



COMMONWEALTH of VIRGINIA
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November 29, 2004

The Honorable Robert G. Burnley, Director
Virginia Department of Environmental Quality
629 East Main Street
Richmond, Virginia 23219

Re: Authority to Promulgate Amendments to Virginia Water Protection
General Permit Regulations: 9 VAC 25-660, 670, 680 and 690, Final

Dear Director Burnley:

I have reviewed the above-referenced regulations. It is my opinion that the State Water Control Board has authority to promulgate such amendments under applicable law, including Chapter 3.1 of Title 62.1 of the Code of Virginia.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.

Sincerely,

Cathie F. Hutchins
Assistant Attorney General
Environmental Unit

cc: Ellen Gilinsky
Cindy Berndt