



Florida Department of Environmental Protection

State Lands and Consent Order Data Entry Form

THIS FORM MUST BE COMPLETED AND RETURNED TO THE BUSINESS TEAM **WITHIN TWO BUSINESS DAYS** FROM THE DATE RECEIVED LISTED BELOW.

This form is used for monies received that are associated with State Lands authorizations (Leases or TUAs) and with Consent Orders

NPDES

Date Received _____ Program Area _____ Permitting CAP File Number: _____ Type: _____

Check Info:

Check Number	Check Amount	Receipt Number	Sys Pay Number	Fund and Revenue Code (choose one)	Amount for that Code
	\$				
	\$				
	\$				
	\$				
	\$				
	\$				
	\$				

Please remember to **attach a copy of payment reference pages** from Signed Consent Order or Executed TUA.

Fund Codes		Revenue Codes	
IITF	Internal Improvement Trust Fund <i>(please also completed the Money Deposit Sheet)</i>	012008	Penalties
		012009	Permit Fees/Processing
SWMTF	Solid Waste Management Trust Fund	018003	Expenses
WQATF	Water Quality Assurance Trust Fund	012007	Administrative Fees
PFTF	Permit Fee Trust Fund	021017	Annual Fee, Arrears, Mods
IPTF	Inland Protection Trust Fund	001018	Misc Fees

From: [South District](#)
To: [SD_Snap](#); [Owens, Cindy](#); [Brusic, Samantha](#); [Reistad, Christian](#); [Lemos, Kevin](#); [Yard, Toni](#)
Subject: WF - Check Log Tracker New Record Notification
Date: Tuesday, December 27, 2022 3:25:02 PM

Name of Company or Remitter: [SFI Sunseeker Florida Inc](#)

Check Option: Received w/ App

Description:

SFI Sunseeker Florida Inc

1201 N Town Center Drive

Las Vegas, NV 89144

OGC 22-2817

Check #: 364

Check Amount: \$7,500.00

Date Received: Tuesday, December 27, 2022

Suspense Date: Thursday, December 29, 2022

Recipient Name: Brusic, Samantha

- [Incoming Apps Folder](#)

INVOICE DATE	INVOICE NO	DESCRIPTION	INV. AMOUNT	DISCNT TAKEN	BALANCE
12-15-22	222817-121522	DEP Order Payments	7500.00	.00	7500.00

Chk. Date	12-16-22	Chk. No.	364	Totals	7500.00	.00	7500.00
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364

BANK OF AMERICA
300 SOUTH FORTH STREET, 2ND FLOOR
LAS VEGAS, NV 89101
94-72/1224

DATE: December 16, 2022

SUNSEEKER FLORIDA INC
1201 N. TOWN CENTER DRIVE
LAS VEGAS, NV 89144

PAY **7,500.00** CENTS \$*****7,500.00

⇒ PAY ONLY 7,500.00 CENTS

PAY Seven Thousand Five Hundred and 00/100 Dollars

TO THE ORDER OF: FL Dept. of Environmental Prot
Receipt Section
PO Box 3070
Tallahassee, FL 32315

**** COPY ****

SUNSEEKER FLORIDA INC **364**
Vendor: FL Dept. of Environmental Prot Check Date: December 16, 2022

INVOICE DATE	INVOICE NO	DESCRIPTION	INV. AMOUNT	DISCNT TAKEN	BALANCE
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Chk. Date	12-16-22	Chk. No.	364	Totals	7500.00	.00	7500.00
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RECEIVED
DEC 27 2022
D.E.P. South District

THIS CHECK IS VOID WITHOUT A BLUE & RED BACKGROUND AND A WATERMARK - HOLD UP TO THE LIGHT TO VERIFY

SFI
SUNSEEKER FLORIDA, INC.

