



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 1111 East Main Street, Suite 1400, Richmond, Virginia 23219

Mailing address: P.O. Box 1105, Richmond, Virginia 23218

www.deq.virginia.gov

Matthew J. Strickler
Secretary of Natural Resources

David K. Paylor
Director
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1-800-592-5482

MINUTES STATE WATER CONTROL BOARD

DECEMBER 6-7, 2017

TRINITY FAMILY LIFE CENTER
3601 DILL ROAD
RICHMOND, VA 23222

Board Members Present:

Robert L. Dunn, Chair
Roberta A. Kellam
Lou Ann Jessee-Wallace
Timothy G. Hayes

Heather L. Wood, Vice-Chair
Robert H. Wayland, III
G. Nissa Dean

Department of Environmental Quality:

David K. Paylor, Director
Debra A. Harris

Cindy M. Berndt

Attorney General's Office:

David C. Grandis, Assistant Attorney General

-
- 1) The attached minutes summarize activities that took place at this Board Meeting.
 - 2) On December 6, 2017, the meeting was convened at 9:30 a.m., recessed at 12:08 p.m., reconvened at 1:13 p.m., recessed at 3:15 p.m., reconvened at 3:30 p.m. and recessed for the day at 5:30 p.m. On December 7, 2017, the meeting was reconvened at 9:30 a.m., recessed at 10:38 a.m., reconvened at 10:52 a.m., recessed at 11:54 p.m., reconvened at 1:04 p.m. recessed at 3:30 p.m., reconvened at 4:08 p.m., and the meeting was adjourned at 4:15 p.m.

Approved Minute No. 12
Apr. 12, 2018



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6-7, 2017

MINUTE NO. 1 - Minutes

The Board approved the minutes of the July 19, 2017, Board meeting with an amendment to correct the spelling of Ms. Kellam's name.


Cindy M. Berndt



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EXCEPRT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6-7, 2017

MINUTE NO. 2 – Issuance of Groundwater Withdrawal Permit Number GW0042901, City of Franklin, City of Franklin Public Works

Prior to the meeting the Board was provided a briefing memorandum, a copy of Groundwater Withdrawal Permit Number GW0042901, and a copy of the permit fact sheet.

Drew Hammond from the Office of Water Supply made a presentation regarding the issuance of Groundwater Withdrawal Permit Number GW0042901 for the City of Franklin Public Works' groundwater withdrawal system. The presentation included a discussion of the permit requirements, a summary of the comments received during the public comment period and public hearing, and staff's responses to the comments. Staff recommended changes to Parts I.A.3, II.A.1, III.A.1, III.A.2 and III.B.1 of the permit in response to comments and subsequent negotiations with the applicant.

After staff's presentation and answers to Board questions, the Board heard from Ms. Andrea Wortzel, Esq. representing the City of Franklin. Ms. Wortzel indicated that the City of Franklin concurred with the permit as presented by staff.


Staff recommended that the Board:

- Find that the proposed activity is consistent with the provisions of the Ground Water Management Act of 1992.
- Find that the proposed activity:
 - will protect other beneficial uses;
 - addresses minimization of the amount of groundwater needed to provide the intended beneficial use;
 - will not cause or contribute to significant impairment of state waters;
 - will prevent unpermitted impacts; and
 - reflects the required consultation with and full consideration of the written recommendations of VDH.

- Direct Staff to issue Groundwater Withdrawal Permit Number GW0042901 as presented.

Board Decision

Based on the briefing material and the staff presentation, the Board voted unanimously to adopt staff's recommendations and issue Groundwater Withdrawal Permit Number GW0042901.

 12/15/17

Jutta Schneider
Director, Division of Water Planning



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6-7, 2017

MINUTE NO. 3 – Virginia Pollutant Discharge Elimination System General Permit for Potable Water Treatment Plants (9VAC25-860)

Prior to the meeting the Board was provided briefing materials which included a revised draft of the subject general permit regulation, the fact sheet for the general permit, the Agency Background Document (TH-09) which included the public comment and the agency response and the Technical Advisory Committee membership. Elleanore Daub from the Office of VPDES Permits presented a summary of changes from the proposed regulations that were made in response to public comment.

