

From: [Hayman, Kenneth](#)
To: amiller@stearnsweaver.com
Subject: B-D2 Holdings LLC
Date: Thursday, July 16, 2020 12:35:00 PM
Attachments: [BD2 Holding Warning Letters_4-15-20.docx](#)

Ms. Miller,

Stearns Weaver is listed as the registered agent for B-D2 Holdings LLC. As noted in the attached letter, B-D2 Holdings LLC is the owner of agricultural land in St. Lucie County (Parcel IDs 4308-132-0002-000-7 and 4305-333-0002-5). Under Florida law, owners of agricultural lands within the boundaries of an adopted Basin Management Action Plan ("BMAP") must either: 1) submit to the Florida Department of Agriculture and Consumer Services ("FDACS") a Notice of Intent to Implement ("NOI") the required agricultural best management practices ("BMPs") and implement those BMPs, or 2) conduct water quality monitoring that demonstrates compliance with water quality standards. B-D2 Holding's St. Lucie BMAP, which was adopted by DEP in June 2013. However, the agricultural operations on the B-D2 Holding property are in violation of the referenced requirements.

FDACS sent B-D2 Holdings two letters notifying them of their responsibilities under the law. The Florida Department of Environmental Protection (DEP) subsequently sent them two additional letters about this matter in 2020. Their continued refusal to bring the property into compliance with Florida law has resulted in this matter being forwarded to DEP's Office of General Counsel to compel compliance through the court system.

I am attorney with DEP. I am contacting you in an attempt to avoid litigation against B-D2 Holdings. DEP is willing to forgo further formal enforcement in this matter if B-D2 Holdings promptly submits a complete NOI to FDACS for the agricultural operations on their property and then immediately implements the required BMPs.

If they do not immediately bring the property into full compliance, DEP will have no alternative but to file a lawsuit against B-D2 Holdings and any other responsible entities or individuals. In addition to seeking compliance with all applicable statutes and regulations, DEP will seek the recovery of costs, including attorney's fees, and penalties.

Could you please contact about this matter? I look forward to hearing from you.

Thank you,

Kenny Hayman

Senior Assistant General Counsel

(850) 245-2262

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