLY  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

# DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT

Jupiter Environmental Laboratories  
150 S. Old Dixie Hwy  
Jupiter, FL 33458  
561-575-0030

Report Number: 1437388 Sub-Contract Lab ID: E86546

Analysis Requested: (please check all that apply)

- Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

Lab Receipt Date & Time: 4/23/14 1:00

Analysis Date & Time: 4/23/14 1520

Sample Acceptance Criteria:

- Sample Preservation  On Ice  Not On Ice  3.5 °C  
Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
This sample does not meet the following NELAC requirements:

System Name: CITY OF RIVIERA BEACH PWS I.D. 4501229

System Address: 800 WEST BLUE HERON BLVD.

City: RIVIERA BEACH; FL 33404

System or Owner's Phone #: (561)845-4187 Fax #: (561)840-7292

Collector: CRAIG LAURENDRICK Collector's Phone # (561)845-4187

Type of Supply: (check only one)

- Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other  
Reason for Sampling: (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other

Sample Collection Date: 4/23/14

Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type <sup>1</sup>	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM9223B</u>			
						Non Coliform	Total Coliform	Fecal or E. coli	Lab Sample Number
13	237 E. 28 <sup>th</sup> St.	1:30 PM	D	3.8		A	A		338-13
14	249 E. 23 <sup>rd</sup> St.	1:35 PM	D	2.9		A	A		338-14
15	1619 Broadway (Larry Smith Electronics)	1:40 PM	D	2.8		P	A		338-15
16	1301 Grandview Place (Newcombe Hall)	1:50 PM	D	2.0		P	A		338-16
17	1501 Ave. U (Mary McCleod Bethune Elementary School)	10:05 AM	D	2.9		A	A		338-17
18	4860 Caribbean Blvd.	12:25 PM	D	0.8		P	A		338-18

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>1</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
All tests are performed in accordance with NELAC standards.

Disinfectant Residual Analysis Method:  DPD Colorimetric  Other: \_\_\_\_\_  
Person performing analysis is (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: 4/24/14 16:00 AM  
Date State notified by lab of positive results: \_\_\_\_\_

Name and Mailing Address of Person to Receive Report

Lab Signature: Melina Mills  
Title: Project Manager

- Satisfactory **DEP/DOH USE ONLY**  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
Date Reviewed by DEP/DOH: \_\_\_\_\_  
DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup>DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Tap; S = Special (clearance, etc.)  
Analysis Methods: MF = SM9222B & D; MTF = 9221B & EC/MUG; MMOMUG = SM9223B; HPC = SM9215B  
Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; TNTC = too numerous to count  
162-550 730 Reporting Form - Effective 01/95 Revised 07/04

# DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT

Jupiter Environmental Laboratories  
 150 S. Old Dixie Hwy  
 Jupiter, FL 33458  
 561-575-0030

Lab Receipt Date & Time: 4/23/14 1500  
 Analysis Date & Time: 4/23/14 1520  
 Sample Acceptance Criteria:  
 Sample Preservation  On Ice  Not On Ice  3.5 °C  
 Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 1437388 Sub-Contract Lab ID: E86546  
 Analysis Requested: (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

System Name: CITY OF RIVIERA BEACH PWS I.D. 4501229

System Address: 800 WEST BLUE HERON BLVD.

City: RIVIERA BEACH; FL 33404

System or Owner's Phone #: (561)845-4187 Fax #: (561)840-7282

Collector: [Signature] Collector's Phone #: (561)845-4187

Type of Supply: (check only one)  
 Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other \_\_\_\_\_

Reason for Sampling: (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other \_\_\_\_\_

Sample Collection Date: 4/23/14

Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM 9223 B</u>			
						Non Coliform	Total Coliform	Fecal <u>E. coli</u>	Lab Sample Number
19	5766 Parke Ave.	<u>12:45 pm</u>	D	<u>0.8</u>		A	A	338-19	
20	5783 S. Bermuda Circle	<u>12:45 pm</u>	D	<u>1.0</u>		A	A	338-20	