Board Decision

Based on the briefing material and the staff presentation, the Board voted unanimously to adopt the amendments to the Virginia Pollutant Discharge Elimination System General Permit for Potable Water Treatment Plants (9VAC25-860). The Board also affirmed that they will receive, consider and respond to petitions by any person at any time with respect to reconsideration or revision of the regulations, as provided by the Administrative Process Act.

A handwritten signature in blue ink that reads 'Melanie D. Davenport'.

Melanie D. Davenport
Water Permitting Division Director



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MINUTE NO. 4 – Virginia Pollutant Discharge Elimination System General Permit for Noncontact Cooling Water Discharges of 50,000 Gallons Per Day Or Less (9VAC25-196)

Prior to the meeting the Board was provided briefing materials which included a revised draft of the subject general permit regulation, the fact sheet for the general permit, the Agency Background Document (TH-09) which included the public comment and the agency response and the Technical Advisory Committee membership. Matthew Richardson from the Office of VPDES Permits presented a summary of changes from the proposed regulations.

Board Decision

Based on the briefing material and the staff presentation, the Board voted unanimously to adopt the amendments to the Virginia Pollutant Discharge Elimination System General Permit for Noncontact Cooling Water Discharges of 50,000 Gallons Per Day Or Less (9VAC25-196). The Board also affirmed that they will receive, consider and respond to petitions by any person at any time with respect to reconsideration or revision of the regulations, as provided by the Administrative Process Act.

A handwritten signature in blue ink that reads "Melanie D. Davenport".

Melanie D. Davenport
Water Permitting Division Director



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6-7, 2017

MINUTE NO. 5 – Virginia Pollutant Discharge Elimination System General Permit for Discharges From Petroleum Contaminated Sites, Groundwater Remediation and Hydrostatic Tests (9VAC25-120)

Prior to the meeting the Board was provided briefing materials which included a revised draft of the subject general permit regulation, the fact sheet for the general permit, the Agency Background Document (TH-09) which included the public comment and the agency response and the Technical Advisory Committee membership. Matthew Richardson from the Office of VPDES Permits presented a summary of changes from the proposed regulations.

Board Decision

Based on the briefing material and the staff presentation, the Board voted unanimously to adopt the amendments to the Virginia Pollutant Discharge Elimination System General Permit for Discharges From Petroleum Contaminated Sites, Groundwater Remediation and Hydrostatic Tests (9VAC25-120). The Board also affirmed that they will receive, consider and respond to petitions by any person at any time with respect to reconsideration or revision of the regulations, as provided by the Administrative Process Act.

A handwritten signature in blue ink that reads "Melanie D. Davenport".

Melanie D. Davenport
Water Permitting Division Director



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6-7, 2017

MINUTE NO. 6 – Regulations – Final Exempt – Water Quality Management Planning Regulation, 9 VAC 25-720-80 B

This exempt final action is for amendments to 9VAC25-720-80 B of the Water Quality Management Planning Regulation, involving changes to the wasteload allocations (WLAs) of the South Hill WWTP discharge within the Roanoke River Basin. Specifically, the changes include the increase of a summer WLA for CBOD5 and the additions of a winter WLA for CBOD5, and summer and winter WLAs for TKN. Valerie Rourke in the Office of Land Application Programs presented to the Board final amendments to the regulation and recommendations to adopt the amendments.

Board Decision

Based on the briefing material and the staff presentation, the Board voted unanimously to adopt final amendments to the Water Quality Management Planning Regulation, 9VAC25-720-80 B, and to affirm that it will receive, consider and respond to petitions from any person at any time with respect to reconsideration and revision of the regulation, as provided by the Administrative Process Act.

A handwritten signature in blue ink that reads "Melanie D. Davenport".

