



# COMMONWEALTH of VIRGINIA

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## MEMORANDUM

**To:** Thomas Fleury, Chairman  
Board for Housing and Community Development  
Department of Housing and Community Development

Stephen Calhoun, Secretary  
Board for Housing and Community Development  
Department of Housing and Community Development

**From:** Steven P. Jack  
Assistant Attorney General

**Date:** August 20, 2009

**Subject:** Letter of Assurance for Amendments to Enterprise Zone Grant Regulations.

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I have reviewed the Board for Housing and Community Development's proposed amendments to the Enterprise Zone Grant Regulations, 13 VAC 5-112-10 *et seq.*, that were posted on the Virginia Regulatory Town Hall Internet site on August 18, 2009. In my view, as counsel to the Board for Housing and Community Development, these regulations may be promulgated pursuant to § 59.1 – 541 of the *Code of Virginia*. The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

Further, adoption of the amendments to these regulations may be done pursuant to an exempt action, in accordance with § 2.2 – 4006(A)(4)(a) of the *Code of Virginia*.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.