

9VAC25-760-10 Definitions.

Unless a different meaning is required by the context, the following terms, as used in this chapter, shall have the following meanings:

“Act” means the Surface Water Management Act of 1989 (§62.1-242 et seq. Of the Code of Virginia), as amended.

“Area” means the James River (Richmond Regional West) Surface Water Management Area.

“Board” means the State Water Control Board.

“Surface water management area” means a geographically defined surface water area in which the Board has deemed the levels or supply of surface water to be potentially adverse to public welfare, health, and safety.

“Surface water” means any water in the Commonwealth, except ground water as defined in §62.1-255 of the Code of Virginia.

9VAC25-760-20 Declaration of surface water management area.

- A. The Board hereby orders the declaration of the James River in the Richmond Metropolitan Area as a surface water management area. The area shall be known as the James River (Richmond Regional West) Surface Water Management Area.

- B. The Area shall encompass the James River upstream from the southeastern toe of the Interstate 95 bridge in the City of Richmond to the southwestern toe of the US Route 522 bridge in Goochland and Powhatan Counties. The area shall include the mainstem of the James River and all tributaries to the James River and their watersheds in this river reach.
- C. The Board shall declare that permit conditions are applicable when the 14-day rolling average flow falls below 2142 cubic feet per second measured at the Cartersville James River water-stage recorder #02035000.
- D. Permit conditions shall remain in effect until the 14-day rolling average exceeds 2142 cubic feet per second measured at the Cartersville James River water-stage recorder #02035000 for thirty consecutive days.

9VAC 25-760-30 Permits.

- A. All permits issued by the Board shall be issued in accordance with 9VAC25-220-10 et seq., Surface Water Management Areas.
- B. All permits issued by the Board shall include a flow requirement appropriate for the protection of beneficial instream uses.
- C. Any permit issued by the Board may include any conditions necessary to protect beneficial instream uses.
- D. Permits issued to persons who withdraw water to support a public water supply shall at a minimum contain conditions requiring the initiation of voluntary water use restrictions when the 14-day rolling average flow falls below 1428 cubic feet per second and the initiation of mandatory water use

restrictions when the 14-day rolling average flow falls below 714 cubic feet per second measured at the Cartersville James River water-stage recorder #02035000.

- E. Permits issued to any other persons shall at a minimum contain conditions limiting their withdrawals when the 14-day rolling average flow falls below 1428 cubic feet per second measured at the Cartersville James River water-stage recorder #02035000. The magnitude and nature of these limitations will be based on the specific beneficial use to which the withdrawal is applied.