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

\*Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

Disinfectant Residual Analysis Method:  DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing analysis is (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: 4/24/14 16:00 AMM  
 Date State notified by lab of positive results: \_\_\_\_\_

Name and Mailing Address of Person to Receive Report

Lab Signature: [Signature]  
 Title: Project Manager

Satisfactory **DEP/DOH USE ONLY**  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

\*DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Tap; S = Special (clearance, etc.)  
 Analysis Methods: MF = SM9222B & D; MTF = 9221B & EC/AUG; MMO/MUG = SM9223B; HPC = SM9215B  
 Results: A = coliforms per 100 ml; B = coliforms per 100 ml; C = coliforms per 100 ml; TNC = too numerous to count

# DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT

Jupiter Environmental Laboratories  
150 S. Old Dixie Hwy  
Jupiter, FL 33458  
561-575-0030

Lab Receipt Date & Time: 4/16/14 14:25  
 Analysis Date & Time: 4/16/14 14:50  
 Sample Acceptance Criteria:  
 Sample Preservation  On Ice  Not On Ice  4 °C  
 Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 1437230 Sub-Contract Lab ID: E86546  
 Analysis Requested: (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

System Name: City of Riviera Beach Utility District  
 System Address: 800 W. Blue Heron Blvd.  
 System or Owner's Phone #: (561)845-4187

PWS I.D. # 4501229  
 City: Riviera Beach, FL 33404  
 Fax #: (561)840-7292

Collector: [Signature]

Collector's Phone # (561)845-4187

Type of Supply: (check only one)

- Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other \_\_\_\_\_  
 Reason for Sampling: (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other \_\_\_\_\_

Sample Collection Date: 4/16/14

Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type <sup>1</sup>	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM 9223 B</u>	Fecal or E. coli Analysis Method:	Non Coliform	Total Coliform	Fecal or E. coli	Data Qualifier <sup>2</sup>	Lab Sample Number
1	600 W. 28 <sup>th</sup> St. (Inlet Grove High School)	12:50 PM	D	3.9					A	A		230-1
2	2300 Ave E (Marshals Bait)	11:35 AM	D	2.3					A	A		230-2
3	118 W. 10 <sup>th</sup> St.	11:15 AM	D	3.1					A	A		230-3
4	35 W. 11 <sup>th</sup> St	11:40 AM	D	3.7					A	A		230-4
5	200 E 13 <sup>th</sup> St. (Riviera Beach Marina)	11:55 AM	D	2.1					A	A		230-5
6	2425 Lakeshore Dr.	10:40 AM	D	4.2					A	A		230-6

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>2</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

Disinfectant Residual Analysis Method:  DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing analysis is (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: \_\_\_\_\_  
 Date State notified by lab of positive results: \_\_\_\_\_

Lab Signature: [Signature]  
 Title: Project Manager

Name and Mailing Address of Person to Receive Report

DEP/DOH USE ONLY  
 Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup>DEP Sample Type Codes D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Tap; S = Special (clearance, etc.)  
 Analysis Methods: NF = SM9222B & D; NTF = 9221B & EC/ALUG; MMO/MUG = SM9223B; HPC = SM9215B  
 Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; TNTC = too numerous to count  
 0104 602-550-730 Reporting Format - Effective 01/95, Revised

**DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT**

Jupiter Environmental Laboratories  
 150 S. Old Dixie Hwy  
 Jupiter, FL 33458  
 561-575-0030

Lab Receipt Date & Time: 4/16/14 14:25  
 Analysis Date & Time: 4/16/14 14:50  
 Sample Acceptance Criteria:  
 Sample Preservation  On Ice  Not On Ice  4 °C  
 Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 1437230 Sub-Contract Lab ID: E8065416  
 Analysis Requested: (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

System Name: City of Riviera Beach Utility District

PWS I.D. # 4501229

System Address: 800 W. Blue Heron Blvd.

