

- 3) The stormwater treatment system should be managed such that a 25-year, 24-hour storm event can be contained with appropriate freeboard as required by Specific Condition 10 of the ERP. The berms observed onsite did not appear to be constructed as required by Specific Condition 10 of the ERP.

Based on our review of the submitted information, a meeting or teleconference may be required. Please address your response and any questions to Ian Watkins at (904) 256-1573, or via e-mail at Ian.Watkins@FloridaDEP.gov.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Fla. Stat. Violations of Florida Statutes or administrative rules may result in liability for damages and restoration, and the judicial imposition of civil penalties, pursuant to Sections 403.121 and 403.161, Fla. Stat.

We look forward to your cooperation in completing our investigation and resolving this as soon as possible.

Sincerely,



Gregory J. Strong
District Director

TK cc: FDEP-NED: Herndon Sims, Joni Petry, Thomas Kallemeyn, Ian Watkins,
Zachariah Shely, Marisa Rhian, Chris Suarez
Connie Henderson, CONNIE.HENDERSON@chemours.com
Willie McCall, william.mccall@chemours.com
Herschel Vinyard, Herschel.Vinyard@arlaw.com