

**From:** [Rach, Timothy](#)  
**To:** [Coates, John](#); [Joseph, Sherin R](#); [Weaver, Kenneth](#); [Furr, Lindsay](#); [Scott, Justin X](#); [Alpert, Geneva](#)  
**Subject:** Fw: Comments on Proposed Changes to the Applicant's Handbook  
**Date:** Monday, August 24, 2026 6:24:17 PM  
**Attachments:** [image005194.png](#)  
[image124156.png](#)  
[image936385.png](#)  
[image226043.png](#)  
[image553639.png](#)

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**From:** Cari Roth, J.D. <cari.roth@lykes.com>  
**Sent:** Monday, 24 August 2026 18:09:51  
**To:** Rach, Timothy <Timothy.Rach@FloridaDEP.gov>  
**Subject:** Comments on Proposed Changes to the Applicant's Handbook

Tim,

I plan to attend tomorrow's hearing by webinar, but please accept these comments on behalf of Lykes Bros. Inc. to the proposed changes to the Applicant's Handbook.

#### Section 1.4.1 Statutes-

We suggest this reference to statutes also mention that the Applicant's Handbook has been revised to reflect recent amendments to Chapter 373 regarding compensating stormwater treatment, regional stormwater systems and water quality enhancement areas.

#### Section 2.0 Definitions and Terms

Even with 145 definitions, we believe it would be helpful to include more! While they are defined in statute, including references to compensating stormwater treatment, enhancement credit and pollutant reduction allocation would help direct engineers and other professionals to the correct definitions of these terms in s.373.403 and s. 373.4134.

#### 9.7.4 Regional Stormwater Management Systems

Consistent with our recommendation to reference new changes to Ch. 373, we suggest this section recognize that an ERP applicant may utilize a permitted RSMS to satisfy all or a portion of the required stormwater treatment.

We would also ask you to consider establishing the financial assurance provisions for RSMS' separately from WQEA's. The two different mechanisms will have different needs for construction completion and long term operation and maintenance. There may be more than one path to showing adequate financial assurance, and if these programs are to be a success, then flexibility in achieving that goal where the Legislature has allowed that should be

reflected in the rule.

Thanks for considering our comments. We look forward to successful completion of this rulemaking.



**Cari Roth, J.D.**

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