City: Riviera Beach, FL 33404

System or Owner's Phone #: (561)845-4187

Fax #: (561)840-7292

Collector: Urbano Lander

Collector's Phone # (561)845-4187

Type of Supply: (check only one)

- Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other \_\_\_\_\_  
 Reason for Sampling: (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other \_\_\_\_\_

Sample Collection Date: 4/16/14

To be completed by collector of sample						To be completed by lab				
Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type <sup>1</sup>	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM 9223 B</u>				
						Fecal or E. coli Analysis Method:				
						Non Coliform	Total Coliform	Fecal or E. coli	Data Qualifier <sup>2</sup>	Lab Sample Number
7	300 Edwards Ln.	10 <sup>20</sup> AM	D	39			A	A		230-7
8	2700 N. Ocean Dr.	10 <sup>00</sup> AM	D	35			A	A		230-8
9	3100 N. Ocean Dr. (Island Beach Resort)	9 <sup>50</sup> AM	D	38			A	A		230-9
10	101 Inlet Way	10 <sup>25</sup> AM	D	36			A	A		230-10
11	5010 N. Ocean Dr. (Singer Island Fire Station)	9 <sup>25</sup> AM	D	35			A	A		230-11
12	5480 N. Ocean Dr. (Dunes Tower Condominium)	9 <sup>15</sup> AM	D	36			A	A		230-12

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>2</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

Disinfectant Residual Analysis Method:  DPD Colorimetric  Other: \_\_\_\_\_  
 Person performing analysis is (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: \_\_\_\_\_  
 Date State notified by lab of positive results: \_\_\_\_\_

Name and Mailing Address of Person to Receive Report

Lab Signature: Agelina Mill  
 Title: Project Manager

Satisfactory DEP/DOH USE ONLY  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup>DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution, P = Plant Tap; S = Special (clearance, etc.)  
 Analysis Methods: MF = SM9222B & D; MTF = 9221B & EC/MUG; MMOMUG = SM9223B; HPC = SM9215B  
 Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; TNTC = too numerous to count  
 6/04 682-550 730 Reporting Format - Effective 01/05, Revised

**DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT**

Jupiter Environmental Laboratories 10.  
 150 S. Old Dixie Hwy  
 Jupiter, FL 33458  
 561-575-0030

Lab Receipt Date & Time: 4/16/14 14:25  
 Analysis Date & Time: 4/16/14 14:50  
 Sample Acceptance Criteria:  
 Sample Preservation  On Ice  Not On Ice  4 °C  
 Disinfectant Check  Not Detected  mg/L  
 This sample does not meet the following NELAC requirements:

Report Number: 1437230 Sub-Contract Lab ID: E810546  
**Analysis Requested:** (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

**System Name:** City of Riviera Beach Utility District  
**System Address:** 800 W. Blue Heron Blvd.  
**System or Owner's Phone #:** (561)845-4187  
**Collector:** Chris Anderson

**PWS I.D. #** 4501229  
**City:** Riviera Beach, FL 33404  
**Fax #:** (561)840-7292  
**Collector's Phone #** (561)845-4187

**Type of Supply:** (check only one)

- Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other \_\_\_\_\_  
**Reason for Sampling:** (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other \_\_\_\_\_

**Sample Collection Date:** \_\_\_\_\_

To be completed by collector of sample						To be completed by lab				
Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type <sup>1</sup>	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM9223B</u>				
						Fecal or E. coli Analysis Method:				
						Non Coliform	Total Coliform	Fecal or E. coli	Data Qualifier <sup>2</sup>	Lab Sample Number
13	1051 Pine Point (Singer Island)	9:35 AM	D	3.7			A	A		230-13
14	1110 Grand Bahama Lane (Singer Island)	9:45 AM	D	3.6			A	A		230-14
15	900 E. Blue Heron Blvd. (Phil Foster Park)	10:25 AM	D	3.5			A	A		230-15
16	274 W. Blue Heron Blvd.	10:55 AM	D	4.2			A	A		230-16
17	7101 N. Military Tr. (Fire Station)	12:20 PM	D	3.0			A	A		230-17
18	4152 W. Blue Heron Blvd. (Centerpoint Plaza)	11:35 AM	D	2.5			A	A		230-18