BANK OF AMERICA
300 SOUTH FORTH STREET, 2ND FLOOR
LAS VEGAS, NV 89101
94-72/1224

364

DATE: December 16, 2022

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1201 N. TOWN CENTER DRIVE
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TO THE ORDER OF: FL Dept. of Environmental Prot
Receipt Section
PO Box 3070
Tallahassee, FL 32315

[Signature]

CHECK IS PRINTED ON SECURITY PAPER WHICH INCLUDES A MICROPRINT BORDER & FLUORESCENT FIBERS





**POINT CHARLOTTE
DEVELOPMENT**

1251 Center Crossing Road
Building 10
Las Vegas, NV 89144

Dept. of Environmental Protection
South District
PO Box 2549
Fort Myers, FL 33902-2549

950122649 80021



ZIP 89144 \$000.81⁰
02 4W
0000373401 DEC 19 2022

RECEIVED

DEC 27 2022

D.E.P. South District

950122649 80021



FLORIDA DEPARTMENT OF Environmental Protection

South District
PO Box 2549
Fort Myers FL 33902-2549
SouthDistrict@FloridaDEP.gov

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

December 8, 2022

RETURN RECEIPT REQUESTED

John Redmond, President
Sunseeker Florida North, Inc.
4949 Tamiami Trail
Port Charlotte, FL 33980
ken.welden@pointcharlotte.dev.com

Re: Charlotte County – Stormwater
OGC Case No. **22-2817**
Sunseeker Resort – Punta Gorda
FLR20CL42

Dear Mr. Redmond:

Enclosed is the signed and entered Consent Order to resolve the above referenced case. This copy is for your records. Please note that all compliance dates begin from the date of entry of this Order, which is December 8, 2022

Upon satisfactory completion of all conditions of the Order, we will close this case and place it in our inactive file.

If you have any questions, please contact Christopher Wong at Christopher.Wong@FloridaDEP.gov or 239-344-5613. Your cooperation in resolving this case is appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer L. Carpenter".

Jennifer Carpenter
Acting District Director

Enclosure: Executed Consent Order

cc: Lea Crandall, FDEP Agency_Clerk@dep.state.fl.us

RECEIVED

DEC 27 2022

D.E.P. South District



FLORIDA DEPARTMENT OF Environmental Protection

South District
PO Box 2549
Fort Myers FL 33902-2549
SouthDistrict@FloridaDEP.gov

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

November 14, 2022

John Redmond, President
Sunseeker Florida North, Inc.
4949 Tamiami Trail
Port Charlotte, FL 33980

SUBJECT: Department of Environmental Protection v. Sunseeker Florida North, Inc.
OGC File No.: 22-2817
FLR20CL42

Mr. Redmond:

The State of Florida Department of Environmental Protection ("Department") finds that Sunseeker Florida North, Inc. ("Respondent") discharged turbid water above surface water quality standard into the Charlotte Harbor Aquatic Preserve Outstanding Florida Waters, in violation of Rule 62-621.300(4)(a) Part 5, F.A.C. Before sending this letter, the Department requested that the Respondent undertake certain actions to resolve the violation(s). These actions have since been completed. However, due to the nature of the violation(s), the Respondent remains subject to civil penalties. The Respondent is also responsible for costs incurred by the Department during the investigation of this matter.

The Department's Offer

Based on the violations described above, the Department is seeking \$ 7,000.00 in civil penalties and \$ 500.00 for costs and expenses the Department has incurred in investigating this matter, which amounts to a total of \$ 7,500.00. The civil penalties are apportioned as follows: \$7,000.00 for violation of Rule 62-621.300(4)(a) F.A.C.

Respondent's Acceptance

If you wish to accept this offer and fully resolve the enforcement matter pending against the Respondent, please sign this letter and return it to the Department at State of

RECEIVED

DEC 27 2022

D.E.P. South District

Florida Department of Environmental Protection South District Office, 2295 Victoria Ave #364, Fort Myers, FL 33901 by November 25, 2022. The Department will then countersign it and file it with a designated clerk of the Department. Once the document is filed with the designated clerk, it will constitute a final order of the Department pursuant to Section 120.52(7), F.S. and will be effective unless a request for an administrative hearing is filed by a third party in accordance with Chapter 120, F.S. and the attached Notice of Rights.

