



**South Florida Water Management District  
Regulatory Peer Review Forum  
September 4, 2009  
9 a.m. – 11:00 a.m.  
SUMMARY**

Attendees:

Howard L. Searcy	SearcyBoyle-AECOM
Fred Roth	Schorah & Associates
Jay Foy	Stormwater J Engineering
Gerry Ward	Consulting Engineer
Irene Kennedy Quincey	Pavese Law Firm
Ken Todd	Palm Beach County
Todd McLeod	Civil Design
Paul Ezzo	EW Consultants
Bonnie McLeod	Mathews Consulting
Tony Waterhouse	SFWMD – Environmental Resource Regulation Staff
Damon Meiers	SFWMD – Environmental Resource Regulation Staff
Monica Daeumler	SFWMD – Environmental Resource Regulation Staff
Anita Bain	SFWMD – Environmental Resource Regulation Staff
Steve Sarley	SFWMD – Environmental Resource Regulation Staff
Susan Martin	SFWMD - Office of Counsel

**1. Opening Remarks – Tony Waterhouse**

Mr. Waterhouse opened the meeting at about 9:10 a.m.

**2. Submittal of ERP Applications by Licensed Professionals**

- The subject of Landscape Architects submitting ERP applications and plans was discussed. A brief history of the subject back to the late 1980's was discussed by Gerry Ward. The 2009 legislative session required a committee be formed to address issue of which professionals are able to submit ERP applications and plans. The committee is to meet through October and report to the legislature with recommendations.
- Since the rules might change next year, it was discussed that it would be a good idea to have a specific category for disciplines adapted . The main idea and point was originally the protection of the public and this isn't often seen but needs to be kept in focus.

3. **Bald Eagle Rule**

The hearing for this takes place at the next Governing Board meeting.

4. **Conservation Easement for Local Governments**

Working on this. It not ready for review.

5. **Temporary Construction Easement**

This is in the draft stages and would be for mitigation projects where District staff need to get on the property. It would be a temporary easement in case access was needed by District staff.

6. **Statewide Stormwater Rule – Damon Meiers**

- Review of the August 18<sup>th</sup> and 19<sup>th</sup> TAC; how wet detention pond criteria has been looked at and how the control structure design will include a bleeder design which won't be exactly like the current water quality design, but very similar. The main purpose of the bleeder is recovery of water storage. Also discussed requirement to demonstrate that water quality short circuiting will not occur.
- Currently the definition section will be in the actual rule itself instead of the handbook. There is still work that needs to be done on this and we are working with DEP regarding the definitions.
- Many people, including the utilities are concerned about on-site retention impacting recharging well fields downstream.
- Discussed stormwater harvesting (retaining stormwater in pond for irrigation use). How to ensure credit is given and properly evaluated through use of a Water Use permit. The concern is the use of stormwater at minimum irrigation allocation or should it be allowed to be applied at a greater rate as pollutant disposal.
- It was suggested that an incentive to recycle stormwater is to not require a Water Use permit. Many times there is no discharge from a stormwater pond but there is no credit given for irrigation use and this somehow should be captured.
- There should be seminars on interpretation of the new rule before implementation.
- We need to support DEP's legislation at the next legislative session because it will include the continued use of presumptive criteria.

7. **Next meeting date/other /topics adjournment**

- Bring Water Use employee to next meeting
- Review calculations of example projects under proposed Statewide Stormwater Rule
- Next meeting November 6, 2009

Meeting was adjourned at 11:00 a.m.