**Average of disinfectant residuals for routine and repeat samples.** (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>2</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

**Disinfectant Residual Analysis Method:**  DPD Colorimetric  Other \_\_\_\_\_  
**Person performing analysis is** (Please see instructions on reverse):  
 A certified operator (# 15223)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: \_\_\_\_\_  
 Date State notified by lab of positive results: \_\_\_\_\_

**Name and Mailing Address of Person to Receive Report**

Lab Signature: Madeline Mills  
 Title: Project Manager

Satisfactory DEP/DOH USE ONLY  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup>DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw, N = Entry to Distribution, P = Plant Tap; S = Special (clearance, etc.)  
 Analysis Methods: MF = SM9222B & D, MTF = 9221B & EC/MUG; MMOMUG = SM9223B; HPC = SM9215B  
 Results: A = coliforms are absent; P = coliforms are present, C = confluent growth; TNTC = too numerous to count  
 62-559 733 Reporting Format - Effective 01/95, Revised 01/02

# DRINKING WATER BACTERIOLOGICAL SAMPLE COLLECTION AND LABORATORY REPORTING FORMAT

Jupiter Environmental Laboratories  
 150 S. Old Dixie Hwy  
 Jupiter, FL 33458  
 561-575-0030

1C.

Report Number: 1437230 Sub-Contract Lab ID: E86916  
**Analysis Requested:** (please check all that apply)  
 Standard Coliform Test  
 HPC  
 Other: \_\_\_\_\_

Lab Receipt Date & Time: 4/16/14 14:25  
 Analysis Date & Time: 4/16/14 14:50  
**Sample Acceptance Criteria:**  
 Sample Preservation  On Ice  Not On Ice 4 °C  
 Disinfectant Check  Not Detected  \_\_\_\_\_ mg/L  
 This sample does not meet the following NELAC requirements:

**System Name:** City of Riviera Beach Utility District

PWS I.D. # 4501229

**System Address:** 800 W. Blue Heron Blvd.

City: Riviera Beach, FL 33404

**System or Owner's Phone #:** (561)845-4187

Fax #: (561)840-7292

**Collector:** [Signature]

Collector's Phone # (561)845-4187

**Type of Supply:** (check only one)

- Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other \_\_\_\_\_  
**Reason for Sampling:** (check only one)  Routine Compliance  Repeat  Replacement  Main Clearance  Well Survey  Other

**Sample Collection Date:** 1 & 16/14

Sample Number	Sample Point (Location or Specific Address)	Collection Time	Sample Type <sup>1</sup>	Disinfect Res'd (mg/L)	pH	Total Coliform Analysis Method: <u>SM9223B</u>				
						Non Coliform	Total Coliform	Fecal or E. coli	Data Qualifier <sup>2</sup>	Lab Sample Number
19	2000 Bonisle Cir. (Woodbine)	12:05 pm	D	35		A	A		230-19	
20	7301 Haverhill Rd. (Dyer Park)	12:20 pm	D	1.8		A	A		230-20	

Average of disinfectant residuals for routine and repeat samples. (Complete for community and non-transient non-community systems serving populations up to and including 4,900. Do not include raw or plant samples in the average.)

<sup>2</sup>Defined in Florida Administrative Code Rule 62-160, Table 1  
 All tests are performed in accordance with NELAC standards.