Melanie D. Davenport
Director, Water Permitting Division



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Russell W. Baxter
Secretary of Natural Resources

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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 7, 2017

MINUTE NO. 7 – General VPDES Permit Regulation for Discharges from Small Municipal Separate Stormwater Sewer Systems (9VAC25-890)

This proposed regulation is for the reissuance of the General VPDES Permit Regulation for Discharges from Small Municipal Separate Stormwater Sewer Systems. The current general permit will expire on June 30, 2018. Prior to the meeting the Board was provided with briefing materials including a draft of the amended regulation and memorandum summarizing the proposed changes. Jaime Robb from the Office of Stormwater Management gave a brief summary of the significant proposed amendments to the regulation.

Board Decision:

Based on the briefing materials and the staff presentation, the Board voted unanimously to authorize a notice of public comment period and public hearing for amendments to the General VPDES Permit Regulation for Discharges from Small Municipal Separate Stormwater Sewer Systems (9VAC25-890). The Board also authorized the staff to serve as hearing officer for the public hearing.



Melanie D. Davenport
Water Permitting Division Director

EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD
AT ITS MEETING ON DECEMBER 7, 2017

MINUTE 8 — Water Quality Standards: Laurel Fork Tier III

Mr. David Whitehurst, Water Quality Standards Analyst in the Office of Ecology, made a presentation regarding a rulemaking to designate a segment of Laurel Fork in Highland County as Exceptional State Waters (ESW). Mr. Whitehurst described for the Board the location and specific segment of Laurel Fork petitioned for designation. The Board received the petition in September 2016 from a landowner through whose property the majority of the segment flows. Mr. Whitehurst then summarized previous Board action for the rulemaking that directed staff to publish a Notice Of Intended Regulatory Action and receive public comment on the proposal. Mr. Whitehurst then briefly summarized comments received, including two opposing and two in support of the designation.

Decision:

Based upon the information provided, by a unanimous vote the Board approved the following staff recommendation:

- Publish a Notice Of Public Comment with a 60-day comment period in the *Virginia Register* to solicit comment regarding amending 9VAC25-260-30.A.3.c, designating the following segment of Laurel Fork as Exceptional State Waters:

“Laurel Fork in Highland County, from the Rifle Ridge Farm property line near Collins Run (N38.49270, W79.66611) downstream to a point approximately 0.5 miles upstream from the confluence of Mullenax Run (N38.508322, W79.652757).”

Jutta Schneider

Jutta Schneider, Director
Division of Water Planning

12/15/17

Date

**EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD
AT ITS MEETING ON DECEMBER 7, 2017**

MINUTE 9 — Water Quality Standards: Selenium Petition

Mr. John Kennedy, Director of the Office of Ecology, made a presentation regarding a petition from the Virginia Coal and Energy Alliance (VCEA) requesting that Board initiate a rulemaking to revise Virginia's water quality criteria for Selenium. Mr. Kennedy summarized VCEA's position and described actions taken to-date on the petition, which included receipt by the Board at their 3/30/17 meeting and subsequent public notice for review/comment from 6/12/17 to 7/5/17. Mr. Kennedy referenced three sets of public comments received, which were summarized in the Board memo. The Board was informed that four associated Technical Support Documents are still pending final approval and national issuance by the U.S. Environmental Protection Agency, and that DEQ staff need this guidance in addition to the criteria revisions in order to effectively and correctly implement any amendments to the Water Quality Standards Regulation (9VAC25-260). These support documents address the issues of VPDES permitting, waterbody assessment and impairment listing, and fish tissue monitoring.

Decision:

Based upon the information provided, by a unanimous vote the Board approved the following staff recommendation:

- Staff recommends the Board not proceed with a rulemaking to revise Selenium criteria in Virginia's Water Quality Standards Regulation (9VAC25-260) until EPA's four associated Technical Support Documents are finalized and issued nationally.

Jutta Schneider

Jutta Schneider, Director
Division of Water Planning

12/15/17

Date



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MINUTE NO. 10 – TOTAL MAXIMUM DAILY LOADS (TMDLS)

Kelly Meadows, Watershed Programs, presented five Total Maximum Daily Load (TMDL) reports, with twelve new waste load allocations and three revised waste load allocations for Board approval and amendment to the Water Quality Management Planning Regulation (WQMPR).

