

**DEPARTMENT OF MINES, MINERALS AND ENERGY
DIVISION OF MINED LAND RECLAMATION**

GUIDANCE MEMORANDUM¹ No. 7-92

Issue Date: April 21, 2008

Subject: Public Notices (issued 9/11/92, updated 10/1/01 & 04/21/08)

The Division is responsible for seeing that the public is adequately informed concerning the location and nature of a proposed or existing coal surface mining operation based upon what appears in the public notice required by §4VAC25-130-773.13(a)(1) of the regulations.

Public notices must be understandable and clearly delineate the location and nature of the proposed operation.

The public notice must be reviewed by the field inspector. Once approved, the inspector will assign a publication number that must be added to the notice for publication.

¹ This Memorandum is to be considered a guideline issued under the authority of § 45.1-230.A1 of the Code of Virginia which reads:

"In addition to the adoption of regulations under this chapter, the Director may at his discretion issue or distribute to the public interpretative, advisory or procedural bulletins or guidelines pertaining to permit applications or to matters reasonably related thereto without following any of the procedures set forth in the Administrative Process Act (§ 2.2-4000 et seq.). The materials shall be clearly designated as to their nature, shall be solely for purposes of public information and education, and shall not have the force of regulations under this chapter or under any other provision of this Code."