**Disinfectant Residual Analysis Method:**  DPD Colorimetric  Other: \_\_\_\_\_  
**Person performing analysis is (Please see instructions on reverse):**  
 A certified operator (# 15233)  Employed by a certified lab  
 Supervised by a cert operator (# \_\_\_\_\_)  Employed by DEP or DOH

Date PWS notified by lab of positive results: \_\_\_\_\_  
 Date State notified by lab of positive results: \_\_\_\_\_

Name and Mailing Address of Person to Receive Report

Lab Signature: Melisse Mill  
 Title: Project Manager

Satisfactory **DEP/DOH USE ONLY**  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
 Date Reviewed by DEP/DOH: \_\_\_\_\_  
 DEP/DOH Reviewing Official: \_\_\_\_\_

<sup>1</sup>DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Tap; S = Special (clearance, etc.)  
 Analysis Methods: MF = SM9222B & D; MTF = 9221B & EC/MUG; MMOMUG = SM9223B; HPC = SM9215B  
 Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; NTNC = too numerous to count  
 0104 (62-550 730 Reporting Form) - Effective 01/95, Revised






*Sent via Interoffice mail or Email*

## MEMORANDUM

**FILE COPY**

**TO:** RUTH JONES, CITY MANAGER (via E-mail)  
LOUIS C. AURIGEMMA, DIRECTOR UTILITY SPECIAL DISTRICT  
(via E-mail)

**FROM:**  PAMALA H. RYAN, B.C.S., CITY ATTORNEY

**CC:** JUDY DAVIS, CHAIRPERSON, UTILITY DISTRICT BOARD  
UTILITY DISTRICT BOARD

**DATE:** SEPTEMBER 5, 2014

**RE:** FLORIDA DEPARTMENT OF HEALTH IN PALM BEACH COUNTY v.  
RIVIERA BEACH UTILITY SPECIAL DISTRICT  
CASE NO.: WP-13-14

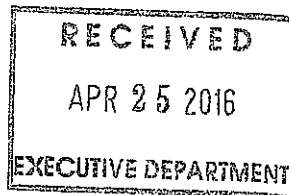
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Please find attached an Order Setting Prehearing Conference, Order to Show Cause and Notice of Hearing, a Notice of Violation and a proposed Stipulation in the above referenced case accepted by process server at my office on behalf of Chairperson Judy Davis. In the Order to Show Cause, the Department of Health is alleging among other things that the Utility District's total-coliform-positive samples exceeded the maximum contamination level in April 2014. A settlement offer of Five Hundred Dollars (\$500.00) is being offered to amicably resolve this matter. If the Utility District is so inclined, then the enclosed Stipulation must be executed by SEPTEMBER 26, 2014 and returned to the Department. Otherwise, a hearing has been scheduled.

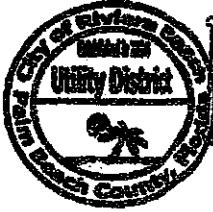
Thank you for your attention to this matter. Please advise if you need assistance on this matter.

PHR:lm

Attachments



**CITY OF RIVIERA BEACH**



CHECK REQUEST

PAYABLE TO: (Hold for Pick-up)

VENDOR NO. 2822

NAME: Palm Beach County Health Department

ADDRESS: P.O. Box 29

CITY: West Palm Beach, FL. 33402

**RECEIVED**

SEP 15 2014

**FINANCE**

INV#	<u>WP-13-14</u>	<u>411-1437-533-0-4607</u>	<u>500.00</u>
INV#			
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**Cost of legal fine issued by the Florida Department of Health for failure of the Water Treatment Plant to collect three repeat samples upon notification of the April 25, 2014 total-coliform-positive sample result at 1201 W. 6th Street, Riviera Beach, Florida.**