The Department, in response to Board discussion of the program, advised the Board that staff would develop a presentation on the TMDL program for a future meeting.


The proposed actions pertain to water bodies in the James River Basin, the Roanoke River Basin, the Tennessee – Big Sandy River Basin, and the Chesapeake Bay – Small Coastal – Eastern Shore River Basin. The TMDL reports included the following:

1. Bacteria TMDL Development and a Proactive Approach to Address the Benthic Impairment for Woods Creek Rockbridge County and City of Lexington, Virginia
2. Bacterial TMDL Development for the Kerr Reservoir Tributaries Watersheds
3. Bacteria TMDL for McClure River Dickenson County, VA
4. Total Maximum Daily Loads of Bacteria for Back River in York County and Cities of Hampton, Poquoson, and Newport News, Virginia
5. Total Maximum Daily Loads of Bacteria for Poquoson River and Back Creek in the City of Poquoson and in York County, Virginia

Board Decision:

Based on the briefing material and the staff presentation, the Board voted unanimously to:

1. Approve the five Total Maximum Daily Load (TMDL) reports for inclusion into the Water Quality Management Plan,
2. Adopt the corresponding twelve new and three revised TMDL Waste Load Allocations into the Water Quality Management Planning Regulation and affirm that the Board will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision.


Julia Schneider
Director, Water Planning Division



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 7, 2017

MINUTE NO. 11 – VWP and VPDES Program Consent Special Order

Frank Lupini, Enforcement Specialist, presented to the Board the Consent Special Order for Atlantic Waste Disposal, Inc.

The Board unanimously approved the Order and further authorized the Department's Director to execute the Order on the Board's behalf and to refer violations of the Order to the Office of the Attorney General for appropriate legal action.

A handwritten signature in blue ink, appearing to read "Frank Lupini".

Frank Lupini
Enforcement Specialist
Piedmont Regional Office



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 7, 2017

MINUTE 12 – FY 2018 VCWRLF Loan Authorizations

Mr. Walter Gills, Program Manager of the Department's Clean Water Financing and Assistance Program, made a presentation to the Board based on a memorandum dated November 6, 2017. The memorandum identified the staff's recommended loan amounts, terms, and interest rates for 26 projects being recommended for FY 2018 Virginia Clean Water Revolving Loan Fund (VCWRLF) assistance.

Mr. Gills began his presentation by summarizing the actions taken by the staff and the DEQ Director, targeting 26 projects for FY 2018 assistance by memorandum dated August 31, 2017. He explained that he had met with all the potential FY 2018 loan recipients to verify the schedules and financial data used to evaluate the local impact and that the staff had completed its user charge impact analyses for the targeted recipients in order to establish the interest rates in accordance with Board guidelines. A public meeting on the proposed funding list was held on October 26, 2017 and no comments were received. Based on the initial meetings with the applicants and the public participation period, there were not any changes being made to the previously-approved funding list, resulting in a total loan amount of \$105,744,102 for 26 projects.

Mr. Gills explained that all the interest rate analyses have been finalized based on the Board's approved guidelines and the resulting recommendations were included in the memorandum to the Board. He further noted that Congress had still not finalized the federal SRF appropriation for FY 2018 so that staff was unsure as to whether the appropriation bill would provide for any principal forgiveness. He stated that staff was prepared to work with the Director on providing principal forgiveness to some projects as allowed by previous delegations if it is provided for by the federal appropriation.

Board Decision: The Board voted unanimously to authorize the execution of loan agreements for the recipients, loan amounts, interest rates and terms listed below. Loan closings will be subject to receipt of favorable financial capability analysis reports and supporting recommendations from VRA.

