



# COMMONWEALTH of VIRGINIA

## DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 629 East Main Street, Richmond, Virginia 23219

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www.deq.virginia.gov

Molly Joseph Ward  
Secretary of Natural Resources

David K. Paylor  
Director  
(804) 698-4020  
1-800-592-5482

### MINUTES STATE WATER CONTROL BOARD

Thursday, July 28, 2016  
House Room D  
General Assembly Building  
9<sup>th</sup> & Broad Streets  
Richmond, Virginia

Board Members Present:

Heather L. Wood, Vice-Chair  
Roberta A. Kellum

Lou Ann Jessee-Wallace  
Thomas M. Branin

Board Members Absent:

Robert L. Dunn, Chair  
G. Nissa Dean

Joseph H. Nash

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) The meeting was convened at 9:32 a.m. and adjourned at 11:02 a.m.

Approved Minute No. 2  
September 22, 2016



# COMMONWEALTH of VIRGINIA

## DEPARTMENT OF ENVIRONMENTAL QUALITY

PIEDMONT REGIONAL OFFICE

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David K. Paylor  
Director

Michael P. Murphy  
Regional Director

Molly Joseph Ward  
Secretary of Natural Resources

### EXERPT FROM THE PROCEEDSINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON AUGUST 15, 2016

#### **Minute No. 1 – Issuance of Virginia Water Protection (VWP) Individual Permit No. 16-0731 – Chesterfield Economic Development Authority – Chesterfield County, Virginia**

DEQ staff made a presentation regarding the proposed issuance of Virginia Water Protection (VWP) Individual Permit No. 16-0731 to Chesterfield Economic Development Authority for Project Buzzard in Chesterfield County, Virginia. The project consists of the construction of an industrial facility within Meadowville Technology Park, including an access road, building pad, parking areas, and stormwater management facilities. Permanent impacts include the fill of 0.22 acre of emergent wetland, 8.21 acre of isolated forested wetland, 1.44 acres of forested wetland (not isolated) and 84 linear feet of stream bed, as well as the permanent conversion of 0.05 acre of forested wetlands to emergent wetlands. Staff briefed the Board on the proposed permitting action and provided a summary of the major areas of concern received during the public hearing and comment period, and staff responses to these comments.

After staff's presentation, Allison Dunaway (DEQ - Piedmont Regional Office), David Davis (DEQ - Central Office) and Melanie Davenport (DEQ - Central Office) responded to further questions raised by the Board. Additionally, the Board heard from Andrew Tapscott, Chris Dodd, and Garrett Hart, all representing the permittee, as well as Thomas Pakurar, Glen Besa, Tyla Matteson, and Herb Walke, concerned citizens.

The staff then made the following recommendation:

Based on the agency permit files, the comments received during the public comment period and any explanation of comments previously received during the public comment period made at the Board meeting, the staff recommends that the Board:

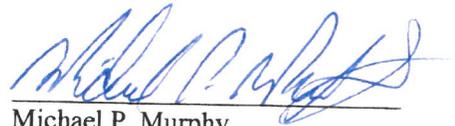
1. Find that:
  - a) the permit has been prepared in conformance with all applicable statutes, regulations and agency practices;
  - b) the proposed activity is consistent with the provisions of the Clean Water Act and State Water Control Law and will protect instream beneficial uses;
  - c) the proposed permit addresses avoidance and minimization of surface water impacts to the maximum extent practicable;
  - d) the effect of the impact, together with other existing or proposed impacts to surface waters, will not cause or contribute to significant impairment of state waters or fish and wildlife resources;
  - e) the proposed permit conditions are sufficient to achieve no net loss of wetland acreage and function through compensatory mitigation;
  - f) this permit is designed to prevent unpermitted impacts.

2. Approve the permit and conditions as presented today.
3. Authorize the Director to issue the permit as approved by the Board.

After hearing the staff recommendation, a motion was made and seconded to issue the permit as presented by staff.

**Board Decision**

The Board, based on Board book material and presentation at the meeting, voted 3 to 1 in favor of staff's recommendation, with Ms. Kellam voting no.



Michael P. Murphy  
Director, Piedmont Regional Office



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## EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON JULY 28, 2016

### MINUTE NO. 2 – Future Meetings

The Board confirmed September 22-23 and December 12-13, 2016, as the dates of their next meetings.

  
Cindy M. Berndt