**RECEIVED**

\$500.00

SEP 15 2014

**FINANCE**

If

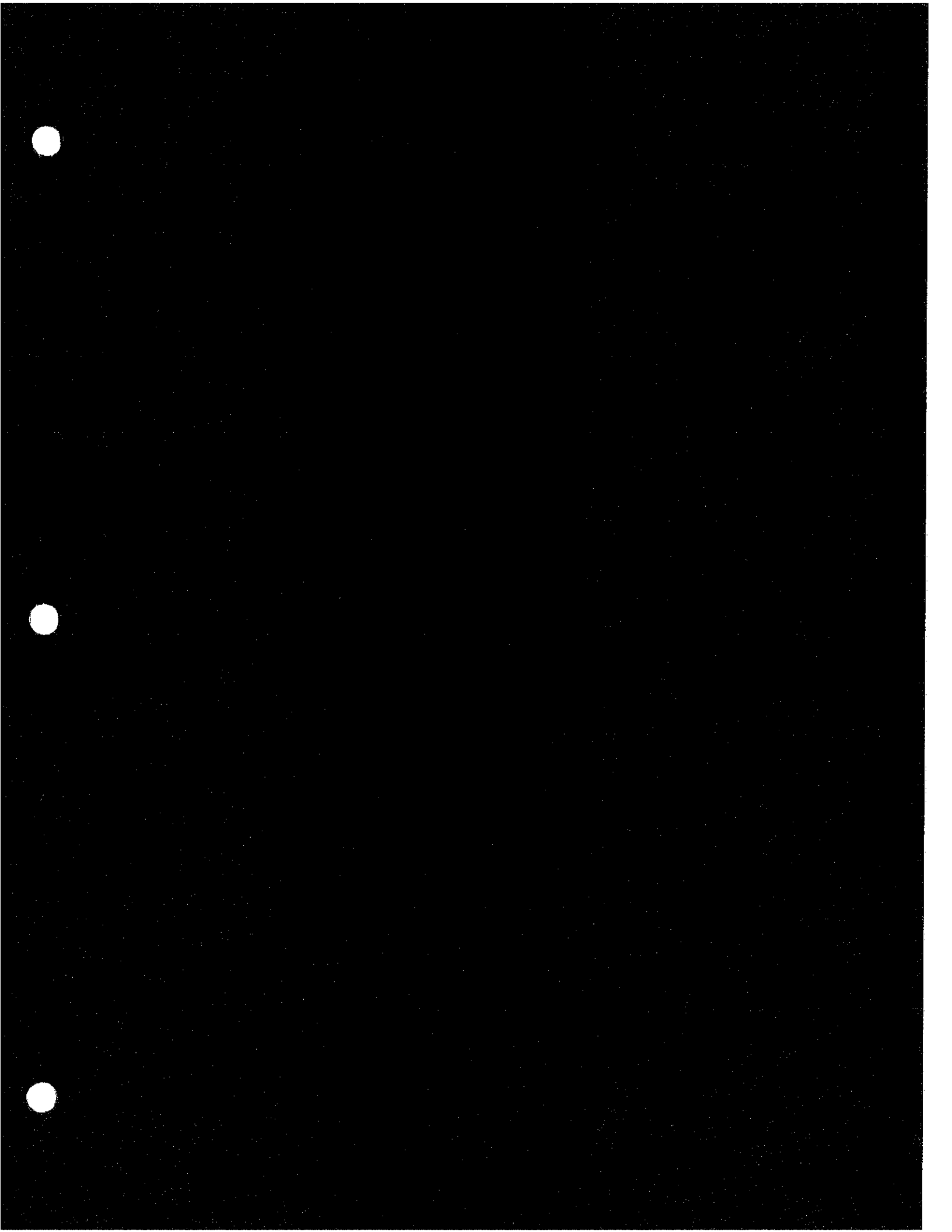
- REMARKS:
- INSTRUCTIONS: 1. Send 1 copy to Finance (not to be returned)
2. Documentation MUST accompany REQUEST (Stapled to Check Request)
3. Letters, or Other Transmittal information to the Vendor must accompany Request (with paper clip)
4. If check is to be picked up; Put at top of request
- "TO BE PICKED UP"** Make a copy of the request for remittance

APPR. BY DEPT. HEAD [Signature]

APPR. BY FINANCE DIR. \_\_\_\_\_

INPUT [Signature]

VERIFIED \_\_\_\_\_



**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



**Rick Scott**  
Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

**INTEROFFICE COMMUNICATION**

DATE: August 28, 2014

TO: Palm Beach County Sheriff's Department  
Civil Division  
Palm Beach County Courthouse  
West Palm Beach, Florida 33041

