



Exempt Action Proposed Regulation Agency Background Document

Agency name	State Water Control Board
Virginia Administrative Code (VAC) citation	9 VAC 25-193
Regulation title	General Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation for Concrete Products Facilities
Action title	Amend Existing Regulation
Document preparation date	August 20, 2007

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 36 (06) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

This rulemaking is to reissue the general permit that expires on September 30, 2008. The general permit establishes limitations and monitoring requirements for wastewater discharges from concrete products facilities. As with an individual VPDES permit, the effluent limits in the general permit are set to protect the quality of the waters receiving the discharges.

The general permit is amended to include new effective and expiration dates to correspond with the new dates of the reissued permit. In special condition 1 in Part I B a requirement for no solids deposition in surface water as a result of the industrial activity in the vicinity of the outfall has been added. Also, that the visual quality of the receiving stream (including observations of solids deposition from the industrial activity) in the vicinity of the outfall (including ditches and conveyances) should be included in the quarterly visual examination reports of the storm water management section (Part II D). These were added in response to staff concerns about solids depositions (concrete product) entering the receiving stream.

Special condition 10 in Part I B is amended such that where basins are operated in a series mode of operation, the one foot freeboard requirement for the upper basins may be waived provided the final

basin will maintain the freeboard requirements. This was added to reflect existing practice and design of these basins and to ensure the lower basin will not overflow in high flow rain events.

Special condition 13 in Part I B was modified to reflect liner requirements for settling basins built after February 1998 set forth in the Code of Virginia § [62.1-44.15:5.2](#).

Special condition 15 in Part I B was modified to ensure that the permittee reports discharge monitoring at two significant digits. The changes in this section were done to conform to Guidance Memo 06-2016 (Significant Figures for Discharge Monitoring Reports) for consistency within the VPDES program.

Public Participation

Please include a statement that in addition to any other comments on the proposal, the agency is seeking comments on the costs and benefits of the proposal, the potential impacts of the regulation on the regulated community and the impacts of the regulation on farm or forest land preservation.

In addition to any other comments, the Board is seeking comments on the costs and benefits of the proposal, the potential impacts on the regulated community and on any impacts of the regulation on farm and forest land preservation. Also, the Board is seeking information on impacts on small businesses as defined in § 2.2-4007.1 of the Code of Virginia. Information may include 1) projected reporting, recordkeeping and other administrative costs, 2) probable effect of the regulation on affected small businesses, and 3) description of less intrusive or costly alternative methods of achieving the purpose of the regulation.

Anyone wishing to submit written comments for the public comment file may do so at the public hearing or by mail, email or fax to Eleanore Daub, Department of Environmental Quality, 629 East Main Street, P.O. Box 1105, Richmond, VA 23218, 804-698-4111, fax 804-698-4032 or emdaub@deg.virginia.gov. Comments may also be submitted through the Public Forum feature of the Virginia Regulatory Town Hall web site at: www.townhall.virginia.gov. Written comments must include the name and address of the commenter. In order to be considered comments must be received by 5:00 p.m. on the date established as the close of the comment period.

A public hearing will be held and notice of the public hearing can be found on the Virginia Regulatory Town Hall web site and in the Virginia Register of Regulations. Both oral and written comments may be submitted at that time.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability, including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

It is not anticipated that this regulation will have a direct impact on the institution of the family or family stability.