UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW
ATLANTA, GEORGIA 30303-3104

December 17, 2020

The Honorable Marcellus W. Osceola, Jr.
Chairman
Seminole Tribe of Florida
6300 Stirling Road
Hollywood, FL 33024

Subject: EPA's Approval of the State of Florida's Request to Assume Administration of a Clean Water Act Section 404 Program

Dear Chairman Osceola:

The U.S. Environmental Protection Agency (EPA) appreciates your engagement throughout the government-to-government consultation and coordination on EPA's action to approve or disapprove the State of Florida's request to assume administration of a Clean Water Act (CWA) Section 404 program. EPA has determined that Florida's program has the necessary authority to operate a CWA Section 404 program in accordance with the requirements found in CWA Section 404(g-l) and EPA's corresponding implementing regulations. Accordingly, EPA is approving Florida's assumption of a CWA Section 404 program, and Florida will begin administering this program upon publication of EPA's approval in the Federal Register.

On December 16, 2020, EPA sent the Seminole Tribe of Florida a letter summarizing the consultation process and EPA's responses to comments provided by the Tribe, both verbally and in writing, during this process. EPA's responses describe the consultation process as well as how the Tribe's comments were considered as part of EPA's approval decision. This letter closes out the formal consultation and coordination process on this matter.

We look forward to future opportunities to work with the Seminole Tribe of Florida on a government-to-government basis. If you have any questions regarding this matter, please contact me at (404) 562-9345, or have a member of your staff contact Mr. Kelly Laycock at (404) 562-9132 or laycock.kelly@epa.gov.

Sincerely,

Jeaneanne M. Gettle, Director
Water Division

cc: Kevin M. Cunniff, Director Environmental Resources Management Department,
Seminole Tribe of Florida

Paul Backhouse, Tribal Historic Preservation Office Director
Seminole Tribe of Florida

Rachael B. Santana, Attorney
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