FROM: Barbara L. Sullivan, Administrative Assistant  
Environmental Control Office

RE: **SERVICE OF DOCUMENTS**

NAME: **FLORIDA DEPARTMENT OF HEALTH IN PALM BEACH COUNTY  
v. RIVIERA BEACH UTILITY SPECIAL DISTRICT  
CASE NO. WP-13-14**

RECEIVED  
SEP 05 2014  
CITY ATTORNEY'S OFFICE

Please serve the following documents:

1. ORDER SETTING PREHEARING CONFERENCE
2. ORDER TO SHOW CAUSE and NOTICE OF HEARING

ON: Commissioner Judy Davis  
c/o Pamela H. Ryan, City Attorney  
600 W. Blue Heron Blvd.  
Riviera Beach, FL 33404


And, return the originals to this office by INTEROFFICE MAIL, FL Dept. of Health in Palm Beach County, Barbara Sullivan, Legal Office, 800 Clematis Street, Rm 546, West Palm Beach FL 33401.

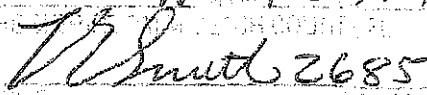
These documents are relative to Hearings scheduled for October 2, 2014 and October 9, 2014 before the Environmental Control Hearing Board.

SERVICE SHOULD BE OBTAINED BY: September 18, 2014 . IF SERVICE IS UNOBTAINABLE, PLEASE RETURN ALL DOCUMENTS TO OUR OFFICE.

TYPE OF SERVICE: Registered Agent

If you need to contact our office, please call 671-4007.

  
Barbara L. Sullivan, as Clerk of the  
Environmental Control Hearing Board  
800 Clematis Street, Rm 546  
West Palm Beach FL 33401

855 PM 9/15/14  
  
2685

\$00.00 IS ATTACHED TO COVER COST OF SERVICE

OTHER: None

**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



**Rick Scott**  
Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

August 28, 2014

Commissioner Judy Davis,  
c/o Pamela H. Ryan, City Attorney  
600 W. Blue Heron Blvd.  
Riviera Beach, FL 33404

RE: FL Department of Health in Palm Beach County v. RIVIERA BEACH UTILITY SPECIAL DISTRICT  
Case No: WP-13-14

Dear: Ms. Ryan:

Attached herewith is an Order Setting Prehearing Conference, Order to Show Cause and Notice of Hearing, and a Notice of an Activity Conducted Without or in Violation of a Required Permit and a Stipulation in the above referenced matter.

Please be advised that in an effort to amicably resolve this matter, the Acting Environmental Control Officer has been authorized to offer this preliminary settlement:

1. That Respondent pay a civil penalty in the amount of Five Hundred Dollars (\$500.00). The payment must be check or money order made payable to: Palm Beach County.

If you Stipulate, you will not need to attend the scheduled Prehearing and Hearing. The Stipulation will be presented to the Environmental Control Hearing Board at the next scheduled hearing, whereby it is subject to approval. Please sign the Stipulation and return same with the payment on or before September 26, 2014. Mail to: Attention: Barbara Sullivan, FL Dept. of Health in Palm Beach County, Legal Office, P.O. Box 29, 800 Clematis Street, Rm 546, West Palm Beach, FL 33401.

Should you decide not to settle this matter, you will need to appear at the scheduled Prehearing and Hearing, representing yourself or you have the right to obtain an attorney. The Acting Environmental Control Officer will proceed with the hearing before the Environmental Control Hearing Board, at which time said Board will be asked to assess a civil penalty of up to Five Hundred Dollars (\$500.00) per day per violation.

Please contact Barbara Sullivan at (561) 671-4007, to discuss this matter or if you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled to the provision of certain assistance.

Sincerely,

  
Barbara L. Sullivan  
Legal Assistant