FY 2018 Interest Rates and Loan Authorizations

	<i>Locality</i>	<i>Loan Amount</i>	<i>Rates & Loan Terms</i>
1	City of Lynchburg	\$23,600,000	0%, 20 years
2	City of Norfolk	\$10,000,000	0%, 20 years
3	City of Richmond	\$9,550,000	0%, 20 years
4	City of Richmond	\$8,994,513	0%, 20 years
5	Hampton Roads Sanitation District	\$6,691,500	CRT
6	Town of Pound	\$711,651	0%, 25 years
7	Town of St. Paul	\$2,050,000	0%, 20 years
8	City of Richmond	\$4,092,126	0%, 20 years
9	County of Allegheny	\$1,092,854	0%, 20 years
10	Town of Marion	\$423,700	CRT
11	Town of Bridgewater	\$300,000	CRT
12	Town of Bridgewater	\$145,000	CRT
13	City of Petersburg	\$2,000,000	0%, 20 years
14	Town of Coeburn	\$1,869,028	0%, 25 years
15	Town of Nickelsville	\$919,048	0%, 20 years
16	Pepper's Ferry Regional WWTa	\$12,500,000	1%, 20 years
17	The Sanitary Board of Bluefield	\$8,172,792	CRT
18	Hampton Roads Sanitation District	\$2,377,100	CRT
19	Wise County PSA	\$627,533	0%, 20 years
20	Hampton Roads Sanitation District	\$1,750,000	CRT
21	Hampton Roads Sanitation District	\$1,680,000	CRT
22	City of Portsmouth (stormwater)	\$2,574,741	0%, 20 years
23	City of Richmond (stormwater)	\$1,458,010	0%, 20 years
24	Town of Vienna (stormwater)	\$115,000	CRT - 1%
25	NOVA Park Authority (land conservation)	\$1,625,000	1.25%, 10 years
26	Meadowview Biological Research Station (land conservation)	\$424,506	1.25%, 10 years
	Total Request	\$105,744,102	CR = Ceiling Rate /Term



Valerie Thomson
 Director of Administration



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON DECEMBER 6-7, 2017

MINUTE NO. 13 - 401 Water Quality Certification No. 17-001- Mountain Valley Pipeline, LLC

Ms. Melanie D. Davenport, Director, Division of Water Permitting, presented a proposed Section 401 Water Quality Certification (Certification) for the proposed Mountain Valley Pipeline (MVP) to the Board for its consideration. Ms. Davenport explained that the Certification applies to MVP activities in upland areas outside of the U.S. Army Corps of Engineers' jurisdictional areas under 33 U.S.C. § 1344 which may result in an indirect discharge to waters of the United States; water withdrawal activities that are exempt from coverage under the Virginia Water Protection Permit Program Regulation (9 VAC 25-210-10, *et seq.*); and, land disturbing activities not covered under the Stormwater Management Act (Va. Code § 62.1-44.15:24, *et seq.*) and Erosion and Sediment Control Law (Va. Code § 62.1-44.15:51, *et seq.*).

On December 6, 2017, Ms. Davenport reviewed for the Board the summary of the MVP project, the basis for the Certification, the draft Certification, and the public comment process. Ms. Davenport presented a detailed summary of the public comments received on the draft Certification.

The Board then received comment from the public in accordance with the Board's policy which allows those who commented during the previous public comment period to address the summary of comments presented to the Board. The following persons commented to the Board:

Delegate-elect Chris Hurst, Roberta Johnson, Donald W. Jones, Joyce Waugh, Robert Johnson, Georgianne Stinnett, Gary Zebrowski, John D'Orazio, Nan Gray, Dianila Richardson, Paul Nester, Lynda Majors, Karen Scott, Nik Banka, Tina Smusz, Kirk Bowers, Diana Christopulos, Robert L. Wells, Glen Besa, Dale E. Angle, David Butterworth, Daniel Angle, Bridget Kelley-Dearing, Jerry Conners, David Sligh, Peter Anderson, Danielle Boothe, Mary Beth Coffey, Roberta Bondurant, Bill Wolf, Jason Johnson, Elizabeth Struthers Malbon, Freeda Cathcort, Zachary Hanson, Tammy Belinsky, Treasa Voget, David Clarke, Irene Leech, Sharon Bonton, Vanessa Bolin Clemens, Jamshid Bakhtiara, Dr. Pamela Dodds, Dan Averill, Nancy Sorrells, Mara Robbins, RoxAnne Lane Christley, Lurn Malhotra, Michael James-Deramo, Max Beyer, Bonnie Law, Lee Francis, Trixie Averill, J L Fogo, Richard Averitt, Chris Saxman, Dick Averitt, Ben Luckett, Kay Leigh-Ferguson, Walt McDearmon, Patricia Hannah, Carolyn Reilly, Greg Buppert, Sonja Ingram, Kathy Chandler, Robert

Jones, Ernst Kastning, Thomas Adams, Grace Terry, Cathryn McCue, Walton Shepherd, Paul Rubin, Tori Coan, Thomas Burkett.