By accepting this offer you, John Redmond:

- (1) certify that you are authorized and empowered to negotiate, enter into, and accept the terms of this offer in the name and on behalf of Respondent;
- (2) acknowledge and waive Respondent's right to an administrative hearing pursuant to Sections 120.569 and 120.57, F.S., on the terms of this offer, once final;
- (3) acknowledge and waive Respondent's right to an appeal pursuant to Section 120.68, F.S.; and
- (4) acknowledge that payment of the above amount does not constitute a waiver of the Department's right, if any, to recover emergency response related costs and expenses for this matter.

The Department acknowledges that the Respondent's acceptance of this offer does not constitute an admission of liability for the violation(s) referenced above.

Respondent's Performance

After signing and returning this document to the Department,

- (1) Respondent must pay \$ 7,500.00 in full by December 10, 2022.

- (2) Respondent shall make all payments required by this Order by cashier's check, money order or on-line payment. Cashier's check or money order shall be made payable to the "Department of Environmental Protection" and shall include both the OGC number assigned to this Order and the notation "Water Quality Assurance Trust Fund." Online payments by e-check can be made by going to the DEP Business Portal at: <http://www.fldepportal.com/go/pay/> It will take a number of days after this order is final, effective and filed with the Clerk of the Department before ability to make online payment is available.

The Department may enforce the terms of this document, once final, and seek to collect monies owed pursuant to Sections 120.69 and 403.121, F.S.

Until clerked by the Department, this letter is only a settlement offer and not a final agency action. Consequently, neither the Respondent nor any other party may request an administrative hearing to contest this letter pursuant to Chapter 120, F.S. Once this letter is clerked and becomes a final order of the Department, as explained above, the attached Notice of Rights will apply to parties, other than the Respondent, whose interests will be substantially affected.

Electronic signatures or other versions of the parties' signatures, such as .pdf or facsimile, shall be valid and have the same force and effect as originals. No modifications of the terms of this Order will be effective until reduced to writing, executed by both Respondent and the Department, and filed with the clerk of the Department.

Please be aware that if the Respondent declines to respond to the Department's offer, the Department will assume that the Respondent is not interested in resolving the matter and will proceed accordingly.

If you have any questions, please contact Christopher Wong at 239-344-5613 or at Christopher.Wong@FloridaDEP.gov.

Sincerely,



Jennifer Carpenter
Acting District Director
South District

RECEIVED

DEC 27 2022

D.E.P. South District
REV. 06/2021

FOR THE RESPONDENT:

I, _____ [John Redmond], HEREBY ACCEPT THE
TERMS OF THE SETTLEMENT OFFER IDENTIFIED ABOVE.

By: [Signature] Date: 12/16/22
[Signature]

Title: John Redmond
[Type or Print]

FOR DEPARTMENT USE ONLY

DONE AND ORDERED this 8th day of December, 2022 in Lee County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

[Signature]
Jennifer Carpenter
Acting District Director
South District

Filed, on this date, pursuant to section 120.52, F.S., with the designated Department
Clerk, receipt of which is hereby acknowledged.

[Signature]

Clerk

December 8, 2022

Date

Attachments: Notice of Rights

Final clerked copy furnished to:
Lea Crandall, Agency Clerk (lea.crandall@dep.state.fl.us)

RECEIVED
DEC 27 2022
D.E.P. South District

Invoice 222817-121522

07-001 - Permit & Fees

RECEIVED
By Tajana Janovski at 8:36 am, Dec 15, 2022



Florida Department of Environmental Protection
RFP Bureau of Finance and Accounting
3900 Commonwealth Boulevard M.S. 79
Tallahassee, FL 32399

For assistance, please contact:
Service Desk: (850) 249-7355
ServiceDesk@FloridaDEP.gov

SKU	Description	Unit Price	Quantity	Amount
	DEP Order Payments	\$7,500.00	1	\$7,500.00
Total				\$7,500.00

Transaction Summary	
DEP Order Payments	\$7,500.00
TOTAL	\$7,500.00

Need Help?
Select Payment Method and Continue to proceed with payment.

*Any questions please contact
Ken Welden
702-544-3107*

RECEIVED
DEC 27 2022
D.E.P. South District