Upon completion of the public comment portion of the meeting, the Board adjourned for the day.

On December 7, 2017, the Board reconvened and received brief comments from Mr. Robert J. Cooper representing MVP.

Ms. Davenport then presented the Department's response to the public comments received and answered questions from the Board. The Board also heard, in response to their questions, from William Orndorf (Department of Conservation and Recreation), as well as several representatives of MVP (Michael Rolband, Dave Allison, and Billy Newton), and Tom Walker (U.S. Norfolk District Corps of Engineers). The Board also discussed the application of the Corps of Engineers Nationwide Permit 12 as reflected in the transcript of the proceedings.

Ms. Davenport reviewed for the Board the changes that were made to the draft 401 Certification as a result of public comments received and presented the following staff recommendations:

Staff recommends the Board:

1. Find that:

- a. the Department has prepared the proposed 401 Water Quality Certification related to upland activities outside the Corps jurisdictional areas under section 404 of the Clean Water Act and the jurisdictional scope of the Virginia Water Protection Permit Program Regulation in accordance with all statutes, regulations, and agency practices; and
- b. upon consideration of the staff presentation, all public comments received during the public comment period, and all other applicable and preexisting regulatory mechanisms including Annual Standards and Specifications approved by the Department on June 20, 2017, the requirements of the U.S. Army Corps of Engineers Nationwide Permit 12 and Norfolk District Regional Conditions, the environmental conditions imposed by FERC in the certificate of public convenience and necessity issued to MVP, and the additional fifteen (15) conditions imposed by 401 Water Quality Certification No. 17-001, there is reasonable assurance that the activity authorized by FERC will comply with all applicable effluent limitations and water quality standards and

2. Authorize the Director to issue 401 Water Quality Certification No. 17-001 to Mountain Valley Pipeline, LLC, as approved by the Board.

A motion by Mr. Hayes, seconded by Ms. Wallace to approve staff recommendations was withdrawn.

Ms. Davenport reviewed additional amendments to the Certification. Specifically, in response to comments and questions by the Board. Ms. Davenport detailed the following proposed changes to the Certification:

Section III - strike the following paragraph:

The Department's 401 Water Quality Certification for the Corps' Nationwide Permit 12 issued April 7, 2017 and this additional Certification issued pursuant to Guidance Memo No.

GM17-2003, Interstate Natural Gas Infrastructure Projects – Procedures for Evaluating and Developing Additional Conditions for Section 401 Water Quality Certification Pursuant to 33 USC § 1341 (“401” Certification) together constitute the Commonwealth of Virginia’s 401 Certification for the Project.

Section V, Condition 2-A: change to state that the owner shall notify DEQ of any and all instances in which it believes fifty feet is not possible and shall proceed only where DEQ concurs with the owner's use of less than fifty feet of buffer.

Section V: add Condition Number 16 that states that this Certification is binding on the owner and any successors in interest, designees and assigns, jointly and severally.

Section VI: change the last paragraph to clarify the certification applies solely to upland activities authorized by FERC, and shall not waive or otherwise impair or affect the authority of the Board to require additional certification under State or Federal law.

A motion by Mr. Hayes, seconded by Ms. Wallace, to approve staff recommendations to issue the 401 Certification as revised and presented in the Board books with the additional amendments detailed by Ms. Davenport passed 5 (Dunn, Wood, Wallace, Wayland and Hayes) to 2 (Kellam and Dean).

The Department was asked to inform the Board of the U.S. Norfolk District Corps of Engineers' action on MVP's application for coverage under Nationwide 12.


Melanie D. Davenport